

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.009
RULE TITLE: Constitutional Amendment by Initiative Petition

PURPOSE AND EFFECT: The purpose of rulemaking is to conform the rule to statutory changes in HB 5 (Chapter 2019-64, Laws of Florida) which amends sections 97.021 and 100.371, Florida Statutes. The law, among other things, requires paid petition circulators to register with the Secretary of State; requires petition forms to be made available to constitutional amendment initiative petition sponsors; requires the Secretary to maintain a paid petition circulator database; requires supervisors of elections to provide specified information to the division of elections; provides requirements for gathering petition forms; provides for the imposition of fines for failure to deliver petition forms within a specified time period and provides for defenses; allows the Secretary of State to refer petition form violations to the Attorney General for enforcement; requires the division of elections to adopt rules; and provides that the date the elector signs a petition form is presumed to be the date the sponsor collected the form. The changes to the rule are to incorporate these various changes in the law.

SUMMARY: Constitutional amendment by initiative petition and related processes for petition circulators, supervisors, and the division of elections.

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: This rule will not require legislative ratification

pursuant to Section 120.541(3), F.S., because the rule applies only to election-related activities. Based upon past experiences with rules of this nature, this rule will not have an adverse effect on businesses or private-sector economic growth, job-creation, employment or investment; it is not likely to have an adverse impact on business competitiveness nor innovation in excess of the statutory threshold; nor will it increase regulatory costs in excess of the threshold mandating legislative ratification. 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: 20.10, 97.012(1), (2), 97.052, FS.

LAW IMPLEMENTED: 97.021, 100.371, FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Candice Edwards at (850)245-6536 or Candice.edwards@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Colleen O'Brien, Assistant General Counsel, at Colleen.OBrien@dos.myflorida.com or (850)245-6519.

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.009 Constitutional Amendment by Initiative Petition.

(1) Forms. All forms referenced herein are incorporated by reference and are available online on the Division of Elections' website at <https://www.dos.myflorida.com/elections> under the header for forms, through the rule as adopted under www.flrules.org, or from the Florida Department of State, Division of Elections, Room 316, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, 32399-0250, (850)245-6200.

(2)(1) ~~Submission~~ of Initiative Petition Approval Process.

(a) ~~Submission~~. Before a petition to place a proposed amendment to the State Constitution on the ballot by initiative can be circulated for signatures, the sponsoring political committee must receive approval of the initiative petition ~~format of the proposed form~~ from the Secretary of State. The sponsoring committee shall ~~email submit~~ a written request that includes the proposed language to

DivElections@DOS.MyFlorida.com, for review, along with a copy of the proposed form, to the Secretary of State.

~~(b)(2) Requirements and Approval of Initiative Petition Form.~~

~~1.(a) The Secretary of State shall review the initiative petition form solely for sufficiency of the format and shall render a decision within seven (7) days following receipt.~~

~~2. The proposed language submitted by the sponsoring political committee shall consist of the following:~~

~~(b) The format of an initiative petition submitted for review and approval by the Secretary of State shall be in accordance with Form DS DE 19 (effective 05/2014; https://www.flrules.org/gateway/reference.asp?No=Ref_04015), entitled "Constitutional Amendment Petition Form" and the requirements of this rule. Form DS DE 19 is hereby incorporated by reference and is available from the Florida Department of State, Division of Elections, Room 316, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399 0250, (850)245 6500, or by download from the Division of Elections' rules webpage at: <http://election.dos.state.fl.us>. The format of the petition form is deemed sufficient only if the petition form:~~

~~1. Is printed on separate cards or individual sheets of paper. The minimum size of such forms shall be 3 inches by 5 inches and the maximum shall be 8 1/2 inches by 11 inches.~~

~~2. Clearly and conspicuously contains in the following order:~~

~~a. The title "Constitutional Amendment Petition Form" at the top of the form.~~

~~b. The three statements as exactly worded in the box on the top of Form DS DE 19.~~

~~c. Adequate blank lines for the voter's name, address, city, county, voter registration number and date of birth as specified on the DS DE 19.~~

~~d. A check box and accompanying text so the voter may indicate a change in the voter's legal residence address on the voter's voter registration record as specified on the DS DE 19.~~

~~e. The statement, "I am a registered voter of Florida and hereby petition the Secretary of State to place the following proposed amendment to the Florida Constitution on the ballot in the general election."~~

~~af. The ballot title, which shall not exceed 15 words.~~

~~bg. The ballot summary, which shall not exceed 75 words.~~

~~ch. The article and section being created or amended in the State Constitution. For each existing article and/or section being amended, the language shall be in the format "Amends Article [insert number], Section [insert number]." The article and section number provided must correspond to an existing section of the Constitution and must correspond with the full text of the~~

proposed amendment. For each article and/or section being created, the language shall be in the format, "Creates Article [insert], New Section.";

di. The full text of the amendment being proposed. If the proposed constitutional amendment amends an existing section or sections, the full text shall include the entire existing text of the section or sections being amended. Text that is being inserted into the Constitution shall be notated with an underline, and text that is being deleted shall be notated with a strike through. If the text must be printed on both sides of the form, it shall be clearly indicated that the text is continued or begins on the other side.

j. Adequate blank lines for the date of the voter's signature and the voter's signature. The petition shall contain a blank line for only one voter's signature. The Secretary of State will not approve petition forms providing for multiple signatures per page.

k. A disclaimer that states "Initiative petition sponsored by (name and address of the sponsoring political committee)."

l. Adequate blank lines, in accordance with Section 106.19(3), F.S., for the name and address of a paid petition circulator, if one is used.

m. The notation "For Official Use Only" as specified on Form DS DE 19 providing adequate blank lines labeled "Serial Number" and "Date Approved."

(e) The petition need not contain the designation of Form DS DE 19 and its effective date or the reference to this rule as shown on the sample Form DS DE 19.

(3) Word Count. The following provisions apply to determine the word count for a ballot title and summary:

(a) Hyphenated compound words count as two or more words.

(b) An ampersand or a plus or minus sign shall count as one word.

(c) Punctuation such as commas, periods, hyphens, question marks, parentheses, quotation marks or exclamation points, does not affect the word count.

(d) Each word joined by a forward or back slash to another word counts separately as a word.

(e) Each part of a date counts as one word. Example: January 1, 2025 shall count as three words.

(f) Each word in a name is individually counted. Example: George Washington shall count as two words.

(g) Each whole number shall count as a word.

(h) Spaces do not affect the word count.

~~(4) Additional Information or Materials. Other than providing information or a method by which the petition form may be returned by mail to the sponsoring committee, no additional information or materials shall be printed directly on the form.~~

(c) Approved Petition Forms.

1. Upon approval of the format of an initiative petition, (5) Assignment of a Serial Number. The Secretary of State shall assign a serial number to ~~each approved~~ the petition form. The serial number shall begin with the last two digits of the calendar year in which the petition form is approved followed by a number in numerical sequence. For example, the first petition form approved in 2020~~6~~ is assigned the serial number 206-01. The serial number assigned and approval date must will be printed in the designated location on the lower right hand corner of the petition forms as described below.

2. Upon assignment of a serial number, the Division shall include, in the designated spaces:

a. On Constitutional Amendment Petition Forms: the ballot title, ballot summary, serial number and date approved, and name and address of the sponsoring committee on Form DS-DE 155A (effective XX/XXXX; [insert form reference link]) entitled "Constitutional Amendment Petition Form – Volunteer." The form number, effective date, and reference to this rule need not appear on the form. An electronic copy in PDF format, suitable for use by volunteers or directly by voters, shall be provided to the sponsoring political committee and made available on the Division's website. Paid petition circulators, as defined below, will obtain their forms, Form DS-DE 155B (effective XX/XXXX; [insert form reference link]) entitled "Constitutional Amendment Petition Form – Circulator" directly online in PDF format once they are registered with the Division pursuant to subsection (3).

b. On Constitutional Amendment Full Text Forms: the ballot title, ballot summary, article and section being created or amended, full text of the proposed amendment, serial number and date approved, and name and address of the sponsoring committee on a supplemental Form DS-DE 156 (effective XX/XXXX; [insert form reference link]) entitled "Constitutional Amendment Full Text." The form number, effective date, and reference to this rule need not appear on the form. An electronic copy shall be provided to the sponsoring political committee and made available on the Division's website. If the full text of the proposed amendment fits on a single page, it shall be clearly indicated with page numbers in the following format: Page 1 of 1" as indicated on the DS-DE 156 form. If the full text of the proposed amendment does not fit on a single page, the language can extend onto the reverse side of the paper or onto multiple sheets of paper. In such a case, the box entitled "Initiative Information" shall appear at the bottom of each page. In addition, it shall be clearly indicated that the form is multiple pages in length with page numbers in the following format: "Page [current page] of [total number of pages]" as indicated on the DS-DE 156 form. Wherever the DS-DE 155A or DS-DE 155B forms are circulated for signature, a copy of the full text of the associated proposed amendment on

DS-DE 156 shall also be provided or displayed to show the voter before signing the petition

(3)(6) Changes. Any change to a previously approved petition form shall be submitted to the Secretary of State for review. No person or entity other than the sponsoring political committee of the previously approved petition form can submit a change or changes to the previously approved petition form. The Secretary of State must approve any material change to a previously approved petition form. A material change constitutes a change in the wording of the text of the proposed amendment, the ballot title, or ballot summary, or a change in punctuation or layout, or a change in the name of the sponsoring political committee. Any material change submitted for approval to a previously approved initiative petition constitutes a request for approval of a new petition form and shall be assigned a different serial number upon approval by the Secretary of State.

(4) A sponsoring political committee may also seek to circulate its petition in Spanish or another language. If requested by the sponsoring political committee, the Division will have the petition translated into Spanish, or another language (if shown to have a reasonable basis for requesting such other language). A translation into another language does not constitute a material change to an initiative petition form. If translated into another language, the translation must not add or subtract from the approved English language and format of the petition and its blank entries. Any material change submitted for approval to a previously approved initiative petition constitutes a request for approval of a new petition form and shall be assigned a different serial number upon approval by the Secretary of State.

(5)(7) Reproduction. Petition forms may be reproduced in newspapers, magazines, and other forms of printed mass media, or made available through the internet for download printing, or mailed directly to voters, provided such forms are reproduced in the same format as approved by the Secretary of State. The petition forms may be included within a larger advertisement, provided the forms are clearly defined by a solid or broken line border.

(6) Petition Circulators.

(a) Paid Petition Circulator. An individual who collects signatures for compensation for the purpose of qualifying a proposed constitutional amendment for ballot placement is herein referred to as a "paid petition circulator." A paid petition circulator must register with the Division of Elections. To register, the person or entity must submit an online registration application through the Division's petition circulator portal at <https://dos.elections.myflorida.com/InitiativePetitions/InitiativePetitionsPublic>.

1. The paid petition circulator must provide name, permanent address, temporary address, if applicable, and date

of birth. Additionally, if the permanent address is not a Florida address, the paid petition circulator must provide a Florida address at which the circulator will accept service of process. The paid petition circulator must select each approved initiative petition for which the circulator is being paid to collect signatures. The paid petition circulator must email the Division of Elections at DivElections@DOS.MyFlorida.com with any changes to name, permanent address, and temporary address that occur subsequent to initial registration.

2. The Division of Elections shall assign a login account. The paid petition circulator shall be assigned a unique paid petition circulator registration number. If the petitions for which the petition circulator is registered are closed, and the petition circulator is no longer registered for any petitions, the Division will notify the petition circulator via the email address used by the paid petition circulator to register and inquire of the circulator’s intent to remain registered. If the Division does not receive a response from the paid petition circulator within 10 days, the paid petition circulator’s online registration will expire. The paid petition circulator may re-register at any time.

3. Once registered, a paid petition circulator can obtain electronic copies of DS-DE 155B and DS-DE 156 forms from the Division by logging into the petition circulator portal available on the Division’s website. The portal will provide each petition circulator with electronic copies of DS-DE 155B forms in PDF format that provides the the circulator’s information in the designated spaces on the form. The DS-DE 155B petitions provided to the circulator will be uniquely marked for that circulator. The circulator is then responsible for producing physical copies from the electronic file.

(b) Volunteer Petition Circulators. All other individuals who collect signatures, but not for compensation, for the purpose of qualifying a proposed constitutional amendment for ballot placement are not required to register with the Division of Elections. Volunteer circulators shall circulate the DS-DE 155A form, as provided to the sponsoring political committee or downloaded and printed from the Division of Elections’ website.

(7)(8) Submission of Signed Petition Forms. All signed petition forms shall be returned to the sponsoring political committee. Only the sponsoring political committee shall submit the signed petition forms to the Supervisors of Elections for verification of signatures in accordance with Rule 1S-2.0091, F.A.C.

(8) Pursuant to section 100.371(9), Florida Statutes, sponsoring political committees shall account for all petition forms used by their agents, and report such accounting to the Division of Elections at DivElections@DOS.MyFlorida.com monthly.

(9) Effect on Previously Approved Petition Forms.

(a) For volunteer petition circulators. Any petition form approved by the Secretary of State prior to the effective date of this rule may continue to be used and circulated for signature gathering unless a material change, as defined above in subsection (3), to the previously approved petition form has been approved by the Secretary of State or until the sponsoring political committee notifies the Secretary of State that the committee is no longer seeking to obtain ballot position, or the registration of the sponsoring political committee has been revoked in accordance with Rule 1S-2.021, F.A.C.

(b) For forms circulated by paid petition circulators, a signature gathered on or after 30 days after the effective date of this rule may only be verified by a Supervisor of Elections in accordance with Rule 1S-2.009 if the signature is on Form DS-DE 155B and the paid petition circulator is registered with the Division of Elections.

Rulemaking Authority 20.10(3), 97.012(1), 100.371(2), (7), 101.161(2) FS. Law Implemented Art. XI, Fla. Const., 100.371, 101.161 FS. History—New 7-2-79, Formerly 1C-7.09, Amended 7-7-86, Formerly 1C-7.009, Amended 3-5-96, 7-31-02, 3-16-06, 10-15-07, 10-13-08, 5-21-14,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Maria Matthews, Director, Division of Elections
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Laurel M. Lee, Secretary of State
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 03, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 9, 2019

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.0091
 RULE TITLE: Constitutional Amendment Initiative Petition; Submission Deadline; Signature Verification

PURPOSE AND EFFECT: The purpose of rulemaking is to conform the rule to statutory changes in HB 5 (Chapter 2019-64, Laws of Florida) which amends sections 97.021 and 100.371, Florida Statutes. The law, among other things, requires paid petition circulators to register with the Secretary of State; requires petition forms to be made available to constitutional amendment initiative petition sponsors; requires the Secretary to maintain a paid petition circulator database; requires supervisors of elections to provide specified information to the division of elections; provides requirements for gathering petition forms; provides for the imposition of fines for failure to deliver petition forms within a specified time period and provides for defenses; allows the Secretary of State

to refer petition form violations to the Attorney General for enforcement; requires the division of elections to adopt rules; and provides that the date the elector signs a petition form is presumed to be the date the sponsor collected the form. The changes to the rule are to incorporate these various changes in the law.

SUMMARY: Constitutional amendment by initiative petition and related processes for petition circulators, supervisors, and the division of elections.

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: This rule will not require legislative ratification pursuant to Section 120.541(3), F.S., because the rule applies only to election-related activities. Based upon past experiences with rules of this nature, this rule will not have an adverse effect on businesses or private-sector economic growth, job-creation, employment or investment; it is not likely to have an adverse impact on business competitiveness nor innovation in excess of the statutory threshold; nor will it increase regulatory costs in excess of the threshold mandating legislative ratification. 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: 20.10, 97.012(1), (2), 97.052, FS.

LAW IMPLEMENTED: 97.021, 100.371, FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Candice Edwards at (850)245-6536 or Candice.edwards@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Colleen O'Brien, Assistant General Counsel, at Colleen.OBrien@dos.myflorida.com or (850)245-6519.

THE FULL TEXT OF THE PROPOSED RULE IS:

IS-2.0091 Constitutional Amendment Initiative Petition; Submission Deadline; Signature Verification.

(1) Application and Forms. The process in this rule applies solely to constitutional amendments proposed by initiative. The form referenced herein is incorporated by reference and is available online on the Division of Elections' website at <https://www.dos.myflorida.com/elections> under header for forms, through the rule as adopted under www.flrules.org, or from the Florida Department of State, Division of Elections, Room 316, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, 32399-0250, (850) 245-6200.

(2) Submission.

(a) Signed initiative petition forms proposing amendments to the Florida Constitution shall be submitted by the sponsoring political committee to the Supervisor of Elections for the county of residence listed by the person signing the form. If a form submitted by a paid petition circulator is not timely submitted within 30 days after the elector signs the form, the sponsor is liable for the fines set forth in section 100.371(7)(a)1. and 2., Florida Statutes. If the 30th day falls on a weekend, holiday, or other day on which the Supervisor of Elections office is closed, the petition form must be delivered to the Supervisor of Elections by the following business day. Supervisors shall submit copies of untimely petitions filed by paid petition circulators to the Division of Elections for notification to sponsors and imposition of statutory fines.

(b) If the Supervisor of Elections determines that the signer of the petition is a registered voter in another county, the Supervisor of Elections shall notify the petition sponsor that the petition has been misfiled. It is the responsibility of the sponsoring political committee thereafter to ensure that the misfiled petition form is properly filed with the Supervisor of Elections for the county in which the signee is a registered voter. In the case of a misfiled petition, the filing date of the petition is the date such petition is filed with the proper county.

(3)(2) Signature Verification.

(a) In accordance with the signature verification fee provisions in section 99.097(4), F.S., which require the sponsoring committee to pay in advance the signature verification fee unless an affidavit of undue burden has been filed, the Supervisor of Elections for the county in which the signee is a registered voter shall verify the signatures on each initiative petition form within 30 days after receipt of the form to ensure that each person signing the petition form:

1. Was, at the time of signing and verification of the petition, a registered voter in the state,

2. ~~Except as provided in paragraph (4)(b), below, had not signed the petition form more than two years prior to the date the Supervisor verified the petition, and~~

3. Had not ever previously signed a petition form containing the identical initiative which had been verified as valid.

(b) The Supervisor shall not verify as valid a signature on an initiative petition form unless the petition is on the proper form prescribed by the Division of Elections as specified in Rule 1S-2.009, F.A.C. and all of the following information is contained on the petition form:

1. The voter's name,
2. The voter's address (including city and county),
3. The voter's accurate date of birth or voter registration number,
4. The voter's original signature, and
5. The date the voter signed the petition, as recorded by the voter.

~~(4)(3)~~ Random Sampling Not Permitted. Supervisors of Elections may not use random sampling as a method for verifying signatures on constitutional amendment initiative petitions.

~~(5)(4)(a)~~ Recordation of Verification.

(a) After completing the signature verification process, Supervisors of Elections shall report to the Division of Elections the following information:

1. The assigned serial number for the applicable initiative petition;
2. The date the form was received;
3. The date the signature was verified;
4. The number of valid verified signatures, by congressional district in the county;
5. The number of invalid signatures; and
6. For forms gathered by a paid petition circulator, the circulator's registration number.

(b) This information shall be submitted no later than weekly to the Division via data entry on the Supervisor of Elections application portal.

~~The appropriate supervisor of elections for each respective voter whose signature is verified as valid shall record the date the form was received, the date of the signature, the date the signature was verified, and the assigned serial number for the applicable initiative petition. Upon completion of the verifications as set forth in subsection (2), the Supervisors of Elections shall submit to the Division of Elections a certificate indicating the total number of signatures verified as valid and the distribution by congressional district. In conjunction with each certificate submitted, each Supervisor shall submit a copy~~

~~of one petition showing the text of the constitutional amendment to which the verified signatures relate. Certificates may be submitted by the Supervisor via facsimile in order to meet the filing deadline, followed by the original certificates sent by mail.~~

~~(b) Notwithstanding the provisions of subparagraph (2)(a)2., above, a signature on a petition by a registered voter who signed the petition on or before May 19, 2011, is valid for four years. The Supervisor of Elections shall separately certify to the Division of Elections any signatures on a petition that were signed on or before May 19, 2011 by clearly annotating that the certification represents signatures on or before May 19, 2011.~~

(6) Complaints. Any person claiming to have had his or her signature on an initiative petition form misrepresented, forged, or not delivered to a Supervisor of Elections shall use Form DS-DE 153 (eff. XX/XXXX), entitled "Form for Complaint Against Petition Circulator" to file the complaint with the Division.

~~(7)(5)~~ Filing Deadline. In order for the initiative petition to be timely filed for appearance on the ballot for the next general election, the constitutionally requisite number of verified signatures must be verified and reported to the Division no later than 5:00 p.m. on February 1 of the year in which the general election is held.

~~(8)(6)~~ Limitation on Use of Verified Signatures. Verified signatures used successfully to place a proposed amendment by initiative on the ballot that subsequently fails to be approved by the electors at the general election shall not be used again in support of any future initiative petition. An identical initiative petition means an initiative petition that is circulated on an initiative petition form which contains the same serial number assigned to it pursuant to Rule 1S-2.009, F.A.C.

~~(9)(7)~~ Nothing in this rule prohibits a voter from signing a successive initiative petition form containing the text of a former petition if the successive petition form has a different serial number assigned to it pursuant to Rule 1S-2.009, F.A.C. Rulemaking Authority 20.10(3), 97.012(1), 100.371(6) FS. Law Implemented Art. XI, Fla. Const., 100.371 FS. History—New 1-6-80, Amended 12-20-83, Formerly 1C-7.091, 1C-7.0091, Amended 2-13-90, 3-5-96, 1-5-04, 3-16-06, 10-15-07, 10-13-08, 7-18-10, 9-7-11,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Maria Matthews, Director, Division of Elections
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Laurel M. Lee, Secretary of State
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 03, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 9, 2019

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-7.015 Trust Agreements and Trustees

PURPOSE AND EFFECT: The Board proposes a rule amendment that deletes references to the Chapter 660 that are currently in rule pursuant to statutory changes to Sections 497.263(3)(a) and 497.266, F.S.

SUMMARY: The proposed rule amendment updates and deletes references to the Chapter 660 that are currently in rule pursuant to statutory changes to Sections 497.263(3)(a) and 497.266, F.S. as it pertains to trust agreements and trustees.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 497.103, 497.465(9) FS.

LAW IMPLEMENTED: 497.266, 497.285, 497.465 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: Mary Schwantes, Division Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361.

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-7.015 Trust Agreements and Trustees.

(1) Any trust company ~~operating pursuant to chapter 660, F.S.,~~ or a state or national bank holding trust powers or a savings and loan association holding trust powers shall be considered a ~~t~~Trustee qualified to serve as a ~~t~~Trustee of a ~~p~~reneed trust under ~~s~~Section 497.458 or 497.464, F.S., or a ~~p~~re-construction trust under section 497.272, F.S.

(2) Any trust company ~~operating pursuant to chapter 660, F.S.,~~ or a state or national bank holding trust powers shall be considered a ~~t~~Trustee qualified to serve as ~~t~~Trustee of a ~~c~~Care and ~~m~~aintenance ~~t~~Trust under section 497.266, F.S.

(3) All ~~t~~Trust ~~a~~Agreements and all amendments thereto must be submitted to and approved by the Board of Funeral, Cemetery, and Consumer Services.

(4) Each ~~t~~Trust ~~a~~Agreement must provide for:

- (a) Resignation of the ~~t~~Trustee.
- (b) Replacement of ~~t~~Trustee by ~~t~~Trustor/~~s~~Settlor/~~g~~Grantor.
- (c) Transfer of assets of the ~~t~~Trust.
- (5) No change.

(6) Transfer of assets of any trust must be made only to a qualified ~~t~~Trustee as set forth in subsection (1) or (2), above, and only after written notice to the Department and the Board of the name, address, and location of the successor trustee; the effective date of the selection thereof; and the transfer of the assets which must be certified to by the replaced or resigned ~~t~~Trustee to which shall be attached a receipt thereof from the ~~s~~Successor ~~t~~Trustee.

Rulemaking Authority 497.103, 497.465(9) FS. Law Implemented 497.266, 497.285, 497.465 FS. History--New 4-25-94, Amended 4-6-03, Formerly 3F-7.015,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 5, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 20, 2019

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-21.001 Licensure Procedure; Consequences of Operating Prior to Licensure.

PURPOSE AND EFFECT: The Board proposes a rule amendment to clarify the rule as a result of statutory changes.

SUMMARY: The proposed rule amendment updates and clarifies the rule as a result of statutory changes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 497.103, 497.380 FS.

LAW IMPLEMENTED: 497.380 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: Mary Schwantes, Division Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361.

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-21.001 Licensure Procedure; Consequences of Operating Prior to Licensure.

Applications for funeral establishment licensure shall be filed with the Department at least 30 days prior to the date the establishment is scheduled to open for business.

(1) No change.

(2) Each application shall include the name of the full-time funeral director in charge. ~~The individual so designated shall not be the full-time funeral director in charge of any other funeral establishment or the sole qualifying direct disposer in charge of a direct disposal establishment.~~

(3) Through (4) No change.

Rulemaking Authority 497.103, 497.380 FS. Law Implemented 497.380 FS. History—New 2-13-80, Amended 3-26-84, Formerly 21J-21.01, Amended 10-21-91, Formerly 21J-21.001, Amended 2-17-00, Formerly 61G8-21.001, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 5, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 3, 2019

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-21.007 Responsibility of Funeral Director in Charge.

PURPOSE AND EFFECT: The Board proposes a rule amendment that updates the rule language regarding the responsibility of funeral director in charge.

SUMMARY: The proposed rule amendment updates the rule language regarding the responsibility of funeral director in charge.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal

for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 497.103, 497.380 FS.

LAW IMPLEMENTED: 497.380 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: Mary Schwantes, Division Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361.

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-21.007 Responsibility of Funeral Director in Charge.

(1) through (2) No change.

(3) Each full-time funeral director in charge shall be responsible for only one funeral establishment and shall also be responsible for making sure the funeral establishment and all persons employed in the establishment comply with all applicable laws and rules of the Board. This subsection shall not be construed to absolve funeral establishments or other persons from liability for their violations of such laws and rules.

Rulemaking Authority 497.103, 497.380 FS. Law Implemented 497.380 FS. History—New 12-29-91, Formerly 21J-21.007, Formerly 61G8-21.007, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 5, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 20, 2019

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-32.002 Approved Courses

PURPOSE AND EFFECT: The Board proposes a rule amendment to reflect a previous statutory change.

SUMMARY: The proposed rule amendment updates the rule and brings the rule in compliance with the previous rule amendment.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within

one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 497.103, 497.367, 397.368, 497.369, 497.370, 497.373, 497.374, 497.378, 497.379, 497.602, 497.603 FS.

LAW IMPLEMENTED: 497.367, 497.368, 497.369, 497.370, 497.373, 497.374, 497.378, 497.379, 497.602, 497.603 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: Mary Schwantes, Division Director, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361.

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-32.002 Approved Courses.

The following courses are approved by the Board as meeting the requirements of sections 497.367 and 497.378, F.S.:

(1) An approved communicable diseases ~~and HIV/AIDS~~ course must consist of a minimum 1-hour presentation for renewal and a minimum 2-hour presentation for initial licensure.

(2) No change.

Rulemaking Authority 497.103, ~~497.367~~, 397.368, 497.369, 497.370, 497.373, 497.374, 497.378, 497.379, 497.602, 497.603 FS. Law Implemented ~~497.367~~, 497.368, 497.369, 497.370, 497.373, 497.374, 497.378, 497.379, 497.602, 497.603 FS. History—New 5-24-89, Amended 2-14-90, Formerly 21J-32.002, Amended 2-20-95, 9-18-95, 4-5-98, 4-14-02, Formerly 61G8-32.002, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Funeral, Cemetery, and Consumer Services
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Funeral, Cemetery, and
Consumer Services
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: December 5, 2019
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: October 3, 2019

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION
Division of Hotels and Restaurants
RULE NO.: RULE TITLE:
61C-4.010 Sanitation and Safety Requirements
The Florida Department of Business and Professional
Regulation, Division of Hotels and Restaurants hereby gives
notice: On December 17, 2019 the Division of Hotels and
Restaurants received a Petition for an Emergency Variance for
Subparagraph 3-305.11(A)(2), 2017 FDA Food Code, Section
3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA
Food Code, Section 6-202.16, 2017 FDA Food Code,
subsection 61C-4.010(1), Florida Administrative Code, and
subsection 61C-4.010(6), Florida Administrative Code from
LUISA HARMON located in Fort Pierce. The above referenced
F.A.C. addresses the requirement for proper handling and
dispensing of food. They are requesting to dispense bulk
time/temperature control for safety foods from an open air
mobile food dispensing vehicle.
The Petition for this variance was published in Vol. 45/244 on
December 17, 2019. The Order for this Petition was signed and
approved on January 2, 2020. After a complete review of the
variance request, the Division finds that the application of this

Rule will create a financial hardship to the food service
establishment. Furthermore, the Division finds that the
Petitioner meets the burden of demonstrating that the
underlying statute has been achieved by the Petitioner ensuring
that each pan within the steam table is properly covered with an
individual lid; the steam table is enclosed within a cabinet with
tight-fitting doors, and is protected by an air curtain installed
and operated according to the manufacturer’s specifications that
protects against flying vermin or other environmental
contaminants; all steam table foods must be properly reheated
for hot holding at approved commissaries and held hot at the
proper minimum temperature per the parameters of the
currently adopted FDA Food Code; and steam table food is to
be dispensed by the operator with no customer self-service. The
Petitioner shall also strictly adhere to the operating procedures
and copies of the variance and operating procedures are to be
present on the MFDV during all periods of operation.
A copy of the Order or additional information may be obtained
by contacting: Kasimira.Kelly@myfloridalicense.com,
Division of Hotels and Restaurants, 2601 Blair Stone Road,
Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION
Division of Hotels and Restaurants
RULE NO.: RULE TITLE:
61C-4.010 Sanitation and Safety Requirements
The Florida Department of Business and Professional
Regulation, Division of Hotels and Restaurants hereby gives
notice: On December 5, 2019 the Division of Hotels and
Restaurants received a Petition for a Variance for Subparagraph
3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017
FDA Food Code, Section 6-202.15, 2017 FDA Food Code,
Section 6-202.16, 2017 FDA Food Code, subsection 61C-
4.010(1), Florida Administrative Code, and subsection 61C-
4.010(6), Florida Administrative Code from A Su Gusto located
in Orlando. The above referenced F.A.C. addresses the
requirement for proper handling and dispensing of food. They
are requesting to dispense bulk time/temperature control for
safety foods from an open air mobile food dispensing vehicle.
The Petition for this variance was published in Vol. 45/236 on
December 5, 2019. The Order for this Petition was signed and
approved on January 2, 2020. After a complete review of the
variance request, the Division finds that the application of this
Rule will create a financial hardship to the food service
establishment. Furthermore, the Division finds that the
Petitioner meets the burden of demonstrating that the
underlying statute has been achieved by the Petitioner ensuring
that each pan within the steam table is properly covered with an
individual lid; the steam table is enclosed within a cabinet with
tight-fitting doors, and is protected by an air curtain installed

and operated according to the manufacturer’s specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 244, issue of the Florida Administrative Register.

On December 5, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.12(A), 2017 FDA Food Code and subsection 61C-4.010(5), Florida Administrative Code from WALT DISNEY PARKS AND RESORTS US INC. located in Lake Buena Vista. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to share the warewashing located on the premises of a nearby business under the same ownership.

The Petition for this variance was published in Vol. 45/236 on December 5, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the warewashing facilities located on the premises of Odessey Restaurant Future Wrld (SEA5803304), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of Electric Umbrella Kiosk (WALT DISNEY PARKS AND RESORTS US INC) and/or Odessey Restaurant Future Wrld (WALT

DISNEY PARKS AND RESORTS US INC) changes, a signed agreement for use of the warewashing is required immediately. A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 244, issue of the Florida Administrative Register.

On December 5, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA Food Code, Section 6-202.16, 2017 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Diana's Catering in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 45/236 on December 5, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer’s specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 244, issue of the Florida Administrative Register.

On December 6, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2017 FDA Food Code from CREPES AND WAFFLES LLC located in Tampa. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash and 3-compartment sinks.

The Petition for this variance was published in Vol. 45/237 on December 6, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sinks and 3-compartment sink are emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sinks are provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 244, issue of the Florida Administrative Register.

On December 6, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA Food Code, Section 6-202.16, 2017 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Irma's Food Inc. located in Fort Myers. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 45/237 on December 6, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 245, issue of the Florida Administrative Register.

On December 11, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.12(A), 2017 FDA Food Code and paragraph 61C-4.010(5), Florida Administrative Code from KPMG LLP located in Orlando. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to share the warewashing located on the premises of a nearby business under the same ownership.

The Petition for this variance was published in Vol. 45/240 on December 11, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the warewashing facilities located on the premises of Lake House (SEA5814880), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of Noodle & Roll (KPMG LLP) and/or Lake House (KPMG LLP) changes, a signed agreement for use of the warewashing is required immediately.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 245, issue of the Florida Administrative Register.

On December 11, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.12(A), 2017 FDA Food Code and paragraph 61C-4.010(5), Florida Administrative Code from KPMG LLP located in Orlando. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to share the warewashing located on the premises of a nearby business under the same ownership.

The Petition for this variance was published in Vol. 45/240 on December 11, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the warewashing facilities located on the premises of Lake House (SEA5814880), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of Season Soup & Salad (KPMG LLP) and/or Lake House (KPMG LLP) changes, a signed agreement for use of the warewashing is required immediately.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 245, issue of the Florida Administrative Register.

On December 11, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.12(A), 2017 FDA Food Code and paragraph 61C-4.010(5), Florida Administrative Code from KPMG LLP located in Orlando. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to share the warewashing located on the premises of a nearby business under the same ownership.

The Petition for this variance was published in Vol. 45/240 on December 11, 2019. The Order for this Petition was signed and

approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the warewashing facilities located on the premises of Lake House (SEA5814880), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of Prime Rotisserie & Grill (KPMG LLP) and/or Lake House (KPMG LLP) changes, a signed agreement for use of the warewashing is required immediately.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 245, issue of the Florida Administrative Register.

On December 11, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.12(A), 2017 FDA Food Code and paragraph 61C-4.010(5), Florida Administrative Code from KPMG LLP located in Orlando. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to share the warewashing located on the premises of a nearby business under the same ownership.

The Petition for this variance was published in Vol. 45/240 on December 11, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the warewashing facilities located on the premises of Lake House (SEA5814880), is maintained in a clean and sanitary manner and is provided with hot and cold running

water under pressure. If the ownership of Trattoria Pasto (KPMG LLP) and/or Lake House (KPMG LLP) changes, a signed agreement for use of the warewashing is required immediately.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 245, issue of the Florida Administrative Register.

On December 11, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.12(A), 2017 FDA Food Code and paragraph 61C-4.010(5), Florida Administrative Code from KPMG LLP located in Orlando. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to share the warewashing located on the premises of a nearby business under the same ownership.

The Petition for this variance was published in Vol. 45/240 on December 11, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the warewashing facilities located on the premises of Lake House (SEA5814880), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of The Chef's Place (KPMG LLP) and/or Lake House (KPMG LLP) changes, a signed agreement for use of the warewashing is required immediately.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

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The Petition for this variance was published in Vol. 45/240 on December 11, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the warewashing facilities located on the premises of Lake House (SEA5814880), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of Good Grain Bakery (KPMG LLP) and/or Lake House (KPMG LLP) changes, a signed agreement for use of the warewashing is required immediately.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

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The Petition for this variance was published in Vol. 45/240 on December 11, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the warewashing facilities located on the premises of Lake House (SEA5814880), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of All Day Café (KPMG LLP) and/or Lake House (KPMG LLP) changes, a signed agreement for use of the warewashing is required immediately. A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: This Notice supersedes the notice previously published on December 17, 2019, in Vol. 45, No. 245, issue of the Florida Administrative Register.

On December 11, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.12(A), 2017 FDA Food Code and paragraph 61C-4.010(5), Florida Administrative Code from KPMG LLP located in Orlando. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to share the warewashing located on the premises of a nearby business under the same ownership.

The Petition for this variance was published in Vol. 45/240 on December 11, 2019. The Order for this Petition was signed and approved on December 17, 2019. After a complete review of

the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring ensuring the warewashing facilities located on the premises of Lake House (SEA5814880), is maintained in a clean and sanitary manner and is provided with hot and cold running water under pressure. If the ownership of The Sandwich Bar (KPMG LLP) and/or Lake House (KPMG LLP) changes, a signed agreement for use of the warewashing is required immediately.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

The Board of Podiatric Medicine hereby gives notice: January 3, 2020, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by Yanine Velasquez on December 3, 2019, seeking a permanent variance or waiver of Rule 64B18-16.006, F.A.C., with regards the timeframes with respect to registration for podiatric residents, which requires that every podiatric resident participating in a residency program in a hospital in this state shall register with the Board within sixty(60) days of the date of commencement of residency using the Podiatric Residential Registration Form DH-MQA 1139.

The Notice of Petition for Variance or Waiver was published in Vol.45, No.234, on December 4, 2019, in the Florida Administrative Register. No comments were received on the Petition. The Board, at its meeting held on December 20, 2019, voted to grant the Petition for Variance or Waiver finding that Petitioner demonstrated a substantial hardship; demonstrated that application of the rule would violate the principle of fairness; and demonstrated that the purpose of the underlying statute has been met.

A copy of the Order or additional information may be obtained by contacting: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708, janet.hartman@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.0035 Licensure by Examination: Proof Satisfactory to the Board for the Purpose of Determining Eligibility for Examination

64B19-11.005 Supervised Experience Requirements

NOTICE IS HEREBY GIVEN that on December 23, 2019, the Board of Psychology, received a petition for variance or waiver filed by Ted Liberty, from paragraph 64B19-11.0035(2)(b), F.A.C., which requires an original, signed letter on official letterhead sent directly to the Board from the director of a doctoral psychology program accredited by the accrediting agency recognized and approved by the United States Department of Education. Petitioner has also requested a variance or waiver of paragraphs 64B19-11.005(1)(c), (2), and (3), F.A.C., which outlines the supervised experience requirements. Comments on this petition should be filed with the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3055, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, at the above address, or telephone (850)245-4373, or by electronic mail – Allen.Hall@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-16.005 Labeling

The Department of Health (Department) hereby gives notice: that it has granted a petition, which was filed on January 3, 2019, by Bobby Clark Jr., on behalf of Trilogy MedWaste Southeast, LLC. The Petitioner sought a Temporary Variance from subsection 64E-16.005(1), of the Florida Administrative Code, requiring biomedical waste bags and sharps containers to be labeled with the generator’s name and address unless treatment occurs at the generating facility, and paragraph 64E-16.005(1)(b), of the Florida Administrative Code, requiring outer containers to be labeled with the transporter’s name, address, registration number, and 24-hour telephone number prior to transport. For notice of receipt of the petition see FAR, volume 45, number 07, January 10, 2019. The basis of the approval is the Petitioner will continue to meet the labeling requirements and the Department will still be able to track the transported biomedical waste from the point of generation to the point of treatment.

A copy of the Order or additional information may be obtained by contacting: Jenelle Williams, Bureau of Environmental Health, Facility Programs Section, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710, or by calling (850)901-6523.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: Thursday, January 16, 2020, 4:30 p.m. – 6:30 p.m.

PLACE: Piggotte Community Center, 504 Big Tree Road, South Daytona, FL 32119

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed design for a new shared-use path along South Palmetto Avenue from Ridge Boulevard to Beville Road.

Financial Project Identification (FPID) No.: 439865-2

The Florida Department of Transportation (FDOT) invites all persons to an Open House regarding the design of a new shared-use path along South Palmetto Avenue from Ridge Boulevard to Beville Road in the cities of South Daytona and Daytona Beach, Volusia County. The intent of the project is to close a gap in the St. Johns River to Sea Loop trail.

The path is being developed as part of the state’s Shared-Use Nonmotorized (SUN) Trail program, which provides funding to help create a statewide system of paved multi-use trails for bicyclists and pedestrians. The new trail along South Palmetto Avenue will be 10 to 12 feet wide and separated from the roadway by a grassed buffer. The trail will replace the existing concrete sidewalk on the east side of the road until reaching Beville Road where it will cross South Palmetto Avenue and connect to the existing trail on the west side of the road entering Daytona Beach.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator at jennifer.smith2@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: N/A

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: FDOT Project Manager Joseph Fontanelli by phone at (386)943-5234, or by email at Joseph.Fontanelli@dot.state.fl.us. Persons who require translation services (free of charge) should also contact FDOT Project Manager Joseph Fontanelli by phone at (386)943-5234, or by email at Joseph.Fontanelli@dot.state.fl.us, 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).

For more information, you may contact: Mr. Fontanelli, by phone at (386)943-5234, or by email at Joseph.Fontanelli@dot.state.fl.us. Additional information is available on the project website at www.cflroads.com by searching for 439865-2.

DEPARTMENT OF TRANSPORTATION

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

DATES AND TIMES: January 13, 2020, 2:00 p.m.; January 14, 2020, 8:30 a.m.

PLACE: 605 Suwannee Street, Tallahassee, Florida 32399.

GENERAL SUBJECT MATTER TO BE CONSIDERED: January 13, 2020: General FTC Business/Discussion, including the Review of the Florida Department of Transportation Tentative Work Program; January 14, 2020: General FTC Business/Discussion, including the Review of the annual Transportation Authority Oversight Report followed by a FTC workshop.

A copy of the agenda may be obtained by contacting: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee, Florida 32399, (850)414-4105.

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: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee, Florida 32399, (850)414-4105. 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: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee, Florida 32399, (850)414-4105.

DEPARTMENT OF CITRUS

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

DATE AND TIME: January 15, 2020, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 E. Main Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will convene for the regularly scheduled meeting of the Florida Citrus Commission. The Commission will

address issues pertaining to budget items and revisions, contracts, consumer education and engagement programs, program evaluation measurements, licensing, issues pertaining to Chapter 601, F.S., rulemaking; and any other matter addressed during regular meetings of the Commission.

A copy of the agenda may be obtained by contacting: Heather Anderson at handerson@citrus.myflorida.com or 1(863)537-3950.

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: Dianne Screws at dscrews@citrus.myflorida.com or 1(863)537-3984. 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.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Heartland Regional Transportation Planning Organization (HRTPO) announces a public meeting to which all persons are invited.

DATE AND TIME: January 22, 2020, 10:30 a.m.

PLACE: Glades County Health Department, 1021 Health Park Drive, Moore Haven, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting of the Transportation Disadvantaged (TD) Glades/Hendry County Local Coordinating Board (LCB). A copy of the agenda may be obtained by contacting: Marybeth Soderstrom at 1(863)534-7130 ext 134 or msoderstrom@cfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Marybeth Soderstrom at 1(863)534-7130 ext 134 or msoderstrom@cfrpc.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).

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.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 24, 2020, 10:00 a.m.

PLACE: Magnolia Park, 2929 S. Binion Rd., Apopka, FL 32703

GENERAL SUBJECT MATTER TO BE CONSIDERED: Project preview that introduces an innovative technology to help improve water quality in Lake Apopka.

Note: This event may be attended by one or more members of the St. Johns River Water Management Governing Board.

A copy of the agenda may be obtained by contacting: Danielle Spears, dspears@sjrwmd.com, (407)659-4836.

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: Civil Rights Coordinator at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority

The Tampa Bay Water, A Regional Water Supply Authority, announces a public meeting to which all persons are invited.

DATE AND TIME: January 22, 2020, 9:00 a.m. – 1:00 p.m. or until concluded

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763.

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for Design Engineering Services for Booster Pump Station CONTRACT NO: 2020-032. As a part of the selection process, the Selection Committee will meet to receive presentations from the short-listed firms and determine the firm to be recommended for award.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

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: Records Department at (727)796-2355. 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: Records Department at (727)796-2355.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

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

DATE AND TIME: January 30, 2020, 9:00 a.m.

PLACE: Hilton Pensacola Beach, 12 Via De Luna Drive, Pensacola Beach, Florida 32561

GENERAL SUBJECT MATTER TO BE CONSIDERED: Raed Alawadhi 2019-060249, Ronald Jean Baptiste 2019-052577, Jean Baptiste Architectural Consulting 2019-052685, Michael Bataille 2019-050745, Drafting Design Services 2019-050784, Fabian Behague 2019-053331, Rene Betancourt 2019-043941 & 2019-043947, B&B Concept Designs 2019-043935, Casa Designs + Interiors 2019-043953, Timothy J. Bricker 2019-044531, Maurice J. Brock 2019-052792, Jill Brown 2019-038967, Thyme Designs 2019-038974, Dominique Carpena 2019-040197, Dominique Carpena Interior Design Group 2019-040194, Daniel Carroll 2019-034936, Architectural Form & Light, Inc. 2019-034941, Dynamic Drafting Services 2019-049888, Diana Frederick 2019-042429, NuHe Construction 2019-042435, Chris Greider 2019-046697, David Grussgott 2019-052680, Atelier Design Group 2019-052685, Edmundo Gugliotta 2019-060058, Eurohabitat USA 2019-060063, Michaela Reiterer Henning 2019-047170, Randall Hilburn 2019-012939, Rafael S. Marco 2019-056332, Jura Architectural Design Development 2019-056329, Anthony Mella 2019-034964, Mella Group & Planning, LLC 2019-034966, Jamal S. Nagamia 2019-043917, Terry Nolan 2019-049913, Florida Drafting Services 2019-049909, Geraldine Pena 2019-058224, Aaron Robinson 2019-038234, Redesign Architectural Studios 2019-038240, Richard Rodriguez 2019-045586, Blue Drafting and Design, LLC 2019-045590, Margaret Rohr 2019-060967, Dalton Reed Interiors 2019-060972, Thomas Beal Seibt 2018-041897, Julie Schwartzberger 2019-038977, Edge & Lines Designs, LLC, Eileen Shirley 2019-049901, TampabayCADD 2019-049896, Kathy Slevidge Tonner 2019-051591, Sundog Design Studio 2019-051600, Yerak Architecture & Design 2019-060481, John Zonata 2019-043911, Atanozs 46 2019-043953

A copy of the agenda may be obtained by contacting: David K. Minacci Smith, Thompson, Shaw, Minacci, Colón & Power, PA, 140-D W. 1st Street, St. George Island, FL 32328, (850)799-1882.

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: If you are hearing or speech impaired, please

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

For more information, you may contact: David K. Minacci Smith, Thompson, Shaw, Minacci, Colón & Power, PA, 140-D W. 1st Street, St. George Island, FL 32328, (850)799-1882.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

The Florida Real Estate Commission, (corrected notice) announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, January 14, 2020, 8:15 a.m. ET or soonest thereafter. Agenda items not completed by 5:00 p.m. may be continued to Wednesday, January 15, 2020, 8:15 a.m.

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: CORRECTION TO VOLUME 45/247 PUBLISHED ON 12/23/19; ID 2275113

Official business of Commission – among topics include, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., Chapter 61J2, F.A.C., budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, disciplinary actions and real estate applications. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Giuvanna Corona at realpublicrecords@myfloridalicense.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: Division of Real Estate, (407)481-5662. 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 ENVIRONMENTAL PROTECTION

The Florida Communities Trust Governing Board announces a public meeting to which all persons are invited.

DATE AND TIME: January 16, 2020, 10:00 a.m.

PLACE: Florida Department of Environmental Protection, Douglas Building, Conference Rooms A-B, 3900

Commonwealth Blvd., Tallahassee, Florida 32399. Interested parties may participate via conference call by dialing toll-free: 1(888)585-9008 and entering room code: 469-038-506, then #. **GENERAL SUBJECT MATTER TO BE CONSIDERED:** The FCT Governing Board will consider the minutes from the November 21, 2019 meeting, evaluate projects and generate preliminary ranking list for the Stan Mayfield Working Waterfronts Program, and any other business deemed necessary.

A copy of the agenda may be obtained by contacting: Erin Waizani, Florida Department of Environmental Protection, Land and Recreation Grant Programs, 3900 Commonwealth Blvd., Mail Station 115, Tallahassee, Florida 32399, (850)245-2501, Erin.Waizani@floridadep.gov, or at <https://floridadep.gov/lands/land-and-recreation-grants/content/fct-florida-communities-trust-home>.

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

DEPARTMENT OF CHILDREN AND FAMILIES
Family Safety and Preservation Program

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

DATE AND TIME: January 13, 2020, 2:00 p.m.

PLACE: 1) In person: Florida Department of Children & Families, 1317 Winewood Blvd., Bldg. 4, Tallahassee, FL 32399

2) Via conference call: Dial In number: 1(888)585-9008, Conference Room number: 964-339-642#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Legislative and Special Initiatives Committee and the Service and Resource Committee of the Statewide Council on Human Trafficking will meet to discuss an overview of human trafficking legislation, review of recommendations for each committee, and discuss 2020 legislative priorities.

A copy of the agenda may be obtained by contacting: Vannah Parramore at (850)717-4678 or Vannah.Parramore@myflfamilies.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 2 days before the workshop/meeting by contacting: Vannah Parramore at (850)717-4678 or Vannah.Parramore@myflfamilies.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 CHILDREN AND FAMILIES
Refugee Services

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

DATE AND TIME: Tuesday, January 28, 2020, 1:30 p.m. – 3:30 p.m.

PLACE: Department of Children and Families, Main Auditorium, Room 807, 9393 N. Florida Ave., Tampa, FL 32612

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

A copy of the agenda may be obtained by contacting: Janet Blair, 1(813)545-1716 or David Draper at (407)317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Janet Blair at 1(813)545-1716 or David Draper at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janet Blair at 1(813)545-1716 or David Draper at (407)317-7335.

Orange County Research and Development Authority

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

DATE AND TIME: January 16, 2020, 10:30 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting

A copy of the agenda may be obtained by contacting: Joe Wallace, (407)282-3944.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has declined to rule on the petition for declaratory statement filed by Codes - ABC, Inc. on November 4, 2019. The following is a summary of the agency's declination of the petition: On November 13, 2019, Petitioner submitted a written request advising that it wished to withdraw its petition. At its meeting on December 10, 2019, the Commission granted the request and dismissed the petition.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Arbor Properties, Inc. on October 8, 2019. The following is a summary of the agency's disposition of the petition: Petitioner requested an answer to the following question, based upon the project described within its petition: Does venting the electric clothes dryer in question into the described breezeway meet the requirement of section 504.1 with regard to exhausting electric clothes dryer exhaust outside the building? On December 10, 2019, the Commission provided the following answer: yes. Exhausting the dryer vent into the open-ended hallway of the project in question does meet the venting requirement of section 504.1, Florida Building Code, Mechanical, 6th Edition (2017). Compliance with section 501.3, Florida Building Code, Mechanical, 6th Edition (2017), is not required.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Acupuncture

NOTICE IS HEREBY GIVEN that that Board of Acupuncture has received the petition for declaratory statement from Stephanie Gil, AP 4083, on November 12, 2019. The petition seeks the agency's opinion as to the applicability of what her license permits as it applies to the petitioner.

Petitioner would like to know if she is allowed to perform the following services: order blood work on some patients and do initial consult via Skype or video call. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Kama Monroe, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3257 or telephone: (850)488-0595.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-19.004 Disposition of Records Upon Termination or Relocation of Psychological Practice

NOTICE IS HEREBY GIVEN that Board of Psychology has received the petition for declaratory statement from Stephen I. Bloomfield, Ed. D., filed on December 23, 2019. The petition seeks the agency's opinion as to the applicability of Rule 64B19-19.004, F.A.C., as it applies to the petitioner.

Petitioner request the Florida Board of Psychology issue a declaratory statement regarding the retention period for retaining records after closing a practice. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, or telephone (850)245-4373, or by electronic mail, Allen.Hall@flhealth.gov.

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has received the petition for declaratory statement from Paxum Inc. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

On 1/2/2020, the Florida Office of Financial Regulation received a Petition for Declaratory Statement from Paxum Inc. The petition seeks a declaratory statement from the Office whether (a non-U.S. money service business, without any Florida User clients and without offices in Florida, requires a

money transmitter license, despite having a bank account at a Florida Bank used to collect, transfer and transmit User funds) under the Florida Money Transmitter Statute, Chapter 560, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850) 410-9889, Agency.Clerk@flofr.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

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

HILLSBOROUGH COUNTY METROPOLITAN
PLANNING ORGANIZATION
NOTICE TO PROFESSIONAL CONSULTANTS
HILLSBOROUGH METROPOLITAN PLANNING

**ORGANIZATION (MPO) AND STATE OF FLORIDA
FLORIDA DEPARTMENT OF TRANSPORTATION
DISTRICT VII**

The Hillsborough County Metropolitan Planning Organization (MPO), in conjunction with the Florida Department of Transportation (FDOT), District VII, is reissuing its request seeking professional consultant services on the projects listed in this advertisement. The MPO requests Letters of Response from Consultants for the General Planning Consultant (GPC) contract. By submitting a Letter of Response, the Consultant affirms that it is FDOT prequalified in the work category, Group 13-Planning. Any firm not prequalified by the FDOT and desiring consideration for these projects must obtain and submit a complete Request for Qualification Package, to the Procurement Office in Tallahassee, (850)414-4477, by the advertised Letter of Response Deadline Date.

**DESCRIPTION: General Transportation Planning Consultants
REQUESTED SERVICES:**

Core required general planning services shall include the following:

- Long range transportation systems planning
- System/corridor planning
- Public outreach/participation
- Document production

Optional planning services may include additional topics from the MPO work program:

MULTIMODAL PLANNING, including but not limited to:

- Smart Cities Planning
- o Congestion management & crash mitigation strategies
- o Intelligent Transportation Systems
- o Connected/Autonomous vehicles & related technologies
- o Transportation Systems Management& Operations
- o Traffic circulation, intersection& access management analyses
- o Planning-level feasibility studies
- o Road safety audits & field reviews
- Security, Resilience & Emergency Preparedness Planning
- o Vulnerability Assessments
- o Mitigation strategies, analysis,& return on investment
- Complete Streets & Non-Motorized Planning
- o Bicycle & pedestrian facilities
- o Off-road trails & side paths
- o Context sensitive redesign & feasibility studies
- o Micro-mobility
- Intermodal/Freight& Goods Movement Planning
- o Seaport, airport, freight rail & intermodal access
- o Truck routes
- o Freight activity centers & logistics zones
- Transit& Transportation Demand Management Planning
- o Bus service & facilities
- o Fixed guideway transit

- o Flexible, on-demand transit
 - o Water transit
 - o Carpools, vanpools, shared ride& mobility as a service
 - o Transit oriented development
 - Transportation Disadvantaged Planning
 - o Health impact analysis
 - o Transportation disadvantaged service plans & evaluations
- SUB-AREA & FOCUSED ENVIRONMENTAL STUDIES, including but not limited to:
- Efficient Transportation Decision Making support & early screening of NEPA alternatives
 - Environmental impact reduction (e.g. wildlife crossings, greenhouse gas, noise)
 - School area studies
 - Equity, Title VI & Environmental Justice analysis
- DATA COLLECTION, MONITORING & OTHER TECHNICAL SUPPORT, including but not limited to:
- Transportation performance measurement, target-setting & reporting (as defined by federal, state or MPO requirements), including:
 - o Safety, including fatal & serious injury crashes
 - o Travel time reliability data collection & analysis
 - o Pavement & bridge condition
 - o Transit assets
 - Traffic counts, Bicycle/Ped data including new or emerging data sources & means of collection
 - Multimodal Q/LOS, level of traffic stress analysis
 - Socioeconomic data collection & forecasting
 - Regional travel demand modeling (TBRPM) & related data collection
 - Operational modeling (e.g. VISSIM, Synchro) & related data collection
 - Air quality analysis/forecasting
 - Database programming
 - GIS data & analysis
 - Transportation& land use coordination & planning
 - Revenue& cost estimating/forecasting & financial planning
 - Transportation project prioritization
 - Shared data platforms
 - Graphic design
 - Foreign language translation
 - Meeting facilitation
 - Public opinion research
 - Social media & communications strategies
 - Web application development
 - Regional planning & coordination studies

Consultants are encouraged to visit the MPO Unified Planning Work Program (UPWP) at <http://www.planhillsborough.org/wp->

content/uploads/2019/09/FY19-FY20-UPWP-Amended-May-8-2019_Final.pdf for more information on the anticipated tasks and projects.

The services to be rendered by the Consultant(s) shall be for a period of 24 months (extendable by mutual agreement up to an additional 36 months) or until a total accumulated fee is reached, whichever occurs first.

SUBCONSULTANT OPPORTUNITY: Upon selection and prior to contracting with the MPO, Consultants must furnish executed sub-contracts with their subconsultants as part of their submittal package. Consultants who are not pre-qualified by the Florida Department of Transportation for lack of independent CPA Certified overhead audit may be utilized to provide services for these projects, providing that compensation to the subconsultant will not exceed \$250,000. Before work may commence, any such consultant utilized must also be technically qualified and approved by the MPO.

EQUAL OPPORTUNITY STATEMENT: The MPO in accordance with the provisions of Title VI of the Civil Rights Act of 1964, hereby notifies all firms and individuals that it will require affirmative efforts be made to ensure participation by minorities in any contract for consultant services. Disadvantaged business enterprises (DBE) will be afforded full opportunity to submit proposals in response to advertisements and will not be discriminated against on the grounds of race, color, national origin, sex, age, disability, family, or religious status in consideration for an award. The MPO has a DBE participation policy statement and participates in achieving FDOT’s statewide goal.

RESPONSE PROCEDURE: Qualified consultants who are interested in these projects are required to submit a Letter of Response to the MPO indicating their desire to be considered for this project. The letter must be no more than five (5) pages, one-sided and shall as a minimum, include the following information:

1. Consultant’s Name and Address
2. Responsible Office for the Consultant Firm
3. Contact Person for the Project, Email Address and Telephone Number
4. Name(s) of Subconsultant(s) that may be used and brief indication of any previous joint projects
5. Indication as to whether the Prime and/or Subconsultant(s) are DBE
6. Statement regarding qualifications of the Prime consultant firm and any proposed Subconsultants in the required services, and, if applicable, optional services
7. Key personnel including areas of expertise and relevant past MPO/planning experience (do not include resumes)
8. Approach for achieving client expectations

THE CONSULTANT MUST BE ABLE TO MEET THE FOLLOWING CONDITION WHICH WILL BE PART OF

THE CONTRACT BETWEEN THE MPO AND THE CONSULTANT:

No member, officer or employee of the Hillsborough County City-County Planning Commission or the Hillsborough MPO during their tenure or for two years thereafter shall have any interest, direct or indirect, in this contract or the proceeds thereof. Any firm which has a member, officer or employee that this provision speaks to, must demonstrate in its Letter of Response that this provision can be met by segregating the affected person from the project and from receiving any proceeds from the contract. For the purpose of the contract, an employee of the consultant includes any subconsultant, independent agent contracting with the consultant, or anyone having a service contract with the consultant.

FEDERAL DEBARMENT: By submitting a Letter of Response, the consultant certifies that no principal (which includes officers, directors or executives) is presently suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation on this transaction by any Federal Department or Agency.

SELECTION PROCESS: The listed projects are covered by the selection process detailed in Rule Chapter 14-75, Florida Administrative Code. Some or all of the responding firms may be requested to provide oral technical presentations for the final ranking process. The schedule is listed below. All meetings are open to the public and will be held in at County Center, 601 East Kennedy Boulevard, 18th Floor, unless otherwise noted. The selected consultants' contract and fees will be negotiated in accordance with Section 287.055, Florida Statutes. The Consultants that are included on the shortlist and those that are ultimately selected as well as any changes to the selection schedule will be advertised only on the MPO's Webpage, at <http://www.planhillsborough.org/career-and-consultant-opportunities/>. All questions about the GPC selection process or schedule shall be in writing and directed to Meghan Betourney at Betourneym@plancom.org.

SELECTION SCHEDULE:

Letter of Response due, Monday, February 3, 5:00 p.m.
 Shortlist announced on website and by email, Friday, February 21, 9:00 a.m.
 Informational Meeting, Tuesday, February 25 ,1:30 p.m., (MPO Boardroom, 601 E. Kennedy Blvd, 18th Fl)
 Oral presentations, Tuesday/Wednesday, March 11/March 12, 8:00 a.m. (MPO Boardroom, 601 E. Kennedy Blvd, 18th Fl)
 Consultant selection by MPO board, Tuesday, May 5, 9:00 a.m. (BOCC Boardroom, 601 E. Kennedy Blvd, 2nd Fl)

REQUESTING UNIT: Hillsborough Metropolitan Planning Organization for Transportation

LETTER OF RESPONSE ADDRESS:

Ten (10) Copies To: Beth Alden, AICP, Executive Director, Hillsborough Metropolitan Planning Organization, 601 E. Kennedy Blvd., 18th Floor, Tampa, Florida 33602-5117
LETTERS OF RESPONSE DEADLINE: 5:00 p.m. ET, Monday, February 3, 2020

**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., Monday, December 30, 2019 and 3:00 p.m., Friday, January 3, 2020.

Rule No.	File Date	Effective Date
19-8.029	1/2/2020	1/22/2020
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	**/**/*****

**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.