

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: **RULE TITLE:**

12A-1.0511 Farming Materials Damaged by Hurricanes

PURPOSE AND EFFECT: The purpose of the creation of this rule is to permanently adopt Emergency Rule 12AER19-03, F.A.C. Sections 20 and 21, Chapter 2019-42, L.O.F., provide a refund of sales tax paid on fencing materials and building materials that have been used or will be used to repair or replace fences or nonresidential farm buildings damaged by Hurricane Michael.

SUBJECT AREA TO BE ADDRESSED: Permanent adoption of Emergency Rule 12AER19-03, F.A.C.

RULEMAKING AUTHORITY: Ss. 20 and 21, Ch. 2019-42, L.O.F.

LAW IMPLEMENTED: Ss. 20 and 21, Ch. 2019-42, L.O.F.

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: January 15, 2019, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building 1, Room 1220, 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 48 hours before the workshop/meeting by contacting: Tonya Fulford at (850)717-6799. 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: Danielle Boudreaux, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7082, email RuleComments@floridarevenue.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at www.floridarevenue.com/rules.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: **RULE TITLE:**

12B-5.1301 Fuel Used for Agricultural Shipment or Hurricane Debris Removal

PURPOSE AND EFFECT: The purpose of the creation of this rule is to permanently adopt Emergency Rule 12BER19-02, F.A.C. Section 22, Chapter 2019-42, L.O.F., provides a refund of tax paid on qualifying purchases of fuel used for agricultural shipment or hurricane debris removal for counties directly affected by Hurricane Michael.

SUBJECT AREA TO BE ADDRESSED: Permanent adoption of Emergency Rule 12BER19-02, F.A.C.

RULEMAKING AUTHORITY: S. 22, Ch. 2019-42, L.O.F.

LAW IMPLEMENTED: S. 22, Ch. 2019-42, L.O.F.

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:

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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at www.floridarevenue.com/rules.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE NO.: **RULE TITLE:**

61G7-5.006 Delinquent License Fees

PURPOSE AND EFFECT: The Board proposes a rule amendment that protects Florida employees and client businesses serviced by licensed employee leasing companies by ensuring continuous services during the renewal process.

SUBJECT AREA TO BE ADDRESSED: The rule amendment clarifies the rule regarding delinquent license fees.

RULEMAKING AUTHORITY: 455.271(7) FS.

LAW IMPLEMENTED: 455.271(7), 468.528 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, Florida 32399-0783.

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

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE NO.: 64B2-16.003 RULE TITLE: Guidelines for the Disposition of Disciplinary Cases

PURPOSE AND EFFECT: The purpose of the amendment is to update, review and revise the Boards' disciplinary guidelines.

SUBJECT AREA TO BE ADDRESSED: Rule Text.

RULEMAKING AUTHORITY: 456.039(3), 456.072, 456.079, 460.405, 460.413 FS.

LAW IMPLEMENTED: 456.039(3), 456.072, 456.079, 460.413(4) FS

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; (850)488-0595.

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

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE NO.: 64B2-16.0075 RULE TITLE: Citations

PURPOSE AND EFFECT: The purpose of the amendment is to update the rule text to reflect the fingerprint requirements.

SUBJECT AREA TO BE ADDRESSED: The rule text.

RULEMAKING AUTHORITY: 456.039(3), 456.077, 460.405 FS.

LAW IMPLEMENTED: 456.035, 456.039(3), 456.072(3), 456.073 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; (850)488-0595.

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

**Section II
Proposed Rules**

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-9.008 RULE TITLE: Telehealth Practitioner Survey Procedures

PURPOSE AND EFFECT: To eliminate the obsolete telehealth survey requirement and provide a form for out-of-state telehealth providers to register with the appropriate board, or the department if there is no board, prior to providing telehealth services to patients located in this state, as required by recently enacted legislation.

SUMMARY: This rulemaking deletes the telehealth survey requirement and provides for registration of out-of-state telehealth providers.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact on regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S. 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: 456.004(5), 456.47(7), FS.

LAW IMPLEMENTED: 456.47, 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: Mark Whitten, Chief, Bureau of Health Care Practitioner Regulation, 4052 Bald Cypress Way, Bin C-11, Tallahassee, Florida 32399 or Mark.Whitten@FIHealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B-9.008 Out-of-State Telehealth Provider Practitioner Registration Survey Procedures.

~~At the time of licensure renewal, each healthcare practitioner, as defined in Section 456.001, F.S., must fully complete DH5019-MQA (07/2016), Telehealth Practitioner Survey, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07607>.~~

(1) A health care professional not licensed in this state who intends to provide health care services via telehealth to a patient located in this state must register with the appropriate board, or the department if there is no board, using form DH5037-MQA-07/2019, Application for Out-of-State Telehealth Provider Registration, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>.

(2) Out-of-state licenses must be verified by the issuing state, territory or District of Columbia using form DH5041-MQA-07/2019, License Verification Request Out-of-State Telehealth Provider, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(3) Changes to the registered agent designated in the application must be reported to the department on form DH5038-MQA-07/2019, Change of Registered Agent and/or Registered Office Out-of-State Telehealth Provider, incorporated by reference and available at

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

(4) Changes made to required financial responsibility coverage must be reported to the department on form DH5039-MQA-07/2019, Change of Financial Responsibility Form Out-of-State Telehealth Provider, incorporated by reference and available

at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

Rulemaking Authority ~~456.004(4)(5), 456.47(7), FS.~~ Law Implemented ~~2016-240 L.O.F. 456.47, F.S.~~ History—New 12-12-16, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Mark Whitten

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Scott A. Rivkees, MD, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 13, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 5, 2019

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support

RULE NOS.:	RULE TITLES:
64J-2.001	Definitions
64J-2.009	Trauma Agency Implementation and Operation Requirements
64J-2.010	Allocation of Trauma Centers Among the Trauma Service Areas (TSAs)
64J-2.013	Extension of Application Period
64J-2.015	Process for Renewal of Trauma Centers
64J-2.016	Site Visits and Approval
64J-2.017	Application by Hospital Denied Approval
64J-2.019	Funding for Verified Trauma Centers

PURPOSE AND EFFECT: To amend rule language as necessary to ensure that all rules conform to statutory requirements, repeal obsolete rules, delete unnecessary and obsolete language, update references to incorporated material, and implement Florida Session Law 2018-66 related to definitions, trauma service areas, numbers, allocation and selection of trauma centers.

SUMMARY: Proposed changes are related to statutory change, terminology clarification, revised business practices, and reduction in duplicative statutory language. Rules related to trauma center allocation are obsolete due to statutory changes and are therefore repealed. In addition, the statutory changes to the trauma center application and designation process outlined in Section 395.4025, F.S., require the repeal and amendment of related rules in this chapter.

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: Through its analysis of regulatory costs required as a part of the SERC analysis, the Department has determined this rule will not require legislative ratification pursuant to Section 120.541(3), F.S. No other statute requires legislative ratification for this rule.

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: 395.4001(13), (17), 395.401(1), (2), 395.4025, 395.4036, 395.4045, 395.405 FS.

LAW IMPLEMENTED: 381.0205, 395.1031, 395.3025(4)(f), 395.40(3)-(6), 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.4036, 395.404, 395.4045, 395.405 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: Michael Leffler, Trauma Section Manager at Michael.leffler@flhealth.gov or by phone at (850)558-9535.

THE FULL TEXT OF THE PROPOSED RULE IS:

64J-2.001 Definitions.

~~(1) Abbreviated Injury Score (AIS 90) means a consensus derived, anatomically based system that classifies individual injuries by body region on a 6-point ordinal severity scale ranging from 1 to 6. The methodology for determining AIS 90 Code is found in the "Abbreviated Injury Scale 1990—Update 98," which is incorporated by reference and is available from the Association for the Advancement of Automotive Medicine, P. O. Box 4176, Barrington, IL 60011-4176.~~

(2) through (6) renumbered (1) through (5) No change.

~~(7) ICD-9-CM means the "International Classification of Disease, 9th Revision, Clinical Modification," March, 1989, U.S. Department of Health and Human Services Publication No. (PHS) 89-1260; an internationally applied method by which diseases or groups of medical conditions or injuries are~~

~~coded for the purpose of statistical analyses. This book is incorporated by reference and available for purchase from the American Hospital Association, Central Office on ICD-9-DM, 1(800)242-2626, AHA, Post Office Box 92683, Chicago, IL 60675-2683.~~

(8) through (17) renumbered (6) through (15) No change. Rulemaking Authority ~~381.0011(13), 395.4001(13), (17), 395.401(1), (2), 395.4025(7), (9), (10) (13), 395.4036(1), 395.4045(3), (4), (5), (8), 395.405(8), 401.45(5)~~ FS. Law Implemented 381.0205, 395.1031, 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.4036, 395.404, 395.4045, 395.405, 401.30, 401.35, 401.45, 765.401 FS. History—New 11-5-09, Amended _____.

64J-2.009 Trauma Agency Implementation and Operation Requirements.

(1) Each trauma agency must ~~shall~~ operate the trauma system in accordance with the department-approved plan, ~~and shall:~~

(2) Each trauma agency must:

~~(a) Conduct reviews of trauma center applications from any hospital within the defined geographic area of the trauma agency. Results of the trauma agency's review shall be submitted to the department no later than April 7 of each year, in order to be considered by the department.~~

~~(a)(b) Conduct annual performance evaluations and submit annual reports on the status of the trauma agency's trauma system to the department to be included in the department's Florida Trauma System annual reports.~~

(b) Submit ~~(The trauma agency annual report shall be submitted by May 1 following the end of the previous calendar year, and this evaluation shall include at least the following:~~

1. through 5. No change.

~~(c)(2) Trauma agencies shall every five years~~ Submit to the department every five years for approval an updated plan in accordance with Section 395.401(1)(n), F.S.

Rulemaking Authority 395.401(1), (2), 395.405, ~~401.35~~ FS. Law Implemented 395.401, 395.4015, 395.4025, 395.404, 395.4045, FS. History—New 12-10-92, Formerly 10D-66.1065, Amended 8-4-98, 11-19-01, 11-24-02, 6-9-05, Formerly 64E-2.021, Amended 3-25-09, 9-5-16, _____.

64J-2.010 Allocation of Trauma Centers Among the Trauma Service Areas (TSAs)

Rulemaking Authority 395.402, 395.405 FS. Law Implemented 395.402 FS. History—New 12-10-92, Formerly 10D-66.1075, Amended 6-9-05, 12-18-06, Formerly 64E-2.022, Amended 7-29-14, Repealed _____.

64J-2.013 Extension of Application Period.

Rulemaking Authority 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 12-10-92, Amended 12-10-95, Formerly 10D-66.1095, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05, 3-5-08, Formerly 64E-2.025, Amended 11-5-09, 4-20-10, Repealed _____.

64J-2.015 Process for Renewal of Trauma Centers.

(1) At least 14 months prior to the expiration of the trauma center's certification, the department ~~will shall~~ send, ~~by electronic mail to the email address of record for the hospital's chief executive officer or equivalent of each trauma center that is eligible to renew a blank DH Form 2032R, January 2010, Trauma Center Application to Renew, which is incorporated by reference and available at Florida Department of Health, Office of Trauma, 4052 Bald Cypress Way, Bin C-18, Tallahassee, Florida 32399-1738, <http://www.floridahealth.gov/licensing-and-regulation/trauma-system/documents/form-dh-2032R.pdf>~~ and ~~at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX> from the department, as defined by subsection 64J-2.001(4), F.A.C., in accordance with the provisions of this section. Within 15 calendar days after receipt, the trauma center choosing to renew its certification shall submit to the department~~ the completed DH Form 2032R must be returned to the department via electronic mail or certified mail within 15 days of receipt to apply to renew the certification.

(2) All renewing trauma centers ~~will shall~~ receive an on-site survey after the department's receipt of the completed DH Form 2032R. The department ~~will shall~~ notify each trauma center of the results of the site survey within ~~45 30 working~~ days from completion of the site survey. If the trauma center desires to provide additional information regarding the results of the site survey to the department to be considered, the information must be provided in writing and be received by the department within ~~45 30 calendar~~ days of the ~~trauma center's hospital's~~ receipt of the department's notice. If the trauma center ~~fails elects not to~~ timely respond to the department's notice ~~within 30 calendar days~~, the department ~~will shall~~ make the final determination of approval or denial based solely on information collected during the site survey.

(3) ~~No later than At least 45 10~~ days prior to the expiration of the certification, the department ~~will shall simultaneously~~ notify each ~~trauma center facility~~ in writing of ~~its their~~ approval or denial ~~by electronic mail to the email address of record for the hospital's chief executive officer or equivalent to renew.~~ If the department determines that the trauma center meets the requirements for renewal of its trauma center designation approved, the department may issue an approval and renewal certification immediately upon completion of the site survey process as outlined in subsection (2) of this rule. The this renewal certification will shall be for a period of 7 years beginning the day after the current certification expires.

(4) ~~A trauma center which does not desire to be re-approved shall follow the notification provisions of Section 395.4025(8), F.S.~~

Rulemaking Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 8-3-88, Amended 12-10-92, 1-23-96, Formerly 10D-66.111, Amended 3-15-98, 2-20-00, 6-9-05, 3-5-08, Formerly 64E-2.027, Amended 11-5-09, 4-20-10,_____.

64J-2.016 Site Visits and Approval.

(1) ~~As used in this rule, the term "applicant" includes a hospital seeking selection as a trauma center, a current verified trauma center seeking a change or redesignation in status, or a current verified trauma center seeking renewal. Each applicant Provisional trauma center will shall receive an on-site evaluation to determine the quality of trauma care and whether the applicant hospital is in substantial compliance with standards published in DHP 150-9, January 2010, Trauma Center Standards, which is incorporated by reference in Rule 64J-2.011, F.A.C., and available at Florida Department of Health, Office of Trauma, 4052 Bald Cypress Way, Bin C-18, Tallahassee, Florida 32399-1738, <http://www.floridahealth.gov/licensing-and-regulation/trauma-system/documents/trauma-center-standards-pamphlet.pdf> and at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX> from the department, as defined by subsection 64J-2.001(4), F.A.C., and to determine the quality of trauma care provided by the hospital.~~

(2) The on-site evaluation ~~will shall~~ be conducted by a review team of out-of-state reviewers with knowledge of trauma patient management as evidenced by experience in trauma care at a trauma center approved by the governing body of the state in which they are licensed. Prospective out-of-state reviewers must disclose to the department and to the applicant under review any conflict of interest that may affect or be perceived to affect their findings.

(3) All ~~applicants Provisional trauma center will shall~~ receive a site visit no later than one year following the submission of a renewal application or beginning operations as a trauma center. Applicants that submit a completed Trauma Center Application to Renew, DH Form 2032R, more than 14 months before expiration of the current certification will receive an initial on-site survey not less than 100 days from the date the current certification expires between October 1 of each year and June 1 of the following year.

(4) The reviewers ~~will shall~~ assess each ~~applicant's applicant hospital's~~ compliance with the standards published in DHP 150-9, Trauma Center Standards, and the quality of trauma patient care and patient management by means of direct observation, review of call schedules, and review of patient charts, hospital- Reviewers also shall assess the quality of trauma patient care and trauma patient management by reviewing facility trauma mortality data, by reviewing patient charts and by reviewing trauma case summaries, and minutes

of trauma quality management committee meetings pursuant to Standard XVIII of DHP 150-9.

(5) Evaluation of the Quality of Trauma Patient Care and Trauma Patient Management:

(a) The reviewers ~~will assess~~ ~~shall judge~~ the quality of trauma patient care and the quality of trauma patient management ~~in each Provisional trauma center~~ by analyzing each ~~applicant's facility's~~ trauma patient care and trauma patient outcomes, by reviewing trauma patient charts and by evaluating the effectiveness of the trauma quality management program through reviews of trauma case summaries and minutes of trauma quality management committee meetings.

(b) Evaluations of trauma patient care and trauma patient management will also be conducted using trauma patient data collected from the hospital trauma registry and the Florida Trauma Registry from ~~a period of the time between the date that the applicant hospital received provisional trauma center began operations status~~ through the date of the onsite review. Trauma patient data may also be collected from the emergency department patient log, audit filter log, or quality management committee minutes. ~~The patient population for review shall be selected on the basis of Injury Severity Scores (ISS). The ISS shall be determined using Abbreviated Injury Scaling (AIS-90). If the Provisional trauma center has an in-hospital trauma registry which computes the ISS using the International Classification of Disease, 9th Revision, Clinical Modification (ICD-9-CM), the computer program shall contain AIS-90 as a component of the program.~~

(c) Patient charts to be reviewed ~~will shall~~ be selected by the department from cases meeting the criteria listed in Standard XVIII B.2., published in DHP 150-9, Trauma Center Standards. A minimum of 75 cases ~~will shall~~ be selected for review ~~in each facility~~. If the ~~case cases~~ total is less than 75, ~~then~~ all cases are subject to review.

(d) Patient charts ~~will shall~~ be reviewed to identify factors related to negative patient outcome or compromised patient care. When such factors are identified, trauma case reviews by the medical director of the trauma service or the trauma nurse coordinator, as well as minutes of trauma quality management committee meetings, ~~will shall~~ be reviewed to determine if corrective action was taken by the trauma service and appropriate peer review committees ~~within the facility~~.

(e) Reviewers ~~will shall~~ study the trauma case reviews and trauma quality management committee meeting minutes to evaluate the overall effectiveness of the quality management program.

(6) The reviewers ~~will shall~~ rate ~~applicants a Provisional trauma center which they have reviewed~~ as either acceptable, acceptable with corrections, or unacceptable. The rating ~~will shall~~ be based on ~~each facility's~~ substantial compliance with the standards published in DHP 150-9, Trauma Center Standards,

and upon the performance of each ~~applicant Provisional trauma center~~ in providing acceptable trauma patient care and trauma patient management which ~~results resulted~~ in acceptable patient outcomes.

~~(7) The department shall evaluate the results of the site visit review and the in-depth application review of each Provisional trauma center between June 1 and July 1. All applicant hospitals shall be notified simultaneously of their approval or denial to become a trauma center on or before July 1. The department's selection will be based on the results of the site visit and the in-depth application review. In those situations in which there are more trauma centers or Provisional trauma centers than available positions in the TSA, the criteria in subsection (11), of this rule, shall be applied for final selection.~~

~~(7)(8) The department will shall~~ notify each ~~applicant Provisional trauma center~~ by electronic mail to the email address of record ~~for the hospital's chief executive officer or equivalent~~ of the results of the site visit within ~~45 30 working~~ days from ~~site visit completion of the site visit~~. The department ~~will shall~~ include in the notice any problems that the ~~applicant Provisional hospital or trauma center~~ was informed of at the conclusion of the department's ~~site visit in-depth application review~~. If the ~~applicant Provisional trauma center~~ desires to provide additional information regarding the results of the site visit ~~or in-depth application review~~ to the department to be considered during the final evaluation ~~between June 1 and July 1~~, the information must be provided in writing and be received by the department within ~~45 30 calendar~~ days of the ~~applicant's hospital's~~ receipt of the department's notice. If the ~~applicant Provisional trauma center fails~~ ~~elects not to~~ ~~timely~~ respond to the department's notice ~~within 30 calendar days~~, the department ~~will shall~~ make the final determination of approval or denial based solely on information collected during the ~~applicant's site visit and in-depth application review~~.

~~(8)(9) Site vVisits will may~~ be conducted at any reasonable time at the discretion of the department at any ~~Provisional trauma center or applicant or~~ trauma center by the department staff or reviewers to:

(a) Verify information provided pursuant to subsection ~~(7)(8)~~; and,

(b) No change.

~~(9)(10) Section 395.4025(123), F.S., makes confidential and exempt from the provisions of Section 119.07(1), F.S., not only patient care, transport or treatment records and patient care quality assurance proceedings, but also records or reports made or obtained pursuant to Sections 119.07(3)(v), 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.404, 395.4045, and 395.405, F.S. The department identifies the confidential and exempt records included within the authority of these laws to be the following:~~

(a) through (d) No change.

(e) ~~An applicant's A hospital's~~ response to the department's site survey findings.

~~(11) If the number of Provisional trauma centers found eligible for selection by the department in a given TSA exceeds the number permitted, as provided in subsection 64J 2.010(3), F.A.C., the following criteria shall be applied independently and consecutively to all Provisional trauma centers in the TSA until application of the criteria results in the number of trauma centers authorized in subsection 64J 2.010(3), F.A.C., for that TSA. When that occurs, the remaining criteria shall not be considered. The criteria to be applied are as follows:~~

~~(a) A hospital recommended to be a trauma center in the department approved local or regional trauma agency plan pursuant to subparagraph 64J 2.007(2)(d)3., F.A.C., shall be given approval preference over any hospital which was not recommended.~~

~~(b) A hospital shall be given selection preference based on the level of service they intend to provide according to the following sequence:~~

~~1. A Provisional Level I trauma center will be given preference over a Provisional Level II trauma center with pEDIATRICS, a Provisional Level II trauma center, and a Provisional pediatric trauma center;~~

~~2. A Provisional Level II trauma center with pEDIATRICS will be given preference over a Provisional Level II trauma center and a Provisional pediatric trauma center; and,~~

~~3. A Provisional Level II trauma center will be given preference over a Provisional pediatric trauma center in TSA having only one allocated trauma center position, and in a TSA with more than one allocated trauma center position if there already exists an approved Level I trauma center, Level II trauma center with pEDIATRICS, or a pediatric trauma center, or if in the instant selection process a Level I trauma center, Level II trauma center with pEDIATRICS, or pediatric trauma center is to be selected.~~

~~(c) An applicant hospital in a geographic location that is most conducive to access by the greatest number of people to be served within a TSA shall be given preference for selection.~~

~~(d) A hospital representing the best geographic distribution with respect to terrain, population served and projected service population in a given TSA shall be given preference for selection.~~

~~(e) A hospital which, according to the most recent complete year of Agency for Health Care Administration data, shows a higher level of commitment of care to the service area, as evidenced by the ratio of non paying to paying patients, shall be given preference for approval.~~

~~(12) The department shall inform in writing each Provisional trauma center denied approval as a trauma center of its opportunity to request a hearing in which to contest the denial in accordance with Section 120.57, F.S.~~

Rulemaking Authority 395.401(1), (2), 395.4025, 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 8-3-88, Amended 12-10-92, 10-2-94, 12-10-95, Formerly 10D-66.112, Amended 8-4-98, 2-20-00, 6-3-02, 6-9-05, 3-5-08, Formerly 64E-2.028, Amended 11-5-09, 4-20-10, _____.

64J-2.017 Application by Hospital Denied Approval.

Rulemaking Authority 395.4025, 395.405 FS. Law Implemented 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405 FS. History—New 8-3-88, Amended 12-10-92, 12-10-95, Formerly 10D-66.113, Amended 2-20-00, 6-9-05, 3-5-08, Formerly 64E-2.029, Amended 11-5-09, 4-20-10, Repealed _____.

64J-2.019 Funding for Verified Trauma Centers.

(1)(a) through (b) No change.

(c) "International Classification Injury Severity Score" (ICISS) means ~~a mathematical system of risk stratification based on anatomic diagnosis of trauma patients as initially defined and validated in the following reference: "Osler T, Rutledge R, Deis J, Bedrick E., ICISS: an international classification of disease 9 based injury severity score, Journal of Trauma. 1996 Sep;41(3):380-6; discussion 386-8." an International Classification of Diseases (ICD)-based multiplicative prediction model that calculates the likelihood of survival of an injured patient based on the assumption that all injuries contribute to the overall severity. The department will calculate the ICISS score for each injured patient in the most recent complete year of the Agency for Health Care Administration's Hospital Discharge Data Set based upon the multiplicative product of all Survival Risk Ratios (SRR) associated with each ICD code listed in the patient's record.~~

(d) No change.

(e) "Year" – means the most recent complete calendar year for which trauma caseload volume is available from the Agency for Health Care Administration trauma registry.

(f) As used in this rule, "trauma caseload volume" means all patients treated at trauma centers that are identified as "trauma" in the "Priority of Admission" field in the Agency for Health Care Administration's Hospital Inpatient Data File.

(2) Funds governed under this rule ~~will shall~~ be distributed to verified trauma centers in the quarter following deposit into the ~~D~~department's trust funds.

(a) All distribution ~~will shall~~ be consistent with subsection (2), or upon resolution of all relevant administrative and judicial challenges, whichever is later.

(b) Funds collected under Section 318.14(5), F.S., governed under this rule ~~will shall~~ be distributed to the verified trauma centers as follows:

$[(.5 \times \text{funds}) / \text{Current total number of verified trauma centers}] + [(.5 \times \text{funds}) \times (\text{Trauma caseload volume for the verified trauma center for the year} / \text{The sum of trauma caseload volume for all verified trauma centers during the year})]$.

(c) Funds collected under Sections 318.18(15), 316.0083(1)(b)3.a. and 316.0083(1)(b)3.b., F.S., governed under this rule and deposited in accordance with Section 395.4036(1), F.S., ~~will~~ shall be distributed as follows:

1. through 3. No change.

(d) Funds collected under Sections 318.18(5)(c) and (20), F.S., governed under this rule ~~will~~ shall be distributed as follows.

1. through 3. No change.

(3) Hospitals that are not subject to audit pursuant to Section 215.97 F.S., and operate a verified trauma center that receives proceeds under Section 395.4036, F.S., must annually submit to the department an attestation stating the proceeds received by the hospital were used in compliance with Section 395.4036(3)(a), F.S.

Rulemaking Authority 395.4036 FS. Law Implemented 395.4036 FS. History—New 4-25-06, Amended 1-9-07, Formerly 64E-2.040, Amended 10-22-09, 12-22-10, 12-21-15,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Kate Koccevar, Trauma Section Administrator
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Scott Rivkees, MD, Surgeon General and Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 20, 2019
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 15, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.:	RULE TITLES:
69O-124.001	Definitions
69O-124.002	Rights of Borrower
69O-124.010	Substitution of Policies
69O-124.011	Renewals; Selection and Approval
69O-124.013	Statement of Anti-coercion; Form
69O-124.014	Continuous or Prepaid Policies
69O-124.015	Lender, Insurance Information
69O-124.016	Title Insurance
69O-124.021	Purpose
69O-124.022	Scope

PURPOSE AND EFFECT: The Office of Insurance Regulation is updating Chapter 69O-124.

SUMMARY: 69O-124.001, 69O-124.002, 69O-124.010, 69O-124.011, 69O-124.013, 69O-124.014, 69O-124.015 69O-124.016, 69O-124.021, and 69O-124.022 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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308, 636.9611 FS.

LAW IMPLEMENTED: 624.307(1), 626.9541(1), 626.9551(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: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850) 413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-124.001 Definitions.

Rulemaking Authority 624.308, 626.9611 FS. Law Implemented 624.307(1), 626.9551(1) FS. History—New 12-24-74, Formerly 4-3.01, 4-3.001, 4-124.001, Repealed.

69O-124.002 Rights of Borrower.

Rulemaking Authority 624.308, 626.9611 FS. Law Implemented 624.307(1), 626.9551(1) FS. History—New 12-24-74, Formerly 4-3.02, 4-3.002, 4-124.002, Repealed.

69O-124.010 Substitution of Policies.

Rulemaking Authority 624.308, 626.9611 FS. Law Implemented 624.307(1), 626.9551(1) FS. History—New 5-20-64, Repromulgated 12-24-74, Formerly 4-3.10, 4-3.010, 4-124.010, Repealed.

69O-124.011 Renewals; Selection and Approval.

Rulemaking Authority 624.308, 626.9611 FS. Law Implemented 624.307(1), 626.9551(1) FS. History—New 12-24-74, Formerly 4-3.11, 4-3.011, Formerly 4-124.011, Repealed.

69O-124.013 Statement of Anti-coercion; Form.

Rulemaking Authority 624.308, 626.9611 FS. Law Implemented 624.307(1), 626.9551(1) FS. History—New 12-24-74, Formerly 4-3.13, 4-3.013, 4-124.013, Repealed.

69O-124.014 Continuous or Prepaid Policies.

Rulemaking Authority 624.308, 626.9611 FS. Law Implemented 624.307(1), 626.9551(1) FS. History—New 5-20-64, Repromulgated 12-24-74, Formerly 4-3.14, 4-3.014, 4-124.014, Repealed.

69O-124.015 Lender, Insurance Information.

Rulemaking Authority 624.308, 626.9611 FS. Law Implemented 624.307(1), 626.9551(1), 626.9951(1)(d) FS. History—New 5-20-64, Repromulgated 12-24-74, Formerly 4-3.15, 4-3.015, 4-124.015, Repealed.

69O-124.016 Title Insurance.

Rulemaking Authority 624.308, 626.9611 FS. Law Implemented 624.307(1), 626.9551(1) FS. History—New 5-20-64, Repromulgated 12-24-74, Formerly 4-3.16, 4-3.016, 4-124.016, Repealed.

69O-124.021 Purpose.

Rulemaking Authority 624.308(1) FS. Law Implemented 626.9541(1)(a), 624.307(1), 626.9551(1)(a) FS. History—New 11-24-85, Formerly 4-64.01, 4-64.001, 4-124.021, Repealed.

69O-124.022 Scope.

Rulemaking Authority 624.308(1) FS. Law Implemented 624.307(1), 626.9541(1)(a), 626.9551(1)(a) FS. History—New 11-24-85, Formerly 4-64.02, 4-64.002, 4-124.022, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Michael Lawrence, Jr., Assistant General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Financial Services Commission
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: December 3, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-154.104 Definition of Terms

PURPOSE AND EFFECT: Chapter 2019-129, Laws of Florida, amended Chapters 624, 627, and 641, F.S., and created a definition for “short-term health insurance.” The creation of this definition requires the deletion of subsection 69O-104(16), F.A.C., which defines “short-term limited duration insurance.” SUMMARY: The definition of “short-term limited duration insurance” in subsection 69O-104(16), F.A.C., is deleted.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308, 627.643, 641.36 FS. LAW IMPLEMENTED: 624.307(1), 627.642, 627.643 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: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-154.104 Definition of Terms.

(1) through (15) No change.

~~(16) “Short term, limited duration insurance” means health insurance coverage with an issuer that has specified in the contract an expiration date that is within 12 months of the date the contract becomes effective, taking into account any extensions that may be elected by the policyholder without the issuer’s consent.~~

~~(16)~~(17) Sickness.

(a) through (c) No change.

~~(17)~~(18) Total Disability.

(a) through (d) No change.

Rulemaking Authority 624.308, 627.643, 641.36 FS. Law Implemented 624.307(1), 627.642, 627.643 FS. History—New 1-1-75, Formerly 4-37.04, 4-37.004, Amended 9-19-00, Formerly 4-154.104, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Michael Lawrence, Jr., Assistant General Counsel
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Financial Services Commission
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: December 3, 2019
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: July 24, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.:	RULE TITLES:
69O-215.050	Receipt of 24 Risks
69O-215.060	Required Disclosure on Forms
69O-215.070	Exchange of Business: Property and Casualty Insurance

PURPOSE AND EFFECT: The Office of Insurance Regulation is updating Chapter 69O-215.

SUMMARY: Rules 69O-215.050, 69O-215.050, and 69O-215.070, 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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308 FS.

LAW IMPLEMENTED: 624.307(1), 626.342, 626.561(1), 626.611, 626.621, 626.752, 626.793, 626.837, 626.9541, 627.4085, 627.420 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: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-215.050 Receipt of 24 Risks.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.752, 626.793, 626.837 FS. History–New 10-12-93, Formerly 4-215.050, Repealed.

69O-215.060 Required Disclosure on Forms.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.342, 626.752, 627.4085 FS. History–New 10-12-93, Formerly 4-215.060, Repealed.

69O-215.070 Exchange of Business: Property and Casualty Insurance.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.561(1), 626.611, 626.621, 626.752, 626.9541, 627.4085, 627.420 FS. History–New 10-12-93, Formerly 4-215.070, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Lawrence, Jr., Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.:	RULE TITLES:
69O-222.010	Purpose and Scope
69O-222.020	Definitions
69O-222.030	Remuneration for Unlicensed Insurance Agency Personnel
69O-222.040	Lawful Activity by Unlicensed Insurance Agency Personnel
69O-222.050	Lawful Activities by Unlicensed Insurance Agency Personnel Done on an Incidental Basis Under Rule 69O-222.020(1)
69O-222.060	Unlawful Activities by Unlicensed Insurance Agency Personnel

PURPOSE AND EFFECT: The Office of Insurance Regulation is updating Chapter 69O-222.

SUMMARY: Rules 69O-222.010, 69O-222.020, 69O-222.030, 69O-222.040, 69O-222.050, and 69O-222.060, 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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely

to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. 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: 624.308 FS.

LAW IMPLEMENTED: 624.10, 624.11(1), 624.307(1), 626.0428, 626.112 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: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-222.010 Purpose and Scope.

Rulemaking Authority 624.308 FS. Law Implemented 624.10, 624.11(1), 624.307(1), 626.0428, 626.112 FS. History–New 10-12-93, Formerly 4-222.010, Repealed.

69O-222.020 Definitions.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.0428, 626.112 FS. History–New 10-12-93, Formerly 4-222.020, Repealed.

69O-222.030 Remuneration for Unlicensed Insurance Agency Personnel.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.0428, 626.112 FS. History–New 10-12-93, Formerly 4-222.030, Repealed.

69O-222.040 Lawful Activity by Unlicensed Insurance Agency Personnel.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.0428, 626.112 FS. History–New 10-12-93, Formerly 4-222.040, Repealed.

69O-222.050 Lawful Activities by Unlicensed Insurance Agency Personnel Done on an Incidental Basis Under Rule 69O-222.020(1).

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.0428, 626.112 FS. History–New 10-12-93, Formerly 4-222.050, Repealed.

69O-222.060 Unlawful Activities by Unlicensed Insurance Agency Personnel.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.0428, 626.112 FS. History–New 10-12-93, Formerly 4-222.060, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Michael Lawrence, Jr., Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-230.033 Reporting Requirements for Licensees Concerning Unlicensed Insurance Activity by Multiple Employer Welfare Arrangements, Labor Leasing Organizations, and Purportedly Collectively Bargained Plans

PURPOSE AND EFFECT: The rule is being updated to remove and correct out of date information.

SUMMARY: References to repealed statutes are removed from the rule. The address and name of the unit to report unlicensed activity is updated. Definitions in the rule are amended.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308(1), 624.33(2), 624.401(1), 624.4431, 629.989(6) FS.

LAW IMPLEMENTED: 624.09, 624.44, 624.307, 624.317, 624.437, 624.442, 624.446, 626.901, 626.910, 626.9571, 626.9581, 626.9591, 626.9601 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: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

~~690-230.033 Reporting Requirements for Licensees Concerning Unlicensed Insurance Activity by Multiple Employer Welfare Arrangements, Labor Leasing Organizations, and Purportedly Collectively Bargained Plans.~~

(1) No change.

(2) Definitions. For purposes of this rule, the following definitions shall apply.

(a) "Agent" means and includes any person holding any type and class of licensure, whether limited or unlimited, issued by the Department Office under chapter 626, Florida Statutes. The term also includes any person licensed or registered by the Office as an agent, sales representative, sales agent, salesperson, runner, or bail bondsman, under any of the following statutes: section 632.634, F.S., (fraternal benefit agents); section 634.031, F.S., (warranty association sales person); section 635.051, F.S., (mortgage guaranty insurance agent); ~~section 637.141, F.S., (optometric service plan sales representative); section 637.301, F.S., (pharmaceutical service plan sales representative); section 638.181, F.S., (ambulance service association or insurer sales representative); section 639.185, F.S., (pre need funeral merchandise or services contract sales agent); section 641.386, F.S., (health maintenance organization sales agent); section 642.036, F.S., (legal expense insurance sales representative); or section 648.30, F.S., (bail bondsman or bail runner).~~ The term includes such persons whether residents of Florida or not.

(b) through (i) No change.

(j) "Reportable multiple-employer welfare arrangement (MEWA)," for purposes of this rule, means a person that provides or offers insurance benefits or coverage to the

employees of two or more employers, whether alone or with other benefits. "Reportable MEWA" does not include:

1. through 4. No change.

(k) "Third party administrator" or "TPA" means "administrator" under section 626.88, F.S., and includes, but is not limited to, all persons licensed by the Office department as administrators.

(l) No change.

(m) "Department" means the Florida Department of Financial Services.

(3) Information Required to Be Reported.

(a) Any agent, third party administrator or insurer with knowledge of an unlicensed insurer doing business in the State of Florida, shall report the activities of the unlicensed insurer to the Office and, if known, shall provide the following information:

1. through 2. No change.

3. The names, addresses, and phone numbers of any officers or agents of the reportable MEWA, employee leasing arrangement, welfare benefit plan, employee organization, collectively bargained arrangement, or other unlicensed insurer; and

4. The names, addresses, and phone numbers of any employers, employees, or individuals who may be enrolled by, or who will be receiving services from the reportable MEWA, employee leasing arrangement, welfare benefit plan, employee organization, collectively bargained arrangement, or other unlicensed insurer. ;

~~(b)(4)~~ The report shall be made with the Office at the following address: Attn: Unlicensed Entity Coordinator, Florida Office of Insurance Regulation, Market Regulation Division of Insurance Fraud. The report can be made by phone, (850)413-~~3155~~ 4000, or by mail to 200 East Gaines Street, Larson Building, 2020 Capital Circle, S. E., Alexander Building, Tallahassee, FL ~~32399~~ 32301.

Rulemaking Authority 624.308(1), 624.33(2), 624.401(1), 624.4431, 629.989(6) FS. Law Implemented 624.09, 624.44, 624.307, 624.317, 624.437, 624.442, 624.446, 626.901, 626.910, 626.9571, 626.9581, 626.9591, 626.9601 FS. History—New 6-15-92, Amended 9-7-93, 7-23-01 Formerly 4-230.033, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Lawrence, Jr., Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 8, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.:	RULE TITLES:
69O-231.010	Purpose
69O-231.020	Scope
69O-231.030	Definitions
69O-231.040	Calculating Penalty
69O-231.070	Prosecutorial Discretion
69O-231.080	Penalties for Violation of Section 626.611
69O-231.090	Penalties for Violation of Section 626.621
69O-231.100	Penalties for Violation of Subsection 626.9541(1)
69O-231.110	Penalties for Violation of Other Specific Provisions of the Florida Insurance Code
69O-231.120	Penalties for Violation of Other Insurance Code Provisions
69O-231.130	Penalties for Violation of Department Rules
69O-231.140	Penalties for Violation of Department Orders
69O-231.150	Criminal Proceedings
69O-231.160	Aggravating/Mitigating Factors

PURPOSE AND EFFECT: The Office of Insurance Regulation is updating Chapter 69O-231, F.A.C.

SUMMARY: Rules 69O-231.010, 69O-231.020, 69O-231.030, 69O-231.040, 69O-231.070, 69O-231.080, 69O-231.090, 69O-231.100, 69O-231.110, 69O-231.120, 69O-231.130, 69O-231.140, 69O-231.150, and 69O-231.160, 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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.307(1), 626.611, 626.621, 626.631, 626.641, 626.681, 626.691 FS.

LAW IMPLEMENTED: 624.307(1), 626.601, 626.611, 626.621, 626.631, 626.681, 626.691, 626.9521, 626.9561, 626.9571, 626.9581 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: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-231.010 Purpose.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.631, 626.641, 626.681, 626.691 FS. History—New 7-13-93, Amended 9-23-02, Formerly 4-231.010, Repealed.

69O-231.020 Scope.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Amended 8-15-00, 9-23-02, Formerly 4-231.020, Repealed.

69O-231.030 Definitions.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Amended 9-23-02, Formerly 4-231.030, Repealed.

69O-231.040 Calculating Penalty.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Formerly 4-231.040, Repealed.

69O-231.070 Prosecutorial Discretion.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691, 626.9521, 626.9561, 626.9571, 626.9581 FS. History—New 7-13-93, Formerly 4-231.070, Repealed.

69O-231.080 Penalties for Violation of Section 626.611.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Amended 9-23-02, Formerly 4-231.080, Repealed.

69O-231.090 Penalties for Violation of Section 626.621.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Formerly 4-231.090, Repealed.

69O-231.100 Penalties for Violation of Subsection 626.9541(1).

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691, 626.9541(1) FS. History—New 7-13-93, Formerly 4-231.100, Repealed.

69O-231.110 Penalties for Violation of Other Specific Provisions of the Florida Insurance Code.
 Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Formerly 4-231.110, Repealed.

69O-231.120 Penalties for Violation of Other Insurance Code Provisions.
 Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Formerly 4-231.120, Repealed.

69O-231.130 Penalties for Violation of Department Rules.
 Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Formerly 4-231.130, Repealed.

69O-231.140 Penalties for Violation of Department Orders.
 Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.681, 626.691 FS. History—New 7-13-93, Formerly 4-231.140, Repealed.

69O-231.150 Criminal Proceedings.
 Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 626.601, 626.611, 626.621, 626.631, 626.631(1), 626.681, 626.691 FS. History—New 7-13-93, Amended 9-23-02, Formerly 4-231.150, Repealed.

69O-231.160 Aggravating/Mitigating Factors.
 Rulemaking Authority 626.308 FS. Law Implemented 624.307(1), 626.611, 626.621, 626.631, 626.681, 626.9541 FS. History—New 7-13-93, Formerly 4-231.160, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Michael Lawrence, Jr., Assistant General Counsel
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:
 69O-235.003 Sale of Certificates of Deposit
 PURPOSE AND EFFECT: The Office of Insurance Regulation is updating Chapter 69O-235, F.A.C.
 SUMMARY: 69O-235.003 is 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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308(1) FS.
 LAW IMPLEMENTED: 517.12, 624.307(1), 626.611, 626.621 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: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-235.003 Sale of Certificates of Deposit.
 Rulemaking Authority 624.308(1) FS. Law Implemented 517.12, 624.307(1), 626.611, 626.621 FS. History—New 1-16-03 Formerly 4-235.003, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Michael Lawrence, Jr., Assistant General Counsel
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:
 69O-239.001 Power of Attorney; Penal Sum of Bond; Not Applicable to Automobile Clubs
 PURPOSE AND EFFECT: The rule concerns the power of attorney for an appearance bond.
 SUMMARY: The penal sum of bond portion of the rule is repealed. References to the Office are made consistent in the 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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308(1) FS.

LAW IMPLEMENTED: 648.43 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: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

~~690-239.001 Power of Attorney; Penal Sum of Bond; Not Applicable to Automobile Clubs.~~

~~(1) Section 903.09, F.S., is interpreted to mean that every licensed limited surety agent must attach to each bond a duly executed power of attorney in an amount of at least the penal sum of the bond. This section shall not apply to any card or certificate of membership of an automobile club or association qualified under section 627.758, F.S., relating to Guaranteed Arrest Bond Certificates, Bail Bond Certificates, or Powers of Attorney for Bail Bonds sold by licensed surety companies to recognized automobile clubs or associations.~~

~~(1)(2) The Office office shall approve the power of attorney form of an insurer to accompany an appearance bond posted at the jail that includes the following:~~

~~(a) through (j) No change.~~

~~(2)(3) The Office office shall approve the qualifying power of attorney form of an insurer used to register a bail bond agent with the clerk of the court in Florida that includes the following:~~

(a) The full name and address of the surety company issuing the qualifying power of attorney, as shown on the records of the ~~Office. Office of Insurance Regulation.~~

(b) through (f) No change.

(g) The form must be executed by an authorized company official who appears on the records of the ~~Office. Office of Insurance Regulation.~~

(h) through (i) No change.

~~(3)(4) The Office office shall advise the insurer of approval of the power of attorney via email.~~

Rulemaking Authority 624.308(1), ~~648.26~~ FS. Law Implemented 648.43, ~~903.09~~ FS. History—Repromulgated 12-24-74, Formerly 4-1.08, Amended 9-10-91, Formerly 4-1.008, Formerly 4-221.075, Amended 12-29-13, Formerly 69B-221.075, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:

Michael Lawrence, Jr., Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 8, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.: **RULE TITLES:**
690-240.001 Shared Savings Program Requirements
690-240.002 Annual Report

PURPOSE AND EFFECT: Chapter 2019-100, Laws of Florida, creates sections 627.6387, 627.6648, and 641.31076, F.S., which require the Financial Service Commission to file a description of the program on a form and requires insurers to submit certain information to the Office, so it may to determine the baseline for the savings calculation.

SUMMARY: Chapter 690-240, F.A.C., will govern the regulation of shared savings programs. Rule 690-240.001, F.A.C. addresses the requirements for approval of a shared savings program by the Office. Rule 690-240.002, F.A.C. implements an annual report a health insurer or health maintenance organization must file with the Office.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. 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: 624.308(1), 627.6387(3)(b), 627.6387(5), 627.6648(3)(b), 627.6648(5), 641.31076(3)(b), 641.31076(5) FS.

LAW IMPLEMENTED: 627.6387, 627.6648, 641.31076 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: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flair.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-240.001 Shared Savings Program Requirements

(1)(a) A health insurer or health maintenance organization that wants to implement a shared savings program shall submit the following:

1. Form OIR-B2-2214, "Shared Savings Program Description," effective 8/19, hereby incorporated by reference and available at www.flrules.org/XXXXX;
2. Form OIR-B2-2215, "Shared Savings Program Policy Template," effective 9/19, hereby incorporated by reference and available at www.flrules.org/XXXXX; and
3. Form OIR-B2-2216, "Shared Savings Program Rates Template," effective 9/19, hereby incorporated by reference and available at www.flrules.org/XXXXX.

(b) A health insurer or health maintenance organization shall submit the forms listed in paragraph (1)(a) electronically through <https://www.flair.com/iportal>.

(2) The Office will accept the following baseline methodologies:

(a) A baseline equal to the average in-network amount paid for that service in the most recent 12-month period. The average in-network amount may be calculated by using the statewide average or the average paid for the service within the insured's or subscriber's service area; or

(b) Another baseline methodology that yields a similar or greater savings as the methodology in paragraph (2)(a).

(3) The calculation for the shared savings amount is equal to baseline amount less the cost of the service which is then multiplied by the shared savings percentage [(baseline – cost) * shared savings percentage]. The shared savings amount may not be equal to less than 25 percent of the savings generated by the insured's or subscriber's participation in the program. The shared savings percentage may vary by service or service area. Rulemaking Authority 624.308(1), 627.6387(3)(b), 627.6387(5), 627.6648(3)(b), 627.6648(5), 641.31076(3)(b), 641.31076(5) FS. Law Implemented 627.6387, 627.6648, 641.31076 FS. History-New _____.

690-240.002 Annual Report.

A health insurer or health maintenance organization offering a shared savings program shall file Form OIR-B2-2217 with the Office electronically through <http://www.flair.com/iportal> within 90 business days after the close of each plan year. Form OIR-B2-2217, "Shared Savings Program Annual Report," effective 9/19, is hereby incorporated by reference and available at www.flrules.org/XXXXX.

Rulemaking Authority 624.308(1), 627.6387(5), 627.6648(5), 641.31076(5) FS. Law Implemented 627.6387, 627.6648, 641.31076 FS. History-New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Lawrence, Jr., Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 19, 2019

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: 12BER19-02 RULE TITLE: Fuel Used for Agricultural Shipment or Hurricane Debris Removal

SUMMARY: Notice of Renewal of Emergency Rule 12BER19-02

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: : Danielle Boudreaux, Technical Assistance and Dispute Resolution, Department of Revenue,

P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone: (850)717-7082.

THE FULL TEXT OF THE EMERGENCY RULE IS:

The Department of Revenue hereby provides notice of renewal of Emergency Rule 12BER19-02, Fuel Used for Agricultural Shipment or Hurricane Debris Removal, as adopted on June 4, 2019, and noticed in the Florida Administrative Register on June 4, 2019, Vol. 45/108. Section 22, Chapter 2019-42, L.O.F., authorize the adoption of an emergency rule, provide that the emergency rule is effective for six months after adoption, and allow for renewal of the emergency rule during the pendency of procedures to adopt permanent rules. On December 5, 2019, the Department published a Notice of Rule Development for Rule 12B-5.1301, F.A.C., pursuant to Section 120.54(2), Florida Statutes, which, if adopted, would establish a rule addressing the subject of Emergency Rule 12BER19-02. Therefore, pursuant to the provisions of Section 22, Chapter 2019-42, L.O.F., Emergency Rule 12BER19-02 is renewed.

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

EFFECTIVE DATE: 12/05/2019

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: **RULE TITLE:**
 12AER19-03 Farming Materials Damaged by Hurricane Michael

SUMMARY: Notice of Renewal of Emergency Rule 12AER19-03

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Danielle Boudreaux, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone: (850)717-7082.

THE FULL TEXT OF THE EMERGENCY RULE IS:

The Department of Revenue hereby provides notice of renewal of Emergency Rule 12AER19-03, Farming Materials Damaged by Hurricane Michael, as adopted on June 5, 2019, and noticed in the Florida Administrative Register on June 5, 2019, Vol. 45/109. Sections 20 and 21, Chapter 2019-42, L.O.F., authorize the adoption of an emergency rule, provide that the emergency rule is effective for six months after adoption, and allow for renewal of the emergency rule during the pendency of procedures to adopt permanent rules. On December 5, 2019, the

Department published a Notice of Rule Development for Rule 12A-1.0511, F.A.C., pursuant to Section 120.54(2), Florida Statutes, which, if adopted, would establish rules addressing the subject of Emergency Rule 12AER19-03. Therefore, pursuant to the provisions of Sections 20 and 21, Chapter 2019-42, L.O.F., Emergency Rule 12AER19-03 is renewed.

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

EFFECTIVE DATE: 12/05/2019

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: **RULE TITLE:**

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on October 23, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Westminster Woods on Julington Creek to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019016607. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: **RULE TITLE:**

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on October 23, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Children’s Comprehensive Care Center, Inc. to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014675. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing
 RULE NO.: RULE TITLE:
 59A-4.1265 Emergency Environmental Control for Nursing Homes
 NOTICE IS HEREBY GIVEN that on October 23, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Westminster Point Pleasant f/k/a/ Westminster Towers to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019016609. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing
 RULE NO.: RULE TITLE:
 59A-4.1265 Emergency Environmental Control for Nursing Homes
 NOTICE IS HEREBY GIVEN that on October 23, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Westminster Towers to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019016610. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing
 RULE NO.: RULE TITLE:
 59A-4.1265 Emergency Environmental Control for Nursing Homes
 NOTICE IS HEREBY GIVEN that on October 23, 2019, the Agency for Health Care Administration, received a petition for

variance from subsection 59A-4.1265(5), F.A.C., from Westminster Oaks to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019016608. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE
 Division of Historical Resources
 The Division of Historical Resources announces a public meeting to which all persons are invited.
 DATE AND TIME: December 12, 2019, 4:00 p.m. to conclusion.

PLACE: Senate Office Building Room 110. 404 S. Monroe Street, Tallahassee, FL 32399.
 Teleconference number: 1(888)585-9008. Teleconference Room Number: 648 769 445

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Second meeting of the Women’s Suffrage Centennial Commission.

A copy of the agenda may be obtained by contacting: Sarah Liko at (850)245-6332 or Sarah.Liko@dos.myflorida.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sarah Liko at (850)245-6332 or Sarah.Liko@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). For more information, you may contact: Sarah Liko at (850)245-6332 or Sarah.Liko@dos.myflorida.com.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
 Division of Administration
 The Hemp Advisory Committee announces a public meeting to which all persons are invited.
 DATE AND TIME: December 12, 2019, 4:00 p.m.
 PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct general business and to discuss the draft industrial hemp rules.

A copy of the agenda may be obtained by contacting: Kylie Werk at cannabis@fdacs.gov or (850)617-7700.

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: Kylie Werk at cannabis@fdacs.gov or (850)617-7700. 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 Administration

The Industrial Hemp Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: December 12, 2019, 2:00 p.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct general business and to discuss the draft industrial hemp rules.

A copy of the agenda may be obtained by contacting: Kylie Werk at (850)617-7700 or email at Kylie.Werk@fdacs.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 3 days before the workshop/meeting by contacting: Kylie Werk at (850)617-7700 or email at Kylie.Werk@fdacs.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Florida Forest Service

The Friends of Florida State Forests announces a public meeting to which all persons are invited.

DATE AND TIME: December 21, 2019, 10:00 a.m.

PLACE: Connor Building, 3125 Connor Blvd., Tallahassee Fl. 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Board Meeting

***This is a change of date for to a previous notice.

A copy of the agenda may be obtained by contacting: Lorna Radcliff, Lorna.Radcliff@fdacs.gov, (850)681-5870, 3125 Connor Blvd. Tallahassee Fl. 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to

participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Lorna Radcliff, Lorna.Radcliff@fdacs.gov, (850)681-5870, 3125 Connor Blvd. Tallahassee Fl. 32399. 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: Lorna Radcliff, Lorna.Radcliff@fdacs.gov, (850)681-5870, 3125 Connor Blvd. Tallahassee Fl. 32399.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Florida Forest Service

The Friends of Florida State Forests announces a public meeting to which all persons are invited.

DATE AND TIME: January, 21, 2020, 10:00 a.m.

PLACE: The Connor Building, 3125 Connor Blvd., Tallahassee, Fl. 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board meeting

***This is a re-posting to change the date.

A copy of the agenda may be obtained by contacting: Lorna Radcliff, Lorna.Radcliff@fdacs.gov, (850)681-5870, 3125 Connor Blvd. Tallahassee Fl. 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Lorna Radcliff, Lorna.Radcliff@fdacs.gov, (850)681-5870, 3125 Connor Blvd. Tallahassee Fl. 32399. 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: Lorna Radcliff, Lorna.Radcliff@fdacs.gov, (850)681-5870, 3125 Connor Blvd. Tallahassee Fl. 32399

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 17, 2019, 2:00 p.m. – 3:00 p.m.

ET or until concluded

PLACE: Conference Call 1(888)585-9008 and Code (873574258)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Customer Satisfaction Survey Focus Group Workgroup.

This workgroup is being conducted to develop the process to be used to conduct focus groups for the customer satisfaction survey for 2019-20. The topic of the focus groups will be: Pre-ETS.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.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: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.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: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: Wednesday, December 18, 2019, 9:00 a.m.
 PLACE: Hilton Ocala, 3600 SW 36th Avenue, Ocala, FL 34474
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will host a meeting of the Florida Multi-Use Corridors of Regional Economic Significance (M-CORES) Task Force for the Northern Turnpike Connector extending from the northern terminus of the Florida's Turnpike northwest to the Suncoast Parkway. Registration begins at 8:00 a.m., and the meeting begins at 9:00 a.m. The public is invited to attend and observe the proceedings of the Task Force. Comment stations will be available throughout the meeting where comments may be submitted in writing. Comments may also be submitted anytime by email to FDOT.Listens@dot.state.fl.us. In addition, a public comment period will begin at 4:30 p.m.

The Florida Department of Transportation may adopt the result of this planning effort into the environmental review process, pursuant to Title 23 U.S.C. § 168(4)(d) or the state project development process.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. People who require special accommodations under the Americans with Disabilities Act or who require translation services (free of charge) should contact Jennifer Stults at Jennifer.Stults@dot.state.fl.us or (407)264-3808 at least seven (7) days prior to the meeting. 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).

A copy of the agenda may be obtained by contacting: Jennifer Stults at Jennifer.Stults@dot.state.fl.us or (407)264-3808.

For more information, you may contact: www.FloridaMCORES.com.

STATE BOARD OF ADMINISTRATION

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

DATE AND TIME: Tuesday, December 17, 2019, 1:00 p.m. until completion of agenda.

PLACE: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308; attendees should check in at reception desk, on-site parking available.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled quarterly meeting of the Investment Advisory Council. The IAC is a nine-member advisory council, which reviews the investments made by the staff of the State Board of Administration and makes recommendations to the board regarding investment policy, strategy, and procedures. The IAC operates under Section 215.444 of the Florida Statutes.

A copy of the agenda may be obtained by contacting: Pam Noda, State Board of Administration, (850)413-1381 or pam.noda@sbafla.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eddie McEwen, (850)413-1104, eddie.mcewen@sbafla.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If 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: Pam Noda, State Board of Administration, (850)413-1381 or pam.noda@sbafla.com.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

The Florida Advisory Council on Small and Minority Business Development (FACSMBD) announces a public meeting to which all persons are invited.

DATE AND TIME: Florida Advisory Council on Small and Minority Business Development (Full Advisory Council Meeting), RECURRING: On the first Wednesday of every other month at 2:00 p.m. Starting Feb. 2020.

Executive Committee, RECURRING: At 2:00 p.m. on the last Wednesday, the month prior to the full Advisory Council meetings, with the exception of Nov.18.

Legislative Committee: Jan. 8 and then RECURRING: At 2:00 p.m. on the first Wednesday, the month prior to the full Advisory Council meetings.

Strategic and State Comprehensive Committee, RECURRING: At 2:00 pm on the second Tuesday, the month prior to the full Advisory Council meetings.

Research and Emerging Trends Committee

RECURRING: At 11:00 a.m. on the second Tuesday, the same month as the full Advisory Council meetings.

Other meetings may be called at the request of the Council. See the FACSMBD website for additional details.

PLACE: Conference Call: 1(888)585-9008, participant code is posted on the meeting agenda and made available on the FACSMBD website at www.dms.myflorida.com/facsmbd

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Advisory Council on Small and Minority Business Development provides insight and expertise to the state regarding small and minority business development. Council members research the role of small and minority businesses in the state's economy, and provide recommendations on how to improve engagement of and support for Florida's small and minority business community. Agendas and Meeting Minutes can be found at www.dms.myflorida.com/facsmbd.

A copy of the agenda may be obtained by contacting: Agendas and Meeting Minutes can be found at www.dms.myflorida.com/facsmbd.

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: Bre Stephens at (850)487-0915, brenecia.stephens@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).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, January 8, 2020, 12:00 Noon; Thursday, January 9, 2020, 8:30 a.m.; Friday, January 10, 2020, 8:30 a.m.

PLACE: Sheraton Sand Key, 1160 Gulf Blvd, Clearwater Beach, FL 33767, (727)595-1611

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business, disciplinary and committee meetings of the Board

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983. 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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, January 7, 2020, 10:00 a.m.

PLACE: Telephone conference number: 1(888)585-9008, participant code: 564 952 647

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness Committee of the Board.

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983. 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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

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

DATE AND TIME: Friday, January 17, 2020, 9:00 a.m.
PLACE: Residence Inn by Marriott, 2301 Sadler Road,
Fernandina Beach, Florida 32034

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General business.

A copy of the agenda may be obtained by contacting: Board of
Landscape Architecture, 2601 Blair Stone Rd., Tallahassee, FL
32399, (850)717-1981.

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: Board of Landscape Architecture, 2601 Blair Stone
Rd., Tallahassee, FL 32399, (850)717-1981. If you are hearing
or speech impaired, please contact the agency using the Florida
Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770
(Voice).

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

For more information, you may contact: Board of Landscape
Architecture, 2601 Blair Stone Rd., Tallahassee, FL 32399,
(850)717-1981.

DEPARTMENT OF HEALTH

Board of Dentistry

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

DATE AND TIME: February 13, 2020, 9:00 a.m. ET
PLACE: 1(888)585-9008 when prompted, enter conference
room number 599196982#.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Dental Lab Probable Cause Panel with reconsiderations.

A copy of the agenda may be obtained by contacting:
www.floridasdentistry.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

Board of Osteopathic Medicine

The Board of Osteopathic Medicine announces a telephone
conference call to which all persons are invited.

DATE AND TIME: January 14, 2020, 1:00 p.m. ET
PLACE: Telephone conference phone number 1(888)585-9008
Conference room number 742-225-236

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General business of the board.

A copy of the agenda may be obtained by contacting:
www.floridasosteopathicmedicine.gov/meeting-information

Pursuant to the provisions of the Americans with Disabilities
Act, any person requiring special accommodations to
participate in this workshop/meeting is asked to advise the
agency at least 7 days before the workshop/meeting by
contacting: Christa Peace, Regulatory Specialist III, at
(850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee,
FL 32399. If you are hearing or speech impaired, please contact
the agency using the Florida Relay Service, 1(800)955-8771
(TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Florida Department of Health/Early Steps Program
announces a telephone conference call to which all persons are
invited.

DATE AND TIME: December 16, 2019, 2:00 p.m. – 3:30 p.m.
PLACE: 1(888)585-9008, Room # 605-692-999#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The
Early Steps Child and Family Outcomes Workgroup is meeting
to complete the state child outcome measurement system self-
assessment.

A copy of the agenda may be obtained by contacting:
Kelly.Rogers@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 2 days before the workshop/meeting by
contacting: Kelly.Rogers@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:
Kelly.Rogers@flhealth.gov.

FLORIDA INDEPENDENT LIVING COUNCIL

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

DATE AND TIME: Tuesday, January 21, 2020, 10:00 a.m. – 11:00 a.m.

MEETING: Finance Committee

PLACE: Call in number: 1(888)585-9008, Conference ID-605-155-637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business of the Committee

Persons who want to be notified of such meetings may submit a request by contacting the Florida Independent Living Council, 1882 Capital Circle NE, Suite 202, Tallahassee, Florida 32308
Voicemail: (850)488-5624 **Toll Free:** 1(877)822-1993, **Fax:** (850)488-5881 or **Email:** info@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.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

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

DATE AND TIME: December 18, 2019, 8:00 a.m.

PLACE: 777 Glades Road Administration Building, Room 305 Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: Authority Meeting

A copy of the agenda may be obtained by contacting: jwales@research-park.org.

MRGMIAMI

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

DATE AND TIME: Thursday, December 12, 2019, 6:00 p.m.

PLACE: The Country Club of Miami, Gleason Room, 6801 NW 186th Street, Miami, Florida 33015

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District Six, has scheduled a Public Hearing for proposed improvements to State Road (SR) 860/Miami Gardens Drive from east of I-75 to SR 823/NW 57 Avenue, in Miami-Dade County. This hearing will

begin as an open house with a formal presentation starting at 6:30 p.m.

The study evaluated corridor improvements that will add roadway capacity by widening and reconstructing Miami Gardens Drive to six lanes with a bicycle lane in each direction, modifying median openings to improve traffic safety and operations, and updating noise abatement requirements.

A copy of the agenda may be obtained by contacting: Ms. Irene I. Varela-Riaz, E.I. F.C.C.M. at (305)470-5342 or by email at irene.varela@dot.state.fl.us. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

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: Ms. Irene I. Varela-Riaz, E.I. F.C.C.M. at (305)470-5342, or in writing at 1000 NW 111th Avenue, Room 6111-A, Miami, Florida 33172, or via email at irene.varela@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). Any persons who require translation services (free of charge) should also contact Ms. Irene I. Varela-Riaz at least seven (7) days before the meeting. 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).

For more information, you may contact: Ms. Hong Benitez, P.E. Project Manager, at (305)470-5219 or by email at hong.benitez@dot.state.fl.us.

THE VALERIN GROUP, INC.

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

DATE AND TIME: December 12, 2019, 5:00 p.m. – 7:00 p.m.

PLACE: Dixon Ahl Hall, 2220 NE 38th Street, Lighthouse Point, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No.: 434695-1-52-01

Project Description: State Road 5/Federal Highway from SR 834/Sample Road to the Broward/Palm Beach County Line in Broward County, FL.

The project consists of widening the roadway to accommodate 5-foot bike lanes, reconstructing medians, portions of the roadway and sidewalks, milling and resurfacing. Other improvements include installing drainage, curb and gutter, signalization, lighting, signage and pavement markings.

Construction will begin in January 2020 and is estimated to be completed in January 2021. The estimated construction cost is \$8,207,877.

During the informal open house, attendees will have the opportunity to review roadway improvements, construction plans and traffic control plans. FDOT staff and consultant staff members will be available to discuss the project and answer questions.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who require translation services (free of charge) should contact Heidy Cuevas, P.E., FDOT Project Manager, at (954)958-7653 or by email at heidy.cuevas@dot.state.fl.us.

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

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: Americans with Disabilities Act info: Heidy Cuevas, P.E., FDOT Project Manager, at (954)958-7653 or by email at heidy.cuevas@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: For more information, you may contact: Justina Hicklyn, Community Outreach Specialist, at (954)940-7585 or by email at justina@valeringroup.com.

ATKINS - LAKE CITY

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

DATE AND TIME: December 12, 2019, 4:00 p.m. – 6:00 p.m.
 PLACE: Southeast Regional Library, 10599 Deerwood Park Blvd., Jacksonville, FL 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation invites you to a public hearing to discuss Financial Project Number 441372-1, which includes proposed changes to the roadway, striping and medians at the intersection of Southside Boulevard (State Road 115) and Gate Parkway in Jacksonville. The hearing will begin with an open house from 4:00 p.m. – 6:00 p.m., followed by a public comment period at 6 p.m. Public participation is sought without regard to race, color, religion, sex, age, national origin, disability or family status.

A copy of the agenda may be obtained by contacting: Peter Osborne, FDOT Project Manager, 2198 Edison Avenue, Jacksonville, Florida 32204, (904)360-5608 or peter.osborne@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Sara Pleasants, 2198 Edison Avenue, Jacksonville, Florida, 32204, (904)831-3368 or sara.pleasants@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

Florida A&M University Facilities Planning, Construction and Safety

Gibbs Hall Third Floor Build-out - CM Call for Bids
CALL FOR BIDS

RAM Construction & Development, LLC. (RAM), as Construction Manager for the project known as Florida A & M University (FAMU) Gibbs Hall Third Floor Build Out, located at 1596 Gibbs Hall Trail in Tallahassee, Florida, is soliciting Bids from Pre-Qualified Trade Contractors for the following Bid Packages:

3A Concrete & Masonry, 8A General Trades, 9A Drywall, 9B Flooring & Tile, 9C Painting, Waterproofing & Joint Sealants, 9D Acoustical Ceiling Tile, 22A Plumbing, 23A Mechanical, 26A Electrical

RAM will receive sealed proposals for these Bid Packages as prepared by RAM based on construction documents by JRA Architects, Inc., Tallahassee, Florida.

All bidders are required to be Pre-Qualified prior to submitting a proposal. Minority Business Enterprise: Small, minority, service disabled veterans and women-owned business enterprises are strongly encouraged to submit replies to solicitations, or to contact larger suppliers about subcontracting opportunities. Contact estimator@ramflorida.com for more information.

Bid Packages will be available for distribution from the Construction Manager on December 5th, 2019. For information regarding Bid Packages and/ or Pre-Qualification Forms, please contact John Mautz at (850)671-7267; fax (850)671-2773.

Sealed proposals will be received by RAM until the times listed below at the RAM Corporate Office located at 20 Ram Blvd., Midway, Fl, 32343. Proposals will be opened publicly and read aloud. Bids received after this time will not be accepted.

BID OPENINGS: For all divisions – Thursday, December 12, 2019, 2:00 p.m.

RAM Construction & Development reserves the right to accept or reject any and all proposals in the best interest of the FAMU.

PASCO COUNTY BOARD OF COUNTY COMMISSIONERS

IFB-KM-20-011 EXTENSION OF ASBEL ROAD AND FDOT PROJECT SR 45 (US41) INTERIM IMPROVEMENTS
NOTICE OF INVITATION FOR BID: The Pasco County Board of County Commissioners, Purchasing Department is soliciting formal, competitive, sealed bids from contractors for bid IFB-KM-20-011, Extension of Asbel Road and FDOT

Project SR 45 (US41) Interim Improvements; Closing 01/14/2019, 1:00 p.m.

More information at www.BidNetDirect.com.

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., Thursday, November 28, 2019 and 3:00 p.m., Wednesday, December 4, 2019.

Rule No.	File Date	Effective Date
6A-1.0451	12/2/2019	12/22/2019
6A-1.0503	12/2/2019	12/22/2019
6A-1.0504	12/2/2019	12/22/2019
6A-4.0051	12/2/2019	12/22/2019
6A-4.0163	12/2/2019	12/22/2019
6A-4.0181	12/2/2019	12/22/2019
6A-4.0292	12/2/2019	12/22/2019
6A-4.035	12/2/2019	12/22/2019
6A-6.053	12/2/2019	12/22/2019
6A-6.0574	12/2/2019	12/22/2019
6A-6.0786	12/2/2019	12/22/2019
6A-6.09091	12/2/2019	12/22/2019
6A-10.040	12/2/2019	12/22/2019
6A-14.024	12/2/2019	12/22/2019
59G-4.050	12/2/2019	12/22/2019
61N-2.021	12/3/2019	12/23/2019
65C-30.006	12/2/2019	12/22/2019
65C-30.008	12/2/2019	12/22/2019
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	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notice of Intent to Grant Variance

RULE NO.: RULE TITLE:

62-330.302 Additional Conditions for Issuance of Individual and Conceptual Approval Permits

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of Rule 62-330.302, F.A.C., and Applicant’s Handbook Volume I, Section 10.2.5, to Florida Power & Light Company, Inc. The file has been assigned 0373620-001 EI. The variance will allow for an upland directional drill of approximately 4,326 feet long under Placida Harbor with bore pits and splice boxes located in uplands on each end of the crossing between Little Gasparilla Island the eastern end of the crossing located on Boca Grande Causeway. No in-water work is proposed. The variance is being granted because the petitioner has demonstrated the variance is necessary to relieve or prevent hardship. The Department’s file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, 2295 Victoria Avenue, Suite 364, Fort Myers, Florida 33902, Telephone: 239-334-5600, Email: SouthDistrict@floridadep.gov; during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, or online at http://prodenv.dep.state.fl.us/DepNexus/public/electronic-documents/ERP_373620/facility!search

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the application.

A person whose substantial interests are affected by the Department’s action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rule 28-106.201, F.A.C., a petition for an

administrative hearing must contain the following information: (a) The name and address of each agency affected and each agency’s file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner’s representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner’s substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency’s proposed action; (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency’s proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency’s proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Petitions for an administrative hearing must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under subsection 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication. The failure to file a petition within the appropriate time period shall constitute a waiver of that person’s right to request an administrative hearing under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department’s action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the

running of the time period for filing a petition until the request is acted upon.

Mediation is not available in this proceeding.

The applicant, or any party within the meaning of paragraph 373.114(1)(a) or Section 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under subsection 373.114(1) or Section 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida 32399-3000; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date this action is filed with the Clerk of the Department.

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

INTEREST RATE SET PURSUANT TO SECTION 55.03, FLORIDA STATUTES

RULE NO.: RULE TITLE:

69I-25.003 Requirements

INTEREST RATE SET PURSUANT TO SECTION 55.03, FLORIDA STATUTES

Chapter 2011-169, Laws of Florida, amended subsection 55.03(1), Florida Statutes (F.S), to require the Chief Financial Officer to set the rate of interest that shall be payable on judgments and decrees on a quarterly basis rather than an annual basis. The interest rate for the quarter beginning January 1, 2020 has been set at 6.83 percent per annum or a daily rate of .0186612 percent (.000186612 expressed as a decimal). Current and historical interest rates are available on the following website:

<https://www.myfloridacfo.com/Division/AA/LocalGovernments/Current.htm>.

Please contact the Vendor Ombudsman Section at (850)413-5516 if you have any questions.

LEE COUNTY ATTORNEY'S OFFICE

NOTICE OF INTENT TO ENACT A LEE COUNTY ORDINANCE

Notice is hereby given that the Board of County Commissioners of Lee County, Florida will consider the enactment of a county ordinance in accordance with Article VIII, Section 1, of the

Florida Constitution and Chapter 125, Florida Statutes. A description of the proposed county ordinance is as follows:

AN ORDINANCE AMENDING THE LEE COUNTY LAND DEVELOPMENT CODE, CHAPTER 6, TO AMEND RULES AND REGULATIONS FOR THE PLACING AND MAINTAINING OF WIRELESS FACILITIES WITHIN LEE COUNTY RIGHTS-OF-WAY CONSISTENT WITH FLORIDA STATUTES SECTION 337.401; CHAPTER 10, TO AMEND PROCEDURAL REQUIREMENTS FOR DEVELOPMENT REVIEW CONSISTENT WITH FLORIDA STATUTES SECTION 125.022; AND CHAPTER 34, TO AMEND ADMINISTRATIVE REGULATIONS REGARDING COMMUNITY GARDENS; PERTAINING TO MODIFICATIONS THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING; PROVIDING FOR CONFLICTS OF LAW, SEVERABILITY, CODIFICATION, INCLUSION IN CODE AND SCRIVENER'S ERRORS, AND AN EFFECTIVE DATE.

There will be two public hearings held on two separate dates in the County Commissioners' Chambers, Lee County Courthouse, 2120 Main Street, Fort Myers, Florida. The first public hearing will be held on Tuesday, the 17th day of December 2019, 9:30 p.m., or as soon thereafter as can be heard. The second public hearing will be held on Tuesday, the 21st day of January 2020, 5:00 p.m., or as soon thereafter as can be heard.

Copies of this Notice and the proposed ordinance are available for inspection at the Minutes Office of the Clerk of Courts of Lee County, located in the Courthouse Administration Building, 2115 Second Street, Fort Myers, Florida.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

A verbatim record of the proceeding will be necessary to appeal a decision made at this hearing. Contact Lee County Administration at (239)533-2221 for further information on obtaining a record.

Lee County will not discriminate against individuals with disabilities. To request an accommodation, contact Joan LaGuardia, (239)533-2314, Florida Relay Service 711, or ADArequests@leegov.com, at least five business days in advance.

**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.