

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: **RULE TITLE:**
6A-6.0951 The Hope Scholarship Program

PURPOSE AND EFFECT: To remove provisions specific to Emergency Rule 6AER21-02. Rule 6A-6.0951, F.A.C., was implemented as a result of the Hope Scholarship Program being established pursuant to section 1002.40, Florida Statutes. During the 2021-22 School Year, Executive Order 21-175 was put into effect, which laid the ground work for Emergency Rule 6AER21-02, which provided a mechanism to transfer a child to a private school or another school district under a Hope Scholarship when a student is subjected to harassment in response to a school district’s COVID-19 mitigation protocols. Emergency Rule 6AER21-02 has since expired. Rule 6A-6.0951, F.A.C., must be updated accordingly as well as the IEPC-HS1 Hope Scholarship Notification Form.

SUBJECT AREA TO BE ADDRESSED: Qualifying incident for purposes of the Hope Scholarship Program.

RULEMAKING AUTHORITY: 1001.02(2)(n), 1002.40(16), F.S.

LAW IMPLEMENTED: 1002.40, 1008.385, F.S.

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

DATE AND TIME: November 4, 2022, 11:00-11:30 a.m. EST.
PLACE: Conference Call –1-888-585-9008, Conference ID 557-224-161.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Laura Mazyck, Deputy Executive Director, Office of Independent Education and Parental Choice, (850)245-0502. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, (850)245-9601 or email Christian.Emerson@fldoe.org.

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

PUBLIC SERVICE COMMISSION

RULE NO.: **RULE TITLE:**
25-4.0665 Lifeline Assistance

PURPOSE AND EFFECT: To clarify and update the rule and implement changes to Section 364.10, Florida Statutes, made in the 2022 Legislative Session.

Undocketed

SUBJECT AREA TO BE ADDRESSED: Lifeline Assistance application process.

RULEMAKING AUTHORITY: 120.80(13)(d), 350.127(2), 364.10(2)(i) FS.

LAW IMPLEMENTED: 364.10, 364.105, 364.183(1) 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: Douglas D. Sunshine, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6224, dsunshin@psc.state.fl.us.

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

RULE NOS.: **RULE TITLES:**
60H-6.004 Definitions
60H-6.008 Additional Requirements for Use of the Capitol Complex
60H-6.0085 Lighting the Historic Capitol

PURPOSE AND EFFECT: To update and clarify procedures and requirements relating to reservation of spaces within the Florida Facilities Pool.

SUBJECT AREA TO BE ADDRESSED: The proposed rules will address procedures and requirements for use of space within the Florida Facilities Pool.

RULEMAKING AUTHORITY: 255.249(9), 255.503(11) F.S.
LAW IMPLEMENTED: 272.03, 255.249(1), 255.503(2) F.S.

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: Ashley Collins, Property Logistics Administrator, 4050 Esplanade

Way, Tallahassee, Florida 32399; Ashley.Collins@dms.fl.gov; (850)487-9928. A preliminary draft may also be obtained from the Department's webpage at https://www.dms.myflorida.com/agency_administration/general_counsel/rulemaking.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE NO.: 61G7-10.002
 RULE TITLE: Reporting of Change of Status Required; Effect on Licensees; Change of Licensee Name

PURPOSE AND EFFECT: The proposed rule amendment updates the language and termination of employee leasing company operations form.

SUBJECT AREA TO BE ADDRESSED: To update the rule language and termination of employee leasing company operations form.

RULEMAKING AUTHORITY: 468.522, 468.524(2), 468.525(3), 468.526, 468.531 FS.

LAW IMPLEMENTED: 468.524(2), 468.5245, 468.525(3), 468.526 FS.

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

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

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: 64B10-14.006
 RULE TITLE: Citations

PURPOSE AND EFFECT: The proposed rule amendment is intended to update the language for citations.

SUBJECT AREA TO BE ADDRESSED: Update the rule language for citations.

RULEMAKING AUTHORITY: 456.073, 456.077 FS.

LAW IMPLEMENTED: 456.077 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: Dayle Mooney, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, Dayle.Mooney@flhealth.gov.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: 68A-27.003
 RULE TITLE: Florida Endangered and Threatened Species List; Prohibitions

PURPOSE AND EFFECT: The Commission is considering revising the rule so it incorporates by reference and links to updated Commission-approved Guidelines for the Gopher Tortoise.

SUBJECT AREA TO BE ADDRESSED: Take of State-Threatened species; gopher tortoise.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Claire Sunquist Blunden, Section Leader, Wildlife Diversity Conservation Section, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, FL 32399-1600. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**Section II
 Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food Safety

RULE NO.: 5K-4.034
 RULE TITLE: Hemp Extract for Human Consumption
 PURPOSE AND EFFECT: Revisions to Rule 5K-4.034, F.A.C., are needed to address developing industry trends and

consumer demand, including regulations for Hemp Extract sold through Self-Service Machines. Additional minor revisions to existing requirements are needed for clarity and accuracy.

SUMMARY: Industry practices, marketing strategies, and consumer demand for products containing Hemp Extract for Human Ingestion have continued to develop and evolve in the state since the onset of the State Hemp Program in 2020. Ongoing adjustments and clarifications to the department rule are necessary to maintain appropriate and applicable regulatory oversight of the State Hemp Program.

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 proposed rules would allow for the sale of Hemp Extract through Self-Service Machines, which would be regulated as Food Establishments. These entities are subject to a statutorily imposed permit fee and any regulatory costs are de minimis.

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: 500.09, 500.12, 570.07(23), 581.217(12), F.S.

LAW IMPLEMENTED: 500.03, 500.04, 500.09, 500.10, 500.11, 500.12, 500.121, 500.13, 500.172, 581.217, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Trevor Walls by email at Trevor.Walls@FDACS.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

5K-4.034 Hemp Extract for Human Consumption.

(1) Products.

(a) No change.

(b) Hemp Extract intended for Human Consumption that is not clearly labeled as intended for *Inhalation* or *Ingestion* must meet all of the requirements for products intended for both *Inhalation* and *Ingestion* as provided in this rule. ~~In the event that~~ If there are different requirements, the stricter standard shall apply.

(2) Definitions. The definitions provided in Sections 500.03 and 581.217, F.S., and the following shall apply to this rule:

(a) “Approved Source” for the purposes of this rule means an establishment processing ~~manufacturing~~ products consisting of or containing Hemp Extract intended for *Ingestion* that meets local, state, or federal regulatory food safety or health standards from the jurisdiction of origin.

(b) No change.

(c) “Common Household Measure” for labeling purposes means cup, tablespoon, teaspoon, piece, ounce (oz), or fluid ounce (fl oz), or other common household equipment used to package food products (e.g., jar, bottle).

(~~d~~ e) “Expiration Date” means the month and year as determined by the processor, ~~manufacturer~~, packer, or distributor based ~~on the basis of~~ tests or other information showing that the product, until that date, under the conditions of handling, storage, preparation, and use per label directions, will when consumed, contain not less than the quantity of each ingredient as set forth on its label.

(~~e~~ f) “Hemp” is defined in Section 581.217(3)(d), F.S.

(f e) “Hemp Extract” is defined in Section 581.217(3)(e), F.S.

(g f) “Hemp Food Establishment” means an establishment as defined in Section 500.03(1)(p), F.S., ~~extracting, manufacturing,~~ processing, packing, holding, preparing, or selling Hemp Extract intended for Human Consumption at wholesale or retail.

(g) through (i) renumbered (h) through (j) No change.

(k j) “Processing” ~~Manufacturing~~ for the purposes of this rule means preparing and/or packaging products consisting of or containing Hemp Extract intended for Human Consumption.

(l k) “~~Processor~~” or “Extractor” means the establishment that removes the Hemp Extract oil from the Hemp plant.

(m l) “Self-service merchandising” means an open display of Hemp Extract products to which the public has access without the intervention of the vendor or a store employee.

(n) “Serving” or “Serving Size” means the amount of product intended to be consumed in a single serving as declared on the label expressed in a Common Household Measure. A serving size shall not be a fraction of a piece.

(~~o~~ m) “Total delta-9 tetrahydrocannabinol concentration” means [delta-9 tetrahydrocannabinol] + (0.877 x [delta-9 tetrahydrocannabinolic acid]).

(p n) “Self-Service Vending Machines” for the purpose of this rule means a Food Establishment that is an automated vending ~~are defined as any self service device that which~~, upon completion of payment, dispenses only pre-packaged hemp extract products as defined in Section 581.217(3), F.S., without the necessity of replenishing the device between each operation.

(3) No change.

(4) Requirements.

(a) Hemp or Hemp Extract intended for *Ingestion* must be ~~processed~~ ~~manufactured~~ by an Approved Source. The Hemp Food Establishment shall provide a valid food license/permit and the most recent food safety or health inspection report from the Approved Source to the department upon request.

(b) Hemp or Hemp Extract intended for *Inhalation* must be ~~processed~~ ~~manufactured~~ by a source permitted to ~~process~~ ~~manufacture~~ Hemp or Hemp Extract intended for *Inhalation*. The Hemp Food Establishment shall provide a valid license/permit and the most recent inspection report from the permitting source to the department upon request.

(c) Hemp Extract intended for Human Consumption may not be ~~manufactured~~, processed, packed, held, prepared, or sold under the Cottage Food Operations Law in Section 500.80, F.S.

(d) No change.

(e) Hemp Extract intended for Human Consumption must be packaged in containers minimizing the exposure to light to prevent degradation of the Cannabinoids.

(f) through (g) No change.

(h) Hemp Extract intended for Human Consumption shall not be ~~manufactured~~, processed, packed, held, or prepared in a private home or in a room used as living or sleeping quarters.

(i) Hemp Extract intended for Human Consumption held beyond the Expiration Date required in Section 581.217(7)(a)(2), F.S., shall not be further distributed or offered for sale.

(j) All products containing Hemp Extract intended for Human Consumption shall be labeled in accordance with Section 581.217(7), F.S., and subsection 5K-4.034(6), F.A.C., of this rule.

(5) Contaminants and Limits. In addition to the requirements listed in Chapter 500, F.S., and Rule 5K-4.002, F.A.C. Hemp Extract intended for Human Consumption shall be considered adulterated pursuant to Section 500.10(1)(a), F.S., if contaminants are detected at levels greater than the limits listed in this rule.

(a) No change.

(b) Pesticide Limits. The following list of contaminants does not constitute authorization to use or apply any of the following during Hemp cultivation or processing.

1. through 10. No change.

11. Carbaryl, 500 parts per billion for *Ingestion* ~~or; 500 parts per billion for Inhalation.~~

12. through 64. No change.

65. Thiocloprid, 100 parts per billion for *Ingestion* ~~or; 100 parts per billion for Inhalation.~~

66. through 67. No change.

(c) through (j) No change.

(6) Labeling.

(a) through (d) No change.

(e) The label for all retail products containing Hemp Extract intended for Human Consumption must include the serving size and servings per container and must be expressed in Common Household Measures followed by the equivalent metric quantity in parathesis (liquids in milliliters and all other products in grams).

(f) For single serving packages and for individually wrapped products within multi-serving packages, a description of the individual container or wrapped product shall be used for the serving size (e.g., bottle, box, package).

(g) If the label of any container of Hemp Extract intended for Human Consumption is too small to accommodate all the information required by this subsection, labeling information shall be attached to the container.

(h) The label of a product containing Hemp Extract intended for Human Consumption in packaged form shall specify conspicuously the name and place of business of the processor, packer, or distributor.

(i) When Hemp Extract intended for Human Consumption is not sold in package form or sold from bulk, the required labeling information shall be displayed clearly at the point of purchase on a counter card, sign, or tag affixed to the product.

(j) The scannable barcode or quick response code required in Section 581.217(7)(2)(a), F.S., shall link directly to the applicable certificate of analysis.

(k) The scannable barcode or quick response code required in Section 581.217(7)(2)(a), F.S., shall be operational at least 90 days after the expiration date of the product.

(7) Disposal.

(a) Laboratory samples found to contain more than a Total delta-9 tetrahydrocannabinol concentration of 0.3% shall be disposed of in accordance with 21 CFR 1317. 21 CFR 1317 (Revised April 1, 2019) and is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11452>.

(b) Hemp Extract intended for Human Consumption containing a Total delta-9 tetrahydrocannabinol concentration that exceeds 0.3% shall be detained pursuant to Section 500.172, F.S. Hemp Extract intended for Human Consumption containing a Total delta-9 tetrahydrocannabinol concentration that exceeds 0.3% which has been detained pursuant to Section 500.172, F.S., shall not be further subdivided or renumbered such that the integrity of the lot is not maintained. The establishment shall not dispose of the Hemp Extract intended for Human Consumption in any manner until written permission for removal, use, or disposal is given by the department or a court of competent jurisdiction.

~~(c) Upon receipt of written permission by the department or a court of competent jurisdiction, the Hemp Extract intended for Human Consumption shall be disposed of in accordance with the Hemp Waste Disposal Manual FDACS 08115, 12/19,~~

~~incorporated in paragraph 5B 57.014(6)(b), F.A.C., or in a manner approved by a court of competent jurisdiction.~~

(8) No change.

(9) Self-Service Machines-

(a) Self-Service Machine Food Establishments must provide the department with access to Self-Service Machines for inspection at all reasonable hours.

1. Access shall be provided within 24-hours of the department's request.

2. Access shall not include access to any currency stored by the machine.

3. Access shall include the ability to detain products pursuant to Section 500.172, F.S., so as to prevent removal, use or disposal until permission is given by the department or the court.

4. Failure to provide access to the Self-Service Machine will result in the assessment of an administrative penalty pursuant to 5K-4.035(9), F.A.C.

(b) Self-Service Machines must be located inside a climate-controlled environment.

(c) Prior to purchasing products containing Hemp Extract intended for Human Consumption, all labeling information required by Section 581.217(7), F.S., and Section 5K-4.034(6), F.A.C., shall be available to the consumer.

(d) Self-Service Machines must ensure compliance with the age requirements in Section 581.217, F.S.

(e) Self-Service Machines shall be maintained in the following manner:

1. Self-Service Machines shall be designed and constructed to permit easy cleaning and maintenance of all exterior and interior surfaces and component parts in accordance with subsection 5K-4.002(4), F.A.C.

2. Self-Service Machines shall be kept in good repair and shall be maintained in a sanitary condition.

3. All Self-Service Machines shall be so located and installed as to prevent contamination and to facilitate the cleaning of the equipment and of all adjacent spaces.

4. Self-Service Machines shall be equipped with a self-closing, tight-fitting door on the vending compartment so the unit is not accessible to the public.

5. Utility connections shall be made in such a manner to prevent unauthorized or unintentional disconnections.

(f) Self-Service Machine must display permit holder's name, business address, local or toll-free telephone number that may be called for obtaining further information, reporting problems, or making complaints, and a valid decal furnished by the department, which shall be affixed on each machine in a position clearly visible to the consumer.

~~(10)-(9)~~ Penalties

(a) through (e) No Change.

Rulemaking Authority 500.09, 500.12, 570.07(23), 581.217(12) FS. Law Implemented 500.03, 500.04, 500.09, 500.10, 500.11, 500.12, 500.121, 500.13, 500.172, 581.217 FS. History—New 1-1-20, 9-27-21, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steve Carmody, Bureau Chief.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Nicole "Nikki" Fried, Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2022

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 13, 2022

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-28.140
 RULE TITLE: Record Maintenance Systems for All Pharmacy Permits

PURPOSE AND EFFECT: The Board proposes the rule amendment to update requirements regarding original prescriptions not in written form.

SUMMARY: The rule amendment updates requirements regarding original prescriptions not in written form.

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 Committee meetings and Board meetings, the Board, 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: 465.005, 465.022 FS.

LAW IMPLEMENTED: 465.003(14), 465.022, 465.026, 465.035, 893.07 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: Jessica Sapp, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254; Jessica.Sapp@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-28.140 Record Maintenance Systems for All Pharmacy Permits.

(1) Requirements for records maintained in a data processing system.

(a) through (c) No change.

(d) Original prescriptions, not received in written form including prescriptions received as provided for in Rule 64B16-28.1003, F.A.C., Transmission of Prescription Orders, shall be reduced to writing or recorded electronically if permitted by federal law ~~a hard copy if not received in written form~~. All original prescriptions shall be retained for a period of not less than four (4) years from date of last filling. To the extent authorized by 21 C.F.R. §1304.04, a pharmacy may, in lieu of retaining the actual original prescriptions, use an electronic imaging recordkeeping system, provided such system is capable of capturing, storing, and reproducing the exact image of the prescription, including the reverse side of the prescription if necessary, and that such image be retained for a period of no less than four (4) years from the date of last filling.

(e) through (h) No change.

(2) through (6) No change.

Rulemaking Authority 465.005, 465.022 FS. Law Implemented 465.003(14), 465.022, 465.026, 465.035, 893.07 FS. History—New 3-16-94, Formerly 61F10-28.140, Amended 3-12-97, 6-4-97, Formerly 59X-28.140, Amended 10-29-97, 6-15-98, 11-11-98, 10-15-01, 3-24-14,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 16, 2022

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 28, 2022

Section III
Notice of Changes, Corrections and
Withdrawals

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:

68A-1.004 Definitions

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 47 No. 44, March 5, 2021 issue of the Florida Administrative Register has been withdrawn.

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:

68A-14.001 Establishment Orders

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 47 No. 44, March 5, 2021 issue of the Florida Administrative Register has been withdrawn.

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:

68A-19.002 Establishment of Restricted Hunting Areas, and Bird Sanctuaries, Procedure

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 47 No. 44, March 5, 2021 issue of the Florida Administrative Register has been withdrawn.

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:

68A-19.004 Regulations in Bird Sanctuaries

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 47 No. 44, March 5, 2021 issue of the Florida Administrative Register has been withdrawn.

**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:
68A-19.006 Taking Game in Restricted Hunting Areas
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 47 No. 44, March 5, 2021 issue of the Florida Administrative Register has been withdrawn.

**Section IV
Emergency Rules**

NONE

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District
The South Florida Water Management District hereby gives notice:

On October 13, 2022, the South Florida Water Management District granted Earthmark Southwest Florida Mitigation, LLC's Petition for Variance (Application No. 220809-35480/Permit No. 26-107680-P) filed on July 26, 2022, for Big Cypress Mitigation Bank (Application No. 220808-35471/Permit No. 26-00002-M) located in Hendry County, Florida. The Petition sought a variance from the requirement to substantially comply with and utilize the Mitigation Bank Trust Fund Agreement to Demonstrate Perpetual Management Financial Assurance form adopted in Rule 62-342.700(11)(b), F.A.C., and referenced in Rule 62-342.700(12)(a), F.A.C. Petitioner demonstrated that strict imposition of the financial mechanism set forth in Rules 62-342.700(11)(b) and (12)(a), F.A.C., will result in a substantial economic hardship because without the variance, Petitioner will be required to provide duplicate financial assurances with no additional proposed works, and providing no additional benefit to the environment. Petitioner also provided reasonable assurances that the underlying purpose of Chapter 373, Florida Statutes, will be achieved by including the U.S. Army Corps of Engineers as a beneficiary on the alternative financial assurance trust fund forms. Notice of receipt of the Petition for Variance was published in the Florida Administrative Register, Vol. 48, No. 155 on August 10, 2022.

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

Regulation Division during the normal business hours of 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at 3301 Gun Club Road, West Palm Beach, FL 33406; by telephone at (561)682-6911; by e-mail at epermits@sfwmd.gov; or, by accessing the District's website (www.sfwmd.gov) using the Application/Permit Search on the ePermitting page.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on October 13, 2022, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Uptown Boca at 20940 Uptown Ave, Boca Raton, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2013 edition, Sections 2.8.1 and 2.8.2.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires an antenna not be placed in the elevator shaft, which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2022-113).

A copy of the Petition for Variance or Waiver 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](mailto: dhr.elevators@myfloridalicense.com).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on October 13, 2022, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Uptown Boca at 20977 Uptown Ave, Boca Raton, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2013 edition, Sections 2.8.1 and 2.8.2.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires an antenna not be placed in the elevator shaft, which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2022-114).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, ahr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on October 13, 2022, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Uptown Boca at 20993 Uptown Ave, Boca Raton, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2013 edition, Sections 2.8.1 and 2.8.2.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires an antenna not be placed in the elevator shaft, which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2022-115).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, ahr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

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A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, ahr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

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A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, ahr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

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A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, ahr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on October 13, 2022, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Uptown Boca at 20985 Uptown Ave, Boca Raton, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2013 edition, Sections 2.8.1 and 2.8.2.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires an antenna not be placed in the elevator shaft, which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2022-119).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, chr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-33.006 Inactive or Delinquent Florida Certified Public Accountants Who Desire to Become Active Licensees

NOTICE IS HEREBY GIVEN that on September 9, 2022, the Board of Accountancy, received a petition for variance or waiver filed by James Martin. Petitioner submitted a petition for waiver of Rule 61H1-33.006, F.A.C., Inactive or Delinquent Florida Certified Public Accountants Who Desire to Become Active Licensees, Florida Administrative Code and a CPE reporting form showing completion of insufficient hours needed for reactivation of the license. Petitioner is seeking a waiver of the requirements of this rule and to return his CPA license to a current and active status. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, (850)487-1395 or by email, Roger.Scarborough@myfloridalicense.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Agency for Persons with Disabilities

RULE NO.: RULE TITLE:

65G-5.004 Selection of Housing.

NOTICE IS HEREBY GIVEN that on October 13, 2022, the Agency for Persons with Disabilities, received a petition for the Agency for Persons with Disabilities, received a petition for Medicaid variance and/or waiver of Rule 65G-5.004, F.A.C., from Ms. Tessa Lyn Solomon, Petitioner. The rule states in part that “Neither the supported living provider nor the immediate family of the supported living provider shall serve as landlord or have any interest in the ownership of the housing unit.” The Petitioner seeks a waiver or variance from this portion of Rule 65G-5.004(b).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Tracy Sumner, Agency Clerk, 4030 Esplanade Way, Suite 315D, Tallahassee, Florida 32399-0950, (850)412-0078, APDagencyclerk@apdcares.org.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

State Board of Education

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

DATES AND TIMES: October 25, 2022, 4:00 p.m. – 5:00 p.m. EDT; November 3, 2022, 11:00 a.m. – 12:00 Noon EDT; November 8, 2022, 4:00 p.m. – 5:00 p.m. EDT; November 17, 2022, 11:00 a.m. – 12:00 Noon EDT until business is concluded. If business is finished in fewer meetings, subsequent meetings will not occur.

PLACE: October 25, 2022, 4:00 p.m. – 5:00 p.m. ET: https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZTZkZDRkNDktNDM1YS00NDNhLTkzODktYmYzNGNmYzBiMjQ4%40thread.v2/0?context=%7b%22id%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22oid%22%3a%22b1ac7050-6297-418b-9e4e-86eca3d4e800%22%7d, Meeting ID: 240 581 242 418 Passcode: Fs6h3A

November 3, 2022, 11:00 a.m. – 12:00 Noon ET: https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZmM4MzE2MzMtNjcxC00NWYwLThiOGUtMzJmMWZkNzYzMDg1%40thread.v2/0?context=%7b%22id%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22oid%22%3a%22b1ac7050-6297-418b-9e4e-86eca3d4e800%22%7d, Meeting ID: 261 070 661 477 Passcode: kyuyth

November 8, 2022, 4:00 p.m. – 5:00 p.m. ET: https://teams.microsoft.com/l/meetup-join/19%3ameeting_NzFhZWE1ZTgtODZjNi00YzE1LWJjNGQtYzQ3YTllZjA1NjY3%40thread.v2/0?context=%7b%22id%22%3a%2263bf107b-cb6f-4173-8c1c-

1406bb5cb794%22%2c%22Oid%22%3a%22b1ac7050-6297-418b-9e4e-86eca3d4e800%22%7d, Meeting ID: 287 912 068 562 Passcode: mp66Fa
November 17, 2022, 11:00 a.m. – 12:00 Noon ET:
https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZjgwOGM1MjgtOTFhNi00NTcxLWFhNDAtY2Y0ZTk5ZDQxZWVi%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%22b1ac7050-6297-418b-9e4e-86eca3d4e800%22%7d, Meeting ID: 299 841 564 629 Passcode quoKxy

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Meeting of the Financial Literacy Workgroup.

A copy of the agenda may be obtained by contacting: Patricia Duncan at Patricia.Duncan@fldoe.org.

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

For more information, you may contact: Patricia Duncan at Patricia.Duncan@fldoe.org.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIMES: Friday October 28, 2022, 8:30 a.m., Endowment & Investment Committee Mtg.; 9:15 a.m., Regular Board of Trustees Mtg.

PLACE: 207 San Marco Ave., St. Augustine, FL 32084, Moore Hall in the Center for Learning and Development (CLD). Moore Hall is located on the corner of San Marco Avenue and Macaris Street. Parking may be limited.

GENERAL SUBJECT MATTER TO BE CONSIDERED: 8:30 a.m. Board of Trustees Endowment & Investment Committee meeting will pertain to all matters concerning FSDB's Endowment and Investments.

9:15 a.m. Board of Trustees Regularly scheduled meetings will consider all agenda items including any new or unfinished business presented during the meeting.

Please Note: Only the 9:15 a.m. meeting will be live-streamed and available on the FSDB website at www.fsdbsk12.org.

A copy of the agenda may be obtained by contacting: Cindy Brueckner, Executive Assistant to the President and Board of Trustees, at (904)827-2210 or by email at bruecknerc@fsdbk12.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 48 hours before the workshop/meeting by contacting: Cindy Brueckner, Executive Assistant to the President and Board of Trustees, at (904)827-2210 or by email at bruecknerc@fsdbk12.org. Please note that FSDB provides American Sign Language interpreters at all public meetings; however, if you require additional support to access the meetings, please contact Ms. Brueckner at least 48 hours before the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If 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: Cindy Brueckner, Executive Assistant to the President and Board of Trustees, at (904)827-2210 or by email at bruecknerc@fsdbk12.org.

DEPARTMENT OF EDUCATION

Postsecondary Reciprocal Distance Education Coordinating Council

The Postsecondary Reciprocal Distance Education Coordinating Council (PRDECC) announces a public meeting to which all persons are invited.

DATE AND TIME: October 27, 2022, 10:30 a.m.

PLACE: Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399, Room 1721---1725

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Postsecondary Reciprocal Distance Education Coordinating Council (PRDECC) will conduct a review of initial and renewal institutional applications to participate in the Florida-State Authorization Reciprocity Agreement (FL-SARA).

PUBLIC COMMENT: The Council is committed to promoting transparency and public input during its public meetings. Speakers are requested to complete a public comment form, which will be available at the meeting, and to indicate whether they represent a group or faction. The Council will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: The Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0300 or by visiting www.flsara.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 5 days before the workshop/meeting by contacting: The Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0300 or by visiting www.flsara.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.

For more information, you may contact: The Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0300 or by visiting www.flsara.org.

DEPARTMENT OF LAW ENFORCEMENT

The Florida Department of Law Enforcement (FDLE) Florida Missing Children's Day Foundation announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, October 19, 2022, 2:00 p.m. – 4:00 p.m.

PLACE: (850)270-3999, 1588298# United States, Tallahassee, Phone Conference ID: 158 829 8#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss items related to Florida Missing Children's Day Event.

A copy of the agenda may be obtained by contacting: fmcd@fdle.state.fl.us.

DEPARTMENT OF CITRUS

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

DATE AND TIME: October 26, 2022, 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: Kim Pittzer at kpittzer@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.

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: Wednesday, October 26, 2022, 1:30 p.m.

PLACE: This meeting will be conducted by means of communications media technology. Join the meeting via Microsoft Teams from our website calendar at www.WaterMatters.org/calendar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Springs Coast Management Committee Meeting. Anyone who wishes to view the meeting or provide public input will be able to do so via Microsoft Teams. An additional telephone connection is available at 786-749-6127 conference code 709-724-875#. Additional instructions regarding viewing of and participation in the meeting are available by calling 1-800-423-1476 and requesting assistance.

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, 352-269-3929 or email to ADACoordinator@WaterMatters.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.

For more information, you may contact: Lauren.Vossler@WaterMatters.org; 352-415-0913 EXE0857

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, October 18, 2022, 9:00 a.m.

PLACE: SWFWMD, 7601 US-301, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings and Public Hearing: Consider SWFWMD business. 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 (352)269-3929, TDD (FL only) 1(800)231-6103, or email to ADACoordinator@WaterMatters.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.

For more information, you may contact: Lori.Manuel@WaterMatters.org, (352)316-7643 (Ad Order EXE0858).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 27, 2022, 1:30 p.m., Big Cypress Basin Board Meeting

PLACE: Collier County Board of County Commissioners Chambers, 3299 Tamiami Trail East, 3rd Floor, Naples, FL 34112

Members of the public may participate and provide public comment in person or via Zoom, a media technology free for the public to use.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting of the Big Cypress Basin Board to discuss and consider activities impacting the Big Cypress Basin of the South Florida Water Management District. The public and

stakeholders will have an opportunity to view and comment on the meeting by attending in person or utilizing the following link: <https://sfwmd.link/3EhUuDA>. The link will go live at approximately 1:30 p.m. on October 27, 2022.

The Big Cypress Basin Board may take official action at the meeting on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

A copy of the agenda may be obtained by contacting: The agenda will be posted to the District's website www.SFWMD.gov/meetings, seven days prior to the meeting. Or, you can email Lisa Koehler at lkoehler@sfwmd.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 seven days before the workshop/meeting by contacting: Rosie Byrd, District Clerk, at rbyrd@sfwmd.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). 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 Koehler at lkoehler@sfwmd.gov.

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

The Florida Boards of Osteopathic Medicine and Medicine's Physician Certification Pattern Review Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 31, 2022, 9:00 a.m. EST or soon thereafter.

PLACE: You may join the virtual meeting from your computer, tablet, or smartphone through the following link: <https://global.gotomeeting.com/join/717632629>. You may also join the meeting via telephone at (571) 317-3112 using the access code 717-632-629. To maximize your access to the meeting, the Department recommends that you download the GoToMeeting app on your computer, tablet, or smartphone prior to the meeting. If you are required to or otherwise intend to make an appearance before the Panel, you must do so from a quiet place with limited activity. You may not appear from your car. The Department also recommends that you connect to the meeting platform at least 15 minutes prior to the start of the

meeting to make sure you can successfully establish a connection.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Panel. Panel meetings may be canceled prior to the meeting date. Please check the Board’s website at <https://flboardofmedicine.gov/meeting-information> for cancellations or changes to the meeting date or time or call the Board at (850) 245-4131 for more information.

A copy of the agenda may be obtained by contacting: <https://floridasosteopathicmedicine.gov/meeting-information/> Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: mqa.osteopath@flhealth.gov or calling the Board at 850-245-4161. 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: mqa.osteopath@flhealth.gov or calling the Board at 850-245-4161.

DEPARTMENT OF HEALTH

Office of Statewide Research

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

DATE AND TIME: November 2, 2022, 9:00 a.m.

PLACE: Microsoft Teams meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct review of new research studies involving human participants, modifications to existing studies, and continuing review of ongoing research to make sure research studies comply with regulations and the Department’s ethical standards.

A copy of the agenda may be obtained by contacting: IRB@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 5 days before the workshop/meeting by contacting: IRB@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

MOFFITT CANCER CENTER & RESEARCH INSTITUTE
The Florida Cancer Center & Research Advisory Council (CCRAB) announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 24, 2022, 11:30 a.m.

PLACE: Meeting URL: <https://moffitt.zoom.us/j/96150731723>
Dial: (312)626-6799, Meeting ID: 961 5073 1723

GENERAL SUBJECT MATTER TO BE CONSIDERED: CCRAB Leadership Team Meeting

Purpose: Discuss CCRAB business

A copy of the agenda may be obtained by contacting: NA

For more information, you may contact: Bobbie.McKee@Moffitt.org.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The Center for Independent Living in Central Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2022, 4:00 p.m.

PLACE: 720 North Denning Drive, Winter Park FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting

A copy of the agenda may be obtained by contacting: Maria Diaz, (407)961-5541.

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: Maria Diaz, (407)961-5541. 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).

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

The FWCJUA Producer Appeals Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 26, 2022, 2:00 p.m. ET

PLACE: Contact Kathy Coyne at (941)378-7408 to participate.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics will include the appeals process and the appeal of an Agency and its Designated Producer whose privileges to submit business to the FWCJUA were suspended.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at www.fwcjua.com.

INFINITE SOURCE COMMUNICATIONS GROUP, LLC

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

DATE AND TIME: Tuesday, November 1, 2022, 6:00 p.m.

PLACE: Miami Beach Golf Course, 2301 Alton Road, Miami Beach, FL 33140

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will host a Public Meeting, both in-person and virtually, for a roadway project along State Road (SR) 907/Alton Road from Michigan Avenue to Ed Sullivan Dr/43 Street, located in Miami-Dade County. The project identification number is 429193-1-52-01. The meeting will consist of a formal presentation followed by an open discussion. Staff will be available to answer questions and provide assistance. Questions will be responded to as time permits, in the order received. If your question is not responded to during the event, a response will be provided in writing following the meeting.

For the in-person meeting, all current Centers for Disease Control and Prevention (CDC) guidelines will be followed.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status.

A copy of the agenda may be obtained by contacting: Community Outreach Specialist, Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Nicholas Danu at (305)470-5219 or in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email at: Nicholas.Danu@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

FLORIDA DEPARTMENT OF CORRECTIONS
NOTICE IS HEREBY GIVEN that the Florida Department of Corrections received a Petition for Declaratory Statement on October 3, 2022, from inmate Terrick Crosby, DC# 555610. The petitioner seeks the opinion of the Department regarding the interpretation of Rules 33-210.101, Florida Administrative Code.

The petition seeks to resolve a controversy or answer questions or doubts regarding the interpretation and application of the above-referenced rules as it relates to the Department's operations and processes of the Department's mail and email processing contractors with regards to approving or refusing incoming mail and email.

Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

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

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:

UNITED FACULTY OF FLORIDA, Petitioner, vs. DEPARTMENT OF MANAGEMENT SERVICES, DIVISION OF RETIREMENT Respondent. CASE NO.: 22-3085RU;

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

NONE

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

NONE

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

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF EDUCATION

University of Florida

UF-675 Disability Resource Center (Gainesville, FL)

The University of Florida Board of Trustees announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project: UF-675, Disability Resource Center (15 NW 15th Street, Gainesville, FL 32611)

The project consists of demolition of two (2) two-story 1932 buildings, totaling 6,986 SF and located at the above address as well as site preparation, underground utility infrastructure, and construction of a brand-new facility approximately 12,000 SF in size. The new building will house UF Student Life's Disability Resource Center (DRC). The DRC building will include covered parking, a welcoming reception, waiting room, offices, conference rooms, testing area, restrooms, break room, sensory space, and mechanical systems support as required. The DRC building needs to be a barrier-free, welcoming space that includes disability identity throughout. Coordination with the City of Gainesville and GRU will be required since this location is just to the north of Campus proper.

The estimated construction budget is approximately \$5,425,000.00, including site improvements, underground utilities, and new building construction. The project will be delivered using the Construction Manager At-Risk method (and construction shall be completed by Fall 2024). (Gold) FGBC (Florida Green Building Coalition) certification is mandatory.

The selected firm will provide design, construction documents and construction administration services for the referenced project. Plans and specifications for University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

Blanket design professional liability insurance will be required from the architect, mechanical, electrical, plumbing, fire protection, structural, and civil engineering consultants for this project and will be provided as a part of Basic Services. The selected applicant will also be required to provide insurance coverage for General Liability, Automotive Liability, and Workers' Compensation.

Applicants will be evaluated on the basis of their past performance, experience, personnel, design ability, references, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant and its landscape architectural and engineering consultants must possess current

design licenses from the appropriate governing board and be properly registered to practice its profession in the State of Florida. If the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida.

Applicants desiring to provide professional services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the PQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, design intent, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. A completed, project-specific "Professional Qualifications Supplement" (PQS) proposal with signed certification. Applications on any other form will not be considered.
3. Resumes, sustainability accreditation, and other pertinent credentials for all proposed staff (applicant and consultants).
4. Proof of the applicant's corporate status in Florida (if applicable) and copies of current licenses for applicant and all engineering and landscape architecture consultants from the appropriate governing board.
5. Proof of the applicant's and all engineering consultants' ability to be insured for the level of professional liability coverage demanded for this project.

As required by Section 287.133, Florida Statutes, an applicant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected professional must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific PQS forms, instructions, Project Fact Sheet, facilities program, UF Design and Commissioning Services Guide, UF Design and Construction Standards, standard University of Florida Owner-Professional agreement, and other project and process information – can be found on the Planning Design & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Submittals (one hard copy and one PDF) must be received in the Planning Design & Construction office by 3:00 p.m. local time, on Thursday, November 10, 2022. Facsimile (FAX) submittals are not acceptable and will not be considered.

UF Planning Design & Construction, 245 Gale Lemerand Drive / P.O. Box 115050, Gainesville, FL 32611-5050, Telephone: (352)273-4000, Internet: www.facilities.ufl.edu.

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Monday, October 10, 2022 and 3:00 p.m., Friday, October 14, 2022.

Rule No.	File Date	Effective Date
12D-16.002	10/10/2022	10/30/2022
61G1-13.004	10/10/2022	10/30/2022
61G2-3.001	10/14/2022	11/3/2022
61G15-26.001	10/10/2022	10/30/2022
61H1-26.001	10/10/2022	10/30/2022
61H1-27.0041	10/10/2022	10/30/2022
61H1-36.004	10/10/2022	10/30/2022
64B32-4.001	10/11/2022	10/31/2022
64D-4.007	10/12/2022	11/1/2022
73C-23.0030	10/14/2022	11/3/2022
73C-23.0031	10/14/2022	11/3/2022

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
5K-4.020	12/10/2021	**/**/****
5K-4.035	12/10/2021	**/**/****
5K-4.045	12/10/2021	**/**/****
60FF1-5.009	7/21/2016	**/**/****
62-6.001	5/10/2022	**/**/****
62-600.405	11/16/2021	**/**/****
62-600.705	11/16/2021	**/**/****

62-600.720	11/16/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****
69L-7.020	10/22/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF TRANSPORTATION

Amended Proposed Airport Site Approval Order for BayCare South Florida Baptist
Amendment to Notice 26418840
Change County from Polk to Hillsborough
Remainder of Advertisement is Unchanged

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Golf Cart Center LLC, line-make HDKP

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that HDK Plastic Factory Ltd., Inc., USA, intends to allow the establishment of Golf Cart Center LLC, as a dealership for the sale of low-speed vehicles manufactured by HDK Plastic Factory Ltd Inc., USA (line-make HDKP) at 1146 21st Street, Suite A, Vero Beach, (Indian River County), Florida 32960, on or after November 16, 2022.

The name and address of the dealer operator(s) and principal investor(s) of Golf Cart Center LLC are dealer operator(s): Jose R. Salazar, 781 Oak Park Drive, Melbourne, Florida 32940, principal investor(s): Jose R. Salazar, 781 Oak Park Drive, Melbourne, Florida 32940.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Hank Ling Han Cao, HDK Plastic Factory Ltd., Inc., USA, 15830 El Prado Road, Unit D, Chino, California 91708. If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of WSECC Operation, LLC, dba Electric Cart Watersound, line-make GEMW

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that GEM WAEV, LLC, intends to allow the establishment of WSECC Operation, LLC, dba Electric Cart Watersound, as a dealership for the sale of low-speed vehicles manufactured by GEM WAEV, LLC, (line-make GEMW) at 8433 West Bay Parkway, Panama City Beach, (Bay County), Florida 32413, on or after November 16, 2022.

The name and address of the dealer operator(s) and principal investor(s) of WSECC Operation, LLC are dealer operator(s): Jonathan Waldrop, 308 Shore Drive, Miramar Beach, Florida 32550, principal investor(s): Jonathan Waldrop, 308 Shore Drive, Miramar Beach, Florida 32550.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Paul C. Vitrano, GEM WAEV, LLC, 2114 West Ball Road, Anaheim, California 92804.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's

compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Sun and Fun Days Inc., dba Prime Golf Cars, line-make CITC

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that Bintelli LLC, intends to allow the establishment of Sun and Fun Days Inc., dba Prime Golf Cars, as a dealership for the sale of low-speed vehicles manufactured by Bintelli LLC (line-make CITC) at 7100 N Military Trail # 4, Riviera Beach, (Palm Beach County), Florida 33410, on or after November 16, 2022. The name and address of the dealer operator(s) and principal investor(s) of Sun and Fun Days Inc. are dealer operator(s): David F. Paige, 6471 Vireo Court, Lake Fort Worth, Florida 33463, Jolene Marie Juse-Paige, 6471 Vireo Court, Lake Worth, Florida 33463; principal investor(s): David F. Paige, 6471 Vireo Court, Lake Fort Worth, Florida 33463, Jolene Marie Juse-Paige, 6471 Vireo Court, Lake Worth, Florida 33463.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Justin Jackrel, Bintelli LLC, 2137 Savannah Highway, Charleston, South Carolina 29414.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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.
