

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-3.003 Human Trafficking Awareness

PURPOSE AND EFFECT: To create a new rule to establish procedures and clarify requirements for human trafficking awareness under s. 509.096, F.S.

SUBJECT AREA TO BE ADDRESSED: Human trafficking awareness training and policies for employees of public lodging establishments under s. 509.096, F.S.

RULEMAKING AUTHORITY: 509.032, FS.

LAW IMPLEMENTED: 509.096, FS.

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

DATE AND TIME: February 28, 2020, 1:00 p.m. – 4:00 p.m. or until adjourned.

PLACE: North Tower, Conference Room N-109C, 400 W. Robinson Street, Orlando, Florida 32801.

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 9 days before the workshop/meeting by contacting: Brenden Doherty, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1260, Brenden.Doherty@myfloridalicense.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brenden Doherty, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1260, Brenden.Doherty@myfloridalicense.com.

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

DEPARTMENT OF HEALTH

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

RULE NO.: RULE TITLE:

64B4-5.008 Terms of Probation

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the language for terms of probation.

SUBJECT AREA TO BE ADDRESSED: To update rule language.

RULEMAKING AUTHORITY: 456.072(2)(f), 491.004(5) FS.

LAW IMPLEMENTED: 456.072(2)(f), 491.009 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janet Hartman, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

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

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: RULE TITLE:

64B12-16.003 Apprenticeship Requirements and Training Program

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate the revised application for apprenticeship requirements and training programs.

SUBJECT AREA TO BE ADDRESSED: The proposed rule incorporates a revised application.

RULEMAKING AUTHORITY: 484.005, 484.007(1)(d)4. FS.

LAW IMPLEMENTED: 456.0635, 484.002, 484.007(1)(d)4. FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janet Hartman, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

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

DEPARTMENT OF CHILDREN AND FAMILIES

Agency for Persons with Disabilities

RULE NOS.:	RULE TITLES:
65G-2.001	Definitions
65G-2.002	License Application and Renewal Procedures
65G-2.0021	Additional Requirements for Licensees and Applicant
65G-2.003	Length of Licenses
65G-2.0031	Other Licenses (Repealed)
65G-2.0032	Agency Monitoring and Oversight
65G-2.004	License Violations
65G-2.0041	License Violations - Disciplinary Actions
65G-2.0042	License Violations - Guidance for Disciplinary Actions
65G-2.005	License Denial, Suspension or Revocation
65G-2.006	Licensed Capacity
65G-2.007	General Standards
65G-2.008	Staffing Requirements
65G-2.009	Resident Care and Supervision Standards
65G-2.010	Fire and Emergency Procedures
65G-2.011	Foster Care Facility Standards
65G-2.012	Group Home Facility Standards
65G-2.013	Residential Habilitation Center Standards
65G-2.014	Comprehensive Transitional Education Program Standards
65G-2.015	Siting
65G-2.016	Residential Fee Collection
65G-2.017	Health Safety Standards for Licensed Facilities

PURPOSE AND EFFECT: The purpose and effect of the rule amendments is to clarify the application and renewal procedures for facilities licensed by the Agency for Persons with Disabilities (“Agency”) under chapter 393, Florida Statutes; establish additional requirements for Agency-licensed facilities to ensure the health and safety of residents; clarify existing requirements for Agency-licensed facilities; delineate the range of disciplinary actions the Agency may take in response to violations of the Agency’s licensing rules and statutes; and delineate aggravating and mitigating factors that the Agency will consider when determining appropriate disciplinary action in response to violations of the Agency’s licensing rules and statutes.

SUBJECT AREA TO BE ADDRESSED: The subject areas to be addressed are the requirements pertaining to Agency-licensed facilities and the disciplinary actions the Agency may take in response to violations of those and statutory requirements.

RULEMAKING AUTHORITY: 393.501(1), 393.067(1), 393.067(7), 393.067(8), 393.0673(7), FS.

LAW IMPLEMENTED: 393.067, 393.0673, FS.

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

DATE AND TIME: March 9, 2020, 10:30 a.m. EDT

PLACE: Agency for Persons with Disabilities, 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399-0950

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: Danielle Thompson at (850)922-4556 or Danielle.Thompson@apdcare.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Danielle Thompson, Agency for Persons with Disabilities, 4030 Esplanade Way, Tallahassee, Florida 32399-0950, (850)922-4556, Danielle.Thompson@apdcare.org.

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

**Section II
Proposed Rules**

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

RULE NOS.:	RULE TITLES:
27P-22.002	Definitions
27P-22.003	Eligibility
27P-22.004	LMS Working Groups
27P-22.006	County Allocations and Project Funding
27P-22.007	Application

PURPOSE AND EFFECT: The purpose of this amendment is to update the rule implementing the Hazard Mitigation Grant Program to reflect the current federal requirements and to make changes based on the state initiatives.

SUMMARY: The purpose of this proposed rule is to update various requirements for both the Local Mitigation Strategy (LMS) and Hazard Mitigation Grant Program (HMGP), as they relate to the state’s administration thereof. The proposed changes include the following: incorporate by reference various state and federal documents throughout the rule, an update to list of definitions (.002), an update to eligible project types under the HMGP (.003), additional annual LMS update requirements and recommend an order of project priority (.004), clarifying language concerning county allocations and project funding and approval of project priority by the Division (.006), and an update to the requirements for applying for the Hazard Mitigation Grant Program funds provided by the federal government and review and approval of project priority by the Division (.007)

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The rule is being updated to reflect the current federal regulations implementing the Hazard Mitigation Grant Program, and as such will not have any financial impact on small businesses or increase regulatory costs in excess of \$200,000 either directly or indirectly.

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: 252.35, FS.

LAW IMPLEMENTED: 252.31-252.90, FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: March 13, 2020, 3:00 p.m.

PLACE: Kelley Training Room, Sadowski Building, 2555 Shumard Oak Blvd., Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Stephanie Twomey, (850)815-4160; stephanie.twomey@em.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: Stephanie Twomey, Division of Emergency Management, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, stephanie.twomey@em.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

27P-22.002 Definitions.

(1) "Adoption" means a resolution, ordinance or other formal action taken by the governing body of a county or municipality indicating agreement with and acceptance of the relevant Local Mitigation Strategy.

(2) "Application" means the request for hazard mitigation funding as submitted to the Division of Emergency Management (Division or FDEM) by an Applicant.

(3) "Applicant" means a state agency, local government, Native American tribe or authorized tribal organization or private non-profit organization requesting hazard mitigation funding.

(4) "DHS" means Department of Homeland Security.

(5)(4) "FEMA" means the Federal Emergency Management Agency.

~~(5) "Florida Hazard Mitigation Strategy" means Florida's version of the Hazard Mitigation Plan referred to in 44 C.F.R., Part 206, Subpart M and approved by FEMA. The Florida Hazard Mitigation Strategy (Rev. February 26, 2013) is hereby incorporated into this rule by reference. A copy may be obtained by contacting the Division of Emergency Management.~~

(6) "Hazard" means a condition that exposes human life or property to harm from a man-made or natural disaster.

(7) "Hazard Mitigation" means any action taken to reduce or eliminate the exposure of human life or property to harm from a man-made or natural disaster.

(8) "Hazard Mitigation Grant Program", herein referred to as HMGP, means the program authorized under Section 404 of the Stafford Act and implemented by 44 C.F.R., Part 206, Subpart N, hereby incorporated by reference, <http://www.flrules.org/Gateway/references.asp?No=Ref-#####>, a copy of which may be obtained by contacting the Division, which provides funding for mitigation projects as identified in the State Hazard Mitigation Plan Strategy.

(9) "Local Mitigation Strategy" or "LMS" means a plan to reduce identified hazards within a county.

(10) "Project" means a hazard mitigation measure as identified in an LMS.

(11) "Repetitive loss structures" means structures that have suffered two or more occurrences of damage due to flooding and which have received payouts from the National Flood Insurance Program as a result of those occurrences.

~~(12) "State Hazard Mitigation Plan" means Florida's version of the Hazard Mitigation Plan referred to in 44 C.F.R., Part 206, Subpart N and approved by FEMA. The State Hazard Mitigation Plan is set forth in the Enhanced State Hazard Mitigation Plan 2018, hereby incorporated into this rule by reference,~~

~~<http://www.flrules.org/Gateway/references.asp?No=Ref-#####>. A copy may be obtained by contacting the Division of Emergency Management.~~

(13)(12) "Working Group" is the group responsible for the development and implementation of the Local Mitigation Strategy.

Rulemaking Authority 252.35(2)(x) FS. Law Implemented 252.311, 252.32, 252.35 FS. History—New 2-24-02, Formerly 9G-22.002, Amended 7-18-13, _____.

27P-22.003 Eligibility.

(1) Eligible types of projects shall include, but not be limited to, the following:

- (a) ~~Certain~~ New construction activities that will result in protection from hazards;
- (b) Retrofitting of existing facilities that will result in increased protection from hazards;
- (c) Elevation of flood prone structures;
- (d) Vegetative management/soil stabilization;
- (e) Infrastructure protection measures;
- (f) Stormwater management/flood control projects;
- (g) Property acquisition or relocation; and
- (h) Plans that identify and analyze mitigation problems and include funded, scheduled programs for implementing solutions, within the same disaster.

(2) In order to be eligible for funding, projects shall meet the following requirements:

- (a) Conform to the State Florida Hazard Mitigation Plan Strategy;
- (b) Conform to the funding priorities for the disaster as established in the LMS governing the project and approved by the Division;
- (c) Conform to the following federal regulations incorporated by reference, copies of which may be obtained by contacting the Division:

1. 44 C.F.R., Part 9, Floodplain Management and Protection of Wetlands, incorporated by reference, <http://www.flrules.org/Gateway/references.asp?No=Ref-#####>;

2. DHS Directive 023-01, Revision 01, dated 10/31/2014, incorporated by _____ reference, <http://www.flrules.org/Gateway/references.asp?No=Ref-#####>;

3. DHS Instruction 023-01-001-01, Revision 01, dated 11/6/2014, incorporated by _____ reference, <http://www.flrules.org/Gateway/references.asp?No=Ref-#####>;

4. FEMA Directive 108-1, dated 08/22/2016, incorporated by _____ reference, <http://www.flrules.org/Gateway/references.asp?No=Ref-#####>; and

5. FEMA Instruction 108-1-1, dated 08/22/2016, incorporated by _____ reference, <http://www.flrules.org/Gateway/references.asp?No=Ref-#####>.

Conform to 44 C.F.R., Part 9, Floodplain Management and Protection of Wetlands, and 44 C.F.R., Part 10, Environmental

~~Considerations, both hereby incorporated by reference, copies of which may be obtained by contacting the Division;~~

(d) Eliminate a hazard independently or substantially contribute to the elimination of a hazard where there is reasonable assurance that the project as a whole will be completed; and

(e) Be cost-effective and substantially reduce the risk of future damage, hardship, loss, or suffering resulting from a disaster.

Rulemaking Authority 252.35(2)(x) FS. Law Implemented 252.311, 252.32, 252.35 FS. History—New 2-24-02, Formerly 9G-22.003, Amended _____.

27P-22.004 LMS Working Groups.

Each county electing to participate in the HMGP must have a formal LMS Working Group and a current FEMA approved LMS.

(1) Not later than the last working weekday of January of each year the Chairperson of the Board of County Commissioners shall submit to the Division a list of the members of the Working Group and its designated Chairperson and Vice-Chairperson.

(2) The Working Group shall include, at a minimum:

(a) Representation from various agencies of county government which may include, but not be limited to, planning and zoning, roads, public works and emergency management;

(b) Representation from all interested municipalities within the county; and

(c) Representation from interested private organizations, civic organizations, trade and commercial support groups, property owners' associations, Native American Tribes or authorized tribal organizations, water management districts, regional planning councils, independent special districts and non-profit organizations.

(3) The county shall submit documentation to show that within the preceding year it has issued a written invitation to each municipality, private organization, civic organization, Native American Tribe or authorized tribal organization, water management district, independent special district and non-profit organization, as applicable, to participate in the LMS working group. This documentation shall accompany the membership list submitted to the Division.

(4) The Working Group shall have the following responsibilities:

(a) To designate a Chairperson and Vice-Chairperson;

(b) To develop and revise an LMS as necessary;

(c) To coordinate all mitigation activities within the County;

(d) To recommend set an order of priority for local mitigation projects consistent with the goals and objectives in the State Hazard Mitigation Plan; and

(e) To submit annual LMS updates to the Division by the last working weekday of each January. Updates shall address, at a minimum:

1. List of Working Group Members including Chair and Vice-Chair;

- ~~21.~~ Changes to the hazard assessment;
- ~~32.~~ Updated Changes to the project priority list including estimated costs and potential funding sources;
- ~~43.~~ Changes to the critical facilities list;
- ~~54.~~ Changes to the repetitive loss list; and
- ~~65.~~ Revisions to any maps.

Rulemaking Authority 252.35(2)(x) FS. Law Implemented 252.311, 252.32, 252.35 FS. History—New 2-24-02, Formerly 9G-22.004, Amended 7-18-13, _____.

27P-22.006 County Allocations and Project Funding.

(1) The available HMGP funds shall be allocated to the counties included in the relevant presidential disaster declaration, as defined in Section 252.34(2)(4), F.S., in proportion to each county’s share of the federal disaster funding from the Public Assistance, Individual Assistance and Small Business Administration programs as of 120 ~~90~~ days after the disaster declaration as reported by FEMA.

(a) Eligible and submitted projects for each county included in the relevant presidential disaster declaration will be funded in order of priority as recommended ~~outlined~~ in the LMS Working Group endorsement letter, approved by the Division, until the allocated funds are exhausted, or all eligible projects are funded, whichever occurs first.

(b) Any allocation remaining after all eligible projects in any declared county are funded shall be reallocated to those counties included in the relevant presidential disaster declaration whose allocation was not sufficient to fund all submitted eligible projects in proportion to each county’s share of unfunded projects.

(2) If funds remain after all eligible projects under subsection (1) above have been funded, then they shall be applied to fund eligible projects submitted from counties not included in the relevant presidential disaster declaration ~~on a first come first served basis~~ until all available funds are obligated consistent with the goals and objectives in the State Hazard Mitigation Plan.

(3) Once a project has been selected for funding, the agreement between the applicant and the Division regarding the terms and conditions of the grant shall be formalized by contract.

Rulemaking Authority 252.35(2)(x) FS. Law Implemented 252.311, 252.32, 252.35 FS. History—New 2-24-02, Formerly 9G-22.006, Amended _____.

27P-22.007 Application.

(1) The following entities may apply for funding under the program:

- (a) State agencies and local governments;
- (b) Private non-profit organizations or institutions that own or operate a private non-profit facility as defined in 44 C.F.R., § 206.221(e), hereby incorporated by reference, <http://www.flrules.org/Gateway/references.asp?No=Ref-#####>, a copy of which may be obtained by contacting the Division; and
- (c) Indian tribes or authorized tribal organizations.

(2) The Division shall notify potential applicants of the availability of HMGP funds by publishing a Notice of Funding Availability in the Florida Administrative Register.

(3) Applicants will have not less than ninety (90) days from the date of notification to submit project applications. The opening and closing dates will be specified in the Notice of Funding Availability. Applications mailed to the Division must be postmarked on or before the final due date. Hand-delivered applications must be stamped in at the Division no later than 5:00 p.m. (Eastern Time) on the final due date.

(4) A LMS Working Group endorsement letter shall accompany each application from the Chairperson or Vice-Chairperson of the LMS Working Group endorsing the project. The endorsement shall verify that the proposed project does appear in the current LMS and state its priority in relation to other submitted projects. The Division shall review and approve the project priority consistent with the goals and objectives established by the State Hazard Mitigation Plan. Applications without this letter of endorsement will not be considered.

(5) Applications must be submitted using FDEM Form No. HMGP Application (01-2020) (Eff. 01-2020) ~~Form No. HMGP, State of Florida Hazard Mitigation Grant Program Application (Effective Date: June, 2012)~~, which is incorporated into this rule by reference, <http://www.flrules.org/Gateway/references.asp?No=Ref-#####>, a copy of which may be obtained by contacting the Division or visiting www.floridadisaster.org. In addition, the application form will be circulated as a part of the Notice of Funding Availability for its respective disaster grant cycle.

(6) If the Division receives an incomplete application, the applicant will be notified in writing of the deficiencies. The applicant will have thirty (30) calendar days from the date of the letter to resolve the deficiencies. If the deficiencies are not corrected by the deadline the application will not be considered for funding.

(7) Applications are to be delivered or sent to:

Division of Emergency Management
 Bureau of Mitigation
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399

ATTENTION: Hazard Mitigation Grant Program

Rulemaking Authority 252.35(2)(x) FS. Law Implemented 252.311, 252.32, 252.35 FS. History—New 2-24-02, Formerly 9G-22.007, Amended 7-18-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Stephanie Twomey

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jared Moskowitz, Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 2/19/20

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 9/26/19

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.624 Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt revised minimum and guidance levels for Lake Calm, located in Hillsborough County. The effect of the rule is to support the District’s water supply planning, water use permitting, and environmental resource permitting programs.

SUMMARY: Section 373.042, F.S., requires the District to establish minimum flows and levels for lakes, wetlands, rivers and aquifers within the District’s boundaries. Section 373.0421(3), F.S., further requires the District to periodically reevaluate and revise adopted minimum flows and levels. This rulemaking is necessary to adopt new guidance and minimum levels for Lake Calm, located in Hillsborough County. The establishment and periodic evaluation of minimum levels is required by statute to ensure that the minimum hydrologic requirements of the water resources and ecology of these lakes are maintained. The revised minimum and guidance levels for Lake Calm are being developed using previously peer-reviewed, Governing Board adopted methods.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The District conducted an economic review of the revisions to the rule and determined that the impact or regulatory cost, if any, of the revisions will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S. The revised minimum level for this lake is unlikely to constitute an additional significant regulatory constraint on groundwater or surface water withdrawals in the area due to existing resource conditions and regulatory constraints in the basin.

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: 373.044, 373.113, 373.171, FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709, 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: Donna Campbell, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236.

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-8.624 Guidance and Minimum Levels for Lakes.

(1) through (11) No change.

(12) Levels for lakes established during or after August 7, 2000, are set forth in the following table. After the High Minimum Lake Level and Minimum Lake Level elevation for each lake is a designation indicating the Method used, as described in subsection 40D-8.624(8), F.A.C., to establish the level. Compliance with the High Minimum and Minimum Lake Levels is determined pursuant to paragraphs (6)(b) and (7)(b) above. Guidance Levels established prior to August 7, 2000, are set forth in Table 8-3 in subsection 40D-8.624(13), F.A.C., below.

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(a) through (k) No change.					
(l) In Hillsborough County Within the Northwest Hillsborough Basin					
	Alice, Lake S-16, T-27S, R-17E through Brant, Lake S-14, T-27S, R-18E No change.				
	Calm, Lake S-14, T-27S, R-17E	50.4'4 9.41'	49.6'4 9.41' (CAT 3)	47.7'4 8.41' (CAT 3)	46.4'4 7.31'

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
	Carroll, Lake S-10, 11, 14, 15, T-28S, R-18E through Virginia, Lake S-3, T-27S, R-18E No change.				
(m) through (dd), No change.					

(13) No change.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.036, 373.042, 373.0421, 373.086, 373.709 FS. History—New 6-7-78, Amended 1-22-79, 4-27-80, 10-21-80, 12-22-80, 3-23-81, 4-14-81, 6-4-81, 10-15-81, 11-23-81, 1-5-82, 3-11-82, 5-10-82, 7-4-82, 9-2-82, 11-8-82, 1-10-83, 4-3-83, 7-5-83, 9-5-83, 10-16-83, 12-12-83, 5-8-84, 7-8-84, 12-16-84, 2-7-85, 5-13-85, 6-26-85, 11-3-85, 3-5-86, 6-16-86, Formerly 16J-8.678, Amended 9-7-86, 2-12-87, 9-2-87, 2-18-88, 6-27-88, 2-22-89, 3-23-89, 9-26-89, 7-26-90, 10-30-90, 3-3-91, 9-30-91, 10-7-91, 7-26-92, 3-1-93, 5-11-94, 6-6-96, 2-23-97, 8-7-00, 1-8-04, 12-21-04 (13), 12-21-04 (13), 6-5-05, 5-2-06, 1-1-07, 2-12-07, 1-10-08, 2-18-08, 4-7-08, 5-20-08, 5-10-09, 4-13-11, 3-12-12, 11-25-12, 2-21-13 (12)(f), 2-21-13 (12)-(13), 9-3-13, 1-7-15, 7-1-15, 9-21-15, 11-30-16, 12-28-16, 2-12-17 (12)(s), 2-12-17 (12)(z), 2-12-17 (12)(z), 2-19-17 (12)(l), 2-19-17 (12)(q), 3-2-17 (12)(l), 3-2-17 (12)(z), 3-22-17, 4-2-17 (12)(q), 4-2-17 (12)(z), 4-20-17 (12)(i), 4-20-17 (12)(i), 2-5-18, 3-20-18, 5-30-18, 1-23-19, 2-11-19, 3-20-19, 4-28-19, 7-17-19, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Southwest Florida Water Management District
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Southwest Florida Water Management
 District Governing Board
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: December 10, 2019
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: February 3, 2020

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-8.624
 RULE TITLE: Guidance and Minimum Levels for Lakes
 PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt revised minimum and guidance levels for Lake Charles, located in Hillsborough County. The effect of the rule is to support the District’s water supply planning, water use permitting, and environmental resource permitting programs.

SUMMARY: Section 373.042, F.S., requires the District to establish minimum flows and levels for lakes, wetlands, rivers and aquifers within the District’s boundaries. Section 373.0421(3), F.S., further requires the District to periodically reevaluate and revise adopted minimum flows and levels. This rulemaking is necessary to adopt new guidance and minimum levels for Lake Charles, located in Hillsborough County. The establishment and periodic evaluation of minimum levels is required by statute to ensure that the minimum hydrologic requirements of the water resources and ecology of these lakes are maintained. The revised minimum and guidance levels for Lake Charles are being developed using previously peer-reviewed, Governing Board adopted methods.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The District conducted an economic review of the revisions to the rule and determined that the impact or regulatory cost, if any, of the revisions will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S. The revised minimum level for this lake is unlikely to constitute an additional significant regulatory constraint on groundwater or surface water withdrawals in the

area due to existing resource conditions and regulatory constraints in the basin.

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: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709 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: TJ Venning, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4242.

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-8.624 Guidance and Minimum Levels for Lakes.

(1) through (11) No change.

(12) Levels for lakes established during or after August 7, 2000, are set forth in the following table. After the High Minimum Lake Level and Minimum Lake Level elevation for each lake is a designation indicating the Method used, as described in subsection 40D-8.624(8), F.A.C., to establish the level. Compliance with the High Minimum and Minimum Lake Levels is determined pursuant to paragraphs (6)(b) and (7)(b) above. Guidance Levels established prior to August 7, 2000, are set forth in Table 8-3 in subsection 40D-8.624(13), F.A.C., below.

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.

Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(a) through (k) No change.					

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(l) In Hillsborough County Within the Northwest Hillsborough Basin					
	Alice, Lake S-16, T-27S, R-17E through Carroll, Lake S-10, 11, 14, 15, T-28S, R-18E No change.				
	Charles, Lake S-23, T-27S, R-18E	53.7'± 4.2'	53.3'± 3.8' (CAT 1)	51.9'± 2.4' (CAT 1)	50.5'± 2.1'

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
	Church, Lake S-28, T-27S, R-17E through Virginia, Lake S-3, T-27S, R-18E No change.				
(m) through (dd),	No change.				

(13) No change.
 Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.036, 373.042, 373.0421, 373.086, 373.709 FS. History—New 6-7-78, Amended 1-22-79, 4-27-80, 10-21-80, 12-22-80, 3-23-81, 4-14-81, 6-4-81, 10-15-81, 11-23-81, 1-5-82, 3-11-82, 5-10-82, 7-4-82, 9-2-82, 11-8-82, 1-10-83, 4-3-83, 7-5-83, 9-5-83, 10-16-83, 12-12-83, 5-8-84, 7-8-84, 12-16-84, 2-7-85, 5-13-85, 6-26-85, 11-3-85, 3-5-86, 6-16-86, Formerly 16J-8.678, Amended 9-7-86, 2-12-87, 9-2-87, 2-18-88, 6-27-88, 2-22-89, 3-23-89, 9-26-89, 7-26-90, 10-30-90, 3-3-91, 9-30-91, 10-7-91, 7-26-92, 3-1-93, 5-11-94, 6-6-96, 2-23-97, 8-7-00, 1-8-04, 12-21-04 (13), 12-21-04 (13), 6-5-05, 5-2-06, 1-1-07, 2-12-07, 1-10-08, 2-18-08, 4-7-08, 5-20-08, 5-10-09, 4-13-11, 3-12-12, 11-25-12, 2-21-13 (12)(f), 2-21-13 (12)-(13), 9-3-13, 1-7-15, 7-1-15, 9-21-15, 11-30-16, 12-28-16, 2-12-17 (12)(s), 2-12-17 (12)(z), 2-12-17 (12)(z), 2-19-17 (12)(l), 2-19-17 (12)(q), 3-2-17 (12)(l), 3-2-17 (12)(z), 3-22-17, 4-2-17 (12)(q), 4-2-17 (12)(z), 4-20-17 (12)(i), 4-20-17 (12)(i), 2-5-18, 3-20-18, 5-30-18, 1-23-19, 2-11-19, 3-20-19, 4-28-19, 7-17-19, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Southwest Florida Water Management District
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Southwest Florida Water Management
 District Governing Board
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: December 10, 2019
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: February 3, 2020

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-8.624
 RULE TITLE: Guidance and Minimum Levels for Lakes
 PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt revised minimum and guidance levels for Lakes Church and Echo, located in Hillsborough County. The effect of the rule is to support the District’s water supply planning, water use permitting, and environmental resource permitting programs.

SUMMARY: Section 373.042, F.S., requires the District to establish minimum flows and levels for lakes, wetlands, rivers and aquifers within the District’s boundaries. Section 373.0421(3), F.S., further requires the District to periodically reevaluate and revise adopted minimum flows and levels. This rulemaking is necessary to adopt new guidance and minimum levels for Lakes Church and Echo, located in Hillsborough County. The establishment and periodic evaluation of minimum levels is required by statute to ensure that the minimum hydrologic requirements of the water resources and ecology of these lakes are maintained. The revised minimum and guidance levels for Lakes Church and Echo are being developed using previously peer-reviewed, Governing Board adopted methods.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The District conducted an economic review of the revisions to the rule and determined that the impact or regulatory cost, if any, of the revisions will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S. The revised minimum level for this lake is unlikely to constitute an additional significant regulatory

constraint on groundwater or surface water withdrawals in the area due to existing resource conditions and regulatory constraints in the basin.

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: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709 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: Donna Campbell, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236.

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-8.624 Guidance and Minimum Levels for Lakes.

(1) through (11) No change.

(12) Levels for lakes established during or after August 7, 2000, are set forth in the following table. After the High Minimum Lake Level and Minimum Lake Level elevation for each lake is a designation indicating the Method used, as described in subsection 40D-8.624(8), F.A.C., to establish the level. Compliance with the High Minimum and Minimum Lake Levels is determined pursuant to paragraphs (6)(b) and (7)(b) above. Guidance Levels established prior to August 7, 2000, are set forth in Table 8-3 in subsection 40D-8.624(13), F.A.C., below.

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.

Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(a) through (k) No change.					

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(l) In Hillsborough County Within the Northwest Hillsborough Basin					
	Alice, Lake S-16, T-27S, R-17E through Charles, Lake S-23, T-27S, R-18E No change.				
	Church, Lake S-28, T-27S, R-17E	<u>36.0</u> 35.64'	<u>35.2</u> 35.64' (CAT 3)	<u>34.4</u> 34.64' (CAT 3)	<u>34.1</u> 33.54'

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
	Crenshaw, Lake S-22, T-27S, R-18E through Dosson Lake S-20, T-27S, R-18E No change.				
	Echo, Lake S-28, T-27S, R-17E	<u>36.0</u> 35.64'	<u>35.2</u> 35.64' (CAT 3)	<u>34.4</u> 34.64' (CAT 3)	<u>34.1</u> 33.54'
	Ellen, Lake S-19, T-27S, R-18E through Virginia, Lake S-3, T-27S, R-18E no change.				
(m) through (dd),	No change.				

(13) No change.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.036, 373.042, 373.0421, 373.086, 373.709 FS. History—New 6-7-78, Amended 1-22-79, 4-27-80, 10-21-80, 12-22-80, 3-23-81, 4-14-81, 6-4-81, 10-15-81, 11-23-81, 1-5-82, 3-11-82, 5-10-82, 7-4-82, 9-2-82, 11-8-82, 1-10-83, 4-3-83, 7-5-83, 9-5-83, 10-16-83, 12-12-83, 5-8-84, 7-8-84, 12-16-84, 2-7-85, 5-13-85, 6-26-85, 11-3-85, 3-5-86, 6-16-86, Formerly 16J-8.678, Amended 9-7-86, 2-12-87, 9-2-87, 2-18-88, 6-27-88, 2-22-89, 3-23-89, 9-26-89, 7-26-90, 10-30-90, 3-3-91, 9-30-91, 10-7-91, 7-26-92, 3-1-93, 5-11-94, 6-6-96, 2-23-97, 8-7-00, 1-8-04, 12-21-04 (13), 12-21-04 (13), 6-5-05, 5-2-06, 1-1-07, 2-12-07, 1-10-08, 2-18-08, 4-7-08, 5-20-08, 5-10-09, 4-13-11, 3-12-12, 11-25-12, 2-21-13 (12)(f), 2-21-13 (12)-(13), 9-3-13, 1-7-15, 7-1-15, 9-21-15, 11-30-16, 12-28-16, 2-12-17 (12)(s), 2-12-17 (12)(z), 2-12-17 (12)(z), 2-19-17 (12)(l), 2-19-17 (12)(q), 3-2-17 (12)(l), 3-2-17 (12)(z), 3-22-17, 4-2-17 (12)(q), 4-2-17 (12)(z), 4-20-17 (12)(i), 4-20-17 (12)(i), 2-5-18, 3-20-18, 5-30-18, 1-23-19, 2-11-19, 3-20-19, 4-28-19, 7-17-19, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Southwest Florida Water Management District
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 10, 2019
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 3, 2020

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.624 Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt revised minimum and guidance levels for Lake Sapphire, located in Hillsborough County. The effect of the rule is to support the District’s water supply planning, water use permitting, and environmental resource permitting programs.

SUMMARY: Section 373.042, F.S., requires the District to establish minimum flows and levels for lakes, wetlands, rivers and aquifers within the District’s boundaries. Section 373.0421(3), F.S., further requires the District to periodically reevaluate and revise adopted minimum flows and levels. This rulemaking is necessary to adopt new guidance and minimum levels for Lake Sapphire, located in Hillsborough County. The establishment and periodic evaluation of minimum levels is required by statute to ensure that the minimum hydrologic requirements of the water resources and ecology of these lakes are maintained. The revised minimum and guidance levels for Lake Sapphire are being developed using previously peer-reviewed, Governing Board adopted methods.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The District conducted an economic review of the revisions to the rule and determined that the impact or regulatory cost, if any, of the revisions will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S. The revised minimum level for this lake is unlikely to constitute an additional significant regulatory constraint on groundwater or surface water withdrawals in the area due to existing resource conditions and regulatory constraints in the basin.

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: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mark Hurst, Senior Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4271.

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-8.624 Guidance and Minimum Levels for Lakes.

(1) through (11) No change.

(12) Levels for lakes established during or after August 7, 2000, are set forth in the following table. After the High Minimum Lake Level and Minimum Lake Level elevation for each lake is a designation indicating the Method used, as described in subsection 40D-8.624(8), F.A.C., to establish the level. Compliance with the High Minimum and Minimum Lake Levels is determined pursuant to paragraphs (6)(b) and (7)(b) above. Guidance Levels established prior to August 7, 2000, are set forth in Table 8-3 in subsection 40D-8.624(13), F.A.C., below.

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
(a) through (k) No change.					
(l) In Hillsborough County Within the Northwest Hillsborough Basin					
	Alice, Lake S-16, T-27S, R-17E through Saddleback, Lake S-22, T-27S, R-18S No change.				
	Sapphire, Lake S-14, T-27S, R-18E	63.5 ⁶ 3.4'	63.5 ⁶ 3.0' (CAT 2)	61.8 ⁶ 1.6' (CAT 2)	60.4 ⁶ 1.3'

Table 8-2 Minimum and Guidance Levels Established During or After August 7, 2000. Levels are elevations, in feet above the National Geodetic Vertical Datum of 1929.					
Location by County and Basin	Name of Lake and Section, Township and Range Information	High Guidance Level	High Minimum Lake Level	Minimum Lake Level	Low Guidance Level
	Starvation, Lake S-21, T-27S, R-18E through Virginia, Lake S-3, T-27S, R-18E No change.				
(m) through (dd), No change.					

(13) No change.
 Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.036, 373.042, 373.0421, 373.086, 373.709 FS. History—New 6-7-78, Amended 1-22-79, 4-27-80, 10-21-80, 12-22-80, 3-23-81, 4-14-81, 6-4-81, 10-15-81, 11-23-81, 1-5-82, 3-11-82, 5-10-82, 7-4-82, 9-2-82, 11-8-82, 1-10-83, 4-3-83, 7-5-83, 9-5-83, 10-16-83, 12-12-83, 5-8-84, 7-8-84, 12-16-84, 2-7-85, 5-13-85, 6-26-85, 11-3-85, 3-5-86, 6-16-86, Formerly 16J-8.678, Amended 9-7-86, 2-12-87, 9-2-87, 2-18-88, 6-27-88, 2-22-89, 3-23-89, 9-26-89, 7-26-90, 10-30-90, 3-3-91, 9-30-91, 10-7-91, 7-26-92, 3-1-93, 5-11-94, 6-6-96, 2-23-97, 8-7-00, 1-8-04, 12-21-04 (13), 12-21-04 (13), 6-5-05, 5-2-06, 1-1-07, 2-12-07, 1-10-08, 2-18-08, 4-7-08, 5-20-08, 5-10-09, 4-13-11, 3-12-12, 11-25-12, 2-21-13 (12)(f), 2-21-13 (12)-(13), 9-3-13, 1-7-15, 7-1-15, 9-21-15, 11-30-16, 12-28-16, 2-12-17 (12)(s), 2-12-17 (12)(z), 2-12-17 (12)(z), 2-19-17 (12)(l), 2-19-17 (12)(q), 3-2-17 (12)(l), 3-2-17 (12)(z), 3-22-17, 4-2-17 (12)(q), 4-2-17 (12)(z), 4-20-17 (12)(i), 4-20-17 (12)(i), 2-5-18, 3-20-18, 5-30-18, 1-23-19, 2-11-19, 3-20-19, 4-28-19, 7-17-19, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Southwest Florida Water Management District
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Southwest Florida Water Management
 District Governing Board
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: December 10, 2019
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: February 3, 2020

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
 REGULATION**

State Boxing Commission

RULE NO.: 61K1-4.025
 RULE TITLE: Mixed Martial Arts Conduct of Bout;
 Rounds

PURPOSE AND EFFECT: The Commission proposed the rule
 amend to update and clarify the language regarding fouls,
 fouls/illegal techniques while on the ground.

SUMMARY: To update the rule text regarding fouls.

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
 amendment at its Commission meeting, the Commission, based
 upon the expertise and experience of its members, 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: 548.003(2) FS.
 LAW IMPLEMENTED: 548.003, 548.0065, 548.043, 548.057
 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: Patrick Cunningham, Executive
 Director, Florida State Boxing Commission, 2601 Blair Stone
 Road, Tallahassee, FL 32399-1016 or telephone (850)488-
 8500.

THE FULL TEXT OF THE PROPOSED RULE IS:

- 61K1-4.025 Mixed Martial Arts Conduct of Bout; Rounds.
- (1) through (6) No change.
- (7) When an amateur is knocked out or injured by
 submission, no one is allowed in the cage/ring until authorized
 by a referee or physician.
- (8) through (13) No change.
- (14) Fouls listed:
 - (a) Fouls/Illegal Techniques while Standing or on the
 Ground include:
 - 1. through 9. No change.
 - 10. Striking with the elbow, forearm, or triceps (Exception
 if both amateurs have a minimum of three amateur bouts and
 both amateurs agree to use elbows);
 - 11. through 34. No change.
 - (b) In addition to the aforementioned fouls, fouls/illegal
 techniques while on the ground include:
 - ~~1. Forearm, elbow or triceps strikes;~~
 - ~~2. Neck cranks;~~
 - ~~13.~~ No change.
 - 4. and 5. Renumbered 2. and 3. No change.
 - ~~6. Spine locks;~~
 - ~~47.~~ No change.
 - ~~8. Fish hooks;~~
 - ~~9. Groin strikes;~~
 - ~~10. Spine strikes;~~
 - ~~544.~~ No change.
 - ~~642.~~ Pinching, ~~biting~~, gouging, and anything that might be
 considered “dirty fighting”;
 - ~~743.~~ No change.
 - (15) through (16) No change.

Rulemaking Authority 548.003(2) FS. Law Implemented 548.003,
 548.0065, 548.043, 548.057 FS. History—New 3-14-13, Amended 12-
 5-16,___.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 State Boxing Commission
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: State Boxing Commission
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: December 17, 2019
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: February 5, 2020

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

RULE NO.: RULE TITLE:

61K1-4.026 Mixed Martial Arts Apparel

PURPOSE AND EFFECT: The Commission proposed the rule amendment to update the text to clarify the use of elbow pads used by amateurs during matches.

SUMMARY: Update rule text.

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 amendment at its Commission meeting, the Commission, based upon the expertise and experience of its members, 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: 548.003(2) FS.

LAW IMPLEMENTED: 548.003, 548.0065 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: Patrick Cunningham, Executive Director, Florida State Boxing Commission, 2601 Blair Stone Road, Tallahassee, FL 32399-1016 or telephone (850)488-8500.

THE FULL TEXT OF THE PROPOSED RULE IS:

61K1-4.026 Mixed Martial Arts Apparel.

(1) through (7) No change.

(8) Elbow pads may be worn if agreed to by both participants. Elbow pads must be constructed of non-abrasive material, minimum ½ inch thick around the impact area of the elbow.

Rulemaking Authority 548.003(2) FS. Law Implemented 548.003, 548.0065 FS. History—New 3-14-13, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Florida State Boxing Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida State Boxing Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 14, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 5, 2020

**Section III
Notice of Changes, Corrections and
Withdrawals**

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.: RULE TITLE:

2A-3.002 Applicant and Payment Procedures

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 45 No. 233, December 3, 2019 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-331.140 Mitigation Banks and In-Lieu Fee Programs

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 46 No. 34, February 19, 2020 issue of the Florida Administrative Register. The title of Rule 62-331.140, F.A.C. was incorrect in the Notice of Proposed Rule published on February 19, 2019. It read “Mitigation Banks”. The title of the rule has been corrected to read “Mitigation Banks and In-Lieu Fee Programs”.

**Section IV
Emergency Rules**

NONE

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

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on February 18, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Lourdes-Noreen McKeen Residence for Geriatric Care, Inc. to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020002761. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On February 17, 2020, the Division issued an order. The Final Order was in response to a Petition for a Permanent Variance from GWS DISTRICT ADMIN CTR, filed January 16, 2020, and advertised on January 27, 2020 in Vol.46, No.17, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 2.7.2, ASME A17.1, 2013 edition, as adopted by Rule 61C-5.001 Florida Administrative Code that requires a minimum path and clearance in the machine room because the Petitioner has demonstrated that the purpose of the underlying statute has been met and the code permits this

installation as described and presented in accordance with 8.7.2.25.1(a) (VW 2020-008).

A copy of the Order or additional information may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. dhr.elevators@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on February 19, 2020, the Board of Optometry, received a petition for waiver or variance filed by Buck Dunn. Petitioner is seeking a variance or waiver of subparagraphs 64B13-4.001(1)(d)2. and 3., F.A.C., which states in part that the licensure examination authorized in subsection 463.006(2), F.S., shall consist of four parts with one being the Florida Practical Examination. The Florida Practical Examination shall consist of three (3) tested skills and the Board requires passage of all three (3) skills on the same test attempt. The three (3) skills are Biomicroscopy, Binocular Indirect Ophthalmoscopy, Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation and are weighted equally. The passing score for each skill shall be seventy-five percent (75%) or better, and a passing score on each of the three (3) skills must be obtained on the same test attempt.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on February 19, 2020, the Board of Optometry, received a petition for waiver or variance filed by Janna Parramore. Petitioner is seeking a variance or waiver of subparagraphs 64B13-4.001(1)(d)2. and 3., F.A.C., which states in part that the licensure examination authorized in subsection 463.006(2), F.S., shall consist of four parts with one being the Florida Practical Examination. The Florida Practical Examination shall consist of three (3) tested skills and the Board requires passage of all three (3) skills on the same test attempt. The three (3) skills are Biomicroscopy, Binocular Indirect Ophthalmoscopy, Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation and are weighted equally. The passing score for each skill shall be seventy-five percent (75%) or better, and a passing score on each of the three (3) skills must be obtained on the same test attempt.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on February 19, 2020, the Board of Optometry, received a petition for waiver or variance filed by Blake Zippi. Petitioner is seeking a variance or waiver of subparagraphs 64B13-4.001(1)(d)2. and 3., F.A.C., which states in part that the licensure examination authorized in subsection 463.006(2), F.S., shall consist of four parts with one being the Florida Practical Examination. The Florida Practical Examination shall consist of three (3) tested skills and the Board requires passage of all three (3) skills on the same test attempt. The three (3) skills are Biomicroscopy, Binocular Indirect Ophthalmoscopy, Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation and are weighted equally. The passing score for each skill shall be seventy-five percent (75%) or better, and a passing score on each of the three (3) skills must be obtained on the same test attempt.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-11.003 Food Hygiene Standards

NOTICE IS HEREBY GIVEN that on January 28, 2020, the Department of Health, received a petition for variance from Sean Burke, Owner and Co-Founder, representing RockPit Brewing LLC located at 10 West Illiana St., Orlando, Florida. The petitioner seeks a variance from Rule 64E-11.003(6)(c), Florida Administrative Code, which prohibits live birds or animals, excluding crustacean, shellfish, and fish in aquariums in a food service establishment, vehicles used for transporting food, or in any other area or facility used to conduct food service operations, except as provided under section 413.08, F.S.

Comments on this petition should be filed with Wanda D. Young, Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02,

Tallahassee, Florida 32399-1710, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: VaKasha Brown, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin A08, Tallahassee, Florida 32399-1710, or by phone at 850-901-6590, or by electronic mail at VaKasha.Brown@FLHealth.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The Criminal Punishment Code Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Friday March 27, 2020, 11:00 a.m. until conclusion

PLACE: Miami Dade College, Wolfson Campus; 300 NE 2nd Avenue Miami, Florida 33132; James K. Batten Room #2106

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Criminal Punishment Code Task Force will meet to conduct regular business as based on Chapter 2019-167, Laws of Florida: The Task Force will be “reviewing, evaluating and making recommendations regarding sentencing for and ranking of noncapital felony offenses under the Criminal Punishment Code.”

A copy of the agenda may be obtained by contacting: Justine Hicks at Justine.Hicks@myfloridalegal.com and will be posted at www.myfloridalegal.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 7 days before the workshop/meeting by contacting: the Office of the Attorney General Ashley Moody at (850)414-3300. 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: Justine Hicks at Justine.Hicks@myfloridalegal.com or by telephone at (850)245-0198.

DEPARTMENT OF LEGAL AFFAIRS

The Criminal Punishment Code Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 27, 2020, 9:00 a.m. until conclusion.

PLACE: Miami Dade College, Wolfson Campus; 300 NE 2nd Avenue Miami, Florida 33132

Conference Room #1530 (Located in building 1).

GENERAL SUBJECT MATTER TO BE CONSIDERED: Scoresheets Subcommittee

A copy of the agenda may be obtained by contacting: Justine Hicks at Justine.Hicks@myfloridalegal.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 7 days before the workshop/meeting by contacting: the Office of the Attorney General Ashley Moody at (850)414-3300. 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: Justine Hicks at Justine.Hicks@myfloridalegal.com or by telephone at (850)245-0146.

DEPARTMENT OF EDUCATION

Education Practices Commission

The Education Practices Commission announces a hearing to which all persons are invited.

DATE AND TIME: A Teacher Hearing Panel will begin at 2:30 p.m. or as soon thereafter as can be heard on March 3, 2020.

A Teacher Hearing Panel will begin at 8:30 a.m. or as soon thereafter as can be heard on March 4, 2020.

An Administrator Hearing Panel will begin at 3:00 p.m. or as soon thereafter as can be heard on March 4, 2020.

An All Member Interactive Training Workshop is being conducted at 9:00 a.m. or as soon thereafter on March 5, 2020.

A Business Meeting will begin at 1:00 p.m. or as soon thereafter on March 5, 2020.

A Teacher Hearing Panel will begin at 8:30 a.m. or as soon thereafter as can be heard on March 6, 2020.

PLACE: Embassy Suites Orlando North, 225 Shorecrest Drive, Altamonte Springs, Florida 32701, (407)834-2400.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panels of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators. The All Member Interactive Training Workshop is being held to train members of the Commission. The Business Meeting is being held to discuss the business of the Commission.

A copy of the agenda may be obtained by contacting: Gretchen Kelley Brantley at (850)245-0455.

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: Gretchen Kelley Brantley at (850)245-0455. 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: Lisa Forbess or Gretchen Kelley Brantley at (850)245-0455.

FLORIDA COMMISSION ON OFFENDER REVIEW

The Florida Commission on Offender Review announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, March 5, 2020, 11:00 a.m.; Thursday, March 12, 2020, 11:00 a.m.; Thursday, March 19, 2020, 11:00 a.m.

PLACE: Florida Commission on Offender Review, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Commission on Offender Review (850)488-1293.

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: Florida Commission on Offender Review at ada@fcor.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

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

PLACE: SWFWMD, 7601 US Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agricultural and Green Industry Advisory Committee meeting: To discuss committee business. Governing Board Members may attend. All or part of this meeting may be conducted by

means of communications media technology to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Kelly.page@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x4605 (Ad Order EXE0723).

DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Long-Term Care Ombudsman Program announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 25, 2020, 10:00 a.m. – 12:00 Noon ET

PLACE: Conference Call. 1(888)585-9008, Participant Passcode: 767-510-585

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Council Business

A copy of the agenda may be obtained by contacting: Dept of Elder Affairs / LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, or call: (850)414-2323, or email: ltcopinformer@elderaffairs.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 72 hours 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).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-3.003 Human Trafficking Awareness

The Division of Hotels and Restaurants announces a workshop to which all persons are invited.

DATE AND TIME: February 28, 2020, 1:00 p.m. – 4:00 p.m. or until it adjourns.

PLACE: North Tower, Conference Room N-109C, 400 W. Robinson Street, Orlando, Florida 32801.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public workshop to receive input on rule development for human trafficking awareness requirements under s. 509.096, F.S.

Notice of Correction to Notice of Workshop published in Vol. 46, Number 30, February 13, 2020, issue of the Florida Administrative Register.

Notice is hereby given that the following corrections have been made to address an inadvertent scrivener’s error with respect to the previously published Notice of Workshop as stated above. The published Notice which indicated a scheduled rule development workshop regarding the subject matter of human trafficking awareness under s. 509.096, F.S., inadvertently referenced "Rule 61C-3.002," entitled "Consumer Protection Requirements," rather than the proper Rule "61C-3.003 - Human Trafficking Awareness." The scrivener's error to the incorrect rule number and title was non-substantive in nature, and this Notice is provide clarification of this inadvertence and that the subject matter to be discussed at the workshop, including the scheduled time, place, and date will remain the same.

A copy of the agenda may be obtained by contacting: Brenden Doherty, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1260, Brenden.Doherty@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 9 days before the workshop/meeting by contacting: Brenden Doherty, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1260, Brenden.Doherty@myfloridalicense.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Brenden Doherty, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1260, Brenden.Doherty@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

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

DATE AND TIME: March 6, 2020, 9:00 a.m.

PLACE: 1((888)585-9008, 136-103-141 participant code

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business to include licensure.

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

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

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

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

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Office of CMS Managed Care Plan and Specialty Programs announces a public meeting to which all persons are invited.

DATE AND TIME: March 3, 2020, 11:30 a.m. ET

PLACE: GoToMeeting and call in information: <https://global.gotomeeting.com/join/400701933>

You can also dial in using your phone. (For supported devices, tap a one-touch number below to join instantly.)

United States (Toll Free): 1(877)309-2073, One-touch: tel: 1(877)309-2073, 400701933#

United States: (571)317-3129, One-touch: tel: (571)317-3129, 400701933#, Access Code: 400-701-933

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 400 701 933 or dial directly: 400701933@67.217.95.2 or 67.217.95.2##400701933

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Children and Youth with Special Health Care Needs (CYSHCN) Needs Assessment Statewide Workgroup provides feedback to the Department during the needs assessment process of the Title V Block Grant so that stakeholder consultation and expertise is included in shaping the direction of Florida's Title V CYSHCN priorities.

A copy of the agenda may be obtained by contacting: Kelli Stannard at Kelli.Stannard@flhealth.gov.

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

HARDEE COUNTY ECONOMIC DEVELOPMENT AUTHORITY

The Hardee County Economic Development Authority announces a workshop to which all persons are invited.

DATE AND TIME: Monday, February 24, 2020, 8:30 a.m.

PLACE: 412 W. Orange Street. Room 102, Wauchula

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business/Applicant Presentations

A copy of the agenda may be obtained by contacting: Sandy Meeks, 1(863)773-9430

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: Sandy Meeks, 1(863)773-9430. 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.

SOUTH DADE SOIL AND WATER CONSERVATION DISTRICT

The South Dade Soil & Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday February 20, 2020, 9:30 a.m.

PLACE: USDA Florida City Service Center, 1450 N. Krome Ave #102, Florida City, FL 33034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular agenda items for presentation to the Board of Supervisors, Ag Lab report, MIL report and District projects.

A copy of the agenda may be obtained by contacting: Wendy Canty, (305)242-1288.

For more information, you may contact: Cooper McMillan, (305)242-1288.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-601.301 Inmate Discipline - General Policy

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has issued an order disposing of the petition for declaratory statement filed by inmate Joel Biggs, DC# 519814, regarding the interpretation of Rules 33-601.301 and 33-602.101, Florida Administrative Code. on January 02, 2020. The following is a summary of the agency's disposition of the petition: As an inmate of the Florida Department of Corrections, the Petitioner may only participate in administrative proceedings that are brought pursuant to paragraphs 120.54(3)(c) and (7), Florida Statutes. Pursuant to subsection 120.81(3), Florida Statutes, the Petitioner lacks standing to bring a Petition for Declaratory Statement, and the Department lacks jurisdiction to issue a declaratory statement in this case.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Betty Renfroe, 501 South Calhoun Street, Tallahassee, Florida 32399, betty.renfroe@fdc.myflorida.com, (850)717-3605.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:

61J2-10.026 Team or Group Advertising

NOTICE IS HEREBY GIVEN that Florida Real Estate Commission has received the petition for declaratory statement from Maria Wood and Robert Kneeland. The petition seeks the agency's opinion as to the applicability of Rule 61J2-10.026., F.A.C., as it applies to the petitioner.

Petitioners petition, filed on February 10, 2020, ask whether the name "Castle Central Group" is acceptable for team or group advertising. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Robin Rogers, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, N801, Orlando, FL 32801, (850)487-1395 or by email at Robin.Rogers@myfloridalicense.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

DMS-19/20-004 Rental - Trash and Recycle Containers and Compactors

Notice of Solicitation

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

DATE AND TIME: March 31, 2020, 4:00 p.m. Eastern

PLACE: 4050 Esplanade Way, Conference Room 109, Tallahassee, Florida 32399-0950

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525, Florida Statutes, a public opening is hereby noticed for the following Request for Proposal No.: DMS-18/19-045, entitled " Telecommunications Infrastructure Project Services 2".

The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Department will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with subsection 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Register (FAR). Access the VBS at: http://vbs.dms.state.fl.us/vbs/main_menu.

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 business days before the workshop/meeting by contacting: The Department's Americans with Disabilities Act (ADA) Coordinator at (850)488-0439. 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).

It is the responsibility of anyone interested in the meetings to check the VBS for updates.

For more information, you may contact: Caitlen Boles, Procurement Officer at dms.purchasing@dms.myflorida.com.

FLORIDA A&M UNIVERSITY FACILITIES PLANNING, CONSTRUCTION AND SAFETY

FAMU Perry-Paige Fire Alarm Upgrade

CALL FOR BIDS

FAMU Board of Trustees

STATE OF FLORIDA

Made by Florida A&M University (FAMU), a unit of the Florida Board of Education (Division of Colleges and Universities).

PROJECT NAME: FAMU Perry-Paige Fire Alarm Upgrade

PROJECT DESCRIPTION: Replacement of the Fire Alarm System in the FAMU Perry-Paige Building.

PROJECT NUMBER: ITB # _____

LOCATION: Florida A & M University, Perry-Paige Building, 1740 S. Martin Luther King Rd, Tallahassee, FL 32307

This advertisement is for the FAMU Perry-Paige Fire Alarm Upgrade to be located in Tallahassee, Florida.

QUALIFICATION: All bidders must be qualified at the time of bid opening in accordance with the instructions to Bidders, Article B-2. Sealed bids will be received on:

DATE AND TIME: March 27, 2020, 2:00 p.m.; Bid Tabulations will be posted for 72 hours.

PLACE: Office of Procurement Services Room 214, 2380 Wahnish Way, Florida A&M University, Tallahassee, FL, immediately after which time and place they will be publicly opened and read aloud.

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the Project Manual.

MINORITY PROGRAM: Bidders are encouraged to utilize Minority Business Enterprise certified by the Office of Supplier Diversity, Department of Management Services

PRE-SOLICITATION/PRE-BID MEETING: A meeting shall be held at the project site on March 13, 2020, 10:00 a.m. Minority Business Enterprise firms are invited to become familiar with the project and to become acquainted with contractors interested in bidding the project. This is a mandatory meeting.

DOCUMENT AVAILABILITY AND PURCHASE: Full sets of bidding and contract documents including the Project Manual, Technical Specifications and Drawings may be examined and/or purchased at Pinnacle Engineering Group, P.A. located at 2032 Thomasville Road, Suite C, Tallahassee, FL 32308. Telephone: (850)422-1763.

PUBLIC ENTITY CRIMES: In accordance with FLORIDA A&M UNIVERSITY's regulation 6.005(6): The University shall not accept a competitive solicitation from or contractual services from a person or affiliate who has been convicted of a public entity crime and has been placed on the State of Florida's convicted vendor list for a period of 36 months from the date of being added to the convicted vendor list.

Direct all project related questions in writing to the Owner's Representative, Keith Follmer at Pinnacle Engineering Group; keithf@pinnacle-engineering.biz or Elston Peets, Project Manager, FAMU Facilities Planning and Construction at Elston.peets@famuedu.

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State

Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Wednesday, February 12, 2020 and 3:00 p.m., Wednesday, February 19, 2020.

Rule No.	File Date	Effective Date
15B-16.001	2/17/2020	3/8/2020
15B-16.002	2/17/2020	3/8/2020
15B-16.003	2/17/2020	3/8/2020
15B-16.004	2/17/2020	3/8/2020
15B-16.005	2/17/2020	3/8/2020
15B-16.006	2/17/2020	3/8/2020
61-35.011	2/19/2020	3/10/2020
61-35.013	2/19/2020	3/10/2020
61-35.020	2/19/2020	3/10/2020
61K1-4.021	2/19/2020	3/10/2020
64ER20-16	2/13/2020	2/13/2020
64ER20-17	2/13/2020	2/13/2020
64B5-14.001	2/19/2020	3/10/2020
64B5-14.0021	2/19/2020	3/10/2020
64B5-14.0025	2/19/2020	3/10/2020
64B5-14.003	2/19/2020	3/10/2020
64B5-14.0032	2/19/2020	3/10/2020
64B5-14.0034	2/19/2020	3/10/2020
64B5-14.0036	2/19/2020	3/10/2020
64B5-14.004	2/19/2020	3/10/2020
64B5-14.005	2/19/2020	3/10/2020
64B5-14.006	2/19/2020	3/10/2020
64B5-14.007	2/19/2020	3/10/2020
64B5-14.008	2/19/2020	3/10/2020
64B5-14.009	2/19/2020	3/10/2020
64B5-14.010	2/19/2020	3/10/2020
64B8-9.0091	2/19/2020	3/10/2020
64B9-4.001	2/19/2020	3/10/2020
64D-2.002	2/18/2020	3/9/2020
64D-3.042	2/18/2020	3/9/2020
64J-2.001	2/13/2020	3/4/2020
64J-2.009	2/13/2020	3/4/2020
64J-2.010	2/13/2020	3/4/2020
64J-2.013	2/13/2020	3/4/2020
64J-2.015	2/13/2020	3/4/2020
64J-2.016	2/13/2020	3/4/2020
64J-2.017	2/13/2020	3/4/2020
64J-2.019	2/13/2020	3/4/2020
69O-240.001	2/14/2020	3/5/2020

69O-240.002	2/14/2020	3/5/2020
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.
