

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.: RULE TITLE:
60P-1.003 Definitions

PURPOSE AND EFFECT: The purpose of the rule amendment is to establish a definition for Health Maintenance Organization (HMO) Region to implement the statutory requirement that the department establish regions throughout the state within which an HMO is authorized by contract to provide services to State Group Insurance Program enrollees as set forth in Ch. 19-100, 1, at 3, Laws of Fla. (2019).

SUBJECT AREA TO BE ADDRESSED: Discuss referral pattern analysis and invite input for establishing HMO regions throughout the state.

RULEMAKING AUTHORITY: 110.123, F.S.

LAW IMPLEMENTED: 110.123, F.S.

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

DATE AND TIME: August 15, 2019, 2:00 p.m.

PLACE: Department of Management Services, 4050 Esplanade Way, Suite 101, Tallahassee, Florida.

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: Lela Whitfield at Lila.Whitfield@dms.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Debbie Shoup, Manager, Member Services, Department of Management Services, Division of State Group Insurance, 4050 Esplanade Way, Suite 215, Tallahassee, Florida 32399 or Debbie.Shoup@dms.myflorida.com.

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NOS.: RULE TITLES:
60P-2.002 Eligibility and Enrollment
60P-2.003 Changes in Coverage

PURPOSE AND EFFECT: The purpose of the rule amendment is to establish a definition for Health Maintenance Organization (HMO) Region to implement the statutory requirement that the department establish regions throughout the state within which an HMO is authorized by contract to provide services to State Group Insurance Program enrollees as set forth in Ch. 19-100, 1, at 3, Laws of Fla. (2019).

SUBJECT AREA TO BE ADDRESSED: Discuss referral pattern analysis and invite input for establishing HMO regions throughout the state.

RULEMAKING AUTHORITY: 110.123, F.S.

LAW IMPLEMENTED: 110.123, F.S.

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

DATE AND TIME: August 15, 2019, 2:00 p.m.

PLACE: Department of Management Services, 4050 Esplanade Way, Suite 101, Tallahassee, Florida.

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: Lela Whitfield at Lila.Whitfield@dms.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Debbie Shoup, Manager, Member Services, Department of Management Services, Division of State Group Insurance, 4050 Esplanade Way, Suite 215, Tallahassee, Florida 32399.

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

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: RULE TITLE:
69A-40.038 Fire Exit Drills in Non-Legacy Facilities

PURPOSE AND EFFECT: Sections 429.41 and 633.206, F.S., require the Division of State Fire Marshal to establish uniform firesafety standards for assisted living facilities using the current editions of the National Fire Protection Association (NFPA) 101, Life Safety Code®, and NFPA 101A, Guide to Alternative Approaches to Life Safety. The proposed rule will

require a non-legacy facility to comply with the fire exit drill requirements of the occupancy classification as designated by the local authority having jurisdiction mandated in the current editions of the NFPA 101, Life Safety Code®, and NFPA 101A, Guide on Alternative Approaches to Life Safety.

SUBJECT AREA TO BE ADDRESSED: Fire exit drills in non-legacy facilities.

RULEMAKING AUTHORITY: 429.41, 633.104, 633.206 FS.
LAW IMPLEMENTED: 429.41, 633.206 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: August 1, 2019, 10:00 a.m.

PLACE: The Atrium, 3rd Floor Conference Room, 325 John Knox Road, Tallahassee, FL

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: Belinda Chukes at (850)413-3619 or Belinda.Chukes@myfloridacfo.com If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Casia Sinco, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 E. Gaines Street, Tallahassee, Florida 32399-0342, (850)413-3620, or Casia.Sinco@myfloridacfo.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: A copy of the proposed rule is also available at:

<http://www.myfloridacfo.com/Division/GeneralCounsel/RuleWorkshopMeetings/default.asp>

Section II Proposed Rules

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: RULE TITLE:

61A-1.01010 Expendable Retailer Advertising Specialties Exception

PURPOSE AND EFFECT: To update the rule language to reflect the revision of section 561.42, F.S., as amended by chapter 2018-135, Laws of Florida.

SUMMARY: Chapter 2018-135, Laws of Florida, amended section 561.42, F.S. The proposed rulemaking will amend Rule

61A-1.01010, F.A.C., to reflect the statutory change regarding the circumstances under which a malt beverage distributor may provide branded glassware to vendors licensed for on-premises consumption.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 561.11, 561.42 FS.

LAW IMPLEMENTED: 561.08, 561.42 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: Rebecca Hays, Counsel for Compliance and Regulatory Programs, Division of Alcoholic Beverages and Tobacco, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1314.

THE FULL TEXT OF THE PROPOSED RULE IS:

61A-1.01010 Expendable Retailer Advertising Specialties Exception.

(1) When the specialties advertise wine or spirituous beverages, wine or spirituous beverages industry members may give or sell, and when the specialties advertise malt beverages, malt beverages industry members may sell, at a cost not less than the actual cost of the industry member who purchased them, branded expendable retailer advertising specialties of nominal value such as trays, coasters,; ~~paper, plastic or styrofoam cups; foam scrapers; placemats; back bar mats;~~ menu cards,; ~~meal checks; paper napkins, cups, glassware;~~ trays; thermometers,; ~~alcoholic beverage lists;~~ and similar specialties. Alcoholic beverage lists, menus, and menu cards shall not contain any information other than advertising, alcoholic beverages, and prices. ~~If a manufacturer or distributor provides a vendor with glassware, pitchers, carafes or similar containers made of other materials, such containers are not~~

~~expendable retailer advertising specialties, and shall be sold at a cost not less than the actual cost of the industry member who purchased them.~~

(2) A distributor of malt beverages that has received branded glassware at no cost may give such glassware to vendors licensed for on-premises consumption, subject to the conditions of section 561.42(14)(a), Florida Statutes.

~~(3)(2)~~ The specialties may advertise a brand or industry member. The vendor’s name, business name, website address, logo, and business address may be printed on these specialties, which shall be intended for use by the vendor or consumers on the vendor’s licensed premises.

Rulemaking Authority 561.11, 561.42 FS. Law Implemented 561.08, 561.42 FS. History—New 9-15-10, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sterling Whisenhunt, Director, Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Halsey Beshears, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 9, 2019

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: RULE TITLE:

61A-7.001 Definitions

PURPOSE AND EFFECT: To update the rule language to reflect the statutory amendments to chapter 386 and section 561.695, Florida Statutes, as amended by chapter 2019-14, Laws of Florida.

SUMMARY: Chapter 2019-14, Laws of Florida, amends chapter 386 and section 561.695, Florida Statutes, by adding a prohibition on indoor vaping. The updated rule will reflect the statutory changes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

required, the information expressly relied upon and described herein: the economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 386.2125, 561.11, 561.695(3), 561.695(8) FS.

LAW IMPLEMENTED: 386.203(5), 386.203(12), 561.695(3) 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: Rebecca Hays, Counsel for Compliance and Regulatory Programs, Division of Alcoholic Beverages and Tobacco, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1314, Rebecca.Hays@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61A-7.001 Definitions.

The basic terms utilized in this rule are defined as follows:

(1) “Customary bar snack” means popcorn and any ready to eat food item, commercially prepared and packaged off the premises, served without additions or preparations, that is not a potentially hazardous food. The definition of potentially hazardous food, provided in subparagraph 1-201.10(B)(61), Food Code, 1999 Recommendations of the United States Public Health Service/Food and Drug Administration, incorporated herein by reference, shall apply to ~~Chapter~~ 61A-7, F.A.C.

(2) “Noncommercial activities” mean social gatherings, which encompass activities in compliance with ~~Section~~ 849.0931, F.S., meetings, dining, dances and the services performed in furtherance of these activities can only be conducted by members, whether compensated or not.

(3) No change.

(4) No change.

(5) “Stand-alone bar” means those licensed premises defined in ~~Section~~ 386.203(12)(44), F.S.

(6) “Stand-alone smoking and vaping (ss)” means those licensed premises that operate a business that meets the definition of a stand-alone bar in ~~Section~~ 386.203(12)(44), F.S., if the only food provided is limited to nonperishable snack food items.

(7) “Stand-alone smoking and vaping with food (ssf)” means those licensed premises that operate a business that meets the definition of a stand-alone bar in ~~Section~~ 386.203(12)(44), F.S., in which the serving of food is merely incidental, that is the licensed premises may derive no more

than ten percent of its gross revenue from the sale of food consumed on the licensed premises.

Rulemaking Authority 386.2125, 561.11, 561.695(3), 561.695(8)(9) F.S. Law Implemented 386.203(5), 386.203(12)(11), (12), 561.695(3); ~~(6)~~ F.S. History—New 6-14-05, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sterling Whisenhunt, Director, Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Halsey Beshears, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 9, 2019

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: RULE TITLE:

61A-7.002 Criteria for Smoking Designation

PURPOSE AND EFFECT: To update the rule language to reflect the statutory amendments to chapter 386 and section 561.695, Florida Statutes, as amended by chapter 2019-14, Laws of Florida.

SUMMARY: Chapter 2019-14, Laws of Florida, amends chapter 386 and section 561.695, Florida Statutes, by adding a prohibition on indoor vaping. The updated rule will reflect the statutory changes and incorporate Form DBPR ABT 6012, Notification of Election to Permit Tobacco Smoking and Vaping in the Licensed Premises.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

Any person who wishes to provide information regarding a

statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 386.2125, 561.08, 561.11, 561.695(8) FS.

LAW IMPLEMENTED: 386.203(12), 561.08, 561.695 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: Rebecca Hays, Counsel for Compliance and Regulatory Programs, Division of Alcoholic Beverages and Tobacco, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1314, Rebecca.Hays@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61A-7.002 Criteria for Smoking and Vaping Designation. Stand-alone bars with an alcoholic beverage consumption on premises license shall be issued a smoking and vaping designation of “ss” or “ssf” upon meeting the following criteria:

(1) The premises meets the definition of a stand-alone bar in ~~Section 386.203(12)(11), F.S., and~~

(2) ~~The~~ The licensee provides the division with a notice of election, using form DBPR ABT 6012, Notification of Election to Permit Tobacco Smoking and Vaping in the Licensed Premises, effective MM-DD-YYYY, and incorporated by reference herein ~~the division’s Internet site accessible at www.myflorida.com, Interactive Voice Response system at (850)487-1395, the Customer Call Center at (850)487-1395, or by delivering in person or through the mail form DBPR ABT 6039, incorporated herein by reference.~~ Form DBPR ABT 6012 ~~6039, Notification of Election to Permit Tobacco Smoking and Vaping in the Licensed Premises, effective July 1, 2003,~~ may be obtained from ~~by writing~~ the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 2601 Blair Stone Road, Tallahassee, Florida 32399-1021, from the district office serving your area of interest, or online ~~may be downloaded from the internet at~~ https://www.flrules.org/Gateway/reference.asp?No=Ref-10786, or www.myfloridalicense.com ~~http://www.state.fl.us/dbpr/abt/forms/index.shtml.~~

Rulemaking Authority 386.2125, 561.08, 561.11, 561.695(8)(9) FS. Law Implemented 386.203(12)(11), 561.08, 561.695(4) FS. History—New 6-14-05, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Sterling Whisenhunt, Director, Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Halsey Beshears, Secretary, Department of Business and Professional Regulation
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2019
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 9, 2019

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: 64B9-4.0025
RULE TITLE: Provisional Certification
PURPOSE AND EFFECT: The rule is being repealed.
SUMMARY: Repeal rule.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule does not impose additional costs, obligations, or duties on any persons or businesses, 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: 464.006, 464.012(1)(b) FS.
LAW IMPLEMENTED: 464.012(1)(b) 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-4.0025 Provisional Certification.
Rulemaking Authority 464.006, 464.012(1)(b) FS. Law Implemented 464.012(1)(b) FS. History—New 2-12-97, Formerly 59S-4.0025, Amended 4-5-00, 7-5-17, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Nursing
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Nursing
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2019

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NOS.: 65C-43.001, 65C-43.002, 65C-43.003, 65C-43.0035, 65C-43.004, 65C-43.005
RULE TITLES: Initial Screening Instrument Reporting Criteria for Certification of Safe Houses Record Keeping for Children in Safe Houses Training for Foster Parents of Safe Foster Homes and Staff of Safe Houses Specialized Training in Serving Human Trafficking Victims

PURPOSE AND EFFECT: The Department intends to amend Rule Chapter 65C-43, F.A.C., to (1) add data that must be reported to the Department’s Human Trafficking Unit; (2) remove criteria for certification of safe foster homes; (3) incorporate a required form; and (4) clarify that certain specialized training must be live. In addition, the Department intends to create a new rule regarding record keeping.

SUMMARY: The amendments accomplish the following: (1) Expand the use of the Human Trafficking Screening Tool to include children and young adults who have been labor trafficked and young adults who are in extended foster care or who are receiving other independent living services; (2) Add required information that must be reported to the Department; (3) Remove the criteria for certification of safe foster homes; (4) Update the “Screening, Placement and Services Checklist for Sexually Exploited Children and Young Adults;” and (5) Require the specialized training for servicing human trafficking victims to be live training. Additionally, Rule 65C-43.0035, F.A.C., Record Keeping for Children in Safe Home, is created.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 39.524(3)(a), 409.1678(2)(c)7., (2)(e), 409.1754(1)(c), FS.

LAW IMPLEMENTED: 39.524, 409.1678, 409.1754, (3)(a)1., 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: Jodi Abramowitz. Jodi can be reached at (850)717-4470 or Jodi.Abramowitz@myflfamilies.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

65C-43.001 Initial Screening Instrument.

(1) Any child or young adult suspected of being commercially sexually exploited or labor trafficked shall be assessed using the “Human Trafficking Screening Tool Administration Guide (HTST),” CF-FSP 5406, February 2015, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06228>. For the purpose of this Rule Chapter, aA young adult is defined as someone who has reached 18 years of age but is not yet 23 years of age and who is in extended foster care or who is receiving other independent living services. In addition, any child or young adult who meets the criteria aAs defined in the list of indicators in the HTST, shall the following children or young adults must be assessed using the HTST:

~~(a) Children or young adults with a history of running away;~~

~~(b) Children or young adults with a history of sexual abuse;~~
~~(c) Children or young adults with a history of prostitution or a current arrest on a charge of prostitution;~~

~~(d) Children or young adults who acknowledge being trafficked; and,~~

~~(e) Children or young adults for whom there is a report of sexual exploitation.~~

(2) No change.

(3) The HTST shall be initiated within 24 hours of identifying one or more of the indicators listed in the HTST. ~~conditions set forth in subsections (1)(a) (e) of this rule.~~ For a child or young adult whose whereabouts are unknown, the HTST shall be initiated within 24 hours of the debriefing of a recovered child or young adult if the debriefing results in indicators of human trafficking as listed in the HTST. ~~outlined in subsection (1) of this rule.~~

(4) If the HTST was previously administered by the Department of Juvenile Justice or one of the shared agencies as listed in the HTST, incorporated in subsection (1) of this rule, the results of the HTST shall be used in determining the most appropriate placement for the child or young adult.

Rulemaking Authority 409.1754(1)(c) FS. Law Implemented 409.1754 FS. History–New 1-12-16. Amended.

65C-43.002 Reporting.

Each lead agency and regional Department of Children and Families, Family Safety Office shall provide the following information about children and young adults the lead agency serves to the Department’s Office of Child Welfare’s Human Trafficking Unit ~~Welfare~~ on a monthly basis:

(1) No change.

(2) The total number of children and young adults determined to be victims of commercial sexual exploitation;

~~(3) The total number of children and young adults assessed for placement in a safe foster home or safe house;~~

~~(4) The total number of children and young adults who were referred to specialized non-residential services in the community to address their needs as a victim of commercial sexual exploitation;~~

(3) through (4) are renumbered (5) through (6) No change.

~~(7)(5) The total number of children and young adults who were not placed in a safe foster home or safe house due to lack of funding or funding eligibility; and,~~

~~(8) The total number of children and young adults who were not placed in a safe foster home or safe house due to lack of recommendation;~~

~~(9) The total number of children and young adults who were not placed due to a runaway episode;~~

~~(10) The total number of children and young adults who were referred to a safe foster home or safe house who were not placed due to their choice not to go;~~

~~(11)(6)~~ Specifically for each child and young adult;
 (a) Date the Human Trafficking Screening Tool was administered;

(b) The name and working title of the person who administered the screening tool;

~~(b) The outcome of the screening;~~

(c) Date the multidisciplinary team staffing was completed;

(d) Child protective investigation findings for the current commercially sexually exploited child (CSEC) investigation;

(e) Date the safe foster home/safe house assessment was completed;

~~(f)(e)~~ The placement that resulted from the screening, including whether a safe foster home or safe house placement was made; ~~if a safe foster home or safe house placement was not made, an explanation of why it was not made must be provided;~~

(g) Referrals to any specialized services and the type, date, and outcome of those referrals; and

(h) Whether or not the community-based care agency accrued costs for specialized services.

~~(d) The number of placement disruptions;~~

~~(e) The specialized services provided; and,~~

~~(f) The cost of placement.~~

(12)(7) The information specifically for each child and young adult required in subsection ~~(11)(6)~~ of this rule shall be captured utilizing Part 1 of the “Screening, Placement and Services Checklist for Sexually Exploited Children and Young Adults,” CF-FSP 5413, May 2019 ~~September 2017~~, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX> ~~40218~~. The information required in subsections (1) through ~~(10)(5)~~ of this rule shall be captured utilizing Part 2 of the “Screening, Placement and Services Checklist for Sexually Exploited Children and Young Adults.”

Rulemaking Authority 39.524(3)(a) ~~409.1754(1)(e)~~ FS. Law Implemented 39.524 ~~409.1754~~ FS. History—New 1-12-16. Amended 1-24-19, _____.

65C-43.003 Criteria for Certification of Safe Houses.

~~(1) Certification of Safe Foster Homes.~~

~~(a) Certification Standards. The child placing agency must submit a letter of recommendation to the Regional Licensing Authority that the licensed foster home be certified as a safe foster home. The letter of recommendation must be accompanied by the following:~~

~~— 1. An “Application for Certification as a Safe Foster Home or Safe House,” CF FSP 5403, February 2015, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06225>,~~

~~2. A copy of the applicant’s current foster home license and the applicant’s licensing history, placement capacity and gender to be served;~~

~~3. A signed “Prudent Parenting Partnership Plan for Sexually Exploited Children or Young Adults,” CF FSP 5404, February 2015, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06226>,~~

~~4. A description of child caring arrangements and sleeping arrangements;~~

~~5. Documentation of completed pre-service training, including specialized training in sexual exploitation, pursuant to subsections 65C 43.004(1) (2), F.A.C., and continuing educational training hours, if applicable; and,~~

~~6. Documentation of compliance with the requirements set forth in sections 409.1678(2)(c) (d), F.S.~~

~~(b) Records. The community based care or child placing agency that recommended certification shall maintain in the statewide automated child welfare information system, the Florida Safe Families Network (FSFN), the following for each child placed in a safe foster home or safe house:~~

~~1. Demographic information on the child or young adult,~~

~~2. The child or young adult’s placement history,~~

~~3. Legal documents, such as the Dependency Shelter Order, Predisposition Study, case plan, and Judicial Review Social Study Report (JRSSR), if applicable,~~

~~4. The child or young adult’s medical and social history,~~

~~5. The child or young adult’s behavior management plan that assesses safety,~~

~~6. The child or young adult’s psychological, psychiatric and behavioral history,~~

~~7. A service plan that outlines the child or young adult’s services and progress,~~

~~8. The child or young adult’s educational history, including school reports, report cards and educational plan,~~

~~9. A recreational plan, specific to the child or young adult,~~

~~10. A record of independent living activities and trainings that the child or young adult was referred to and/or participated in;~~

~~11. A “Services Plan for Sexually Exploited Children and Young Adults,” CF FSP 5405, April 2015, incorporated by reference _____ and _____ available _____ at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06227>, and progress reports; and,~~

~~12. The discharge summary.~~

~~(c) Security. Each safe foster home shall establish and maintain a security design that promotes ongoing supervision for the oversight of youth or young adults placed in the home as prescribed in sections 409.1678(2)(c)5., 6., F.S.~~

~~(2) Approval Process for Certification of Safe Foster Homes.~~

~~(a) Upon receipt of a safe foster home certification application, the Regional Licensing Authority shall request from the CBC any supporting documentation that is needed within 10 business days of receipt of the recommendation.~~

~~(b) The CBC shall have 30 business days to provide the supporting documentation to the Regional Licensing Authority. If no additional information is provided, or if it is provided after 30 business days, the certification application shall be denied.~~

~~(c) The Regional Licensing Authority shall have 90 days following receipt of a certification application packet to approve or deny the application.~~

~~(d) If the application for certification is denied, the Regional Licensing Authority shall, within 10 business days of the denial decision, send the foster home applicant a letter specifying the certification standards that were not met.~~

~~(e) If the application for certification is approved, the Regional Licensing Authority shall amend the license to include language that the foster home is certified as a safe foster home.~~

~~(1)(3) Certification of Safe Houses.~~

~~(a) Certification Standards. The child placing agency must submit the following to the Regional Licensing Authority must collect the following from the prospective safe house provider to include in the licensing file:~~

~~1. An "Application for Certification as a Safe Foster Home or Safe House," CF-FSP 5403, February 2015, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06225> in subparagraph (1)(a)1., of this rule.~~

~~2. A copy of the group home's current license and summary of the group home's licensing history and placement capacity.~~

~~3. A program description outlining the population, gender, and geographical area served by the safe house, and admission and discharge criteria for the safe house.~~

~~4. A signed "Prudent Parenting Partnership Plan for Sexually Exploited Children or Young Adults." CF-FSP 5404, February 2015, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06226>;~~

~~5. Documentation of compliance with the requirements applicable to safe houses set forth in paragraphs 409.1678(2)(c)-(d), F.S.~~

~~4. through 7. are renumbered 6. through 9. No change.~~

~~108. The group home shall provide documentation of the following services:~~

- ~~a. Plan for victim-witness counseling;~~
- ~~b. Family counseling;~~
- ~~c. Behavioral health care;~~
- ~~d. Treatment, and intervention for sexual assault;~~
- ~~ed. Substance abuse screening and treatment, if applicable;~~
- ~~fe. Life skills and workforce training;~~

~~g. Education tailored to the needs of the child or young adult;~~

~~hf. Survivor mentoring support by a survivor of commercial sexual exploitation; and,~~

~~i. Planning services for the successful transition of the child or young adult back to the community; and~~

~~ig. Activities schedule.~~

~~119. A copy of the admission plan.~~

~~a. The admission plan shall identify any exclusionary criteria. This must include criteria for requests for change of placement and early or unsuccessful discharge.~~

~~b. The admission plan shall outline the intake and discharge procedures and require the completion of an ongoing treatment plan that addresses the individualized needs of the "Services Plan for Sexually Exploited Children and Young Adults," incorporated by reference in subparagraph (1)(b)11. of this rule, for each child or young adult.~~

~~1240. Documentation of pre-service, including specialized training in commercial sexual exploitation, pursuant to subsections 65C-43.004(1)-(2), F.A.C., and continuing educational training hours, if applicable for all staff.~~

~~(b) Prior to approval, the Regional Licensing Authority shall review policies and procedures for all services and security plans to ensure they meet minimum standards as set forth in paragraphs section 409.1678(2)(c)-(d), F.S., including an emergency response plan with local law enforcement agencies.~~

~~(c) Changes made to any policies and procedures shall be submitted to the Regional Licensing Authority within 10 business days of the proposed change. Changes shall be reviewed prior to implementation to ensure they meet minimum standards as set forth in subsection section 409.1678(2), F.S.~~

~~(d) The child caring agency shall include the "Services Plan for Sexually Exploited Children and Young Adults," incorporated by reference in subparagraph (1)(b)11. of this rule, in the child or young adult's case file.~~

~~(2)(4) No change.~~

~~Rulemaking Authority 409.1678(2)(c)7., (2)(e) FS. Law Implemented 409.1678 FS. History—New 1-12-16. Amended _____.~~

~~65C-43.0035 Record Keeping for Children in Safe Houses.~~

~~The community-based care agency that has primary responsibility for the child shall maintain in the Florida Safe Families Network (FSFN), the following for each child placed in a safe house:~~

- ~~(1) Demographic information on the child or young adult;~~
- ~~(2) The child or young adult's placement history;~~
- ~~(3) Legal documents, such as the Dependency Shelter Order, Predisposition Study, case plan, and Judicial Review Social Study Report (JRSSR), if applicable;~~
- ~~(4) The child or young adult's medical and social history;~~

(5) The child or young adult’s behavior management plan that assesses safety;

(6) The child or young adult’s psychological, psychiatric, and behavioral history;

(7) A treatment plan, as referenced in rule 65C-43.003(1)(a)11.b., F.A.C., that outlines the plan to address the child or young adult’s individualized needs;

(8) The child or young adult’s educational history, including school reports, report cards, and educational plan;

(9) A recreational plan, specific to the child or young adult;

(10) A record of independent living activities and trainings that the child or young adult was referred to and/or participated in;

(11) A recent photograph of the child or young adult; and

(12) The discharge summary.

Rulemaking Authority 409.1678(2)(e) FS. Law Implemented 409.1678 FS. History–New

65C-43.004 Training for Foster Parents of Safe Foster Homes and Staff of Safe Houses.

(1) Foster parents and direct care staff of residential child-caring agencies must have completed all pre-service training, as prescribed in Section 409.145(2)(e), F.S., and Rule 65C-45.002 ~~43.024~~, F.A.C., prior to the submission of the application to become a safe foster home or safe house.

(2) Foster parents and direct care staff must complete 24 hours of specialized training in commercial sexual exploitation prior to receiving certification to care for commercially sexually exploited children and young adults.

(3) Specialized intensive curriculum about commercially sexually exploited children must be approved by the Department. In determining whether a curriculum will be approved, the Department will consider whether the curriculum addresses the subjects specified in subsection (4) of this rule and whether the instructor has met the following preferred criteria:

(a) through (b) No change.

(c) Has specialized knowledge in commercial sexual exploitation and child welfare.

(d) No change.

(4) The specialized intensive training on commercially sexually exploited children shall include:

(a) through (m) No change.

(5) Once certified, foster parents of safe foster homes and direct care staff of safe houses must complete eight (8) hours of continuing education annually focused on commercial sexual exploitation.

Rulemaking Authority 409.1678(2)(e) FS. Law Implemented 409.1678 FS. History–New 1-12-16. Amended.

65C-43.005 Specialized Training in Serving Human Trafficking Victims.

(1) Child protective investigators and case managers, and their supervisors, must receive a minimum of six (6) hours of specialized training on human trafficking sexual exploitation approved by the Department prior to accepting cases with ~~sexually exploited~~ children or young adult victims of human trafficking. The specialized training in human trafficking sexual exploitation shall be conducted by a Department-approved trainer and consist of:

(a) Three (3) hours of live training pertaining to human trafficking sexual exploitation of children;

(b) One (1) hour of live training pertaining to Legislative language addressing human trafficking, such as Chapter 2014-161, Laws of Florida; and,

(c) Two (2) hours of additional live training on specialized topics related to human trafficking sexual exploitation of children.

(2) Child protective investigators and case managers must each year receive a minimum of one (1) hour of ongoing training per quarter on human trafficking or related topics in order to continue receiving cases with child or young adult victims of human trafficking sexual exploitation of children.

(3) The training curriculum and any revision to the training curriculum must be approved by the Department ~~every three (3) months~~. Training curriculum will be approved if it meets the requirements of (1)(a)-(c) of this rule.

~~(4)(3)~~ No change.

Rulemaking Authority 409.1678(2)(e) FS. Law Implemented 409.1754(3)(a)1. ~~409.1754(2)(a)1~~. FS. History–New 1-12-16. Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Bethany Gilot

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Chad Poppell

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: June 28, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: July 9, 2019

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.: RULE TITLES:

69A-39.003 Types of Certification Available

69A-39.005 Minimum Curriculum Requirements for Firesafety Inspector Certification

69A-39.009 Renewal of Firesafety Inspector and Fire Code Administrator Certification

PURPOSE AND EFFECT: Section 633.216, F.S., requires the Department to provide by rule for the certification of firesafety inspectors and fire code administrators and to develop by rule an advanced training and certification program for firesafety inspectors having fire code management responsibilities that is

consistent with National Fire Protection Association (NFPA) 1037.

SUMMARY: SUBJECT AREA TO BE ADDRESSED: The proposed amendments to Rules 69A-39.003 and 69A-39.005, F.A.C., update the standards for obtaining certification as an Inservice Firesafety Inspector and Fire Code Administrator and create new standards for obtaining certification as a Firesafety Inspector I, II, and III. The standards are based on NFPA 1031, Standard for Professional Qualifications for Fire Inspector and Plan Examiner (2014 Edition), and NFPA 1037, Standard for Professional Qualifications for Fire Marshal (2016 Edition). Rule 69A-39.009, F.A.C., is being repealed since the provisions for renewing a firesafety inspector and fire code administrator certification have been moved to Rule 69A-39.005, F.A.C.

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’s economic analysis of the potential impact of the proposed rule amendments determined that there will be no adverse economic impact or increased regulatory costs that would 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: 633.104, 633.216, 633.402 FS.

LAW IMPLEMENTED: 633.216, 633.406 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: July 31, 2019, 10:00 a.m.

PLACE: Florida State Fire College, 11655 N.W. Gainesville Road, Ocala FL

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: Mark Harper at 11655 N.W. Gainesville Road, Ocala, Florida 34482-1486, (352)369-2858, or Mark.Harper@myfloridacfo.com.. If you are hearing or speech

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mark Harper, Assistant Superintendent, Bureau of Fire Standards and Training (please see contact information in paragraph above).

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-39.003 Types of Certification Available.

(1) Firesafety Inspector Certification. This certificate is issued to Firesafety Inspectors who successfully complete the Firesafety Inspector Training Course outlined in subsection 69A-39.005(1), F.A.C., and the certification examination prescribed by the Division of State Fire Marshal (Division). The levels of progression for a Firesafety Inspector Certification shall include Firesafety Inspector I, Firesafety Inspector II, and Firesafety Inspector III.

(2) Inservice Firesafety Inspector. Individuals who successfully complete the Inservice Firesafety Inspector Training Course outlined in subsection 69A-39.005(1) ~~(2)~~, F.A.C., and who are certified pursuant to section 633.216, F.S., shall be eligible to perform Inservice Firesafety Inspections. Individuals who are eligible to perform Inservice Firesafety Inspections shall be listed on a roster of those successfully completing the Inservice Firesafety Inspection Course. Said roster shall be maintained by the employing agency.

(3)~~(a)~~ Fire Code Administrator. This certificate is issued to individuals who meet the requirements set forth in subsection 69A-39.005(2), F.A.C.:

- ~~1. Are currently certified as Firesafety Inspectors;~~
- ~~2. Meet the qualifications for Fire Marshals set forth in National Fire Protection Association (NFPA) 1037, Standard for Professional Qualifications for Fire Marshal, (2012 Edition), adopted and incorporated by reference; and,~~
- ~~3. Have at least:

 - ~~a. Six years of full time equivalent experience working as a certified Firesafety Inspector and who successfully complete the advanced training for fire prevention management and code enforcement outlined in subsection 69A-39.005(3), F.A.C.; or~~
 - ~~b. Ten years of full time equivalent experience working as a certified Firesafety Inspector and at least five years of full time equivalent management experience that includes analytical approaches to fire protection, fire service administration, fire prevention management, community risk reduction, human resource management, and performance-based designs.~~~~

~~(b) A copy of the NFPA 1037 may be obtained from the NFPA, Inc., 1 Batterymarch Park, Quincy, Massachusetts 02169-7471.~~

Rulemaking Authority 633.104, 633.216(9), 633.406(2) FS. Law Implemented 633.216, 633.406 FS. History—New 11-21-83, Formerly 4A-39.03, Amended 8-2-88, 3-1-89, Formerly 4A-39.003, Amended 8-27-12, _____.

Substantial rewording of Rule 69A-39.005 follows. See Florida Administrative Code for present text.

69A-39.005 Minimum Curriculum Requirements for Firesafety Inspector and Fire Code Administrator Certification; Renewal of Certification.

(1) Firesafety Inspector Program. This training program is intended to prepare individuals to serve as an inservice firesafety inspector and firesafety inspector. This program is based on the National Fire Protection Association (NFPA) 1031, Standard for Professional Qualifications for Fire Inspector and Plan Examiner (2014 Edition). This program is intended to prepare individuals for service as firesafety inspectors serving in both the private and public sectors. The applicant may provide proof of equivalent education and training approved by the Bureau of Fire Standards and Training (Bureau) and meeting the criteria outlined under this subsection.

(a) Inservice Firesafety Inspector. The inservice firesafety inspector must possess an active Firefighter Certificate of Compliance. The inservice firesafety inspector must perform duties under the supervision of an individual who holds an active Firesafety Inspector I, II, or III Certification. All activities of the inservice firesafety inspector must be approved by the authority having jurisdiction (AHJ). A quality assurance process will be established by the AHJ, or designee who holds a current Firesafety Inspector I, II, or III Certification, to review inspections reports and ensure compliance with state and local codes is maintained with this inspection process.

1. Program Requirements. The individual must complete a minimum of 24 hours of training in the subject areas of: conducting inservice firesafety inspections, applicable fire prevention codes, fire prevention concepts, fire hazards, preparing inservice firesafety inspection reports, and customer service.

2. Approved Training.

a. Training delivered by the fire service provider must be recorded in the Division's database. The training record must include at a minimum: subject areas taught; names of students; dates of training; and hours of training.

b. The Bureau will approve and record completion of any training required under this paragraph (1)(a) when delivered by any provider other than the employing agency. Training is not valid until approved by the Bureau and recorded in the Division's database. Requests for class offering approval must be electronically submitted 30 days prior to the first day of class using the Form DFS-K4-2167, Bureau's Class Offering Request, which is incorporated by reference in subsection 69A-

37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C. The provider must record in the Division's database a final grade for each student within seven (7) calendar days after course completion. Students must complete each course with a grade of 70% or higher in order to meet the course requirement under this paragraph (1)(a). Alternative delivery techniques including online course delivery or blended learning must be approved by the Bureau.

3. Instructor Qualifications.

a. An instructor providing training by the employing agency must hold an active Firesafety Inspector I, II, or III Certification and an active Instructor I, II, or III Certification issued by the Bureau.

b. Any instructor providing training by any provider other than the employing agency must be qualified and approved by the Bureau prior to providing such training. The provider or instructor must electronically submit Form DFS-K4-2168, Instructor Approval Request, and Form DFS-K4-2167, Class Offering Request, which are incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C., and be approved by the Bureau prior to the first day of the course. Qualified instructors are:

(I) Instructors with requisite faculty credentials for the academic institution that is registered in the Florida Department of Education Statewide Course Numbering System to teach the course; or

(II) Instructors with requisite faculty credentials as determined by the respective regionally accredited or nationally accredited university or college; or

(III) Instructors who hold an active Firesafety Inspector I, II, or III Certification and an active Instructor I, II, or III Certification issued by the Bureau.

(b) Firesafety Inspector I Certification. The Division will issue a Firesafety Inspector I Certificate of Compliance to an individual who meets the program requirements of paragraph (1)(b) and the qualifications for Firesafety Inspector set forth by the Division in Form DFS-K4-1023, Application for Firesafety Inspector Certification Examination, which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C.

1. Program Requirements. The individual must complete the courses required under this paragraph (1)(b) or courses determined by the Bureau to be equivalent. This program must consist of not less than 225 hours of training. Each course must be no less than 45 hours in duration. This program must consist of the following courses or those of equivalent interactive instruction, as approved by the Bureau.

a. Fire Prevention Practices (Eff. 10/17);

b. Private Fire Protection Systems I (Eff. 10/17);

c. Construction Documents and Plans Review (Eff. 06/17);

d. Codes and Standards (Eff. 07/17); and

e. Building Construction for the Fire Service (Eff. 08/17).

2. Approved Courses. The courses must be approved by the Bureau and meet the curriculum requirements of the program. The courses must be delivered by the Bureau, an approved education or training provider, a fire service provider, or a regionally or nationally accredited college or university as outlined in subsections 69A-37.084(5) and (6), F.A.C. These providers must deliver the courses in paragraph (1)(b) using the corresponding syllabus found at this link: <http://www.myfloridacfo.com/Division/SFM/BFST/Training/CourseSyllabi.htm>, which are hereby incorporated by reference.

a. Requests for class offering approval must be electronically submitted 30 days prior to the first day of class using Form DFS-K4-2167, Bureau's Class Offering Request, which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C.

b. The provider must record in the Division's database a final grade for each student within seven (7) calendar days after course completion.

c. Students must complete the course with a grade of 70% or higher in order to meet the course requirement under this paragraph (1)(b).

d. The courses "Codes and Standards" and "Construction Documents and Plans Review" required under this paragraph (1)(b) will only be approved by the Bureau when taught in a traditional classroom delivery method.

e. The courses "Fire Prevention Practices," "Private Fire Protection Systems I," and "Building Construction for the Fire Service" required under this paragraph (1)(b) will be accepted by a provider using alternative delivery techniques including online course delivery or blended learning when first approved by the Bureau.

3. Instructor Qualifications. An instructor providing training under this paragraph (1)(b) must be qualified and approved by the Bureau. All instructors must electronically submit Form DFS-K4-2168, Instructor Approval Request, which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C., and be approved by the Bureau prior to the first day of the course. Qualified instructors are:

a. Instructors with requisite faculty credentials for the academic institution that is registered in the Florida Department of Education Statewide Course Numbering System to teach the course;

b. Instructors with requisite faculty credentials as determined by the respective regionally accredited or nationally accredited university or college; or

c. Instructors who hold an active Instructor I, II, or III Certification issued by the Division.

4. Requirements for Firesafety Inspector I Certificate of Compliance. The Bureau will issue a Firesafety Inspector I Certificate of Compliance when the individual:

a. Successfully completes all required course work;

b. Passes the Firesafety Inspector examination with a score of 70% or higher;

c. Submits a set of fingerprints to the Division with current processing fee; and

d. Submits the required Form DFS-K4-1023, Application for Firesafety Inspector Certification Examination, which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C., with all supporting documentation and fees, to the Bureau.

(c) Firesafety Inspector II Certification. The Division will issue a Firesafety Inspector II Certification to an individual who meets the program requirements of paragraph (1)(b), and the qualifications for Firesafety Inspector set forth by the Division in Form DFS-K4-2204, Firesafety Inspector II Task Book, which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C.

1. Program Requirements. The individual must hold a current Firesafety Inspector I Certificate of Compliance. The individual completing this program must successfully complete a minimum of 90 hours of instruction in:

a. Private Fire Protection Systems II (Eff. 01/17);

b. Ethical and Legal Issues for the Fire Service (Eff. 10/16); and

c. Completion of the Firesafety Inspector II Task Book.

2. Approved Courses. The courses must be approved by the Bureau and meet the curriculum requirements of the program. The courses must be delivered by the Bureau, an education or training provider, a fire service provider, or a regionally or nationally accredited college or university as outlined in subsections 69A-37.084(5) and (6), F.A.C. These providers must deliver the courses in paragraph (1)(c) using the corresponding syllabus found at this link: <http://www.myfloridacfo.com/Division/SFM/BFST/Training/CourseSyllabi.htm>, which syllabi are hereby incorporated by reference.

3. Any individual holding a Firesafety Inspector II Certification issued by the Division prior to <effective date of rule> is required to submit Form DFS-K4-1446, Application for Firesafety Inspector II Certification, in lieu of Form DFS-K4-2204, Firesafety Inspector II Task Book, when applying for a Firesafety Inspector II Certification.

4. Instructor Qualifications. An instructor providing training under this paragraph (1)(c) must be qualified and

approved by the Bureau. All instructors must electronically submit Form DFS-K4-2168, Instructor Approval Request, which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C., and be approved by the Bureau prior to the first day of the course. Qualified instructors are:

a. Instructors with requisite faculty credentials for the academic institution that is registered in the Florida Department of Education Statewide Course Numbering System to teach the course;

b. Instructors with requisite faculty credentials as determined by the respective regionally accredited or nationally accredited university or college; or

c. Instructors who hold an active Instructor I, II, or III Certification issued by the Division.

(d) Firesafety Inspector III Certification. The Division will issue a Firesafety Inspector III Certification to an individual who meets the program requirements of paragraph (1)(c) and the qualifications for Firesafety Inspector III set forth by the Division in Form DFS-K4-2205, Application for Firesafety Inspector III Certification, which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C.

1. Program Requirements.

a. The individual must possess an associate's degree or higher and document at least six (6) years of experience as a full-time Firesafety Inspector;

b. The individual must complete the United States Fire Administration, National Fire Academy course "Evaluating Performance-Based Designs;"

c. The individual must hold certification as a "Certified Fire Protection Specialist" (CFPS) with the NFPA; and

d. The individual must hold a current Firesafety Inspector II Certification.

2. Any individual holding a Firesafety Inspector III Certification may be responsible for the non-supervisory fire prevention and fire inspection activities of the jurisdiction, as directed by the AHJ.

3. This individual may also make recommendations and implement changes in local jurisdiction policy and operations to improve efficiency and effectiveness when preparing updates in fire prevention codes and standards in the jurisdiction.

(2) Fire Code Administrator Certification. This training program is intended to prepare individuals to serve as a fire code administrator. This program is based on the National Fire Protection Association (NFPA) 1037, Standard for Professional Qualifications for Fire Marshal (2016 Edition). The applicant may provide proof of equivalent education and training approved by the Bureau and meeting the criteria outlined under this subsection. The Division will issue a Fire Code

Administrator Certificate of Compliance to an individual who meets the program requirements of paragraph (1)(d) and the following.

(a) Program Requirements. The individual must complete the courses required under this subsection (2) or courses determined by the Bureau to be equivalent. This program must consist of not less than 270 hours of training. Each course must be no less than 45 hours in duration. This program must consist of the following courses or those of equivalent interactive instruction, as approved by the Bureau.

1. Community Risk Reduction (Eff. 11/16);

2. Chief Officer (Eff. 10/16);

3. Personnel Management for the Fire and Emergency Service (Eff. 10/17);

4. Fire Prevention Organization and Management (Eff. 05/17);

5. Analytical Approaches to Public Fire Protection (Eff. 10/17); and

6. Legal and Ethical Issues for the Fire Service (Eff. 10/16).

(b) Approved Courses. The courses must be approved by the Bureau and meet the curriculum requirements of the program. The courses must be delivered by the Bureau, an education or training provider, a fire service provider, or a regionally or nationally accredited college or university as outlined in subsections 69A-37.084(5) and (6), F.A.C. These providers must deliver the courses in subsection (2) using the corresponding syllabus found at this link: <http://www.myfloridacfo.com/Division/SFM/BFST/Training/CourseSyllabi.htm>, which syllabi are hereby incorporated by reference.

1. Requests for class offering approval must be electronically submitted 30 days prior to the first day of class using Form DFS-K4-2167, Bureau's Class Offering Request, which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C.

2. The provider must record in the Division's database a final grade for each student within seven (7) calendar days after course completion.

3. Students must complete the course with a grade of 70% or higher in order to meet the course requirement under this subsection (2).

4. The courses required under this subsection (2) will be accepted by a provider using alternative delivery techniques including online course delivery or blended learning when first approved by the Bureau.

(c) Instructor Qualifications. An instructor providing training under this subsection (2) must be qualified and approved by the Bureau. All instructors must electronically submit Form DFS-K4-2168, Instructor Approval Request, which is incorporated by reference in subsection 69A-

37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C., and be approved by the Bureau prior to the first day of the course. Qualified instructors are:

1. Instructors with requisite faculty credentials for the academic institution that is registered in the Florida Department of Education Statewide Course Numbering System to teach the course;

2. Instructors with requisite faculty credentials as determined by the respective regionally accredited or nationally accredited university or college; or

3. Instructors who hold an active Fire Code Administrator Certification issued by the Division and hold an active Instructor I, II, or III Certification issued by the Division.

(d) Requirements for Fire Code Administrator Certificate of Compliance. The Bureau will issue a Fire Code Administrator Certificate of Compliance when the individual:

1. Successfully completes all required course work;

2. Possesses an active Firesafety Inspector I Certificate of Compliance issued by the Division;

3. Submits the required Form DFS-K4-2085, Application for Fire Code Administrator Certification, which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C., with all supporting documentation and fees, to the Bureau; and

4. Has at least:

a. Six (6) years of full-time equivalent experience working as a certified Firesafety Inspector and who successfully completes the advanced training for fire prevention management and code enforcement outlined in subsection 69A-39.005(2), F.A.C.; or

b. Ten (10) years of documented full-time employment working as a certified Firesafety Inspector combined with at least five years of full-time equivalent management experience that includes analytical approaches to fire protection, fire service administration, fire prevention management, community risk reduction, and human resource management. The applicant shall include dates of employment on Form DFS-K4-2085 and attach a copy of job description or attach a letter of attestation from the individual's employer with dates of employment and description of job duties.

(3) Courses submitted for equivalency under subsections (1) or (2) will be reviewed by the Bureau. The Bureau will approve any course in subsections (1) or (2) which meets the criteria provided in this subsection. Requests for approval must be submitted in writing to the Bureau, 11655 N.W. Gainesville Road, Ocala, Florida 34482-1486. The following factors will be used to determine course equivalency: course title, course grade or record of course completion, number of academic credits earned, course hours attended, course description, course

syllabus, student learning outcomes, and course objectives. All requests for course equivalency shall include, at a minimum:

(a) Name of course;

(b) Passage scores and rates;

(c) Required number of classroom hours; and

(d) Description of the course objectives, student learning outcomes, or job performance requirements covered.

(4) Recognition of Proboard Fire Service Professional Qualifications certifications for purposes of course equivalency. Any individual issued both a Fire Inspector III Certification (2014 edition or later) and a Plans Examiner II Certification (2014 edition or later) from the Proboard Fire Service Professional Qualifications System meets the course requirements of this rule after successfully completing the course titled "Codes and Standards."

(5) Recognition of International Fire Service Accreditation Congress (IFSAC) certifications for purposes of course equivalency. Any individual issued both a Fire Inspector III Certification (2014 edition or later) and Plans Examiner II Certification (2014 edition or later) from the International Fire Service Accreditation Congress meets the course requirements of this rule after successfully completing the course titled "Codes and Standards."

(6) Any Firesafety Inspector I Certificate of Compliance and Firesafety Inspector II Certification issued prior to <effective date of rule> remain active.

(7) Renewal of Firesafety Inspector and Fire Code Administrator Certification.

(a)1. A Firesafety Inspector and Fire Code Administrator Certification, unless renewed, expires four years after the issuance, reissuance, or last renewal date of the certificate, whichever date is later. Certification as a Fire Code Administrator or reissuance or renewal of that certification shall also renew the Firesafety Inspector Certification required by Rule 69A-39.005, F.A.C.

2. To renew a Firesafety Inspector or Fire Code Administrator Certification, an applicant must:

a. Successfully complete, during the four-year period before the certificate's expiration date, at least 54 hours of continuing education in courses, workshops, or seminars approved by the Division, which relate to fire prevention, code enforcement, fire protection, fire dynamics, building construction, plan review, public education, leadership, fire prevention management, community risk reduction, ethics, fire investigation, or other areas related to fire prevention. For a certificate renewed or reissued on or after January 1, 2015, at least eight of the 54 hours required by this sub-subparagraph must consist of education or training related to the application of the Florida Fire Prevention Code adopted in Chapter 69A-60, F.A.C.

b. Submit, before the certificate’s expiration date, Form DFS-K4-1463, Certification Renewal Application (Inspector/Instructor), which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C., to the Bureau. The form must be fully completed and must verify successful completion of the requirements set forth in sub-subparagraph (7)(a)2.a. Acceptable forms of verification include copies of certificates or certified college transcripts and records of course completion maintained in the Bureau’s database for continuing education.

3. A Firesafety Inspector Certification may be reissued by the Division if the Firesafety Inspector Training Course outlined in Rule 69A-39.005, F.A.C., is successfully recompleted and a passing score is re-attained on the certification examination under Rule 69A-39.005, F.A.C. If a passing score is not re-attained, the provisions of subsection 633.216(4), F.S., shall govern the retaking of the examination.

(b) Any person whose certification has expired shall not function as a Firesafety Inspector.

(c) It is the responsibility of the certified Firesafety Inspector or Fire Code Administrator to notify the Bureau of any address changes in writing or by updating his or her personal profile online at <https://floridastatefirecollege.org/>.

Rulemaking Authority 633.104, 633.216(9), 633.406 FS. Law Implemented 633.216, 633.406 FS. History—New 11-21-83, Formerly 4A-39.05, Amended 8-2-88, 3-1-89, 10-23-90, 12-10-01, Formerly 4A-39.005, Amended 8-27-12, _____.

69A-39.009 Renewal of Firesafety Inspector and Fire Code Administrator Certification.

Rulemaking Authority 633.104(3), 633.216, 633.402(2) FS. Law Implemented 633.216, 633.406 FS. History—New 11-21-83, Formerly 4A-39.09, Amended 8-2-88, 3-1-89, Formerly 4A-39.009, Amended 8-27-12, 2-18-16, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mark Harper, Assistant Superintendent

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jimmy Patronis, Chief Financial Officer and State Fire Marshal

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 1, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 6, 2018

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:	RULE TITLES:
69A-40.024	Scope
69A-40.027	Definitions
69A-40.028	Standards of the National Fire Protection Association Adopted
69A-40.029	Evacuation Capability Evaluation
69A-40.031	Automatic Fire Sprinkler Systems
69A-40.033	Heating, Ventilating, and Air Conditioning Equipment
69A-40.035	Code Conflict Resolution
69A-40.036	Fire Exit Drills
69A-40.037	Intergenerational Respite Care Assisted Living Facility

PURPOSE AND EFFECT: Sections 429.41 and 633.206, F.S., require the Division of State Fire Marshal to establish uniform firesafety standards for assisted living facilities using the current editions of the National Fire Protection Association (NFPA) 101, Life Safety Code®, and NFPA 101A, Guide to Alternative Approaches to Life Safety. The proposed amendments will update the rules to reflect recent statutory changes, clarify current rule requirements, and repeal unnecessary rules.

SUMMARY: The proposed rule amendments will: remove unnecessary language from Rule 69A-40.024, F.A.C.; delete unnecessary definitions and add a definition of “legacy facility” in Rule 69A-40.027, F.A.C.; adopt the current editions of the NFPA 101 and NFPA 101A as the uniform firesafety standards for assisted living facilities in Rule 69A-40.028, F.A.C.; clarify the evacuation capability evaluation requirements for legacy facilities in Rule 69A-40.029, F.A.C.; clarify the cooking operation requirements for legacy facilities in Rule 69A-40.033, F.A.C.; update the code conflict resolution provisions in Rule 69A-40.035, F.A.C.; and clarify the fire exit drill requirements for legacy facilities in Rule 69A-40.036, F.A.C. Rules 69A-40.031 and 69A-40.037, F.A.C., are repealed.

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's economic analysis of the potential impact of the proposed rule amendments determined that there will be no adverse economic impact or increased regulatory costs that would 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: 429.02, 429.41, 633.104, 633.206 FS.

LAW IMPLEMENTED: 429.41, 633.206 FS.

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

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: Belinda Chukes at (850)413-3619 or Belinda.Chukes@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Casia Sinco, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 E. Gaines Street, Tallahassee, FL 32399-0342, (850)413-3620, or Casia.Sinco@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-40.024 Scope.

(1) This rule chapter applies ~~These rules apply~~ to any institution, building or buildings, residence, private home, boarding home, home for the aged, or any other place, whether operated for profit or not, which is an assisted living facility under the definitions of chapter 429, F.S., and of Chapter 58A-5, F.A.C., ~~and include the intergenerational respite care assisted living facility created pursuant to Section 429.071, F.S. These rules do not apply to transient rentals, as defined in Section 212.03, F.S.~~

(2) This rule chapter is ~~These rules are~~ concerned with life safety during fires and similar emergencies. This rule chapter addresses ~~They address~~ particular matters of construction, protection, and occupancy of buildings to try to minimize danger to life from fire, smoke, fumes, or panic before buildings are vacated.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.41, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.024, Amended 1-15-07, _____.

69A-40.027 Definitions.

(1) "Administrator" shall mean an individual meeting the definition in section 429.02(2), F.S. ~~who has general administrative charge of an assisted living facility.~~

(2) "Assisted living facility" (ALF) shall be as defined in section 429.02(5), F.S. The definition does not apply to transient rentals as defined in section 509.013(11), F.S. For firesafety purposes, the size of the ALF facility is determined by the license as issued by the Agency for Health Care Administration.

(3) "Authority having jurisdiction" (AHJ) shall mean the governmental entity, organization, office, or individual responsible by law or ordinance to conduct and enforce uniform fire safety requirements in accordance with section 633.206(2)(b), F.S.

~~(4) "Existing" shall refer to any assisted living facility that has been licensed prior to January 1, 1996.~~

~~(4)(5)~~ "Final administrative interpreting authority" shall mean the State Fire Marshal.

(5) "Legacy facility" shall mean any ALF that has elected to comply with the option afforded in section 429.41(1)(a)2.d., F.S.

~~(6) "Intergenerational Respite Care Assisted Living Facility" means a facility licensed pursuant to a 5-year pilot program established by the Agency for Health Care Administration to provide temporary personal, respite, and custodial care to minors and adults with disabilities and elderly persons with special needs who do not require 24-hour nursing services, and that provides respite care services for minors and adults with disabilities and elderly persons with special needs for a period of at least 24 hours but not more than 14 consecutive days, in which minors and adults reside in distinct and separate living units, with a maximum of 48 beds located in Miami Dade County, and is operated as a not for profit entity.~~

~~(6)(7)~~ "NFPA" means ~~is the abbreviation for~~ the National Fire Protection Association.

~~(7)(8)~~ "Owner" shall refer to the person, partnership, association, or corporation that owns the assisted living facilities enterprise, whether licensed or not. In the event an ALF facility is operated by a person that leases the physical plant which is owned by another person, "owner" means the person that operates the ALF facility. When the person that owns the physical plant is an affiliate of the person that operates the ALF facility and has significant control over the day-to-day operation for the ALF facility, he or she is considered an owner of the ALF facility.

~~(9) “Point of Safety” shall be as defined in Chapters 22 and 23, NFPA 101, Life Safety Code, incorporated by reference in subsection 69A-40.028(1), F.A.C.~~

~~(8)(10)(a) “Satisfactory firesafety inspection” shall mean there are no uncorrected firesafety deficiencies in the ALF facility associated with fire alarm systems, installed fire sprinkler systems, or means of egress/escape components. For purposes of this definition, firesafety deficiencies associated with maintenance items, such as “an exit light burned out,” or “an electrical wall outlet cover plate missing,” would not be considered as items for an unsatisfactory firesafety inspection.~~

~~(b) The AHJ shall grant a period of time for an ALF to correct cited firesafety deficiencies. Facilities shall be granted a period of time to correct firesafety deficiencies that are determined by the firesafety authority having jurisdiction citing the deficiencies. The time periods granted must shall be based on the risk to life and property created by the violation and the ease of correction. Those existing facilities that are required to install fire sprinkler systems shall be granted the time frames specified in Section 429.41(1)(a)2.i., F.S.~~

~~(c) During these time frames, the lack of a required fire sprinkler system shall not be grounds for denial of a “Satisfactory Firesafety Inspection.”~~

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.02, 429.41, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.027, Amended 1-15-07, _____.

69A-40.028 Standards of the National Fire Protection Association Adopted.

Unless the ALF is a legacy facility as defined in subsection 69A-40.027(5), F.A.C., the uniform firesaftey standards applicable to ALFs in Florida, including other buildings or structures located on the premises of said ALFs, are the standards of the National Fire Protection Association for life safety from fire, as they relate to ALFs, in the editions of the NFPA 101, Life Safety Code®, and NFPA 101A, Guide on Alternative Approaches to Life Safety, which are incorporated by reference in Rule 69A-3.012, F.A.C. Assisted living facilities shall comply with Chapters 22 or 23, of the “Life Safety Code,” NFPA 101, 1994 Edition, adopted and incorporated herein by reference, except as modified by Chapter 429, F.S.

~~(a) When Chapters 22 and 23 of NFPA 101 Life Safety Code, 1994 edition, refer to other chapters or sections of the Code or other NFPA standards, the referenced standard shall be as stated in chapter 32, NFPA 101, Life Safety Code, 1994 edition, as is adopted and incorporated in subsection (1), above. Those standards are adopted and incorporated by reference and are as follows:~~

~~NFPA 10 1990, Standard for Portable Fire Extinguishers~~

~~NFPA 13 1994, Standard for the Installation of Sprinkler Systems~~

~~NFPA 13D 1994, Standard for the Installation of Sprinkler Systems in One and Two Family Dwellings and Manufactured Homes~~

~~NFPA 13R 1994, Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and including Four Stories in Height~~

~~NFPA 14 1993, Standard for the Installation of Standpipe and Hose Systems~~

~~NFPA 25 1992, Standard for the Inspection, Testing, and Maintenance of Water Based Fire Protection Systems~~

~~NFPA 30 1993, Flammable and Combustible Liquids Code~~

~~NFPA 31 1992, Standard for the Installation of Oil Burning Equipment~~

~~NFPA 40 1988, Standard for the Storage and Handling of Cellulose Nitrate Motion Picture Film~~

~~NFPA 45 1991, Standard on Fire Protection for Laboratories Using Chemicals~~

~~NFPA 54 1992, National Fuel Gas Code~~

~~NFPA 58 1992, Standard for Storage and Handling of Liquefied Petroleum Gases~~

~~NFPA 70 1993, National Electrical Code~~

~~NFPA 72 1993, National Fire Alarm Code~~

~~NFPA 80 1992, Standard for Fire Doors and Fire Windows~~

~~NFPA 82 1994, Standard on Incinerators and Waste and Linen Handling Systems and Equipment~~

~~NFPA 88A 1991, Standard for Parking Structures~~

~~NFPA 90A 1993, Standard for the Installation of Air Conditioning and Ventilating Systems~~

~~NFPA 90B 1993, Standard for the Installation of Warm Air Heating and Air Conditioning Systems~~

~~NFPA 91 1992, Standard for Exhaust Systems for Air Conveying of Materials~~

~~NFPA 96 1994, Standard for Ventilation Control and Fire Prevention of Commercial Cooking Operations~~

~~NFPA 99 1993, Standard for Health Care Facilities~~

~~NFPA 102 1992, Standard for Assembly Seating, Tents, and Membrane Structures~~

~~NFPA 110 1993, Standard for Emergency and Standby Power Systems~~

~~NFPA 111 1993, Standard on Stored Electrical Energy Emergency and Standby Power Systems~~

~~NFPA 211 1992, Standard for Chimneys, Fireplaces, Vents and Solid Fuel Burning Appliances~~

~~NFPA 220 1992, Standard on Types of Building Construction~~

~~NFPA 241 1993, Standard for Safeguarding Construction, Alteration, and Demolition Operations~~

~~NFPA 251 1990, Standard Methods of Fire Tests of Building Construction and Materials~~

~~NFPA 252-1990, Standard Methods of Fire Tests of Door Assemblies~~

~~NFPA 253-1990, Standard Methods of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source~~

~~NFPA 255-1990, Standard Method of Test of Surface Burning Characteristics of Building Materials~~

~~NFPA 256-1993, Standard Methods of Fire Tests of Roof Coverings~~

~~NFPA 257-1990, Standard for Fire Tests of Window Assemblies~~

~~NFPA 260-1994, Standard Methods of Tests and Classification Systems for Cigarette Ignition Resistance of Components of Upholstered Furniture~~

~~NFPA 261-1994, Standard Method of Test for Determining Resistance of Mock Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes~~

~~NFPA 265-1994, Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile Wall Coverings~~

~~NFPA 701-1989, Standard Methods of Fire Tests for Flame-Resistant Textiles and Films~~

~~NFPA 703-1992, Standard for Fire Retardant Impregnated Wood and Fire Retardant Coatings for Building Materials~~

~~NFPA 1126-1992, Standard for the Use of Pyrotechnics before a Proximate Audience~~

~~(b) The codes and standards published by the National Fire Protection Association may be obtained by writing to the NFPA at: 1 Batterymarch Park, Quincy, Massachusetts 02269. All standards incorporated by reference in this rule are also available for public inspection during regular business hours at the Division of Fire Marshal, Larson Building, 200 East Gaines Street, Tallahassee, Florida.~~

~~(3) The Evacuation Capability Evaluation shall be in accordance with chapter 5, NFPA 101A, Guide on Alternative Approaches to Life Safety, 1995 edition, which is adopted and incorporated herein by reference.~~

~~Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 429.41, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.028, Amended _____.~~

69A-40.029 Evacuation Capability Evaluation in Legacy Facilities.

(1) The ~~assisted living facility~~ administrator of a legacy facility shall conduct an “Evacuation Capability Evaluation” and the local ~~AHJ authority having jurisdiction~~ shall validate the evacuation capability evaluation as required in section 429.41(1)(a), F.S. For purposes of this ~~rule section~~, “validate” shall mean that the evacuation capability evaluation forms are

reviewed by the local ~~AHJ authority having jurisdiction~~ to ensure ~~insure~~ completeness in accordance with Chapter 5, NFPA 101A, Guide on Alternative Approaches to Life Safety, 1995 edition, as provided in section 429.41(1)(a)2.d., F.S. ~~incorporated in subsection 69A-40.028(3), F.A.C.~~

(2) ~~A Existing~~, licensed, sprinklered legacy facility is ~~ALF’s~~ are not required to conduct an evacuation capability evaluation. The State Fire Marshal’s office does recommend that evacuation capability be determined using a method acceptable to the local ~~AHJ authority having jurisdiction~~ over firesafety.

~~(3) Residents shall be permitted to relocate to a “Point of Safety” as defined in subsection 69A-40.027(9), F.A.C., and as specified in Section 429.41(1)(a)1.a., F.S.~~

~~Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 429.41(1)(a), 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.029, Amended _____.~~

69A-40.031 Automatic Fire Sprinkler Systems.

~~Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 429.41(1)(a), 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.031, Repealed _____.~~

69A-40.033 Cooking Operations in Legacy Facilities Heating, Ventilating, and Air Conditioning Equipment.

In accordance with the applicable sections of Chapters 22 and 23, NFPA 101, Life Safety Code®, 1994 edition, small legacy facilities (16 or fewer residents) are not required to comply with NFPA 96, Standard on Ventilation Control and Fire Protection of Commerical Cooking Operations. Large legacy facilities shall comply with NFPA 96 (1994 Edition), which is hereby incorporated by reference. NFPA 96 is copyrighted material that cannot be copied but may be: (i) viewed during regular business hours at the Division of State Fire Marshal, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida; or (ii) purchased by contacting the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02169-7471; Phone 1-800-344-3555, Website www.nfpa.org.

~~Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.11, 429.41, 633.206 FS. History—New 11-29-89, Amended 1-7-97, Formerly 4A-40.033, Amended _____.~~

69A-40.035 Code Conflict Resolution.

(1) Code enforcement conflict resolution of code issues cited by local government shall be resolved by the local governmental agency and city and/or county enforcement boards which have been established pursuant to chapters 553 and/or 633, F.S. and identified in Section 553.73, F.S.

(2) Code enforcement conflict resolution of code issues cited by the Agency for Health Care Administration (~~AHCA~~)

should be resolved between the Agency for Health Care Administration and the AHJ authority having jurisdiction.

(3) The State Fire Marshal’s Office is the final administrative interpreting authority and as such will render interpretations and explanations of the codes.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented ~~429.11~~, 633.206 FS. History–New 11-29-89, Amended 1-7-97, Formerly 4A-40.035, Amended.

69A-40.036 Fire Exit Drills in Legacy Facilities.

(1) An ~~existing~~, unsprinklered legacy facility ~~ALF~~ shall conduct fire exit drills monthly and at least twelve fire drills shall have been conducted during the previous year (four times per year on each new shift). Legacy ~~New~~ facilities with eight or fewer residents and a “Prompt” evacuation capability evaluation shall follow the above guidelines. If facility has been in operation less than one year, it shall be permitted to have conducted a fire drill for each month of its operation.

(2) A ~~new or existing~~ sprinklered legacy facility ~~ALF~~ shall conduct at least six fire drills per year, one every two months, with a minimum of two drills conducted during the night when residents are sleeping.

(3) Legacy facilities that are fully sprinklered and in compliance with other firesafety standards are not required to conduct more than one of the two required nighttime fire drills between the hours of 11:00 p.m. and 7:00 a.m. per year.

~~(4) Residents shall be permitted to relocate to a “Point of Safety” as defined in subsection 69A 40.027(8), F.A.C., and as specified in Section 429.41(1)(a), F.S.~~

Rulemaking Authority 633.104, 633.206 ~~622-206~~ FS. Law Implemented ~~429.11~~, 429.41, 633.206 FS. History–New 1-7-97, Formerly 4A-40.036, Amended.

69A-40.037 Intergenerational Respite Care Assisted Living Facility.

Rulemaking Authority 633.104, 633.206 FS. Law Implemented 429.41, 633.206 FS. History–New 1-15-07, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Casia Sinco, Chief, Bureau of Fire Prevention

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jimmy Patronis, Chief Financial Officer and State Fire Marshal

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 1, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 12, 2017

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Accountancy

NOTICE IS HEREBY GIVEN that on June 28, 2019, the Board of Accountancy, received a petition for variance or waiver filed by Travis James Meyerhoff. Petitioner seeks a permanent variance or waiver of paragraph 61H1-28.0052(1)(b), F.A.C., regarding the timeframes with respect to the CPA Examination, which requires that candidates must pass all four sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed. In the event all four test sections of the CPA Examination are not passed within the rolling eighteen-month period, credit for any test section(s) passed outside the eighteen-month period will expire and that test section(s) must be retaken.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Angela Francis, Acting Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-699.310 Classification and Staffing of Domestic Wastewater or Water Treatment Plants and Water Distribution Systems

The Department of Environmental Protection hereby gives notice: that on July 2, 2019, the Department issued a Final Order Granting Petitioner, Lost Lake RV Park, LLC's, Petition for Variance pursuant to Section 120.542, F.S. The Petition was received on March 13, 2019. Notice of Receipt of this Petition was published in the Florida Administrative Register on March 19, 2019. An Amended Petition for Variance was received on May 14, 2019. The Petitioner requests a variance from subparagraph 62-699.310(2)(a)1., F.A.C., at Lost Lake RV Park, LLC's wastewater treatment facility, to reduce staffing to a half hour/day for five days/week by a Class C or higher operator rather than the required 1 hour per day, 5 days per week and one visit each weekend. No public comments were received. The Final Order (File number FLA010831; OGC No. 19-0205), granted the variance because the Petitioner demonstrated that a strict application of the rule would result in substantial hardship to Petitioner and because Petitioner demonstrated that the purpose of the underlying statute will be achieved by other means.

A copy of the Order or additional information may be obtained by contacting: Dennise Judy, (407)897-4154, Dennise.Judy@dep.state.fl.us; Department of Environmental Protection, Central District, 3319 Maguire Boulevard, Orlando, Florida 33803; during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: RULE TITLE:

64B4-3.0085 Intern Registration

NOTICE IS HEREBY GIVEN that on July 2, 2019, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for waiver or variance filed by Daniel J. Brams, Esquire, on behalf of Diane Sanders, seeking a variance or waiver of Rule 64B4-3.0085, F.A.C., which provides the requirements for intern registration. A copy of the Petition for Variance or Waiver may be obtained by contacting: Janet Hartman, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254. Comments on this petition should be filed with the Board within 14 days of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Elections

RULE NOS.:RULE TITLES:

1S-2.009 Constitutional Amendment by Initiative Petition
 1S-2.0091 Constitutional Amendment Initiative Petition;
 Submission Deadline; Signature Verification

The Department of State, Division of Elections announces a workshop to which all persons are invited.

DATE AND TIME: August 30, 2019, 9:00 a.m.

PLACE: Heritage Hall (Department of State Auditorium), R.A. Gray Building, 500 S. Bronough St., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workshop is to discuss amendments to Rules 1S-2.009 & 1S-2.0091 to conform the rules to statutory changes in HB 5 (Chapter 2019-64, Laws of Florida) relating to the constitutional amendment initiative petition process.

A copy of the agenda may be obtained by contacting: Colleen O'Brien, Assistant General Counsel, at Colleen.O'Brien@dos.myflorida.com or (850)245-6519.

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: Candice Edwards at (850)245-6536 or Candice.edwards@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

The Division of Aquaculture announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 18, 2019, 1:00 p.m.

PLACE: University of Florida Tropical Aquaculture Laboratory, 1408 24th Street SE, Ruskin, Florida 33570, 1(813)671-5230. Note: Meeting is also accessible through teleconference by dialing: 1(888)585-9008 and using passcode: 963397821#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and provide information for the Florida Aquaculture Plan revision and discuss the status of current research projects at the Tropical Aquaculture Laboratory.

A copy of the agenda may be obtained by contacting: Dr. Marcy Cockrell, Biological Administrator, (850)617-7600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Dr. Marcy Cockrell, Biological Administrator, (850)617-7600. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF EDUCATION

State Board of Education

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

DATE AND TIME: July 17, 2019, 8:00 a.m.

PLACE: Polk State College, Lakeland Campus, Technology Building, 3425 Winter Lake Road, Lakeland, Florida 33803.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting agenda will consist of approval of minutes from the State Board meeting held May 22, 2019, a presentation on Information Technology and a Status Report on a Turnaround Option Plan for Marion County. Additional items for consideration include action relating to the following: New Rule 6A-1.094121, F.A.C., Mental and Emotional Health Education; Amendment to Rule 6A-3.0121, F.A.C., Responsibility of School District and Parents or Guardians for Students Who Are Transported at Public Expense; New Baccalaureate Degree Program in the Florida College System – BAS in Marine Resource Management – The College of the Florida Keys; Review of Addendum and Revised Turnaround Plan for School District of Duval County; Review of Turnaround Option Plan for School District of Duval County; Review of Turnaround Option Plans for School District of Escambia County; Review of Turnaround Option Plans for School District of Hillsborough County; Review of Turnaround Option Plan for School District of Marion County; Review of Turnaround Option Plan for School District of Polk County; Review of Turnaround Option Plan for School District of Volusia County; Amendment to Rule 6A-3.0141, F.A.C., Employment of School Bus Operators; and Amendments to Division of Vocational Rehabilitation Rules: 6A-25.008, F.A.C., Authorization for Services; 6A-25.014, F.A.C., Vocational and Other Training Services; and 6A-25.019, F.A.C., Forms and Documents; and Appointment of Officers. Presentations will also be provided on executive orders, policy updates, financial outlook and presentations on behalf of the Florida Association of District School Superintendents and Council of Presidents.

A copy of the agenda may be obtained by contacting: Chris Emerson at (850)245-9601 or Christian.Emerson@fldoe.org or by visiting the Department’s website at <http://www.fldoe.org/policy/state-board-of-edu/meetings>.

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 five days before the workshop/meeting by contacting: Chris Emerson at (850)245-9601 or Christian.Emerson@fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Chris Emerson at (850)245-9601 or Christian.Emerson@fldoe.org.

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

The Region XIV Trust Fund Advisory Training Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 25, 2018, 10:00 a.m.

PLACE: Miami Dade College, North Campus, Room 9118

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Region XIV reports and other business matters.

A copy of the agenda may be obtained by contacting: Sandra Carbon at (305)237-1329 or fcarbon@mdc.edu.

PUBLIC SERVICE COMMISSION

The Public Service Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 8, 2019, 6:00 p.m.

PLACE: Jack Stroup Civic Center, 355 W. Center Avenue, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 20190083-GU – Application for rate increase in Highlands, Hardee, and Desoto Counties, by Sebring Gas System, Inc. The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues.

A copy of the agenda may be obtained by contacting: Margo DuVal at (850)413-6076.

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, August 13, 2019, 5:30 p.m. – 7:00 p.m.

PLACE: Austin Davis Public Library, 17808 Wayne Rd., Odessa, Florida 33556

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed guidance and minimum levels for Lake Calm in Hillsborough County pursuant to Sections 373.042, and 373.0421, F.S.

A copy of the agenda may be obtained by contacting: Donna Campbell, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236. 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: Donna Campbell, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236.

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, August 6, 2019, 5:30 p.m. – 7:00 p.m.

PLACE: Jimmie B. Keel Regional Library, 2902 W Bearss Ave, Tampa, FL 33618

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed guidance and minimum levels for Lake Charles in Hillsborough County pursuant to Sections 373.042, and 373.0421, F.S.

A copy of the agenda may be obtained by contacting: T.J. Venning, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4242. 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: T.J. Venning, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4242.

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 public meeting to which all persons are invited.

DATE AND TIME: Monday, August 5, 2019, 5:30 p.m. – 7:00 p.m.

PLACE: Maureen B. Gauzza Public Library, 11211 Countryway Blvd., Tampa, FL 33626

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed guidance and minimum levels for Lakes Church and Echo in Hillsborough County pursuant to Sections 373.042, and 373.0421, F.S.

A copy of the agenda may be obtained by contacting: Donna Campbell, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236. 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: Donna Campbell, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-6.020 Licensure Procedure

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

DATE AND TIME: August 2, 2019, 2:00 p.m. – 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room D, Tallahassee, FL 32308.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency will address the application and inspection requirements for multiphasic health testing centers.

A copy of the agenda may be obtained by contacting: Josei Ponce, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4374.

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: Josei Ponce, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4374. 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).

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:RULE TITLES:

59A-8.002 Definitions

59A-8.003 Licensure Requirements

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

DATE AND TIME: August 2, 2019, 3:00 p.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room D, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency will address the Health Care Licensing Application, Home Health Agency, AHCA Form 3110-1011, April 2019 that is incorporated by reference in Rule 59A-8.003, F.A.C.

A copy of the agenda may be obtained by contacting: Ruby Grantham, Laboratory and In-Home Services Unit, Bureau of Health Facility Regulation, Ruby.Grantham@ahca.myflorida.com or (850)412-4386.

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: Ruby Grantham, Laboratory and In-Home Services Unit, Bureau of Health Facility Regulation, Ruby.Grantham@ahca.myflorida.com or (850)412-4386. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 8, 2019, 10:00 a.m. ET.

PLACE: Call 1(888)585-9008, and when prompted enter conference room number 772425480, followed by the # key.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Commission to vote on the disposition of cases pending before it for decision.

A copy of the agenda may be obtained by contacting: Stanley Gorsica at (850)907-6809 or Stanley.Gorsica@fchr.myflorida.com.

ACCESS POINT: The FCHR office at 4075 Esplanade Way, Room 110, Tallahassee, FL 32399, will serve as an access point for this meeting. Interested persons wishing to attend this meeting may also do so by appearing in person at this designated access point, at which location telephonic access to the meeting will be provided.

For more information, you may contact: Stanley Gorsica at (850)907-6809 or Stanley.Gorsica@fchr.myflorida.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection announces a hearing to which all persons are invited.

DATE AND TIME: July 25, 2019, 9:00 a.m.

PLACE: Florida State Capitol Building, 400 South Monroe Street, lower level, Cabinet Hearing Room, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Environmental Protection announces a public hearing of the Governor and Cabinet, sitting as the Power Plant Siting Board, to consider and act upon the Administrative Law Judge’s Recommended Order concerning the certification of the Tampa Electric Company’s application to certify Big Bend Generating Station units 1, 2, and 3 and construction and operation of the Big Bend Modernization Project, Application No. PA 79-12A2, OGC Case No.18-0198, Division of Administrative Hearings Case No. 18-2124EPP pursuant to the Florida Power Plant Siting Act, Sections 403.501-403.518, Florida Statutes.

The Cabinet Aides will meet and discuss the item on July 17, 2019, 9:00 a.m., in the same location to review and gather information regarding this item for consideration by the Siting Board.

Pursuant to Section 403.509, Florida Statutes, the issues that may be raised before the Siting Board shall be limited to those matters raised in the certification proceeding before the administrative law judge or in the recommended order.

A copy of the agenda may be obtained by contacting: Rene Lewis, Department of Environmental Protection, 3900 Commonwealth Blvd., M.S. 17, Tallahassee, Florida 32399-2400, (850)245-2279; Rene.Lewis@dep.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 48 hours before the workshop/meeting by contacting: Rene Lewis, Department of Environmental Protection, 3900 Commonwealth Blvd., M.S. 17, Tallahassee, Florida 32399-2400, (850)245-2279; Rene.Lewis@dep.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: Rene Lewis, Department of Environmental Protection, 3900 Commonwealth Blvd., M.S. 17, Tallahassee, Florida 32399-2400, (850)245-2279; Rene.Lewis@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 The Florida Department of Environmental Protection announces a public meeting to which all persons are invited.
DATE AND TIME: August 1, 2019, 9:00 a.m.
PLACE: Florida Atlantic University, Harbor Branch Oceanographic Institute, Johnson Education Center, 5600 US 1 North, Fort Pierce, FL 34946
GENERAL SUBJECT MATTER TO BE CONSIDERED: Third meeting of the Blue Green Algae Task Force, that will focus on expediting progress toward reducing the adverse impacts of blue green algae blooms.
 A copy of the agenda may be obtained by contacting: at <https://floridadep.gov/Blue-GreenAlgaeTaskForce> once it is available.
 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: Katherine Gregg, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., Tallahassee, Florida 32399; Katherine.Gregg@FloridaDEP.gov; (850)245-2030. 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: Katherine Gregg, Katherine.Gregg@FloridaDEP.gov; (850)245-2030.

DEPARTMENT OF HEALTH
 Board of Pharmacy
 The Florida Board of Pharmacy announces a public meeting to which all persons are invited.
DATE AND TIME: September 5, 2019, 9:00 a.m.
PLACE: Teleconference, 1(888)585-9008, Participant Code: 599196982.
GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.
 A copy of the agenda may be obtained by contacting: The Board of Pharmacy at www.floridaspharmacy.gov.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. 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: (850)245-4474.

DEPARTMENT OF HEALTH
 Division of Children’s Medical Services
 The Child Abuse Death Review Circuit 4 (Baker) Committee announces a public meeting to which all persons are invited.
DATE AND TIME: July 31, 2019, 9:00 a.m. – 11:30 a.m.
PLACE: Baker County Health Department, 480 W. Lowder Street, MacClenny, FL 32063
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.
 A copy of the agenda may be obtained by contacting: Vicki Whitfield: Vicki.Whitfield@flhealth.gov.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Vicki Whitfield: Vicki.Whitfield@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 For more information, you may contact: Vicki Whitfield: Vicki.Whitfield@flhealth.gov.

DEPARTMENT OF HEALTH
 Division of Children’s Medical Services
 The Child Abuse Death Review Circuit 10 Committee ****REVISED**** announces a public meeting to which all persons are invited.
DATE AND TIME: The July 17, 2019 meeting has been cancelled. Meetings will resume the 3rd Wednesday of each in August. Meeting Time 1:00 p.m.
PLACE: Medical Examiner’s Office, 1021 Jim Keene Boulevard, Winter Haven, FL 33880
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is

confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: David.Acevedo@chsfl.org.

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

For more information, you may contact: David.Acevedo@chsfl.org.

DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: Monday, July 15, 2019, 12:00 Noon.

PLACE: Collier County Government Complex, Court Administration Conference Room, 5th Floor, 3307 Tamiami Trail East, Naples

GENERAL SUBJECT MATTER TO BE CONSIDERED: ongoing Collier County Community Alliance business.

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

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

For more information, you may contact: Stephanie Jones, (239)895-0257.

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

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

DATE AND TIME: July 25, 2019, 10:00 a.m.

PLACE: Department of Children and Families, 1317 Winewood Blvd. Bldg. 6, Conference Room A, Tallahassee, FL 32399-0700, Conference Call #1(888)585-9008, Participant Code: 890-576-349

GENERAL SUBJECT MATTER TO BE CONSIDERED: RFP051019DSET1, PARTNERSHIP FOR SUCCESS (PFS) – OPIOID OVERDOSE PREVENTION AWARENESS CAMPAIGN - Validation of Evaluation Scoring Meeting of the Evaluators and Ranking of the Proposals

A copy of the agenda may be obtained by contacting: michele.staffieri@myflfamilies.com.

FLORIDA INDEPENDENT LIVING COUNCIL

The Florida Independent Living Council, Inc. announces a telephone conference call to which all persons are invited.

DATE AND TIME: Executive Committee, Wednesday, July 24, 2019, 10:00 a.m. – 11:00 a.m.

PLACE: Call in: 1(888)585-9008 Code: 605-155-637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business of the Committees

Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Jenny Bopp at jenny@floridasilc.org.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1882 Capital Circle NE, Suite 202, Tallahassee, Florida 32308 (850)488-5624 or Toll Free 1(877)822-1993.

Pursuant to the Americans with Disabilities Act, accommodations for persons with disabilities are available upon request. If you have a disability and require a reasonable accommodation to fully participate in this event, please contact Beth Meyer, PA, ADA at beth@floridasilc.org, or (850)488-5624 to discuss your accessibility needs. Please allow 5 business days' notification to process: last minute requests will be accepted, but may not be possible to fulfill.

WALTON COUNTY HEALTH DEPARTMENT

The Walton County Health Department announces a public meeting to which all persons are invited.

DATE AND TIME: July 18, 2019, 11:30 a.m.

PLACE: Walton County Health Department

GENERAL SUBJECT MATTER TO BE CONSIDERED: Various board information

A copy of the agenda may be obtained by contacting: Patricia Hall, (850)892-8040, x6237.

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: Patricia Hall, (850)892-8040, x6237. 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: Patricia Hall, (850)892-8040, x6237.

POLK REGIONAL WATER COOPERATIVE

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

DATE AND TIME: Wednesday, July 17, 2019, 2:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors and the Project Board of the Polk Regional Water Cooperative (“Cooperative”) will meet to hold a regularly scheduled meeting and to conduct a public hearing at which the Cooperative Board of Directors and the Project Board will consider adoption of the Cooperative’s final budget for FY 2020. In addition to the public hearing, the meeting will address subjects dealing with organization, budgeting, water conservation, and project selection, funding, planning, and development, all as provided within the Interlocal Agreement creating the Cooperative. The meeting is open to the public.

A copy of the agenda may be obtained by contacting: Copies of the meeting agenda and the proposed FY2020 budget are available in the Documents & Agendas section of the Cooperative’s website, www.prwcwater.org, or may be obtained by writing the Polk Regional Water Cooperative, c/o Polk County Manager, Attn: Tabitha Alpers, P.O. Box 9005, Drawer CA01, Bartow, Florida, 33831-9005 or by calling Tabitha Alpers at 1(863)534-6444.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Polk County Communications Office, Polk County Administration Building, 330 West Church Street in Bartow, Florida 33831, Telephone: 1(863)534-6090, TDD 1(863)534-7777. 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.

FLORIDA VIRTUAL SCHOOL

The Florida Virtual School announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 17, 2019, at the conclusion of the State Board of Education Meeting which begins at 8:00 a.m.

PLACE: Polk State College, Lakeland Campus, Technology Building, 3425 Winter Lake Road, Lakeland, Florida 33803

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: 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 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.

THE VALERIN GROUP, INC.

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

DATE AND TIMES: Thursday, July 18, 2019, Open House 5:00 p.m., Presentation 6:00 p.m.

PLACE: Fellowship Baptist Church, 10500 U.S. 27, Ocala, FL 34482

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will hold a public hearing about proposed plans to improve safety on U.S. 27 (S.R. 500) at NW 115th Avenue. Proposed improvements consist of converting the full median opening to a bi-directional opening that allows westbound and eastbound traffic on U.S. 27 to make a left turn onto NW 115th Avenue, while traffic from NW 115th Avenue will only be able to turn right onto U.S. 27. This reduces the number of conflict points at the intersection; thus, improving safety.

The public hearing will be Thursday, July 18, 2019, at the Fellowship Baptist Church, 10500 U.S. 27, Ocala, FL 34482. The hearing will begin as an informational open house at 5:00 p.m. where displays and other project information will be available for review. Staff also will be available to discuss the

project and answer questions. A presentation will begin at 6:00 p.m., followed by public comments.

A court reporter will be present to record proceedings, and assist with comments, as part of the project record. Written comments can be submitted at the hearing, sent by mail to Dave Mixon, Florida Department of Transportation, 719 S. Woodland Boulevard M.S. 562, DeLand, FL 32720; or emailed to Dave.Mixon@dot.state.fl.us no later than Monday, July 29, 2019. All written and oral comments will become part of the project's public record.

Persons with disabilities who require accommodations under the Americans with Disabilities Act, or persons who require translation services (free of charge), should contact Kelly Hiden, Public Involvement Specialist, by phone at (407)508-0839, or via email at kelly@valerin-group.com at least seven (7) days prior to the meeting. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

For more information, you may contact: Dave Mixon at (386)943-5DOT, or email Dave.Mixon@dot.state.fl.us. Project information is also available online at www.CFLRoads.com. Search by the FPID number 991900-7.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by William Hall, In Re: Daytona Beach Ocean Towers, Inc., Docket No. 2019019605 on April 15, 2019. The following is a summary of the agency's declination of the petition: The Division is unable to issue a declaratory statement regarding past conduct; and the Division is unable to issue a declaratory statement that seeks guidance for the determination of conduct of another person.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: the Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850)488-1631; lscmhpublicrecords@myfloridalicense.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION
DISTRICT BOARD OF TRUSTEES
MIAMI DADE COLLEGE
PUBLIC ANNOUNCEMENT
REGARDING SOLICITING APPLICATIONS
FOR
Request for Qualifications
NORTH CAMPUS FIRE AND WATER LOOP –
DESIGN/BUILD

2019-RB-40

Pursuant to Sections 255.0525, 255.20 Florida Statutes the District Board of Trustees of Miami Dade College (the "Board") is soliciting applications for North Camus Fire and Water Loop – Design/Build

Application Packet: Interested parties can obtain application materials by visiting Miami Dade College Purchasing website on or after June 18, 2019. at <http://www.mdc.edu/purchasing/bids.asp> or by contacting the Purchasing Department at (305)237-2402.

Please direct questions to: Ramon S. Bristol Castrillon, CPPO, FCCN, Assistant Purchasing Director, Facilities/Plant Maintenance, Tel: (305)237-0011, Email: rbristol@mdc.edu.

**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., Wednesday, July 3, 2019 and 3:00 p.m., Tuesday, July 9, 2019.

Rule No.	File Date	Effective Date
59B-13.001	7/5/2019	7/25/2019
61G15-22.0001	7/5/2019	7/25/2019
61G15-32.002	7/5/2019	7/25/2019
61G15-32.003	7/5/2019	7/25/2019
61G15-32.004	7/5/2019	7/25/2019
61G15-32.008	7/5/2019	7/25/2019
61G15-32.010	7/5/2019	7/25/2019
62-304.610	7/3/2019	7/23/2019
64B3-2.003	7/9/2019	7/29/2019
64B8-30.007	7/3/2019	7/23/2019
64B12-8.021	7/3/2019	7/23/2019
64B12-9.001	7/3/2019	7/23/2019
64B12-9.002	7/3/2019	7/23/2019
64B15-6.0037	7/3/2019	7/23/2019
65C-28.009	7/9/2019	7/29/2019
65C-44.001	7/3/2019	7/23/2019

65C-44.003	7/3/2019	7/23/2019
65C-44.004	7/3/2019	7/23/2019
65C-44.0045	7/3/2019	7/23/2019
65C-44.005	7/3/2019	7/23/2019
65C-44.006	7/3/2019	7/23/2019
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	**/**/****

DEPARTMENT OF HEALTH

Notice of Emergency Action

On July 9, 2019, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the certificate of Karin Ann Cox, C.R.T., Certificate # CRT 26091. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2019). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Medicine

Notice of Emergency Action

On July 9, 2019, the State Surgeon General issued an Order of Emergency Restriction with regard to the license of Linda S. Cox, M.D., License # ME 48973. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2019). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On July 9, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Matthew Neil Melvin, R.N., A.P.R.N., License # RN 9169903; APRN 9169903. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2019). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On July 9, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Jamaal Renfro, C.N.A. Certificate # CNA 354118. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2019). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On July 9, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Jason A. Pryor, R.N., License # RN 9378576. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2019). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Section XIII
Index to Rules Filed During Preceding
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
