

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Florida Condominiums, Timeshares and Mobile Homes**

**RULE NOS.:**      **RULE TITLES:**  
 61B-50.101      Scope, Organization, Procedure, and Title  
 61B-50.105      Initiation of Recall Arbitration  
 61B-50.106      Computation of Time  
 61B-50.107      Parties  
 61B-50.108      Who May Appear; Criteria for Other Qualified Representatives  
 61B-50.115      Filing; Service of Papers; Signing  
 61B-50.124      Discovery  
 61B-50.1405      Motions for Attorney’s Fees and Costs  
**PURPOSE AND EFFECT:** Chapter 2015-90, Laws of Florida, amended section 723.078(2)(i), Florida Statutes, to require that disputes involving the recall of any member of the board of directors of a mobile home homeowners’ association be submitted to binding arbitration before the Division. Additionally, Chapter 2015-90, Laws of Florida, created section 723.1255, F.S., which requires the Division to adopt rules of procedure governing binding arbitration of mobile home homeowners’ association recall disputes.  
**SUBJECT AREA TO BE ADDRESSED:** Mobile home homeowners’ association recall disputes.  
**RULEMAKING AUTHORITY:** 718.501(1)(f), 719.501(1)(f), 723.125, FS.  
**LAW IMPLEMENTED:** 718.112(2)(j), 718.1255, 719.106(1)(f), 719.1255, 723.078(2)(i) 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.**  
 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: Debbie Miller Pennington at (850)488-1631. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).  
**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Debbie Miller Pennington, Government Analyst I, Division of Florida

Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030  
**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 Professional Engineers**

**RULE NO.:**      **RULE TITLE:**  
 61G15-18.011      Definitions.  
**PURPOSE AND EFFECT:** To create a definition of “traffic engineering” and enumerate a list of tasks which are required to be completed under the responsible charge of a licensed professional engineer.  
**SUBJECT AREA TO BE ADDRESSED:** Traffic engineering tasks which must be completed under the responsible charge of a licensed professional engineer.  
**RULEMAKING AUTHORITY:** 471.008, 471.013(1)(a)1., 2. FS.  
**LAW IMPLEMENTED:** 471.003(2)(f), 471.005(7), 471.005(6), 471.013(1)(a)1., 2., 471.023(1), 471.025(3), 471.033(1)(j) FS.  
**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN 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:** Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303, (850)521-0050.  
**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.**

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Substance Abuse Program**

**RULE NO.:**      **RULE TITLE:**  
 65D-30.007      Standards for Residential Treatment  
**PURPOSE AND EFFECT:** Rule 65D-30.007, F.A.C., will be substantially revised to update regulatory requirements as revised in Chapter 397, F.S., in accordance with Chapter 2009-132, Laws of Florida. Furthermore, this rulemaking will revise licensure requirements for residential treatment providers who are subject to this rule to reflect current practices in the field of substance use disorders.  
**SUBJECT AREA TO BE ADDRESSED:** The proposed changes revise current licensure requirements for residential

treatment facilities that serve individuals in treatment for or recovery from a substance use disorder.

RULEMAKING AUTHORITY: 397.321(5) and 397.407(1) FS.

LAW IMPLEMENTED: 397.311(22), 397.321(1), 397.419, 397.427(8) 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.

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: Wanda Carter at wanda.carter1@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Wanda Carter, wanda.carter1@myflfamilies.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

Substantial rewording of rule 65D-30.007, F.A.C. follows. See Florida Administrative Code for present text.

65D-30.007 Standards for Residential Treatment.

In addition to Rule 65D-30.004, F.A.C., the following standards apply to residential treatment.

(1) Facilities Not Required to be Licensed as Residential Treatment. Licensure as residential treatment, as defined in paragraph 65D-30.002(16)(d), F.A.C., shall not apply to facilities that only provide housing, meals, or housing and meals to individuals who are substance use impaired or in recovery. These facilities do not provide clinical services, but may arrange for or provide support groups such as Alcoholics Anonymous and Narcotics Anonymous for residents. All other facilities providing services to residents, as defined in subsection 397.311(22), F.S., and as described in subsections 65D-30.007(2) and (3), F.A.C., either at the facility or at alternate locations, must be licensed under this rule.

(2) Levels of Residential Treatment. For the purpose of this rule, there are four levels of residential treatment. In each level, treatment shall be structured to serve residents who need a safe and stable living environment in order to develop sufficient recovery skills for the transition to a less restrictive level of care or reintegration into the general community in accordance with

placement criteria. Treatment shall also include a schedule of services provided within a positive environment that reinforce the resident's recovery. Residents will be placed in a level of residential treatment that is based on their treatment needs and circumstances. Because treatment plans should be specific to the resident, length of stay and duration of treatment shall be dependent upon the resident's: a) severity of illness or disorder, b) level of functioning, and c) clinical progress in treatment and outcomes based on individualized treatment goals for all levels of residential treatment. Funding sources affect these decisions.

(a) Level 1 programs offer organized treatment services that feature a planned and structured regimen of care in a 24-hour residential setting. These programs are more than a 24-hour supported living environment (like those in level 4), and are a 24-hour treatment setting. There are two categories of treatment that fall under this level of care.

1. Adult Level 1 programs are appropriate for adults age 18 years and older who have sub-acute biomedical problems or behavioral, emotional, or cognitive conditions severe enough that they require treatment in a Level 1 program, but do not need the full resources of an acute care general hospital or a medically managed inpatient treatment program. This level includes programs that provide services on a short-term basis. The emphasis is on an intensive regimen of clinical services using a multidisciplinary team approach. Services may include some medical services based on the needs of the resident.

2. Adolescent Level 1 programs are appropriate for adolescents under the age of 18 years who have co-occurring substance use disorders and psychiatric disorders or symptoms. This level is often necessary to help change negative patterns of behavior, thinking, and feeling that predispose one to substance use and to develop skills to maintain a substance-free life. Services should take into account the different developmental needs based on the age of the adolescent and address any deficits in behavioral, cognitive, and social-emotional development often associated with substance use during the adolescent period.

(b) Level 2 programs are structured rehabilitation-oriented group facilities that house persons who have significant deficits in independent living skills and need extensive support and supervision. Programs include those referred to as therapeutic communities or some variation of therapeutic communities and are longer term than Level 1. There are two categories of treatment that fall under this level of care.

1. Adult Level 2 programs are appropriate for adults age 18 years and older with multi-dimensional needs of such severity that they cannot safely be treated in less intensive levels of care. This level is appropriate for adults characterized as having significant social and psychological deficits, such as chaotic, and often abusive, interpersonal relationships; an extensive criminal justice histories; prior treatment in less restrictive

levels of care; inconsistent work histories and educational experiences; and anti-social behavior. In addition to clinical services, considerable emphasis is placed on services that address the resident's educational and vocational needs, socially dysfunctional behavior, and need for stable housing upon discharge. It also includes services that promote continued abstinence from substance use upon the resident's return to the community.

2. Adolescent Level 2 programs are appropriate for adolescents under the age of 18 who have impaired functioning across a comprehensive range of psychosocial domains. This is characterized as having patterns of temperament extremes, and developmental or cognitive difficulties related to mental health symptoms or disorders. In addition to providing clinical services, as described in section 65D-30.002, F.A.C., this level of care focuses on aspects of adolescent temperament, difficulties with interpersonal relationships, poor conflict resolution skills, social inhibition or withdrawal, and impulse control problems. For these adolescents, treatment must occur in a structured environment conducive to teaching and practicing prosocial behavior to facilitate healthy reintegration into the community.

(c) Level 3 programs are appropriate for adults age 18 years and older whose cognitive functioning has been severely impaired from the chronic use of substances, either temporarily or permanently. This would include persons who have varying degrees of organic brain disorder or brain injury or other problems that require extended care. The emphasis is on providing services that work on cognitive problems and activities of daily living, socialization, and specific skills to restore and maintain independent living. Typically, services are slower paced, more concrete and repetitive. This level excludes adolescent programs.

(d) Level 4 service adults or adolescents and provide services on a short-term basis. This level is appropriate for individuals who have completed other levels of residential treatment, particularly levels 2 and 3. This includes individuals who have functional limitations in application of recovery skills, self-efficacy, or a lack of connection to the community systems of work, education, or family life. Although clinical services are provided, the emphasis is on services that are low-intensity and emphasize a supportive environment. This includes services that focus on recovery skills, preventing relapse, improving emotional functioning, promoting personal responsibility and reintegrating the individual into work, education, and family life.

(3) Services. Each resident shall receive services each week, including counseling, as provided for in subsection 65D-30.007(4), F.A.C. Each provider shall be capable of providing or arranging for the services listed below. With the exception of counseling, as defined in section 65D-30.002, F.A.C., it is not

intended that all services listed below be provided. For individuals participating under subsections 65D-30.003(16) and 65D-30.004(35), F.A.C., services shall be provided in accordance with the terms and conditions of the Department of Corrections' contract with the provider. Juvenile Justice Commitment Programs and detention facilities operated by or under contract with the Department of Juvenile Justice are exempt from the requirements of this subsection, but shall provide such services as required in the policies, standards, and contractual terms and conditions established by the Department of Juvenile Justice. Otherwise, services shall be provided in accordance with the needs of the resident, as identified in the treatment plan as follows:

(a) Individual counseling;

(b) Group counseling;

(c) Counseling with families;

(d) Substance related/recovery-oriented education, such as strategies for avoiding substance use or relapse, health problems related to substance use, and motivational enhancement and strategies for achieving a substance-free lifestyle;

(e) Life skills training such as anger management, communication skills, employability skills, problem solving, relapse prevention, recovery management, decision-making, relationship skills, and symptom management;

(f) Expressive therapies such as recreation therapy, art therapy, music therapy, or dance (movement) therapy to provide the resident with alternative means of self expression and problem resolution, and other therapies such as evidence-based practices and interventions for substance use or co-occurring conditions;

(g) Training or education in health and medical issues;

(h) Employment or educational support services to assist residents in becoming financially independent; and

(i) Mental health services for the purpose of:

1. Managing residents with disorders who are stabilized;

2. Evaluating residents' needs for in-depth mental health assessment;

3. Training residents to manage symptoms; and

4. If the provider is not staffed to address primary mental health problems that may arise during treatment, the provider should initiate a timely referral to an appropriate provider for mental health crises or for the emergence of a primary mental health disorder, according to the provider's policies and procedures.

(4) Education. As provided for in subsection 397.501(6), F.S., in addition to the services required for all programs, education and training must be coordinated or provided to an adolescent, appropriate to his or her needs, in order to maintain his or her educational and intellectual development.

(5) Required Hours of Services.

(a) For Level 1, each client shall receive services each week in accordance with subsection 65D-30.007(3), F.A.C., including at least 14 hours of counseling.

(b) For Level 2, each client shall receive services each week in accordance with subsection 65D-30.007(3), F.A.C., including at least 10 hours of counseling.

(c) For Level 3, each client shall receive services each week in accordance with subsection 65D-30.007(3), F.A.C., including at least 4 hours of counseling.

(d) For Level 4, each client shall receive services each week in accordance with subsection 65D-30.007(3), F.A.C., including at least 2 hours of counseling.

In those instances in which it is determined that a resident requires fewer hours of counseling in any of the levels of residential treatment, this shall be documented and justified in the resident’s treatment plan and approved by the qualified professional.

(6) Transportation. Each provider shall arrange for or provide transportation services to residents who are involved in activities or in need of services, such as mental health, dental, public health, and social services, that are provided at other facilities.

(7) Staff Coverage. For all levels of residential treatment, each provider shall maintain awake, paid staff coverage 24 hours per day, 7 days per week.

(8) Caseload. No primary counselor may have a caseload that exceeds 15 currently participating residents.

Specific Authority 397.321(5) and 397.407(1), F.S. Law Implemented ~~397.311(18)(d)~~ 397.311(22), 397.321(1), 397.419 FS. History—New 5-25-00, Amended 4-3-03, \_\_\_\_\_.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Consumer Services**

RULE NOS.:      RULE TITLES:  
69J-8.008        Selection of Neutral Evaluator  
69J-8.009        Evaluation Process

PURPOSE AND EFFECT: The period of time that an insurer has to contact an insured after notice of a request to have a neutral evaluation of a sinkhole claim is increased from 3 days to 5 days. The amendment also clarifies that failure to comply with the 5-day requirement does not invalidate a party’s right to neutral evaluation or to disqualify proposed evaluators without cause.

SUBJECT AREA TO BE ADDRESSED: Neutral evaluation of sinkhole claims.

RULEMAKING AUTHORITY: 627.7074(18) FS.

LAW IMPLEMENTED: 627.7074 FS.

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: Thursday, October 22, 2015, 10:00 a.m.

PLACE: Room 142 Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Tasha Carter, telephone: (850)413-5800, e-mail: Tasha.Carter@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tasha Carter, Director, Division Consumer Services, Department of Financial Services, address: 200 East Gaines Street, Room 518A, Larson Building, Tallahassee Florida 32399-0321, telephone: (850)413-5800, e-mail: Tasha.Carter@myfloridacfo.com

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**

**Building Code Administrators and Inspectors Board**

RULE NO.:      RULE TITLE:  
61G19-6.006    Changes in Application and Certificate Information

PURPOSE AND EFFECT: This rule is being repealed because it is not necessary

SUMMARY: The rule is being repealed

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, 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: 468.606 FS.

LAW IMPLEMENTED: 468.607, 468.609 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: Robyn Barineau, Executive Director, Board of Building Code Administrators and Inspectors, 1940 North Monroe Street, Tallahassee, FL 32399-0783, (850)717-1394 or by electronic mail: Robyn.Barineau@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-6.006 Changes in Application and Certificate Information.

Rulemaking Specific Authority 468.606 FS. Law Implemented 468.607, 468.609 FS. History--New 5-23-94, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2015

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Building Code Administrators and Inspectors Board**

RULE NO.: RULE TITLE:

61G19-6.014 Reactivate a Delinquent License

PURPOSE AND EFFECT: This rule is being repealed because it is not necessary

SUMMARY: The rule is being repealed

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

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

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

herein: During discussion of the economic impact of this rule at its Board meeting, 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: 455.271, 468.606 FS.

LAW IMPLEMENTED: 455.271, 468.627 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: Robyn Barineau, Executive Director, Board of Building Code Administrators and Inspectors, 1940 North Monroe Street, Tallahassee, FL 32399-0783, (850)717-1394 or by electronic mail: Robyn.Barineau@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-6.014 Reactivate a Delinquent License.

Rulemaking Specific Authority 455.271, 468.606 FS. Law Implemented 455.271, 468.627 FS. History--New 5-23-94, Amended 2-9-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Building Code Administrators and Inspectors Board  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2015

**DEPARTMENT OF HEALTH**

**Board of Massage Therapy**

RULE NO.: RULE TITLE:

64B7-28.0015 Place of Practice Defined

PURPOSE AND EFFECT: This rule is being repealed because the text is being moved to a more appropriate rule chapter.

SUMMARY: This rule is being repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, relying on the fact that the rule amendment does not change the requirements for licensees, and creates no additional costs to licensees or the department, 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: 456.036 FS.

LAW IMPLEMENTED: 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, Interim Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B7-28.0015 Place of Practice Defined.

Rulemaking Specific Authority 456.036 FS. Law Implemented 456.036 FS. History–New 2-15-96, Formerly 61G11-28.0015, Amended 11-25-97, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Massage Therapy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 17, 2015

**DEPARTMENT OF HEALTH**

**Board of Massage Therapy**

RULE NO.: 64B7-28.0041  
RULE TITLE: Inactive Status and Renewal of Inactive Status

PURPOSE AND EFFECT: This rule is being repealed because it is unnecessary

SUMMARY: This rule is being repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that this will not

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, relying on the fact that the rule amendment does not change the requirements for licensees, and creates no additional costs to licensees or the department, 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: 456.036(16), 480.0425(2) FS.

LAW IMPLEMENTED: 456.036(16), 480.0425 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, Interim Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B7-28.0041 Inactive Status and Renewal of Inactive Status.

Rulemaking Authority 456.036(16), 480.0425(2) FS. Law Implemented 456.036(16), 480.0425 FS. History–New 9-18-95, Formerly 61G11-28.0041, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Massage Therapy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 17, 2015

**DEPARTMENT OF HEALTH**

**Board of Massage Therapy**

RULE NO.: 64B7-29.005  
RULE TITLE: Extension of Apprenticeship

PURPOSE AND EFFECT: This rule is being repealed because it is unnecessary.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, relying on the fact that the rule amendment does not change the requirements for licensees, and creates no additional costs to licensees or the department, 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: 480.035(7), 480.041(4)(a), 464.006 FS.

LAW IMPLEMENTED: 480.032, 480.041(1)(b), (4)(a), 464.006 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, Interim Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B7-29.005 Extension of Apprenticeship.

Rulemaking Authority 480.035(7), 480.041(4)(a), 464.006 FS. Law Implemented 480.032, 480.041(1)(b), (4)(a), 464.006 FS. History—New 11-27-79, Amended 11-11-82, Formerly 21L-29.05, Amended 11-4-86, Formerly 21L-29.005, 61G11-29.005, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Massage Therapy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 17, 2015

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

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### Board of Professional Engineers

RULE NOS.:      RULE TITLES:  
 61G15-23.001    Seals Acceptable to the Board  
 61G15-23.002    Seal, Signature and Date Shall Be Affixed  
 61G15-23.005    Procedures for Electronically Signing and  
                           Sealing Electronically Transmitted Plans,  
                           Specifications, Reports or Other Documents  
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 116, June 16, 2015 issue of the Florida Administrative Register.

The correction is in response to the letter from the Joint Administrative Procedures Committee dated September 15, 2015.

The Notice of Changes published in Vol. 41, No. 174, of the September 8, 2015 Florida Administrative Register, included the language “(SUBSTANTIAL REWRITE OF THE RULE SEE F.A.C. FOR THE CURRENT TEXT).” The Notice of Proposed Rule, not the Notice of Change, was a substantial rewrite of this rule section.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B112, Tallahassee, Florida 32399

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### State Boxing Commission

RULE NO.:      RULE TITLE:  
 61K1-3.006      Contracts Between Manager and Participant  
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 177, September 11, 2015 issue of the Florida Administrative Register.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated September 15, 2015. The change is as follows:

The Notice of Change for Rule “61K1-3.006, Contracts Between Managers and Participants,” published on September 11, 2015, Vol. 41/177, was inadvertently published under the wrong rule number “61K1-3.0006, Administrative Complaints.”

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Waters, Executive Director, Florida State Boxing Commission, 1940 North Monroe Street, Tallahassee, Florida 32399-1016

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**State Boxing Commission**

RULE NO.: RULE TITLE:  
61K1-3.006 Contracts Between Manager and Participant  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 126, June 30, 2015 issue of the Florida Administrative Register.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated September 15, 2015. The change is as follows:

651K-3.006(1) shall read as correctly as “61K1-3.006(1)”

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Waters, Executive Director, Florida State Boxing Commission, 1940 North Monroe Street, Tallahassee, Florida 32399-1016

**Section IV  
Emergency Rules**

**NONE**

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on September 26, 2015, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tupelo Vue. Petitioner seeks a permanent variance of the requirements of ASME A17.1, Section 2.4.1.5 and 2.15.9.2, as adopted by subsection 61C-5.001(1), F.A.C., to request the use of a retracting toe guard which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Michelle Comingore, Bureau of Elevator Safety,

1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2015-237).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

**DEPARTMENT OF HEALTH**

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-2.0144 Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges

NOTICE IS HEREBY GIVEN that on September 17, 2015, the Board of Dentistry received a petition for variance or waiver filed by Careli Daza Corales, seeking a variance or waiver of paragraphs 64B5-2.0144(10)(a) and (b), F.A.C., which require that applicants applying for licensure under Section 466.007(2)(b)2., F.S., whose applications do not indicate they have obtained Dental Hygiene clinical education to the level of the clinical experience required by an American Dental Association (ADA) accredited Dental Hygiene program in the areas set forth in paragraph (10)(b), who have failed the initial examination, shall be required to obtain remedial coursework in those designated areas that the applicant has not successfully completed that would meet the ADA clinical requirements at an ADA accredited dental or dental hygiene school, before being permitted to re-take the dental hygiene examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board of Dentistry within 14 days of publication of this notice.

**DEPARTMENT OF HEALTH**

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-2.0144 Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges

NOTICE IS HEREBY GIVEN that on September 16, 2015, the Board of Dentistry received a petition for variance or waiver filed by Liliana Bermudez, seeking a variance or waiver of paragraphs 64B5-2.0144(10)(a) and (b), F.A.C., which require that applicants applying for licensure under Section 466.007(2)(b)2., F.S., whose applications do not indicate they have obtained Dental Hygiene clinical education to the level of the clinical experience required by an American Dental Association (ADA) accredited Dental Hygiene program in the areas set forth in paragraph (10)(b), who have failed the initial examination, shall be required to obtain remedial coursework in those designated areas that the applicant has not successfully completed that would meet the ADA clinical requirements at an



ADA accredited dental or dental hygiene school, before being permitted to re-take the dental hygiene examination. A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board of Dentistry within 14 days of publication of this notice.

**DEPARTMENT OF CHILDREN AND FAMILIES**

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.017 Personnel

NOTICE IS HEREBY GIVEN that on September 17, 2015, the Department of Children and Families received a petition for waiver of subsection 65C-15.017(3), F.A.C., from Family Support Services of North Florida and Hodel Torres. Subsection 65C-15.017(3), F.A.C., requires staff who perform casework services in licensed child-placing agencies to possess to least a bachelors degree in social work or a related field from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

**Section VI**

**Notice of Meetings, Workshops and Public Hearings**

**DEPARTMENT OF TRANSPORTATION**

The FDOT announces a public meeting to which all persons are invited.

DATE AND TIME: October 5, 2015, 1:00 p.m.

PLACE: FDOT District Office, Chipley, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Access Management Review Committee Meetings.

A copy of the agenda may be obtained by contacting: Kim Weaver, (850)330-1438.

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 1 day before the workshop/meeting by contacting: Kim Weaver, (850)330-1438. 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: Kim Weaver, (850)330-1438.

**DEPARTMENT OF TRANSPORTATION**

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

DATE AND TIME: Thursday, October 8, 2015, 5:00 p.m. – 7:00 p.m.

PLACE: Our Lady Queen of Martyrs Church, 833 Magellan Drive, Sarasota, FL 34243

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District One, is holding an open house to discuss the 15th Street East/301 Boulevard East Project Development & Environment (PD&E) Study from Tallevast Road to US 41 in Manatee County, Florida. The Department is holding a second workshop to provide the public with another opportunity to review the project and express its views.

This meeting is being held to present the project progress to-date and obtain comments on the alternatives being considered. Department representatives will be available during the meeting to informally discuss the project and answer questions. Attendees are encouraged to come to this meeting at any time between 5:00 p.m. and 7:00 p.m. to review the proposed transportation improvements. FDOT will hold this meeting to give interested people the opportunity to review displays and talk one-on-one with staff.

A copy of the agenda may be obtained by contacting: David C. Turley, P.E., Project Manager, Florida Department of Transportation at (863)519-2255 or david.turley@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: Jamie Schley, District One Title VI Coordinator, at (863)519-2573 jamie.schley@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: David C. Turley, P.E., Project Manager, Florida Department of Transportation at (863)519-2255 or david.turley@dot.state.fl.us.

**REGIONAL PLANNING COUNCILS**

**Central Florida Regional Planning Council**

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

DATE AND TIME: October 14, 2015, 9:30 a.m.

PLACE: Okeechobee County Courthouse, County Commission Chambers, 304 N.W. 2nd Street, Okeechobee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Central Florida Regional Planning Council and/or its Executive Committee.

A copy of the agenda may be obtained by contacting: Kathryn Hall at (863)534-7130, ext. 129 or khall@cfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Kathryn Hall at (863)534-7130, ext. 129 or khall@cfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**REGIONAL PLANNING COUNCILS**

**Tampa Bay Regional Planning Council**

The Tampa Bay Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 12, 2015, 8:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, Florida 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

A copy of the agenda may be obtained by contacting: Wren Krahl, wren@tbrpc.org.

For more information, you may contact: Wren Krahl, wren@tbrpc.org.

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

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

DATE AND TIME: Wednesday, October 7, 2015, 10:00 a.m., Western Basins Water Resource Evaluation Stakeholders Workshop

PLACE: Hendry County Co-Operative Extension at the Dallas Townsend Building, 1085 Pratt Blvd., LaBelle, FL 33935

GENERAL SUBJECT MATTER TO BE CONSIDERED: The South Florida Water Management District is conducting a Western Basins Water Resources Evaluation Study that will provide the foundation for a broader evaluation of potential hydrologic and water quality improvements for the entire Western Basins Area including potential future Comprehensive Everglades Restoration Plan (CERP) features or projects.

The South Florida Water Management District is sponsoring public workshops to facilitate public participation in the Western Basin Water Resource Evaluation Study. The public is advised that it is possible that one or more members of the Water Resources Advisory Commission and Governing Board

of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Jennifer Leeds, (561)682-6088.

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: Brenda Low, (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).

For more information, you may contact: Jennifer Leeds, (561)682-6088.

**DEPARTMENT OF ELDER AFFAIRS**

The Department of Elder Affairs, Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 12, 2015, 1:00 p.m., Eastern

PLACE: 4040 Esplanade Way, Room 301, Tallahassee, FL 32399 or conference call: 1(888)670-3525, conference code: 962-076-0613

GENERAL SUBJECT MATTER TO BE CONSIDERED: General update on department programs.

A copy of the agenda may be obtained by contacting: Alec Yarger at (850)414-2000 or yargera@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Alec Yarger. 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: Alec Yarger, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2000.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Building Commission**

The Florida Building Commission, Education Program Oversight Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 5, 2015, 8:30 a.m.

PLACE: Meetings to be conducted using communications media technology: webinar for video only and teleconference number for audio. Please note that this information has changed to reflect a new vendor and is different than past Commission webinars. The “voice-over-internet-protocol” feature will not be used for this meeting and you must dial in using the telephone number indicated below.

To access the webinar go to <https://global.gotomeeting.com/join/207941805>. You may call in to participate by audio only or in conjunction with the webinar. Use the following numbers:

United States: 1(877)309-2070

Audio PIN: Shown after joining the meeting

Meeting ID/access code: 207 941 805

Public point of access: Department of Business and Professional Regulation, Northwood Centre, 1940 North Monroe Street, Suite 90A, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discuss “accreditor” and “course” applications for recommendation to the Florida Building Commission and other matters in accordance with the meeting agenda.

A copy of the agenda may be obtained by contacting Jim Richmond, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, calling (850)487-1823 or by accessing the Commission website:

<https://floridabuilding.org/c/default.aspx>.

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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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 Jim Richmond, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, call (850)487-1823 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

DATE AND TIME: October 8, 2015, 1:30 p.m.

PLACE: Dunnellon Public Library, 20351 Robinson Road, Dunnellon, Florida 34431

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Announcing a public meeting for the Basin Management Action Plan (BMAP) for Rainbow Springs and River. The meeting topics will include an overview of the Draft Final BMAP Document and the BMAP adoption process. A BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs).

A copy of the agenda may be obtained by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, [terry.hansen@dep.state.fl.us](mailto:terry.hansen@dep.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 48 hours before the workshop/meeting by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, [terry.hansen@dep.state.fl.us](mailto:terry.hansen@dep.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: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, [terry.hansen@dep.state.fl.us](mailto:terry.hansen@dep.state.fl.us).

**HDR ENGINEERING, INC. - PENSACOLA**

The Okaloosa County Public Works Department announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 13, 2015, 5:30 p.m. – 6:30 p.m.

PLACE: Crosspoint Church, 2250 P.J. Adams Parkway, Crestview, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Okaloosa County will hold a public meeting for the P.J. Adams Parkway project between State Road (SR) 85 and Interstate 10 (I-10) for a length of 2.5 miles.

The meeting will be an open house format. Okaloosa County and consultant staff will be available to explain the project at display boards. There will not be a formal presentation. Maps, drawings, and other project information will be on display. County representatives will be available to discuss proposed improvements, answer questions, and receive comments.

This meeting is being conducted to give interested persons an opportunity to express their views concerning the proposed roadway and drainage improvements including the possible addition of noise walls along portions of the roadway.

The objective of the project is to widen P.J. Adams Parkway from two to four lanes in a divided urban typical section consisting of two 12-foot travel lanes in each direction, a four-foot bike lane on each side, and a six-foot sidewalk on each side, separated by a 22-foot median. Four stormwater pond sites are proposed with a closed storm drain system, and seven culvert crossings. The roadway currently occupies a 100-foot right-of-way. The proposed right-of-way will vary from 125 – 160 feet and additional right-of-way will be required for the stormwater pond sites. The entire project will take place in 4 phases during the Fall, 2016 through Spring, 2018.

A copy of the agenda may be obtained by contacting: No agenda.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jason Autrey, Public Works Director, at (850)689-5772 or jautrey@co.okaloosa.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: HDR Project Manager, M. Brad Collins at (850)429-8931, michael.collins@hdrinc.com or Jason Autrey, Public Works Director, at (850)689-5772 or jautrey@co.okaloosa.fl.us.

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

NONE

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

Notice of Petition for Administrative Determination has been 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**

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

PUBLIC ANNOUNCEMENT FOR STRUCTURED  
CABLING SERVICES CONTRACT

The Florida School for the Deaf and the Blind (FSDB) is requesting proposals from qualified Structured Cabling Systems contractors for the repair, installation and upgrades to the campus infrastructure including wiring, outlets, fiber optic cable, broadband television wiring and all associated equipment all as specified in the Competitive Solicitation document.

This contract will have an initial period of one (1) year with Owner’s option to renew for two (2) additional one-year periods. Firm(s) must be properly licensed in the State of Florida at the time of submittal. The selection will be made in accordance with the Selection Criteria and bid.

RESPONSE DUE DATE: November 10, 2015 no later than 1:45 p.m.

INSTRUCTIONS FOR SUBMITTAL: Firms interested in being considered for this project should access <http://www.fsdb.k12.fl.us/index.php/services/competitive-solicitations/> and then click on “Structured Cabling (IT) RFP-15-037”.

**Section XII  
Miscellaneous**

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Gary Altman, d/b/a Scootersandmore for the establishment of TAOI motorcycles

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 Taotao USA, Inc., intends to allow the establishment of Gary Altman, d/b/a Scootersandmore as a dealership for the sale of motorcycles manufactured by Taotao Group Co., Ltd. (line-make TAOI) at 100 South Hopkins Avenue, Titusville, (Brevard County), Florida 32796, on or after October 26, 2015.

The name and address of the dealer operator(s) and principal investor(s) of Gary Altman are dealer operator(s): Gary D. Altman, 100 South Hopkins Avenue, Titusville, Florida 32780; principal investor(s): Gary D. Altman, 100 South Hopkins Avenue, Titusville, Florida 32780.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Jennifer Wallace, Taotao USA, Inc., 2425 Camp Avenue, Suite 100, Carrollton, Texas 75006.

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 CITRUS**

Notice of Publication of 2015 Regulatory Plan

NOTICE IS HEREBY GIVEN that on September 24, 2015, the Department of Citrus published its 2015-2016 Regulatory Plan

in accordance with Section 120.74(1), F.S., as amended by Ch. 2015-162, Laws of Florida. The Regulatory Plan is available on the Florida Department of Citrus website at <https://fdocgrower.box.com/shared/static/12rwpi47knjy07j6wjqtanxv3pri5i4q.pdf>.

**AGENCY FOR HEALTH CARE ADMINISTRATION  
Medicaid**

State Plan Amendment

The Agency for Health Care Administration (Agency) will be requesting an amendment to the Florida Medicaid State Plan. The 2015 General Appropriations Act (GAA) directed the Agency to implement a certified public expenditure program for emergency medical services. The Agency will be seeking federal authority to implement a new reimbursement methodology to provide supplemental payments for emergency ground and air ambulance transportation services furnished by government or publicly owned and operated ambulance providers enrolled in Florida Medicaid. Interested parties may contact the following staff for further information: Derica Smith, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)412-4239, [Derica.smith@ahca.myflorida.com](mailto:Derica.smith@ahca.myflorida.com).

**DEPARTMENT OF ECONOMIC OPPORTUNITY  
Division of Community Development**

Final Order No.: DEO-15-153

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-153 on September 24, 2015, in response to an application submitted by Marina Del Rey Unit B Association, Inc. for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department's Final Order granted the application for covenant revitalization after determining that the application met 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](mailto:Katie.Zimmer@DEO.MyFlorida.com).

**DEPARTMENT OF ECONOMIC OPPORTUNITY  
Division of Community Development**

Final Order No.: DEO-15-146

In re: A LAND DEVELOPMENT REGULATION ADOPTED BY ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ORDINANCE NO. 15-08

**FINAL ORDER**

**APPROVING ISLAMORADA ORDINANCE NO. 15-08**

The Department of Economic Opportunity ("Department") hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552(9), Florida Statutes, approving land development

regulations adopted by the Islamorada, Village of Islands, Florida, Ordinance No. 15-08 (the "Ordinance.")

FINDINGS OF FACT

1. The Florida Keys Area is designated by § 380.0552, Florida Statutes, as an area of critical state concern. Islamorada, Village of Islands, is a local government within the Florida Keys Area.

2. The Ordinance was adopted by Islamorada, Village of Islands, on July 9, 2015, and rendered to the Department on August 12, 2015.

3. The Ordinance amends the Islamorada, Village of Islands, Code of Ordinances at: Chapter 30, "Land Development Regulations," Article V, "Schedule of District Use and Development Standards," Division 9 "Fences," Section 30-912. These changes: 1) provide that the maximum fence height for properties without a lawfully established principal use shall not exceed the maximum fence height set forth within Section 30-912, 2) provide for fence buffer vegetation arrangement requirements, and 3) establish standards for columns without arches that flank a property entry.

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) and § 380.0552(9), Florida Statutes.

5. Islamorada, Village of Islands, is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Florida Statutes, and Florida Administrative Code Chapter 28-26.

6. "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.

7. 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) and 380.0552(9), Florida Statutes. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Florida Statutes.

8. The Ordinance is consistent with the Islamorada, Village of Islands, Comprehensive Plan generally, and specifically Policy 1-1.2.1 (Reinforce and Enhance the Village's Community Appearance).

9. The Ordinance is consistent with the Principles for Guiding Development in section 380.0552(7), Florida Statutes, as a whole, and is specifically consistent with the following Principle:

- (d) Ensuring the maximum well-being of the Florida Keys and its citizens through sound economic development;

- (n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that the Islamorada, Village of Islands Ordinance No. 15-08 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 25<sup>th</sup> day of September, 2015.

/s/

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

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.

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By Certified U.S. Mail:

The Honorable Mike Forster, Mayor  
Islamorada, Village of Islands Council  
86800 Overseas Highway  
Islamorada, FL 33036

Kelly Toth, Clerk  
Islamorada, Village of Islands  
86800 Overseas Highway  
Islamorada, FL 33036

Cheryl Cioffari  
Director of Planning  
86800 Overseas Highway  
Islamorada, FL 33036

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SOUTH FLORIDA COMMUNITY CARE NETWORK  
NOTICE OF MEETING RELATING TO MEDIATION

Notice is hereby given that a public meeting of the Members of the South Florida Community Care Network, LLC, is scheduled for:

DATE AND TIME: November 23, 2015, 9:30 a.m. (A change from the date and time announced on September 23, 2015 in Vol. 41, No. 185 of the F.A.R.)

MEDIATOR: Herbert Stettin

LOCATION: Mediation Firm, Inc., Bank of America Building, 401 E. Las Olas Blvd., Suite 1220, Fort Lauderdale, Florida 33301

The purpose of the meeting involves a mediation between the Members as provided for by the Operating Agreement of the South Florida Community Care Network, LLC.

For more information, you may contact: F. Philip Blank, Esq., counsel for South Florida Community Care Network, LLC, at philip.blank@gray-robinson.com or (850)577-9090.

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