

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

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 is to amend Rule 40D-8.624 F.A.C., to delete the previously adopted guidance levels, and adopt new minimum and guidance levels for Starvation Lake located in Hillsborough County within the NW Hillsborough Basin.
SUBJECT AREA TO BE ADDRESSED: Establish guidance and minimum levels for Starvation Lake pursuant to Section 373.042, F.S.
RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.
LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709 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: Christian Uranowski, SWFWMD, Senior Environmental Scientist, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4271 or Christina.Uranowski@watermatters.org (OGC #2014023 - Invoice send to Amissa Smith)
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 BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.: RULE TITLES:
61-19.004 Surety Bond
61-19.010 Miscellaneous Provisions
PURPOSE AND EFFECT: To repeal rules 61-19.004 and .010, F.A.C. The Department has determined that these rules are unnecessary or are duplicative of current Florida law.

SUMMARY: The proposed rulemaking repeals Rules 61-19.004 and .010, F.A.C.

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

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

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

RULEMAKING AUTHORITY: 468.402(3) FS.
LAW IMPLEMENTED: 455.203, 468.404(1), 468.406(2), 468.407(1), 468.408, 468.410(3), 468.412(6) 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: Jamie E. Royal, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULE IS:

61-19.004 Surety Bond.

Rulemaking Specific Authority 468.402(3) FS. Law Implemented 468.408 FS. History–New 7-27-87, Formerly 21-19.004, Repealed.

61-19.010 Miscellaneous Provisions.

Rulemaking Specific Authority 468.402(3) FS. Law Implemented 455.203, 468.404(1), 468.406(2), 468.407(1), 468.408, 468.410(3), 468.412(6) FS. History– New 7-27-87, Amended 7-6-88, 9-9-91, Formerly 21-19.010, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jamie E. Royal, Assistant General Counsel, Department of Business and Professional Regulation

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2015

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-2.007 Certification of Public Records

PURPOSE AND EFFECT: To clarify the cost for duplication of public records.

SUMMARY: Clarify duplication fees.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST 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 rule amendments specify the cost of duplication is as set forth in statute thereby clarifying the amount of the fee, which will reduce confusion and uncertainty.

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

RULEMAKING AUTHORITY: 456.025(11), 486.025 FS.

LAW IMPLEMENTED: 456.025(11) 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373

THE TEXT OF THE PROPOSED RULE IS:

64B17-2.007 Certification of Public Records.

Any person desiring certification of any Board documents from the custodian of records as official public records shall submit that request along with a certification fee of \$25. In addition to the certification fee, costs of duplication as specified in section 119.07(4), F.S., ~~Normal duplicating fees~~ shall also apply.

Rulemaking Specific Authority 456.025(11)(8), 486.025 FS. Law Implemented 456.025(11)(2), ~~(7)~~, FS. History—New 10-14-91, Amended 1-1-92, Formerly 21MM-2.007, 61F11-2.007, 59Y-2.007, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Physical Therapy Practice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 30, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 23, 2015

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-5.001 Requirements for Reactivation of an Inactive or Retired License

PURPOSE AND EFFECT: To clarify requirements for reactivation of inactive or retired license.

SUMMARY: Clarify requirements for reactivation of inactive or retired license.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST 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: In addition to changing and streamlining existing language, the proposed amendments implement statutory requirements are expected to reduce regulatory costs overall, because the amendments enumerate additional ways to reactivate an inactive or retired license.

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: 486.025, 486.085(3), (4)(a), 486.108(3), 456.036 FS.

LAW IMPLEMENTED: 486.085, 486.108, 456.036 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373

THE TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 64B17-5.001 follows. See Florida Administrative Code for present text.)

64B17-5.001 Requirements for Reactivation of an Inactive or Retired License.

An inactive or retired license shall be reactivated upon receipt by the Board office of the following:

(1) Payment of all applicable fees, including

(a) the biennial renewal fee as specified by Rule 64B17-2.005(1);

(b) the unlicensed activity fee as specified by Rule 64B17-2.001(5);

(c) the reactivation fee as specified by Rule 64B17-2.005(6);

(d) the change of status fee as specified by Rule 64B17-2.001(7);

(2) Documentation of compliance with all continuing education requirements as provided in Rule 64B17-9.001, F.A.C., including prevention of medical errors, for the biennium during which the licensee last held an active license; and

(3)(a) Documentation of completion of ten (10) hours of continuing education for each year the license was inactive, including two (2) hours on the prevention of medical errors. No more than six (6) hours of continuing education may be completed by home study per year of inactive status. In addition, the applicant must document completion of two (2) hours of continuing education specifically on Florida Physical Therapy Laws and Rules within the twelve (12) months immediately preceding application for reactivation;

(b) Documentation that the applicant is licensed and in good standing in another state and has actively engaged in the practice of physical therapy for the four (4) years immediately preceding application for reactivation. For purposes of this paragraph, “actively engaged in the practice of physical therapy” means the applicant practiced at least four hundred (400) hours per year in a state or states where the applicant maintained licensure; or

(c) Documentation of application for and successful passage of the National Physical Therapy Examination, including payment of all associated fees.

Rulemaking Specific Authority 486.025, 486.085(3)(2), (4)(a), 486.108(3)(2), 456.036 FS. Law Implemented 486.085, 486.108, 456.036 FS. History—New 8-6-84, Formerly 21M-8.11, Amended 9-22-87, 12-30-87, 6-20-89, Formerly 21M-8.011, Amended 3-24-93, Formerly 21MM-5.001, 61F11-5.001, Amended 12-22-94, 4-4-95, 8-16-95, 7-1-97, Formerly 59Y-5.001, Amended 8-9-04, 7-19-06, 1-8-08, 8-18-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Physical Therapy Practice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 30, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 23, 2015

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NOS.: RULE TITLES:

64B17-7.0027 Procedure for Compliance with Board Ordered Laws and Rules Exam

64B17-7.003 Reinstatement of License

PURPOSE AND EFFECT: For 64B17-7.0027, to update incorporated form; for 64B17-7.003, to clarify requirements for reinstatement of license.

SUMMARY: Update incorporated form and clarify requirements for reinstatement of license.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST 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 amendments to Rule 64B17-7.0027 make no substantive changes but merely update existing information. The amendments to Rule 64B17-7.003 streamline and clarify requirements for reinstatement of licenses, unnecessary language is deleted, and existing language is clarified and streamlines. Accordingly, the Board determined there will be no impact upon small business or any increase in regulatory costs.

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: 486.025, 456.036, 456.072, 456.079, 486.025 FS.

LAW IMPLEMENTED: 456.072, 456.073, 456.079, 486.125 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373

THE TEXT OF THE PROPOSED RULE IS:

64B17-7.0027 Procedure for Compliance with Board Ordered Laws and Rules Exam.

Licensees ordered to take and pass the Florida Laws and Rules Examination as a result of a disciplinary proceeding or reinstatement, must file DOH Form #DH-MQA 1144, Application Materials For the PT Florida Laws and Rules Examination Application, Revised 05/15 08/09, which is available through <http://www.flrules.org/Gateway/reference.asp?No=Ref-03444> or [www.doh.state.fl.us/mqa](http://www.floridasphysicaltherapy.gov/resources/www.doh.state.fl.us/mqa).

Rulemaking Authority 456.036, 456.072, 456.079, 486.025 FS. Law Implemented 456.072, 456.073, 456.079, 486.125 FS. History—New 5-21-09, Amended 8-10-09, 7-14-10, _____.

(Substantial rewording of Rule 64B17-7.003 follows. See Florida Administrative Code for present text.)

64B17-7.003 Reinstatement of License.

(1) When the Board has suspended or otherwise restricted the license of a Physical Therapist or Physical Therapist Assistant, the licensee may petition the Board for reinstatement or removal of restrictions. The Board shall reinstate a suspended license, or remove restrictions, upon its finding that the licensee has complied with all terms and conditions of the final order and the licensee possesses the present ability to safely practice physical therapy.

(2) Where a license has been suspended or otherwise restricted for a specific period of time, and the licensee is seeking reinstatement or removal of restrictions prior to completion of the specified period, the Petition shall contain sufficient facts to allow the Board to find:

(a) The licensee has complied with all terms and conditions of the final order, excluding completion of the specified time period;

(b) The licensee possesses the present ability to safely practice physical therapy; and

(c) Continuation of suspension or restriction of the license presents an undue hardship on the licensee and is not necessary for the continued protection of the public health, safety and welfare.

(3) In order to demonstrate the present ability to safely practice physical therapy, a licensee shall submit evidence which may include, as applicable:

(a) Completion of continuing education courses required by the final order;

(b) Submission of evaluations of mental and/or physical examinations by appropriate professionals which attest to the licensee's present ability to safely engage in practice, or conditions under which safe practice can be attained.

(c) Compliance with prescribed treatment within a program designed to alleviate alcohol, drug, or other chemical dependencies, including necessary aftercare measures or a plan for continuation of such treatment as appropriate.

(d) If action was taken against the license based on conviction or being found guilty of, or entry of a plea of nolo contendere to, a crime, proof that all criminal sanctions imposed by the court have been satisfied.

(e) If discipline was imposed against a Florida license based on action taken against the license or authority to practice by the licensing authority of another jurisdiction, proof that the licensee has satisfied all terms and conditions imposed by that licensing authority.

(f) The licensee's employment history, personal and professional references, or other factors not enumerated, which demonstrate the licensee's rehabilitation and present ability to safely engage in the practice of physical therapy.

(4) All petitions for reinstatement or removal of restrictions must contain sufficient facts to allow the Board to determine the licensee's compliance with the final order and present ability to safely practice. The licensee must submit all documentation supporting the petition prior to the Board meeting at which the Board will consider the petition.

(5) If the Board reinstates the license of the petitioner, it may order reasonable conditions of probation or participation in the Professional Resources Network (PRN), as those conditions are related to the violations that resulted in the final order imposing discipline. In determining whether to impose conditions or PRN participation, the Board will consider how long the licensee has been out of practice, whether and to what extent practice problems led to the disciplinary action, and whether mental, physical, or substance abuse problems led to the disciplinary action.

Rulemaking Specific Authority 486.025 FS. Law Implemented 486.125 FS. History—New 8-2-90, Formerly 21MM-7.004, 61F11-7.004, Amended 4-10-96, Formerly 59Y-7.004, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Physical Therapy Practice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 30, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 23, 2015

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NOS.: RULE TITLES:

64B17-9.001 Continuing Education

64B17-9.002 Performance of Pro Bono Services

PURPOSE AND EFFECT: For 64B17-9.001, to update incorporated form; for 64B17-9.002, to establish the criteria for awarding continuing education credit for performance of pro bono services.

SUMMARY: Update incorporated form and establish how continuing education credit may be obtained by performance of pro bono services.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST 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 amendments to Rule 64B17-9.001 make no substantive changes but merely update existing information; accordingly, the Board found there will be no adverse impact upon small business or increase in regulatory costs. For 64B17-9.002, the Board is implementing §486.013(9), F.S., and this new rule will increase availability of continuing education; accordingly, because the rule imposes no requirements beyond the statutory criteria, the Board found the new rule will have no adverse impact on small business or increase in regulatory costs.

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

RULEMAKING AUTHORITY: 456.013(6), (9), 486.025, 486.109(5) FS.

LAW IMPLEMENTED: 456.013(6), (9), 486.109 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255; 850-245-4373

THE TEXT OF THE PROPOSED RULE IS:

64B17-9.001 Continuing Education.

(1) through (7)(e) No change.

(f) Licensees who file DOH form #DH-MQA 1144, "Application Materials For The Florida Laws and Rules Examination,"; (~~revised 05/15 08/13~~), incorporated herein by reference, which is available through www.floridasphysicaltherapy.gov/resources or www.doh.state.fl.us/mqa at <http://www.flrules.org/Gateway/reference.asp?No=Ref-03444>, and take and pass the Florida laws and rules examination shall receive two (2) hours of continuing education per biennium. The continuing education credit shall be awarded only for the biennium in which the examination was taken and passed. Continuing education credit shall not be awarded to licensees that take and pass the examination as a result of a disciplinary proceeding or as a board ordered condition of initial licensure, re-activation or reinstatement.

(8) through (9) No change.

Rulemaking Authority 456.013(6), 486.025, 486.109(5) FS. Law Implemented 456.013(6), 486.109 FS. History—New 4-6-92, Formerly 21MM-9.001, Amended 3-7-94, Formerly 61F11-9.001, Amended 12-5-95, Formerly 59Y-9.001, Amended 2-14-02, 4-21-02, 1-2-03, 6-28-04, 4-9-06, 5-28-06, 2-17-08, 5-21-09, 8-10-09, 6-30-10, 9-23-10, 12-24-13, 11-23-14, _____.

64B17-9.002 Performance of Pro Bono Services.

(1) As provided in Section 456.013(9), F.S., up to two (2) hours per biennium of continuing education credit may be fulfilled by the performance of pro bono physical therapy services to the indigent or to underserved populations or in areas of critical need within the state where the licensee practices.

(a) For purposes of this rule, the term "indigent" is as defined in section 154.304(9), F.S.

(b) For purposes of this rule, "underserved populations" are areas so designated by the Secretary of the Department of Health and Human Services pursuant to Title 42 United States Code section 254(3)(b).

(c) For purposes of this rule, "areas of critical need" are areas so determined by the State Surgeon General pursuant to section 458.315(3), F.S.

(2) In order to receive credit under this rule, licensees must make written application to the Board and receive approval in advance. One (1) hour of continuing education credit shall be given for each two (2) hours worked.

Rulemaking Authority 456.013(9), 486.109(5) FS. Law Implemented 456.013(9) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Physical Therapy Practice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 30, 2015
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 23, 2015

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Section III

Notice of Changes, Corrections and Withdrawals

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NOS.: RULE TITLES:
59C-1.040 Hospital Inpatient General Psychiatric Services
59C-1.041 Hospital Inpatient Substance Abuse Services
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Volume 41 Number 130, July 8, 2015 issue of the Florida Administrative Register.

The Notice of Proposed Rule, as advertised on July 8, 2015, did not properly cite the published the previous public hearing date for 59C-1.040 and 59C-1.041, F.A.C.

DATE NOTICE OF PUBLIC HEARING PUBLISHED IN FAR: May 8, 2015 (Volume 41/90).

In addition, the rule was incorrectly noticed as a notice of public hearing instead of a notice of change. A new notice of change appeared in the July 10, 2015 Florida Administrative Register (Volume 41 Number 132).

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-28.450 Centralized Prescription Filling, Delivering and Returning
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 40 No. 134, July 11, 2014 issue of the Florida Administrative Register.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and comments at the public hearing on the rule. The changes are as follows:

Subsection (4)(a)4. shall now read as follows:

4. Maintain the original prescription for a period of four (4) years from the date the prescription was last refilled.

**Section IV
Emergency Rules**

NONE

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:RULE TITLES:
64E-6.005 Location and Installation
64E-6.012 Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units
64E-6.013 Construction Materials and Standards for Treatment Receptacles

The Florida Department of Health hereby gives notice:

On June 19, 2015, the Department of Health issued an order in response to a petition for a waiver filed on December 31, 2013, by Albert Frick, partner of BUSSE Florida and representative of BUSSE, regarding the “BUSSE Advanced Treatment Unit”. Petitioner sought a waiver of subsection 64E-6.005(2), F.A.C., and paragraph 64E-6.012(2)(f), F.A.C., and numerous provisions of Rule 64E-6.013, F.A.C., which require onsite sewage systems to be located at least five feet from building foundations and not beneath or within buildings; prohibits a bypass in an aerobic treatment unit; and provides construction standards for treatment receptacles to be constructed of concrete, fiberglass or polyethylene that are to be buried in the ground. Notice of the petition was published in the March 18, 2014, edition of the Florida Administrative Register.

The Department found that the Petitioner demonstrated that the underlying intent of the statute could be achieved by alternative means and that strict application of the rules would create a substantial hardship in the Petitioner’s particular circumstance. Therefore, pursuant to the requirements of Section 120.542(2), Florida Statutes, the Department GRANTED WITH CONDITIONS Petitioner’s request for a waiver.

A copy of the Order or additional information may be obtained by contacting: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1703.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Licensing

The Private Investigation, Recovery and Security Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 10, 2015, 9:00 a.m.
PLACE: Hilton Palm Beach, 150 Australian Avenue, West Palm Beach, FL 33406, (561)684-9400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly meeting of the Council pursuant to the requirement of Section 493.6104(4), Florida Statutes. The Council will conduct a general business meeting.

A copy of the agenda may be obtained by contacting: Nicole Tryon, Post Office Box 5647, Tallahassee, Florida 32314 or by calling Nicole Tryon at (850)245-5500.

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

For more information, you may contact: Nicole Tryon at (850)245-5500.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 23, 2015, 7:30 p.m.
PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 23, 2015, 6:00 p.m.
PLACE: Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 23, 2015, 6:00 p.m.
PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council
 The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.
DATE AND TIME: July 23, 2015, 6:30 p.m.
PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Regional Planning Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. 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.

COMMISSION ON ETHICS

The Commission on Ethics announces a public meeting to which all persons are invited.
DATE AND TIME: Friday, July 24, 2015, 8:30 a.m.
PLACE: First District Court of Appeal, 3rd Floor Courtroom, 2000 Drayton Drive, Tallahassee, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.
 A copy of the agenda may be obtained by contacting: www.ethics.state.fl.us or (850)488-7864.

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: (850)488-7864. 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

Northwest Florida Water Management District
 The Northwest Florida Water Management District announces a public meeting to which all persons are invited.
DATE AND TIME: July 23, 2015, 2:30 p.m., ET
PLACE: District Headquarters, 81 Water Management Drive, Havana, FL 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in section 120.525, Florida Statutes, a public opening is hereby noticed within the timeline for the Invitation to Bid (ITB) 15B-014 for Econfina Creek 2015 Power Line Sand Pine Timber Sale.

A copy of the agenda may be obtained by contacting: Tyler Macmillan, (850)539-5999, Tyler.macmillan@nfwfwater.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 72 hours before the workshop/meeting by contacting: Division of Administration, (850)539-5999. 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: Tyler Macmillan, (850)539-5999, Tyler.macmillan@nfwfwater.com.

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, August 12, 2015, 1:00 p.m.
PLACE: District Brooksville Headquarters, 2379 Broad St., Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Springs Coast Management Committee - Discuss proposed projects to be included in the Rainbow River SWIM Plan.

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 Bureau Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4703; TDD (FL only) 1(800)231-6103 or email: 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: Chris.zajac@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x4413 (Ad Order EXE444).

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: Wednesday, July 22, 2015, 10:00 a.m.

PLACE: South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL, 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Public Meeting to Discuss Regulatory Matters.

All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at:

Lower West Coast Service Center 2301 McGregor Blvd. Fort Myers, FL 33901	Orlando Service Center 1707 Orlando Central Parkway, Suite 200 Orlando, FL 32809
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Okeechobee Service Center
3800 NW 16th Boulevard
Okeechobee, FL 34972

The meeting will also be webcast.
Agendas are available 7 days prior to the meeting date. You may obtain a copy of the agenda by going to our website at: www.sfwmd.gov
Hold mouse over the “Topics” tab, scroll down to “Permits” and click

Under “Upcoming Events” on the right hand column, click the “Monthly Regulatory Meetings” link.

or by subscribing to ePermitting/eNoticing: www.sfwmd.gov/epermitting

For additional information, you may also call our information line at (561)682-6207 or Florida toll-free: 1(800)432-2045, ext. 6207.

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: District Clerk’s Office, (561)682-6805. 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 HEALTH

Division of Family Health Services

The Florida Department of Health, Bureau of Chronic Disease Prevention announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 27, 2015, 10:00 a.m. – 12:00 p.m.

PLACE: Conference Call Only

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Diabetes Advisory Council Quarterly Meeting. The meeting may be accessed via conference call: 1(888)670-3525; participant code: 4163604135#.

A copy of the agenda may be obtained by contacting: M.R. Street, Florida Department of Health, (850)245-4444, Extension 2842.

DEPARTMENT OF CHILDREN AND FAMILIES

The Collier County Community Alliance announces a public meeting to which all persons are invited.

DATE AND TIME: January 20, 2015, March 17, 2015, May 19, 2015, July 21, 2015, September 15, 2015, November 17, 2015, 12:00 Noon

PLACE: Collier County Government Complex, 3301 Tamiami Trail East, Building L, 5th Floor, Naples, FL

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

Members recommended Bylaw changes (i.e., term limits) on July 31, 2014 to commence on January 20, 2015.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Stephanie Jones at (239)895-0257. 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).

COMMONGROUND/MGS (FDOT – DISTRICT SIX)

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

DATE AND TIME: Friday, July 17, 2015, 9:00 a.m. – 11:00 a.m.

PLACE: Adrienne Arsht Center, Ziff Ballet Opera House (Peacock Foundation Studio), 1300 Biscayne Blvd., Miami, Florida 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Aesthetic Steering Committee (ASC) for the I-395 Reconstruction project will meet to discuss public involvement and highlights of the procurement process as it relates to aesthetics. A copy of the agenda may be obtained by contacting: Raul Quintela, P.E., Project Manager, Florida Department of Transportation District Six, 1000 NW 111 Avenue, Miami, Florida 33172, (305)470-5117 (telephone) or via email: raul.quintela@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: Raul Quintela, P.E., by phone: (305)470-5117 or by e-mail: raul.quintela@dot.state.fl.us or by visiting the project website: www.I-395Miami.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 3 days before the workshop/meeting by contacting: Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons who require special accommodations under the Americans with Disabilities Act of 1990 or persons who require translation services (free of charge) should contact Ms. Eman Gomaa, P.E., at (305)470-5219 or in writing at 1000 NW 111 Avenue, Room 6111-A, Miami, FL 33172 or by email: eman.gomaa@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Section VII

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

FLORIDA COMMISSION ON OFFENDER REVIEW

RULE NOS.:RULE TITLES:

- 23-21.002 Definitions
- 23-21.006 Initial Interview Procedure
- 23-21.013 Subsequent Interview Procedure
- 23-21.014 Special Interviews
- 23-21.015 Effective Parole Release Date Interview Procedure
- 23-21.0155 Extraordinary Review Procedures
- 23-21.0161 Extraordinary Interview Procedure
- 23-21.021 Warrant and Arrest
- 23-21.022 Revocation of Parole; Preliminary Hearings; Final Hearings

NOTICE IS HEREBY GIVEN that Florida Commission on Offender Review has received the petition for declaratory statement from Inmate Jeffrey Walker, DC# 075763. The petition seeks the agency’s opinion as to the applicability of Sections 120.569 & 120.57, F.S., as it applies to the petitioner. Applicability of the Administrative Procedures Act to the parole processes of hearings, final agency actions, interviews, reviews, revocations and any other parole processes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Sarah J. Rumph, General Counsel, (850)488-4460, SarahRumph@fcor.state.fl.us.

Please refer all comments to: Sarah J. Rumph, General Counsel, (850)488-4460, SarahRumph@fcor.state.fl.us.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Jacob E. Ensor, Esq., In Re: High Point of Fort Pierce Condominium Section III Association, Inc., Docket No. 2015030043, filed on July 6, 2015. The petition seeks the agency’s opinion as to the applicability of Sections 718.303(3)(a) and 718.303(4), Florida Statutes, as it applies to the petitioner.

Whether an association can suspend the cable and internet services of unit owners who fail to comply with provisions of the association’s governing documents, or who are more than 90 days delinquent in paying monetary obligations due to the association, under Sections 718.303(3)(a) and 718.303(4), Florida Statutes, respectively?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rikki Anderson, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217, (850)717-1415, Rikki.Anderson@myfloridalicense.com.

Please refer all comments to: Thomas Morton, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

NOTICE IS HEREBY GIVEN that the Electrical Contractors' Licensing Board has received the petition for declaratory statement from Harry Carl Ashcraft IV filed on July 7, 2015. The petition seeks the agency's opinion as to the applicability of Section 489.505 Florida Statutes as it applies to the petitioner.

The petition seeks the Board's interpretation of Section 489.505, Florida Statutes, as to whether a person installing "in-wall Power Extension Kits," as described in the petition, would have to be licensed and if so, which license or licenses cover the scope of this installation. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Ruthanne Christie, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, Ruthanne.Christie@myfloridalicense.com or by telephone: (850)487-1395.

DEPARTMENT OF HEALTH

Board of Pharmacy

NOTICE IS HEREBY GIVEN that the Board of Pharmacy has received the petition for declaratory statement from Mark A. Miller, R.Ph., on behalf of Florida Health Care Plans Pharmacy, filed on June 22, 2015. The petition seeks the agency's opinion as to the applicability of Section 465.014, Florida Statutes, and Rule 64B16-27.420, Florida Administrative Code, as it applies to the petitioner.

The Petitioner seeks a Declaratory Statement from the Board with regard to Section 465.014, Florida Statutes, and Rule 64B16-27.420, Florida Administrative Code, as to whether a pharmacy cashier is permitted to operate a computer software program as detailed in the petition, under specified conditions in order to improved delivery of medication to the patient. 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: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254 or by email: info@floridaspharmacy.gov.

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

Notice of Disposition of Petition for Administrative Determination has been filled 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

MANATEE COUNTY TAX COLLECTOR

INVITATION TO BID ON REMITTANCE PROCESSING
The Manatee County Tax Collector seeks bids on a remittance processing software solution.

Software must be capable of processing payments in excess of 500,000 per year, working with automated extraction hardware, conducting mixed operation processing, handling advanced business rules, and robust reporting. A full list of requirements is in the bid package.

A full list of requirements is in the bid package, which you must request by July 24, 2015. Please email OperationsMail@Taxcollector.com with your request.

JACKSON COUNTY HOSPITAL DISTRICT D/B/A JACKSON HOSPITAL

RFP for Design-Build Construction Services for an Urgent Care Clinic & Wound Care Facility for Jackson County Hospital, Marianna, FL

REQUEST FOR PROPOSAL FOR

DESIGN-BUILD CONSTRUCTION SERVICES FOR AN URGENT CARE CLINIC & WOUND CARE FACILITY FOR JACKSON HOSPITAL, MARIANNA, FLORIDA

I. INTRODUCTION

Jackson Hospital, pursuant to Florida Statute 287.055, is requesting written proposals from qualified Design-Build Construction Teams to provide professional design-build construction services for the design and construction of an Urgent Care Clinic and a Wound Care Facility in Marianna, FL for Jackson Hospital.

II. It is the intention of the Jackson Hospital Board to employ the services of a Design-Build Construction Team at Risk to provide overall Program Development, Project Design, and overall Construction Management on a cost plus a fee basis, with a Guaranteed Maximum Price (GMP).

III. PROPOSAL INSTRUCTIONS AND GENERAL INFORMATION

Proposal Submissions: Submit five (5) copies of a written proposal no later than August 7, 2015, at 2:00 p.m. and submitted to:

Jackson Hospital
Attn: Ean Williams
4250 Hospital Drive
Marianna, Florida 32446
E-mail: ewilliams@jackhosp.org
Ph: (850)718-2810

Proposals must be responsive to the requirements and questions of the Request for Proposal. After review of the responses to the RFP by the Jackson Hospital Review Committee, the Committee will recommend selection of a single Design-Build Team to the Hospital Board.

Reservations: Jackson Hospital Board reserves the right to reject any and all proposals, to negotiate changes in the new scope of work or services to be provided, and to otherwise waive any technicalities or informalities.

Method of Selection: Proposals will be reviewed by Jackson Hospital Committee which will recommend a ranking of firms. Upon acceptance of the recommendation by Jackson Hospital Board, negotiations will or may be entertained pursuant to Florida Statute 287.055.

Please respond by including the following information. Responses are limited to 50 pages:

1. Proposed Design-Build Team comprised of an A/E and Contractor Team
3. Team Member's experience with design-build projects
5. Qualifications of staff to be utilized on this project with names, short resumes, length of time with firm and previous clients served.
6. Names of three (3) previous medical clients with phone numbers and contact person.
7. Description of previous experience, to include budget, final cost, time schedule, change orders, etc.

Requests for information shall be in writing. Refer all written request to Jackson Hospital, Attention: Ean Williams, Jackson Hospital, 4250 Hospital Drive, Marianna, FL 32446. Any person employed by a firm submitting a proposal is forbidden to contact directly or indirectly the Jackson Hospital Board or its Members or staff of Jackson Hospital. Violation of this prohibition may result in the firm's proposal being rejected and the firm being disqualified from the review and selection process.

Section XII
Miscellaneous

DEPARTMENT OF HEALTH
Board of Nursing

Notice of Vacating Emergency Action

On July 8, 2015, State Surgeon General issued an Order Lifting Emergency Restriction of License with regard to the license of Susan Felts Valentin, R.N., License #: RN 2962312. The Department orders that the Emergency Restriction of License be lifted and the license be reinstated.

DEPARTMENT OF HEALTH
Board of Nursing

Notice of Emergency Action

On July 8, 2015, State Surgeon General issued an Order of Emergency Suspension of Certificate with regard to the certificate of Latonya M. Gray, C.N.A., Certificate #: CNA 30752. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH
Board of Nursing

Notice of Emergency Action

On July 9, 2015, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Christine I. Plaster, L.P.N., License #: PN 5174912. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2014-2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-098

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-098 on July 7, 2015, in response to an application submitted by the Plum Lake Estates Homeowner’s Association, Inc. for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order denied the application for covenant revitalization after determining that the application did not meet the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.zimmer@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No.: DEO-15-097

In re: A LAND DEVELOPMENT REGULATION
ADOPTED BY CITY OF KEY WEST,
FLORIDA, ORDINANCE NO. 15-07

FINAL ORDER

APPROVING CITY OF KEY WEST ORDINANCE NO. 15-07

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to § 380.05(6), Florida Statutes, approving land development regulations adopted by City of Key West, Florida, Ordinance No. 15-07 (the “Ordinance”).

FINDINGS OF FACT

1. The City of Key West is designated by Chapter 28-36, Florida Administrative Code, and pursuant to §380.05, Florida Statutes, as an area of critical state concern.
2. The Ordinance was adopted by Key West on April 8, 2015, and rendered to the Department on May 18, 2015.
3. The Ordinance amends Chapter 122, Article V, Division 3, Section 122-1149 of the Land Development Regulations of the Code of Ordinances and allows buildings to exceed the building height regulations up to a maximum of four (4) feet above the base flood elevation to meet or exceed FEMA standards.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. § 380.05(6), Florida Statutes.
5. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
6. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. § 380.05(6), Florida Statutes. The Principles for Guiding Development for the City of Key West is set forth in Rule 28-36.003, Florida Administrative Code.

7. The Ordinance is consistent with the Key West Comprehensive Plan generally, and specifically with Policy 1-1.1.14 (Prepare for Sea Level Rise) and Policy 6-1.3.1 (Enforce Policies to Maintain Floodplain).

8. The Ordinance is consistent with the Principles for Guiding Development in Rule 28-36.003, as a whole, and is specifically consistent with the following Principles:

(a) Strengthen local government capabilities for managing land use and development;

(h) Protection of the public health, safety, welfare, and economy of the City of Key West, and the maintenance of Key West as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that City of Key West Ordinance No. 15-07 is consistent with the Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

_____/s/_____
William B. Killingsworth, Director
Division of Community Development
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO RULES 28-106.104(2), 28-106.201(2), AND 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, OR SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES.

ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON ST., MSC 110
TALLAHASSEE, FLORIDA 32399-4128
FAX (850)921-3230

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 9th day of July, 2015.

_____/s/_____
Katie Zimmer, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By Certified U.S. Mail:

Honorable Craig Cates
Mayor, City of Key West
3126 Flagler Ave.
Key West, FL 33040

Thaddeus Cohen, Director
Planning and Zoning Department
City of Key West
3140 Flagler Ave.
Key West, FL 33040

Cheri Smith, Clerk
City of Key West
3126 Flagler Ave.
Key West, FL 33040

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.