

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

**RULE NO.:** RULE TITLE:  
64B8-1.007 List of Approved Forms; Incorporation  
**PURPOSE AND EFFECT:** The Board proposes the development of rule amendments to delete forms which are incorporated by reference in other rules.

**SUBJECT AREA TO BE ADDRESSED:** The deletion of forms which are incorporated by reference in other rules.

**RULEMAKING AUTHORITY:** 456.013, 456.0276, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3137, 458.3145, 458.315(2), 458.3151, 458.317, 457.319, 358.317, 358.319, 458.320(8), 458.321(2), 458.345(3), 358.345(3), (8), 458.347(13), 458.3475, 458.351(6) FS.

**LAW IMPLEMENTED:** 456.013, 456.035, 456.036, 456.048, 456.50, 456.0635, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

**RULE NO.:** RULE TITLE:  
64B8-4.009 Applications  
**PURPOSE AND EFFECT:** The Board proposes the development of a rule amendment to address the revised Intern/ Resident/Fellow and House Physician application form.

**SUBJECT AREA TO BE ADDRESSED:** The incorporation of the revised Intern/ Resident/Fellow and House Physician application form.

**RULEMAKING AUTHORITY:** 456.031, 456.033, 458.309, 458.311, 458.313, 458.3151 FS.

**LAW IMPLEMENTED:** 456.013(1), (7),(13), 456.031, 456.033, 456.0635, 456.50, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317 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: Claudia Kemp, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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**DEPARTMENT OF HEALTH**

**Board of Medicine**

**RULE NOS.:** RULE TITLES:  
64B8-31.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants

64B8-31.005 Anesthesiologist Assistant Protocols and Performance

64B8-31.006 Financial Responsibility

**PURPOSE AND EFFECT:** The Board proposes the development of several rule amendments to incorporate the revised application form, the revised protocol form and to incorporate the financial responsibility form into the appropriate anesthesia assistant rules.

**SUBJECT AREA TO BE ADDRESSED:** Incorporation of appropriate forms into the anesthesia assistant rules.

**RULEMAKING AUTHORITY:** 456.048, 458.309, 458.3475 FS.

**LAW IMPLEMENTED:** 456.013(7), 456.048, 456.0635, 458.331(1)(m), 458.3475 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

- RULE NOS.: RULE TITLES:  
 64B15-7.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants  
 64B15-7.005 Anesthesiologist Assistant Protocols and Performance  
 64B15-7.006 Financial Responsibility

PURPOSE AND EFFECT: The Board proposes the development of several rule amendments to incorporate the revised application form, the revised protocol form and to incorporate the financial responsibility form into the appropriate anesthesia assistant rules.

SUBJECT AREA TO BE ADDRESSED: Incorporation of appropriate forms into the anesthesia assistant rules.

RULEMAKING AUTHORITY: 456.048, 459.005, 459.023 FS.

LAW IMPLEMENTED: 456.013(7), 456.048, 456.0635, 459.023 459.015(1)(o) 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: Claudia Kemp, J.D., Interim Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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 LAW ENFORCEMENT**

**Division of Criminal Justice Standards and Training**

- RULE NO.: RULE TITLE:  
 11A-7.002: Commission Procedures for Public Comment  
 PURPOSE AND EFFECT: Rule 11A-7.002, F.A.C.: Adds rule language to ensure the Commission complies with section 286.0114, F.S., related to public participation at meetings.  
 SUMMARY: Meeting procedures for public comment.

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 Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 120.53(1), 286.0114 FS.

LAW IMPLEMENTED: 943.11(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Wednesday, June 29, 2016, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-8615 or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULE IS:

RULE 11A-7: CRIMINAL JUSTICE STANDARDS AND TRAINING PROCEDURES

11A-7.002 Commission Procedures for Public Comment. The Criminal Justice Standards and Training Commission invites and encourages all members of the public to provide comment on matters or propositions before the Commission or a committee of the Commission. The opportunity to provide comment shall be subject to the following:

(1) Members of the public will be given an opportunity to provide comment on subject matters before the Commission after an agenda item is introduced at a properly noticed Commission meeting.

(2) Members of the public shall be limited to five minutes to provide comment. This time shall not include time spent by the presenter responding to questions posed by Commission members, staff or Commission counsel. The chair of the Commission may extend the time to provide comment if time permits.

(3) Members of the public shall notify Commission staff in writing of his or her interest to be heard on a proposition or matter before the Commission. The notification shall identify the person or entity, indicate support, opposition, or neutrality, and identify who will speak on behalf of a group or faction of persons consisting of two or more persons. Any person or entity appearing before the Commission may use a pseudonym if he or she does not wish to be identified. The notification shall be submitted to Commission staff in writing to the Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302.

Rulemaking Authority 120.53(1), 286.0114 FS. Law Implemented 943.11(2) FS. History--New \_\_\_\_\_

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Bureau Chief Glen Hopkins  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2016  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2015

**DEPARTMENT OF LAW ENFORCEMENT**

**Criminal Justice Standards and Training Commission**

RULE NO.: 11B-14.002  
RULE TITLE: General Program Provisions  
PURPOSE AND EFFECT: Subsection 11B-14.002(2), F.A.C.: Revises the Training Report, form CJSTC-67, to specify that only the applicant's last four digits are required for completion of the form.  
SUMMARY: Revised Training Report, form CJSTC-67.

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 Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), 943.22(2)(h) FS.

LAW IMPLEMENTED: 119.071, 943.22 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Wednesday, June 29, 2016 at 10:00 a.m.  
PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-14.002 General Program Provisions.

(1) No change.

(2) Career Development Training Program Courses, as defined in subsection 11B-14.001(1), F.A.C., and Advanced Training Program Courses, as defined in subsection 11B-14.001(3), F.A.C., that have been successfully completed, as defined in subsection 11B-14.001(9), F.A.C., by eligible officers, shall be verified by the training center director or designee, as defined in paragraph 11B-21.005(8)(a), F.A.C. To verify successful completion of a Commission-approved Advanced or Career Development Training Program Course and to authorize salary incentive payments, a Training Report, form CJSTC-67, revised November 5, 2015 ~~November 6, 2014~~, effective 9/2016 ~~7/2015~~, hereby incorporated by reference, shall be electronically transmitted to Commission staff through the Commission's ATMS. Form CJSTC-67 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(3) through (15) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.22(2)(h) FS. Law Implemented 119.071, 943.22 FS. History— New 10-16-78, Amended 9-11-79, 1-13-81, 5-16-83, 1-7-85, Formerly 11B-14.02, Amended 7-13-87, 9-3-87, 5-23-88, 5-14-92, 12-13-92, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 3-13-13, 7-29-15,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2015

**DEPARTMENT OF LAW ENFORCEMENT**

**Criminal Justice Standards and Training Commission**

RULE NOS.: RULE TITLES:

- 11B-18.003 Operational Definitions
- 11B-18.004 Regional Training Areas
- 11B-18.0053 Officer Training Monies Budget and Expenditure Categories

PURPOSE AND EFFECT: Subsections 11B-18.003(4), (7), (10), (15), F.A.C.: Updates the statutory reference.

Rule 11B-18.004, F.A.C.: Revised to include a description of the training areas and provides an internet address to assist customers with locating the names of the Commission-certified training schools and where they can be found.

Subsections 11B-18.004(1)-(16) , F.A.C.: Removes the specific training school names in the respective regional

training areas to eliminate the need to revise the rule each time a Commission-certified training school changes its name.

Paragraph 11B-18.0053(3)(d) , F.A.C.: Updates the statutory reference.

Paragraph 11B-18.0053(4)(e) , F.A.C.: Revises the Operating Capital Outlay Property Disposal Request, form CJSTC-311, to specify that the Trust Fund Administrator must sign the form to authorize the transfer or disposal of trust fund operating capital outlay property. Upon completing the form the training center director must forward the form to the CJP Field Services Section of the FDLE/Criminal Justice Professionalism Program.

SUMMARY: Regional training areas and revised Operating Capital Outlay Property Disposal Request, form CJSTC-311.

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 Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), (2) FS.

LAW IMPLEMENTED: 943.12(5), 943.25(2), (3), (4), (5) FS.

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DATE AND TIME: Wednesday, June 29, 2016, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

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Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.. 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).

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THE FULL TEXT OF THE PROPOSED RULE IS:

11B-18.003 Operational Definitions. For the purpose of this rule chapter, the definitions of “Auxiliary Law Enforcement Officer,” “Auxiliary Correctional Officer,” “Auxiliary Correctional Probation Officer,” “Commission,” “Correctional Officer,” “Correctional Probation Officer,” “Criminal Justice Training School,” “Commission staff,” “Program,” “Employing Agency,” “Law Enforcement Officer,” “Officer,” “Part-time Law Enforcement Officer,” “Part-time Correctional Officer,” “Part-time Correctional Probation Officer,” “Private Criminal Justice Training School,” “Public Criminal Justice Training School,” “Support Personnel,” and “Training Center Director,” pursuant to Section 943.10, F.S., shall apply. The operational definitions are as follows:

(1) through (3) No change.

(4) “Regional Training Council” means a Local Regional Training Council or a State Regional Training Council established in this rule chapter pursuant to Section 943.25(4)(5), F.S.

(5) through (6) No change.

(7) “Distribution Formula” means the Commission-approved distribution formula established in this rule chapter used to calculate the distribution of Officer Training Monies to the training regions pursuant to Section 943.25(4)(5)(b), F.S.

(8) through (9) No change.

(10) “Local Regional Training Council” means a Regional Training Council established pursuant to Section 943.25(4)(5), F.S., and is composed of representatives of Commission-certified training schools, and local law enforcement and local correctional agencies within a region.

(11) through (14) No change.

(15) “Reciprocal Payment” means reimbursement to a region for the expense of training a trainee from another region pursuant to Section 943.25(5)(6)(a), F.S.

(16) through (25) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(5), 943.25(3) FS. (Supp. 1998). History—New 1-13-81, Amended 7-28-82, 1-26-83, 1-7-85, 1-28-86, Formerly 11B-

18.03, Amended 7-13-87, 5-23-88, 12-13-92, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 11-30-04, 3-13-13,\_\_\_.

11B-18.004 Regional Training Areas. For the purposes of Officer Training Monies activities, sixteen regional training areas comprised of the criminal justice agencies and Commission-certified training schools located within each regional training area are established. The names of the Commission-certified training schools can be obtained at the following FDLE Internet address: http://www.fdle.state.fl.us/Content/CJST/Menu/Training-Resources-Home-Page/Training-Centers.aspx or by contacting Commission staff at (850) 410-8615. there are established theThe following sixteen regional training areas are established:

(1) Region I. Criminal justice agencies and Commission-certified training schools within Escambia, Santa Rosa, Okaloosa, and Walton counties, and the State Attorney’s Office for the First Judicial Circuit.

~~(a) Criminal justice agencies within Escambia, Santa Rosa, Okaloosa, and Walton counties, and the State Attorney’s Office for the First Judicial Circuit.~~

~~(b) Commission certified training schools within Region I: George Stone Vo Tech Criminal Justice Training Center and Northwest Florida State College Criminal Justice Training Center.~~

(2) Region II. Criminal justice agencies and Commission-certified training schools within Holmes, Washington, Bay, Jackson, Calhoun, and Gulf counties, and the State Attorney’s Office for the Fourteenth Judicial Circuit.

~~(a) Criminal justice agencies within Holmes, Washington, Bay, Jackson, Calhoun, and Gulf counties, and the State Attorney’s Office for the Fourteenth Judicial Circuit.~~

~~(b) Commission certified training schools within Region II: Chipola College Center for Public Service, Gulf Coast State College Criminal Justice Training Academy, and Florida Panhandle Technical College Public Safety Institute.~~

(3) Region III. Criminal justice agencies and Commission-certified training schools within Gadsden, Liberty, Franklin, Leon, Wakulla, and Jefferson counties, and the State Attorney’s Office for the Second Judicial Circuit.

~~(a) Criminal justice agencies within Gadsden, Liberty, Franklin, Leon, Wakulla, and Jefferson counties, and the State Attorney’s Office for the Second Judicial Circuit.~~

~~(b) Commission certified training school within Region III: Florida Public Safety Institute, Pat Thomas Law Enforcement Academy.~~

(4) Region IV. Criminal justice agencies and Commission-certified training schools within Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Columbia, Gilchrist, Baker, Union, Bradford, and Alachua counties, and

the State Attorney's Office for the Third and Eighth Judicial Circuits.

~~(a) Criminal justice agencies within Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Columbia, Gilechrist, Baker, Union, Bradford, and Alachua counties, and the State Attorney's Office for the Third and Eighth Judicial Circuits.~~

~~(b) Commission certified training schools within Region IV: Florida Gateway College Public Service Training Center, North Florida Community College Public Safety Academy, and Santa Fe College Institute of Public Safety.~~

(5) Region V. Criminal justice agencies and Commission-certified training schools within Nassau, Duval, Clay, Putnam, and St. Johns counties, and the State Attorney's Office for the Fourth Judicial Circuit.

~~(a) Criminal justice agencies within Nassau, Duval, Clay, Putnam, and St. Johns counties, and the State Attorney's Office for the Fourth Judicial Circuit.~~

~~(b) Commission certified training schools within Region V: Northeast Florida Criminal Justice Training and Education Center, and St. Johns State Community College Criminal Justice Training Program.~~

(6) Region VI. Criminal justice agencies and Commission-certified training schools within Levy, Citrus, Hernando, Marion, and Sumter counties, and the State Attorney's Office for the Fifth Judicial Circuit.

~~(a) Criminal justice agencies within Levy, Citrus, Hernando, Marion, and Sumter counties, and the State Attorney's Office for the Fifth Judicial Circuit.~~

~~(b) Commission certified training schools within Region VI: College of Central Florida Criminal Justice Institute and Citrus County Public Safety Center.~~

(7) Region VII. Criminal justice agencies and Commission-certified training schools within Lake, Volusia, Seminole, Orange, Osceola, Brevard, and Flagler counties, and the State Attorney's Office for the Seventh, Ninth, and Eighteenth Judicial Circuits.

~~(a) Criminal justice agencies within Lake, Volusia, Seminole, Orange, Osceola, Brevard, and Flagler counties, and the State Attorney's Office for the Seventh, Ninth, and Eighteenth Judicial Circuits.~~

~~(b) Commission certified training schools within Region VII: Eastern Florida State College Public Safety Institute, Criminal Justice Institute at Valencia College, Daytona State College School of Emergency Services Institute, Criminal Justice Academy of Osceola, Lake Technical College Criminal Justice Academy, and Seminole State College Criminal Justice Institute.~~

(8) Region VIII. Criminal justice agencies and Commission-certified training schools within Polk, Hardee, DeSoto, and Highlands counties, and the State Attorney's Office for the Tenth Judicial Circuit.

~~(a) Criminal justice agencies within Polk, Hardee, DeSoto, and Highlands counties, and the State Attorney's Office for the Tenth Judicial Circuit.~~

~~(b) Commission certified training schools within Region VIII: Polk State College Kenneth C. Thompson Institute of Public Safety and South Florida State College Criminal Justice Academy.~~

(9) Region IX. Criminal justice agencies and Commission-certified training schools within Pasco, Pinellas, Hillsborough, and Manatee counties, and the State Attorney's Office for the Sixth and Thirteenth Judicial Circuits.

~~(a) Criminal justice agencies within Pasco, Pinellas, Hillsborough, and Manatee counties, and the State Attorney's Office for the Sixth and Thirteenth Judicial Circuits.~~

~~(b) Commission certified training schools within Region IX: Hillsborough Community College Criminal Justice Institute, Manatee Technical College, Manatee County Sheriff's Office Training Center, Paseo-Hernando State College, and St. Petersburg College Southeastern Public Safety Institute.~~

(10) Region X. Criminal justice agencies and Commission-certified training schools within Charlotte, Lee, Sarasota, Collier, Glades, and Hendry counties, and the State Attorney's Office for the Twelfth and Twentieth Judicial Circuits.

~~(a) Criminal justice agencies within Charlotte, Lee, Sarasota, Collier, Glades, and Hendry counties, and the State Attorney's Office for the Twelfth and Twentieth Judicial Circuits.~~

~~(b) Commission certified training schools within Region X: Sarasota County Technical Institute Criminal Justice Academy and Southwest Florida Public Service Academy.~~

(11) Region XI. Criminal justice agencies and Commission-certified training schools within Indian River, Okeechobee, St. Lucie and Martin counties, and the State Attorney's Office for the Nineteenth Judicial Circuit.

~~(a) Criminal justice agencies within Indian River, Okeechobee, St. Lucie and Martin counties, and the State Attorney's Office for the Nineteenth Judicial Circuit.~~

~~(b) Commission certified training school within Region XI: Indian River State College Criminal Justice Institute.~~

(12) Region XII. Criminal justice agencies and Commission-certified training schools within Palm Beach County and the State Attorney's Office for the Fifteenth Judicial Circuit.

~~(a) Criminal justice agencies within Palm Beach County and the State Attorney's Office for the Fifteenth Judicial Circuit.~~

~~(b) Commission certified training school within Region XII: Palm Beach State College Criminal Justice Institute.~~

(13) Region XIII. Criminal justice agencies and Commission-certified training schools within Broward County and the State Attorney's Office for the Seventeenth Judicial Circuit.

~~(a) Criminal justice agencies within Broward County and the State Attorney's Office for the Seventeenth Judicial Circuit.~~

~~(b) Commission certified training school within Region XIII: Broward College Institute of Public Safety and Broward County Sheriff's Office Institute for Criminal Justice Studies.~~

(14) Region XIV. Criminal justice agencies and Commission-certified training schools within Monroe and Miami-Dade counties and the State Attorney's Office for the Eleventh and Sixteenth Judicial Circuits.

~~(a) Criminal justice agencies within Monroe and Miami-Dade counties and the State Attorney's Office for the Eleventh and Sixteenth Judicial Circuits.~~

~~(b) Commission-certified training schools within Region XIV: Florida Keys Community College Institute of Criminal Justice, Miami Police Training Center, Miami Dade Public Safety and Training Institute, and Miami Dade College School of Justice.~~

(15) Region XV. All state law enforcement agencies and units, and Commission-certified training schools affiliated with the state law enforcement agencies, excluding the State Attorney's Offices, Florida Department of Corrections, Board of Regents, and the University Police Agencies.

~~(a) All state law enforcement agencies and units, excluding the State Attorney's Offices, Board of Regents, and the University Police Agencies.~~

~~(b) Commission certified training schools within Region XV: Florida Department of Law Enforcement Bureau of Professional Development, Florida Highway Patrol Training Academy, and Florida Fish and Wildlife Conservation Commission.~~

(16) Region XVI. Florida Department of Corrections and the Commission-certified training school affiliated with the Florida Department of Corrections.

~~(a) Florida Department of Corrections.~~

~~(b) Commission certified training school within Region XVI: Florida Department of Corrections Academy.~~

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.25(4)(5) FS. (Supp. 1998). History— New 1-13-81, Amended 7-28-82, 1-7-85, Formerly 11B-18.04, Amended 7-13-87, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 9-28-09, 6-3-10, 3-13-13, 5-29-14, 7-29-15, \_.

11B-18.0053 Officer Training Monies Budget and Expenditure Categories.

(1) through (2) No change.

(3) Category II, Training Expenses. Each region shall not budget less than 80% of the total regional allocation of Officer

Training Monies for the purpose of delivering regional Commission-approved Advanced and Specialized Training Program Courses.

(a) through (c) No change.

(d) Criminal justice officers and support personnel located in one region may attend training in a different region. Each region shall make provisions in its operating budget for the reciprocal payment of training provided to officers, pursuant to Section 943.25(5)(6), F.S., and support personnel, defined in Section 943.10(11), F.S., who attend training programs offered in other training regions. Reciprocal payment shall be limited to Commission Category II training costs and each training region's fiscal agent shall be held accountable for receipt and disbursement of the region's reciprocal funds. Such costs shall be administered and paid by the fiscal agent charged with the responsibility for the reciprocal payment of training.

(e) No change.

(4) Category III, Operating Capital Outlay Expenses. Each region shall not budget more than 15% of the total regional allocation to purchase items that are non-consumable and non-expendable. Category III Operating Capital Outlay Expenses fall into the following categories:

(a) through (d) No change.

(e) Operating Capital Outlay Property shall not be disposed of or transferred without prior notification to and approval by Commission staff. An Operating Capital Outlay Property Disposal Request, form CJSTC-311, created May 6, 2004, revised November 5, 2015 December 16, 2010, effective 9/2016 (effective 3/2013), hereby incorporated by reference, shall be completed and submitted to Commission staff when disposing or transferring Operating Capital Outlay Property. Form CJSTC-311 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

1. through 3. No change.

(f) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.25(2), (4), (5) FS. Law Implemented 943.25 FS. History-New 11-5-02. Amended 11-30-04, 6-3-10, 3-13-13, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: August 2, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: October 30, 2015

**DEPARTMENT OF LAW ENFORCEMENT**

**Criminal Justice Standards and Training Commission**

| RULE NOS.:  | RULE TITLES:  |
|-------------|---|
| 11B-20.001  | Definitions and Minimum Requirements for General Certification of Instructors     |
| 11B-20.0014 | Minimum Requirements for High-Liability and Specialized Instructor Certifications |
| 11B-20.0016 | Inspection of Instructor Certification Applications                               |
| 11B-20.0017 | Maintenance and Duration of Instructor Certifications                             |

**PURPOSE AND EFFECT:** Paragraph 11B-20.001(1)(a): Incorporates the revised Training Report, form CJSTC-67, to specify that only the applicant’s last four digits are required for completion of the form.

Sub-paragraph 11B-20.001(3)(a)3.a., F.A.C.: Revises the Instructor Competency Checklist, form CJSTC-81.

Sub-paragraph 11B-20.001(3)(a)5.a., F.A.C.: Revises the Affidavit of Separation, form CJSTC-61.

Paragraph 11B-20.0014(1)(d), F.A.C.: Incorporates the updated Instructor Competency Checklist, form CJSTC-81.

Sub-paragraphs 11B-20.0014(2)(d)6.-7., F.A.C.: Revises sub-paragraphs 11B-20.0014(2)(d)6.-7., F.A.C., to reorganize the subparagraph rule text to identify certain individuals who are eligible for First Aid Instructor Certification without completing additional Commission-approved training, pursuant to sub-paragraphs 11B-20.0014(2)(d)4.-5., F.A.C.

Sub-paragraphs 11B-20.0014(3)(a)3.-4., F.A.C.: Requires instructor applicants to possess a general instructor certification, scuba instructor or dive master certification, and must have been employed as a public safety diver or instructed Underwater Police Science and Technology within the past four years. The instructor requirements in rule qualify the instructor applicant to teach the course without having to take the course.

Sub-paragraph 11B-20.0014(3)(c)3. , F.A.C. Changes the rule so that applicants who previously completed the Canine Team Training Course number 1112 will not be required to repeat the training with the new Canine Team Training Course number 1198.

Subsection 11B-20.0016(2), F.A.C.: Revises the Instructor Certification Deficiency Notification, form CJSTC-271.

Rule 11B-20.0017, F.A.C.: Incorporates the revised Instructor Compliance Application, form CJSTC-84.

Subsection 11B-20.0017(9), F.A.C.: Clarifies the specific requirements for Breath Test Instructors who fail the Breath Test Instructor Renewal Course to complete a Commission-certified training school, a Breath Test internship, and apply for Breath Test Instructor certification.

**SUMMARY:** Revised Training Report, form CJSTC-67; revised Instructor Competency Checklist, form CJSTC-81; revised Affidavit of Separation, form CJSTC-61; First Aid

Instructor Certification; Underwater Police Science and Technology; canine team training; revised Instructor Certification Deficiency Notification, form CJSTC-271; and requirements for Breath Test Instructors.

**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 Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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:** 120.60(1), 943.03(4), 943.12(1), 943.14(3) FS.

**LAW IMPLEMENTED:** 119.071, 120.60(1), 943.12(3), (9), 943.3(6), 943.14(3) FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** Wednesday, June 29, 2016, 10:00 a.m.

**PLACE:** Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice



Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-20.001 Definitions and Minimum Requirements for General Certification of Instructors.

(1) Definitions:

(a) "Successful completion" of a course is documented as a "Pass" on the completed Training Report, form CJSTC-67, revised November 5, 2015 ~~November 6, 2014~~, effective 9/2016 ~~7/2015~~, hereby incorporated by reference. Form CJSTC-67 can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(b) through (i) No change.

(2) No change.

(3) General Instructor Certification.

(a) Instructor applicants shall comply with the following requirements to obtain General Instructor Certification:

1. and 2. No change.

3. After successful completion of the mandatory instructor training, instructor applicants shall complete an internship.

a. The instructor applicant shall be supervised by and have his or her instructional abilities evaluated by a training center director or agency administrator, who is currently an instructor, or a designee who is currently an instructor. The training center director, agency administrator, or designee shall complete the Instructor Competency Checklist, form CJSTC-81, revised November 5, 2015 ~~November 7, 2013~~, effective 9/2016 ~~5/2014~~, hereby incorporated by reference. Form CJSTC-81 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

b. and c. No change.

4. No change.

5. Instructor Separation or Change of Affiliation.

a. When an instructor requests a change of affiliation, the training center director, agency administrator, or designee shall complete an Affidavit of Separation, form CJSTC-61, revised November 5, 2015 ~~December 16, 2010~~, effective 9/2016 ~~(effective 5/2012)~~, hereby incorporated by reference, and submit to Commission staff, or immediately transmit through the Commission's ATMS. Form CJSTC-61 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission

staff at (850) 410-8615. A copy shall be maintained in the instructor's file.

b. and c. No change.

(b) and (c) No change.

(4) through (6) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 119.071, 943.12(3), (9), 943.14(3) FS. History--New 7-21-82, Formerly 11B-20.01, Amended 10-26-88, 5-14-92, 12-8-92, 1-10-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15,\_\_\_.

11B-20.0014 Minimum Requirements for High-Liability and Specialized Instructor Certifications.

(1) High-Liability Topics Instructor Certification. Instructor applicants shall comply with the following requirements for certification:

(a) through (c) No change.

(d) Be evaluated by his or her students. Student evaluation shall be reviewed with the instructor applicant by a training center director, agency administrator, or an instructor designated by the training center director or agency administrator and documented on the Instructor Competency Checklist form CJSTC-81, revised November 5, 2015, effective 9/2016, hereby incorporated by reference.

(e) and (f) No change.

(2) High-Liability Instructor Topics.

(a) through (c) No change.

(d) First Aid Instructor Certification. Instructor applicants who request to obtain certification to instruct in first aid shall:

1. through 5. No change.

6. Certain ~~The following~~ individuals, based on their education and training experience in the United States or its territories, are eligible for First Aid Instructor Certification without completing additional Commission-approved training and shall comply with subparagraphs (2)(d)4.-5. of this rule section:

a. Qualifying professional certifications or licenses:

1. Certified emergency medical technicians.

2. Certified paramedics.

3. Licensed physicians, who are actively involved in emergency care and have three years experience in emergency medical care.

4. Licensed physician's assistants, who are actively involved in emergency care and have three years experience in emergency medical care.

5. Registered nurses or licensed practical nurses, who are actively involved in emergency care and have three years experience in emergency medical care.

6. Members of the Armed Forces of the United States on active duty entitled to practice as an Emergency Medical

Technician (EMT) or a Florida paramedic set forth in Chapter 401, F.S., Part III.

7. Full-time instructors at a vocational technical institution or an accredited college or university, who instruct medical topics in EMT, paramedic, nursing, physician, or physician assistance programs.

a. Certified emergency medical technicians.

b. Certified paramedics.

e. Licensed physicians, who are actively involved in emergency care and have three years experience in emergency medical care.

d. Licensed physician's assistants, who are actively involved in emergency care and have three years experience in emergency medical care.

e. Registered nurses or licensed practical nurses, who are actively involved in emergency care and have three years experience in emergency medical care.

f. Members of the Armed Forces of the United States on active duty entitled to practice as an Emergency Medical Technician (EMT) or a Florida paramedic set forth in Chapter 401, F.S., Part III.

g. Full time instructors at a vocational technical institution or an accredited college or university, who instruct medical topics in EMT, paramedic, nursing, physician, or physician assistance programs.

b.7. To obtain a First Aid Instructor Certification, the instructor applicant shall provide a copy of the current qualifying professional's certification or license and shall not allow the qualifying professional's certification or license to lapse. The instructor applicant shall provide documentation of renewal to the certifying agency or training school. If the qualifying professional's certification or license expires during the certification period, the instructor shall not instruct in first aid until the professional's certification or license is renewed.

(3) Specialized Instructor Certifications. Instructor applicants who apply for a Specialized Instructor Certification shall have completed the applicable specialized instructor course within four years of the date the instructor applicant applies for certification. Instructor applicants who apply for a Specialized Instructor Certification more than four years from the date training was completed shall meet the requirements for completing an internship and demonstration of proficiency skills if applicable to the specialized topic. Instructor applicants shall meet the following requirements for each Specialized Instructor Certification requested:

(a) Criminal Justice Diving Instructor Certification to instruct the Underwater Police Science and Technology course number 077, pursuant to Rule 11B-35.006, F.A.C., shall:

1. and 2. No change.

3. Have been employed in the capacity of a public safety diver within the past four years, or have instructed the

Underwater Police Science and Technology course within the past four years, ~~and~~

~~4. Have successfully completed the Underwater Police Science and Technology course as a student.~~

(b) No change.

(c) Canine Team Instructor Certification. Instructor applicants who request to obtain certification to instruct Commission-approved canine team training courses shall:

1. and 2. No change.

3. Successfully complete the Canine Team Training Course number 1112 (retired 11/6/2013) or Canine Team Training Course number 1198 or an equivalent course approved by a Commission-approved evaluator, pursuant to subsection 11B-27.013(3), F.A.C.

4. through 8. No change.

(d) No change.

Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 119.071, 943.12(3), (9), 943.13(6), 943.14(3) FS. History—New 7-29-01, Amended 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 3-13-13, 5-29-14, 7-29-15,    .

11B-20.0016 Inspection of Instructor Certification Applications.

(1) No change.

(2) If the instructor applicant's file at the training school or agency is missing documentation or contains deficient documentation, the instructor applicant and the training school or agency shall be notified of such documentation on the Instructor Certification Deficiency Notification, form CJSTC-271, revised November 5, 2015 ~~November 8, 2007~~, effective 9/2016, hereby incorporated by reference. Form CJSTC-271 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(3) through (4) No change.

Rulemaking Authority 120.60(1), 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 119.071, 120.60(1), 943.12(3), (9), 943.14(3) FS. History—New 7-29-01, Amended 11-5-02, 11-30-04, 3-27-06, 6-9-08, 3-13-13, 7-29-15,    .

11B-20.0017 Maintenance and Duration of Instructor Certifications. Documentation for instructors shall be maintained in the instructor's file at the respective training school or agency. Additionally, the training school or agency shall submit or transmit to Commission staff, through the Commission's ATMS, an Instructor Compliance Application, form CJSTC-84, revised November 5, 2015, effective 9/2016 ~~November 6, 2014~~, hereby incorporated by reference, to verify compliance with the mandatory retraining requirements. Form CJSTC-84 can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(1) through (8) No change.

(9) Breath Test Instructors who fail the Breath Test Instructor Renewal Course shall successfully complete the Breath Test Instructor Course and proficiency requirements outlined in paragraph 11B-35.0024(4)(d), F.A.C., through a Commission-certified training school, complete a Breath Test internship, and apply for Breath Test Instructor certification.

Rulemaking Authority 943.03(4), 943.12(1), 943.14(3) FS. Law Implemented 119.071, 943.12(3), ~~(9)~~, 943.14(3) FS. History—New 7-29-01, Amended 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 3-13-13, 5-29-14, 7-29-15, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 02, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2015

**DEPARTMENT OF LAW ENFORCEMENT**

**Criminal Justice Standards and Training Commission**

| RULE NOS.: | RULE TITLES:   |
|------------|--|
| 11B-21.002 | Criminal Justice Training Schools' Request for Certification, Expansion of Certification, and Re-certification |
| 11B-21.005 | Criminal Justice Training School Requirements for Certification and Re-certification                           |
| 11B-21.018 | Criminal Justice Training School Disciplinary Guidelines and Revocation of Certification                       |
| 11B-21.019 | Criminal Justice Training School Inspections   |

PURPOSE AND EFFECT: Subsection 11B-21.002(2): Updates the statutory reference.

Subsections 11B-21.005(4)(a), (5), (6), (7), F.A.C.: Updates the rule reference and revises the CMS First Aid Instructional Requirements, form CJSTC-208, to update the list of equipment and training kit materials necessary to properly conduct Commission-approved first aid training.

Subsection 11B-21.018(3), F.A.C.: Updates the statutory reference.

Rule 11B-21.019, F.A.C.: Updates the statutory reference.

Subsection 11B-21.019(1), F.A.C.: Clarifies a time limit of December 31 of each year for inspections to be completed and specifies that the training center director or designee is allowed to conduct annual facility inspections within the five-year recertification period.

Subsection 11B-21.019(3), F.A.C.: Specifies that the training center director or designee must notify Commission staff if a non-compliance issue is found to ensure that appropriate action and follow-up can be taken; and clarifies that a facility may not be used if it has areas of non-compliance.

SUMMARY: Updates to statutory references; revised CMS First Aid Instructional Requirements, form CJSTC-208; and training school guidelines and inspections.

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 Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), (2) FS.

LAW IMPLEMENTED: 943.12(3), 943.14 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Wednesday, June 29, 2016, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-

8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-21.002 Criminal Justice Training Schools’ Request for Certification, Expansion of Certification, and Re-certification.

(1) No change.

(2) Pursuant to Section 943.12(3)(7), F.S., the Commission shall authorize the issuance of certificates to criminal justice training schools. A training school shall be categorized as a type “A,” “B,” or “C,” certification and assigned one of the following certification codes:

(a) through (c) No change.

(3) through (5) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(3), (7); 943.14 FS. History—New 7-21-82, Amended 1-28-86, Formerly 11B-21.02, Amended 12-13-92, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 11-30-04, 3-21-07, 6-9-08, 9-28-09, 3-13-13, 7-29-15, \_\_.

11B-21.005 Criminal Justice Training School Requirements for Certification and Re-certification.

Training Schools certified by the Commission shall comply with the following requirements:

(1) through (3) No change.

(4) Driving Range Facility, Equipment, and Instructor to Student Ratio Requirements.

(a) When conducting Commission-approved vehicle operations training, comply with the driving range facility, equipment, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8)(7), F.A.C., and in the Driving Range Facility and Equipment Requirements, form CJSTC-202, revised November 7, 2013, effective 5/2014, hereby incorporated by reference. Form CJSTC-202 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(b) No change.

(5) Defensive Tactics Facility, Equipment, and Instructor to Student Ratio Requirements. When conducting Commission-approved defensive tactics training, comply with the defensive tactics equipment, facility, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8)(7), F.A.C., and in the Defensive Tactics Facility and Equipment Requirements, form CJSTC-203, revised November 7, 2013, effective 5/2014, hereby incorporated by reference. Form CJSTC-203 can be obtained at the following

FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(6) Firing Range Facility, Equipment, and Instructor to Student Ratio Requirements. When conducting Commission-approved firearms training, comply with the firing range equipment, facility, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8)(7), F.A.C., and in the Firing Range Facility and Equipment Requirements, form CJSTC-201, revised December 16, 2010, (effective 3/2013), hereby incorporated by reference. Form CJSTC-201 can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Firearms training shall be supervised directly by a Commission-certified firearms instructor and the instructor shall have access to at least one firearms range designed for criminal justice firearms instruction.

(7) First Aid Facility, Equipment, and Instructor to Student Ratio Requirements. When conducting Commission-approved first aid training, comply with the first aid equipment, facility, and instructor to student ratio requirements set forth in subsection 11B-35.0021(8)(7), F.A.C., and in the CMS First Aid Instructional Requirements, form CJSTC-208, revised November 5, 2015 ~~December 16, 2010~~, effective 9/2016 ~~(effective 3/2013)~~, hereby incorporated by reference. Form CJSTC-208 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(8) through (12) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(2), (3), (8), (7); 943.14, 943.17(1)(g) FS. History—New 7-21-82, Formerly 11B-21.05, Amended 1-28-86, 8-30-89, 12-24-89, 6-3-91, 12-13-92, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 5-21-12, 3-13-13, 5-29-14, \_\_.

11B-21.018 Criminal Justice Training School Disciplinary Guidelines and Revocation of Certification.

(1) through (2) No change.

(3) Should the Commission revoke the certification of a training school, Commission staff shall schedule an audit and inventory pursuant to Sections 943.12(3) and 943.25(3)(4), F.S., of class file documentation, monies, equipment, and property that have been acquired by the training school with Criminal Justice Standards and Training Trust Fund Officer Training Monies. The audit and inventory shall be conducted

within thirty calendar days from the date the Commission took action on the training school’s certification, and:

- (a) through (d) No change.
- (4) No change.

Rulemaking Specific Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(3), 943.14, ~~943.25(3)~~ FS. History–New 10-17-90, Amended 12-13-92, 8-7-94, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 11-30-04, 6-9-08,\_\_\_\_\_.

11B-21.019 Criminal Justice Training School Inspections. Section 943.12(3)(7), F.S., authorizes the Criminal Justice Standards and Training Commission to issue certificates to criminal justice training schools. These training schools shall abide by the requirements for administration and instruction of Commission-approved training pursuant to Rule Chapters 11B-21 and 11B-35, F.A.C.

(1) A comprehensive inspection of training schools shall be conducted annually no later than December 31 of each year, at minimum, by Commission staff or the training center director or designee, to ensure compliance with Rules 11B-21.005 and 11B-21.0051, F.A.C. Commission staff shall conduct a comprehensive inspection of the training schools during the second year of the five-year training school certification period and in conjunction with the five-year training school recertification, pursuant to Rule 11B-21.002(5)(b), F.A.C. The training center director or designee shall conduct a comprehensive inspection of their training school during each of the remaining years of the training school certification period. When the training center director or designee conducts an inspection, the The training center director or designee shall complete, sign, and forward to Commission staff, the following applicable form(s):

- (a) through (d) No change.
- (2) No change.

(3) The training center director or designee will notify Commission staff immediately if any areas of non-compliance are noted during the annual inspection. Training schools shall correct the areas of non-compliance within 30 days from the date the training center director or designee conducts the inspection or the date the training schools are notified by Commission staff. All areas of non-compliance shall be corrected or prior to the subsequent use of the facilities for delivery of training.

- (4) through (6) No change.

Rulemaking Specific Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(3), ~~(7)~~; 943.14 FS. History–New, 11-5-02, Amended 11-30-04, 6-9-08,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2016  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2015

**DEPARTMENT OF LAW ENFORCEMENT**

**Criminal Justice Standards and Training Commission**

RULE NOS.:      RULE TITLES:  
11B-27.0011      Moral Character  
11B-27.002      Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers  
11B-27.00212     Maintenance of Officer Certification  
11B-27.00213     Temporary Employment Authorization  
11B-27.004      Probable Cause Determination  
11B-27.005      Revocation or Disciplinary Actions; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances  
11B-27.013      Canine Team Certification

PURPOSE AND EFFECT: Sub-paragraph 11B-27.0011(4)(b)1.: Amends the current rule language by removing the charge of Video Voyeurism (810.145, F.S.) as a result of a 2012 statutory change which made the charge a misdemeanor for anyone under 19 years old, and a felony for anyone 19 years old or older.

Subsection 11B-27.0011(5), F.A.C.: Specifies a timeframe of 10 calendar days during which an officer can recant a false statement prior to the employing agency’s conclusion of the internal affairs investigation.

Sub-paragraph 11B-27.002(3)(a)4, F.A.C.: Revises the Temporary Employment Authorization Statement, form CJSTC-65.

Sub-paragraph 11B-27.002(3)(a)11, F.A.C.: Incorporates the revised Exemption-From-Training, form CJSTC-76.

Sub-paragraph 11B-27.002(3)(a)15, F.A.C.: Revises the Affidavit of Separation, form CJSTC-61, and removes the possible negative stigma associated with a person being “terminated” when this reason is typically used for a separation beyond the officer’s control such as the dissolution of the agency.

Paragraph 11B-27.00212(14)(e) , F.A.C.: Updates the name of the Injury or Illness Exemption for the Firearms Law Enforcement Officer Qualification Standard, form CJSTC-86B, and specifies that only the last four digits of the applicant’s social security number are required for completion of the form.

Paragraph 11B-27.00212(15)(c) , F.A.C.: Updates the list of programs that law enforcement officers may complete to satisfy the Elder Abuse Training requirement and renumbers

Rule 11B-27.00212(15)(c)1.-10., F.A.C., because sub-paragraphs # 1, 3, and 5 were removed.

Sub-paragraph 11B-27.00212(15)(c)1. , F.A.C.: Deletes the retired CMS Application-Based Law Enforcement Basic Recruit Training Program (BRTP) number 224.

Sub-paragraph 11B-27.00212(15)(c)3., F.A.C.: Deletes the retired Traditional Correctional Cross-Over to CMS Application-Based Law Enforcement BRTP number 1143.

Sub-paragraph 11B-27.00212(15)(c)4. , F.A.C.: Updates the status of the Correctional Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1191 because the program was retired on 6/30/14.

Sub-paragraph 11B-27.00212(15)(c)5. , F.A.C.: Deletes the retired Traditional Correctional Probation Cross-Over to CMS Application-Based Law Enforcement BRTP number 1157.

Sub-paragraph 11B-27.00212(15)(c)6. , F.A.C.: Updates the status of the Correctional Probation Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1179 because the program was retired on 6/30/14.

Paragraph 11B-27.00213(2)(b) , F.A.C.: Revises the CMS Firearms Performance Evaluation, form CJSTC-4 CMS, to include local agencies; adds the Safe Handling of Firearms Course to the list of courses required to maintain the instructor to student ratio; adds a line for the rangemaster's printed name; clarifies language on the proficiency check lists; and revises language to clarify scoring criteria.

Paragraphs 11B-27.004(8)-(14) , F.A.C.: Deletes subsection 11B-27.004(8), F.A.C., and renumbers subsections Paragraphs 11B-27.004(9)-(14) , F.A.C. because Commission staff will no longer issue a Letter of Acknowledgment to respondents who have been terminated by an employing agency.

Paragraph 11B-27.004(9)(e) , F.A.C.: Deletes the previous subsection 11B-27.004(9)(e), F.A.C., due to the removal of subsection 11B-27.004(8), F.A.C., reference Commission staff issuing a Letter of Acknowledgment to respondents who have been terminated by the employing agency.

Sub-paragraph 11B-27.005(5)(a)18. , F.A.C.: Adds the felony charge of Video Voyeurism to the list of enumerated penalty guidelines.

Sub-paragraph 11B-27.005(b)4. , F.A.C.: Adds language to specify the charge of Falsification of a Use of Force Report is included in the enumerated penalty guidelines for misdemeanors involving false reports and statements.

Sub-paragraph 11B-27.005(b)8. , F.A.C.: Removes the misdemeanor charge of Video Voyeurism (810.145, F.S.) from the list of enumerated penalty guidelines misdemeanor as a result of a 2012 statutory change.

Sub-paragraph 11B-27.005(5)(c)2. , F.A.C.: Changes the recommended penalty range for the violation of sexual harassment involving physical contact or misuse of position to "probation with training to suspension with training."

Paragraph 11B-27.013(2)(e), F.A.C. Incorporates the revised Canine Team Certification Application, form CJSTC-70.

Sub-paragraph 11B-27.013(3)(b)2. , F.A.C.: Revises the Canine Course Equivalency Checklist, form CJSTC-70A, to include the canine handler's name as well as the canine's name.

Sub-paragraph 11B-27.013(7)(a)2. , F.A.C.: Updates the certification requirements for canine team evaluator applicants.

SUMMARY: Implementation of penalties for lack of good moral character; certification, employment, appointment, reactivation, or termination of officers; Temporary Employment Authorization; Probable Cause Determination; disciplinary guidelines and range of penalties; and requirements for canine team certification.

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 Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), 943.1395 FS.

LAW IMPLEMENTED: 119.071, 943.12, 943.12(3), (16), 943.13, 943.13(7), (11), 943.131, 943.133, 943.135, 943.139, 943.1395, 943.1395(3), (7), (8), 943.17(1)(a), 943.1701, 943.1715, 943.1716, 943.253 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Wednesday, June 29, 2016, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-27.0011 Moral Character.

(1) through (3) No change.

(4) For the purposes of the Criminal Justice Standards and Training Commission’s implementation of any of the penalties specified in Section 943.1395(6) or (7), F.S., a certified officer’s failure to maintain good moral character required by Section 943.13(7), F.S., is defined as:

(a) No change.

(b) Except as otherwise provided in Section 943.13(4), F.S., a plea of guilty or a verdict of guilty after a criminal trial for any of the following misdemeanor or criminal offenses, notwithstanding any suspension of sentence or withholding of adjudication, or the perpetration by an officer of an act that would constitute any of the following misdemeanor or criminal offenses whether criminally prosecuted or not:

1. Sections 316.193, 327.35, 365.16(1)(c),(d), 414.39, 741.31, 784.011, 784.03, 784.047, 784.048, 784.05, 784.046(15), 790.01, 790.10, 790.15, 790.27, 794.027, 796.07, 800.02, 800.03, 806.101, 806.13, 810.08, 810.14, ~~810.145~~, 812.014, 812.015, 812.14, 817.235, 817.49, 817.563, 817.565, 817.61, 817.64, 827.04, 828.12, 831.30, 831.31(1)(b), 832.05, 837.012, 837.05, 837.055, 837.06, 839.13, 839.20, 843.02, 843.03, 843.06, 843.085, 847.011, 856.021, 870.01, 893.13, 893.147, 901.36 914.22, 934.03, 944.35, 944.37, and 944.39, F.S.

2. through 3. No change.

(c) through (d) No change.

(5) A certified officer’s failure to maintain good moral character as defined in subsection (4) of this rule section by committing a violation involving perjury or false statement in a court proceeding, shall not include a statement which was recanted. If the violation involving perjury or false statement is alleged to have occurred in the performance of regularly

required work duties or the course of an administrative or disciplinary investigation, a certified officer’s failure to maintain good moral character as defined in subsection (4) of this rule section shall not include a statement in which the officer making the statement conceded such statement to be false prior to the employing agency’s conclusion of the internal affairs investigation in which the false statement related to a material fact or within 10 calendar days of making the false statement, whichever occurs first. For purposes of this subsection, the employing agency’s internal affairs investigation shall be deemed to be at a conclusion upon the investigator’s execution of the statement required by Section 112.533(1)(a)2., F.S.

(6) through (7) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.13(7), 943.1395(7) FS. History—New 1-7-85, Formerly 11B-27.011, Amended 7-13-87, 10-25-88, 12-13-92, 9-5-93, 1-19-94, 8-7-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 4-11-04, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 4-16-09, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15,\_\_\_

11B-27.002 Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers.

(1) through (2) No change.

(3) Employment requirements pursuant to Sections 943.13, F.S., shall be documented on an Agency New Hire Report, form CJSTC-207, revised November 8, 2007, hereby incorporated by reference. Form CJSTC-207 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(a) The files of newly hired officers are subject to an on-site inspection by Commission staff to ensure compliance with the requirements of Chapter 943, F.S., and Rule Chapter 11B-27, F.A.C. All documents collected in conjunction with the background investigation shall be available for review. The following documents shall be reviewed for completeness:

1. through 3. No change.

4. A Temporary Employment Authorization Statement, form CJSTC-65, revised November 5, 2015 ~~November 8, 2007~~, effective 9/2016, hereby incorporated by reference. Form CJSTC-65 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

5. through 10. No change.

11. An Exemption-From-Training, form CJSTC-76, revised November 5, 2015 ~~November 6, 2014~~, effective 9/2016 ~~7/2015~~, hereby incorporated by reference, and an

Exemption-From-Training Proficiency Demonstration, form CJSTC-76A, revised November 6, 2014, effective 7/2015, hereby incorporated by reference, for previous Florida and out-of-state, federal, or military officers, if the officer used this training option. Forms CJSTC-76 and CJSTC-76A can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

12. through 14. No change.

15. An Affidavit of Separation, form CJSTC-61, revised ~~November 5, 2015~~ ~~December 16, 2010~~, effective 9/2016 (~~effective 5/2012~~), hereby incorporated by reference, and Affidavit of Separation Supplement, form CJSTC-61A, revised December 16, 2010, (effective 5/2012), hereby incorporated by reference, if the officer has separated employment with the agency. Forms CJSTC-61 and CJSTC-61A can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(b) No change.

(4) through (6) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 119.071, 943.12(3), 943.13, 943.133, 943.139, 943.1395 FS. History—New 10-6-82, Amended 4-26-84, 1-7-85, Formerly 11B-27.02, Amended 9-3-87, 3-29-89, 5-14-92, 12-13-92, 9-5-93, 1-19-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, \_\_\_\_\_.

11B-27.00212 Maintenance of Officer Certification.

(1) through (13) No change.

(14) Law Enforcement Officer Firearms Qualification Standard. Beginning July 1, 2006, a law enforcement officer shall be required to qualify on the Commission's approved course of fire with the proficiency skills documented on the Law Enforcement Officer Firearms Qualification Standard, form CJSTC-86A, revised December 16, 2010, (effective 3/2013), hereby incorporated by reference, and maintained in the officer's employment file. Form CJSTC-86A can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(a) through (d) No change.

(e) In the event a law enforcement officer is injured in the line of duty or has a chronic illness and fails to meet this standard by June 30 of a reporting year, the agency administrator or designee shall complete the Injury or Illness Exemption for the Firearms Law Enforcement Officer Qualification Standard form CJSTC-86B, revised November 5, 2015, effective 9/2016 ~~created January 29, 2009~~, hereby

incorporated by reference ~~and revised December 16, 2010,~~ (~~effective 5/2012~~). Form CJSTC-86B can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615. The agency shall submit form CJSTC-86B and the supporting medical documentation to Commission staff prior to the June 30 deadline to ensure the officer's certificate does not become inactive on the reporting deadline for that two-year reporting cycle. An additional form CJSTC-86B shall be submitted for each subsequent reporting cycle.

(15) Elder Abuse Training. As a part of basic recruit training or the officer's continuing education or training, a law enforcement officer shall be required to complete training on identifying and investigating elder abuse and neglect.

(a) through (b) No change.

(c) Law enforcement officers who have successfully completed one of the following programs will have satisfied this training requirement:

~~1. CMS Application Based Law Enforcement Basic Recruit Training Program (BRTP) number 224 (Retired 3/31/08).~~

1.2. Florida CMS Law Enforcement BRTP number 1177 (Effective 4/1/08).

~~3. Traditional Correctional Cross Over to CMS Application Based Law Enforcement BRTP number 1143 (Retired 3/31/08).~~

2.4. Correctional Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1178 (Retired 6/30/12). Correctional Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1191 (Retired 6/30/14) (~~Effective 7/1/12~~).

~~5. Traditional Correctional Probation Cross Over to CMS Application Based Law Enforcement BRTP number 1157 (Retired 3/31/08).~~

3.6. Correctional Probation Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1179 (Retired 6/30/14) (~~Effective 7/1/12~~).

4.7. CMS Law Enforcement Auxiliary Officer BRTP number 1180 (Effective 4/1/08).

5.8. Crimes Against the Elderly advanced training course number 100 (Effective 4/1/06).

6.9. Elder Abuse Training for Law Enforcement course by the Department of Elder Affairs (Effective 10/30/08).

7.40. Elder Abuse Investigations specialized training program course number 1185. There are no required minimum training hours for mandatory retraining, however, training schools are permitted to teach the course as a specialized training program course requiring a minimum of four contact hours.



(d) through (e) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 119.071, 943.12, 943.13(11), 943.135, 943.1395(3), 943.1701, 943.1715, 943.1716, 943.253 FS. History—New, 11-5-02. Amended 12-3-03, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 4-16-09, 9-28-09, 6-3-10, 5-21-12, 3-13-13,\_\_\_\_\_. Editorial Note: See 11B-27.0023, F.A.C.

11B-27.00213 Temporary Employment Authorization. A Certificate of Compliance shall not be issued to officers employed on a Temporary Employment Authorization (TEA) prior to meeting the requirements of Sections 943.13(1)-(10), F.S.

(1) No change.

(2) An officer employed on a TEA, shall be excused from the firearms training requirement upon placement of a statement in the officer's file at the employing agency. The statement shall be signed by the agency administrator confirming that the TEA-appointed officer shall not be permitted to carry a firearm until the following classroom training requirements have been fulfilled:

(a) No change.

(b) Firearms Range Training. The trainee's proficiency demonstration shall be documented on a CMS Firearms Performance Evaluation, form CJSTC-4 CMS, revised November 5, 2015 ~~December 16, 2010~~, effective 9/2016 ~~(effective 3/2013)~~, hereby incorporated by reference, and maintained in the trainee's file at the employing agency. Form CJSTC-4 CMS can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615. The instructor shall qualify the trainee with a handgun (revolver or semi-automatic pistol) and long gun (shotgun or semiautomatic rifle/carbine) using the Commission's Basic Recruit Training Firearms Course of Fire, pursuant to form CJSTC-4 CMS, and the form shall be maintained in the trainee's file at the employing agency. Trainees shall fire a long gun as prescribed in the Commission-approved Basic Recruit Training Program.

(3) through (5) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.131, 943.133, 943.139, 943.1395, 943.17(1)(a) FS. History—New, 11-5-02. Amended 11-30-04, 3-27-06, 6-9-08, 9-28-09, 6-3-10, 5-21-12, 3-13-13,\_\_\_\_\_.

11B-27.004 Probable Cause Determination. At the conclusion of the preliminary investigation and when the reports and documents are received as directed by Sections 943.139 and 943.1395, F.S., a determination of probable cause shall be made before the Commission initiates proceedings to take disciplinary action against the certification of an officer.

(1) through (7) No change.

~~(8) When Commission staff determines that the respondent has been terminated by the employing agency, Commission staff shall issue a Letter of Acknowledgment of agency action in these cases, provided the penalty guidelines of subsection 11B-27.005(5), F.A.C., specify probation or suspension as a penalty for the offense.~~

~~(8)(9) Commission staff:~~

(a) through (d) No change.

~~(e) Shall not issue a Letter of Acknowledgment to a respondent if the penalty guidelines of subsection 11B-27.005(5), F.A.C., specify suspension to revocation and the respondent was terminated from the employing agency.~~

~~(9)(10) In cases where the respondent has been terminated or disciplined and is seeking review of that termination or discipline through the administrative or judicial process, the respondent and employing agency shall notify Commission staff of such review. Pending final resolution, Commission staff shall hold such cases in abeyance.~~

~~(10)(11)(a) If administrative or judicial review results in a final disposition of the respondent's termination or discipline, the case shall no longer be held in abeyance and Commission staff shall review the case for the issuance of a Letter of Acknowledgment, if applicable, or for presentation to the Commission for Commission action.~~

(b) No change.

~~(11)(12)(a) In cases in which the facts presented to Commission staff are inconclusive, lack reliability, are insufficient to permit a reasonable determination of what occurred, or fail to demonstrate that the alleged misconduct meets the statutory criteria for Commission action, Commission staff shall "no cause" the case. Commission staff shall reopen a case that has been "no caused" if new evidence or witnesses become available to Commission staff. However, Commission staff shall "no cause" a violation of paragraph 11B-27.0011(4)(b) or (c), F.A.C., if the officer is alleged to have committed the violation more than eight years prior to the case being presented at a Probable Cause Determination Hearing.~~

(b) No change.

~~(12)(13) Commission staff shall submit annually to the Commission, a listing of those agencies that fail to impose significant agency disciplinary action pursuant to subsections 11B-27.005(1)-(2), F.A.C.~~

~~(13)(14) When the Probable Cause Panel has insufficient information to determine the existence of probable cause, but in good faith believes that Commission staff can obtain the information necessary to reach a decision, the panel shall enter a finding of "Insufficient Information." The case shall be continued until reasonable efforts by Commission staff have been concluded to obtain the additional information requested~~

by the panel, at which time the case shall be scheduled before a Probable Cause Panel for further review.

Rulemaking Authority 943.03(4), 943.12(1), 943.1395 FS. Law Implemented 943.1395 FS. History—New 12-13-92, Amended 1-19-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 4-11-04, 11-30-04, 6-9-08, 6-3-10, 5-29-14, \_\_\_.

11B-27.005 Revocation or Disciplinary Actions; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) through (4) No change.

(5) When the Commission finds that a certified officer has committed an act that violates Section 943.13(7), F.S., the Commission shall issue a final order imposing penalties within the ranges recommended in the following disciplinary guidelines:

(a) For the perpetration by the officer of an act that would constitute any felony offense, pursuant to paragraph 11B-27.0011(4)(a), F.A.C., but where there was not a violation of Section 943.13(4), F.S., the action of the Commission shall be to impose a penalty ranging from suspension of certification to revocation. Specific violations and penalties that shall be imposed, absent mitigating circumstances, include the following:

1. through 17. No change.

|     |                 |  |
|-----|-----------------|--|
| 18. | Video Voyeurism | Prospective suspension and probation with counseling to revocation |
|-----|-----------------|--|

(b) For the perpetration by the officer of an act that would constitute any of the misdemeanor offenses, pursuant to paragraph 11B-27.0011(4)(b), F.A.C., but where there was not a violation of Section 943.13(4), F.S., the action of the Commission shall be to impose a penalty ranging from probation of certification to suspension of certification. Specific violations and penalties that shall be imposed, absent aggravating or mitigating circumstances, include the following:

1. through 3. No change.

|    |   |                                      |
|----|---|--------------------------------------|
| 4. | False reports and statements (817.49, 837.012, 837.05(1), 837.055, 837.06, 901.36, 944.35(4)(b), F.S.). | Prospective suspension to revocation |
|----|---|--------------------------------------|

5. through 7. No change.

|    |   |   |
|----|---|---|
| 8. | Prostitution or lewdness; voyeurism, <del>video voyeurism</del> (796.07, 810.14, <del>810.145</del> , F.S.) | Prospective suspension, and probation with counseling to revocation |
|----|---|---|

9. through 15. No change.

(c) For the perpetration by the officer of an act or conduct, as described in paragraph 11B-27.0011(4)(c), F.A.C., if such act or conduct does not constitute a crime described in paragraphs (5)(a)-(b) of this rule section, the action of the Commission shall be to impose the following penalties, absent aggravating or mitigating circumstances:

1. No change.

|    |  |   |
|----|--|---|
| 2. | Sexual harassment involving physical contact or misuse of position | Probation with training to suspension <u>with training.</u> |
|----|--|---|

3. through 15. No change.

(d) No change.

(6) through (10) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.1395(8) FS. History—New 10-6-82, Amended 1-7-85, Formerly 11B-27.05, Amended 3-29-89, 12-13-92, 2-17-93, 1-19-94, 8-7-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 4-11-04, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 5-29-14, \_\_\_\_\_.

11B-27.013 Canine Team Certification.

(1) No change.

(2) Canine team certification requirements. Commission certification of a canine team is not required. If a canine team seeks Commission certification, the canine team shall meet the following requirements:

(a) through (d) No change.

(e) A canine team shall provide documentation of the canine team's compliance with certification requirements and submit a Canine Team Certification Application, form CJSTC-70, revised November 5, 2015, effective 9/2016 ~~November 6, 2014~~, hereby incorporated by reference. Form CJSTC-70 can be obtained at the following FDLE Internet address:

<http://www.fldle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(3) Required documentation for certification of a canine team. Documentation of compliance for Commission certification of canine teams shall include:

(a) No change.

(b) Documentation of successful completion of canine team training shall include the following:

1. No change.

2. Successful completion of the equivalent training shall be documented on the Canine Course Equivalency Checklist form CJSTC-70A, revised November 5, 2015 ~~November 6, 2014~~, effective 9/2016, hereby incorporated by reference. Form CJSTC-70A can be obtained at the following FDLE Internet address:

<http://www.fldle.state.fl.us/Content/CJST/Publications/Profess>

ionalism-Program-Forms.aspx, or by contacting Commission staff at (850) 410-8615.

a. through b. No change.

3. The employing agency submitting form CJSTC-70 shall provide documentation of training to the Commission-approved evaluator. The evaluator shall review and document of the training on form CJSTC-70A.

(c) No change.

(4) through (6) No change.

(7) Canine Team Evaluators.

(a) Prior to being approved by the Commission as a canine team evaluator, the evaluator applicant shall provide documentation verifying the evaluator applicant has complied with the following requirements:

1. No change.

2. Documentation on form CJSTC-70 that the evaluator applicant has taught the Canine Team Training Course number 1198; or the Canine Team Training Course number 1112 (retired 11/6/2013); or equivalent training in its entirety to a minimum of six canine teams that have successfully completed the canine team certification process. Canine teams trained exclusively for tracking and trailing or specific detection shall not be included in this total.

3. through 5. No change.

(b) through (c) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 119.071, 943.12(16) FS. History—New 3-29-89, Amended 12-13-92, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 5-29-14, 5-29-14, 7-29-15,

NAME OF PERSON ORIGINATING PROPOSED RULE: Bureau Chief Glen Hopkins  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 02, 2016  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2015

**DEPARTMENT OF LAW ENFORCEMENT  
Criminal Justice Standards and Training Commission**

RULE NOS.: RULE TITLES:  
11B-30.006 State Officer Certification Examination General Eligibility Requirements  
11B-30.012 Post Examination Review of Missed Questions, Answers, and Grading Key  
PURPOSE AND EFFECT: Subsection 11B-30.006(1), F.A.C.: Incorporates the revised Training Report, form CJSTC-67, to specify that only the applicant’s last four digits are required for completion of the form.

Paragraph 11B-30.006(2)(b), F.A.C.: Incorporates the revised Exemption-From-Training, form CJSTC-76.

Subsections 11B-30.012(1), (4), F.A.C.: Includes a time limit for the SOCE post-examination review and includes an exception to permit individuals to bring materials to the SOCE post-examination review.

SUMMARY: Revised Training Report, form CJSTC-67; revised Exemption-From-Training, form CJSTC-76; and post-examination review of the State Officer Certification Examination (SOCE).

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 Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1) FS.  
LAW IMPLEMENTED: 943.12(17), 943.131(2), 943.1397 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Wednesday, June 29, 2016, 10:00 a.m.  
PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-30.006 State Officer Certification Examination General Eligibility Requirements.

(1) For the purposes of this rule chapter, the terms “successfully completed” and “successfully complete” are defined as being denoted with a “Pass,” pursuant to subsection 11B-35.001(8), F.A.C., on the completed Training Report, form CJSTC-67, revised November 5, 2015 ~~November 6, 2014~~, effective 9/2016 ~~7/2015~~, hereby incorporated by reference. Form CJSTC-67 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(2) The following individuals are eligible to take the State Officer Certification Examination (SOCE) for the requested criminal justice discipline:

(a) No change.

(b) Inactive Florida law enforcement, correctional, and correctional probation officers, defined in Section 943.1395(3), F.S., who comply with paragraph 11B-27.00212(12)(a), F.A.C., and Rule 11B-35.009, F.A.C., shall pass the SOCE within one year of notification of approval of the Exemption-From-Training, form CJSTC-76, revised November 5, 2015, ~~November 6, 2014~~, effective 9/2016 ~~7/2015~~, incorporated by reference. Form CJSTC-76 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(c) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 119.071, 943.12(17), 943.131(2), 943.1397 FS. History— New 1-10-94, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 5-29-14, 7-29-15, \_\_\_.

11B-30.012 Post Examination Review of Missed Questions, Answers, and Grading Key.

(1) Individuals who have failed the State Officer Certification Examination (SOCE) shall have the right to review their missed examination questions and corresponding

grading key at a post-examination review. The post-examination review shall be scheduled and conducted by Commission staff or their authorized agent. The post-examination review shall be limited to one-half the time regularly allowed for the corresponding SOCE. Individuals reviewing a computer-based SOCE shall schedule their review via the Commission’s test administration vendor. Individuals reviewing a paper-and-pencil SOCE shall schedule their review by submitting a State Officer Certification Examination Grade Review Request, form CJSTC-510, revised November 8, 2007, hereby incorporated by reference, and shall be received by the Florida Department of Law Enforcement by the established deadline date for the Examination Review Session requested. Form CJSTC-510 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(2) through (3) No change.

(4) Individuals shall be prohibited from bringing materials into or removing materials from a post-examination review session, except that individuals shall be permitted to bring one copy of the official curriculum corresponding to the examination reviewed.

(5) through (6) No change.

Rulemaking Authority 943.03(4), 943.12(1), (17) FS. Law Implemented 943.12(17), 943.173 FS. History—New 1-10-94, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 5-21-12, 5-29-14, 7-29-15, \_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2015

**DEPARTMENT OF LAW ENFORCEMENT**

**Criminal Justice Standards and Training Commission**

| RULE NOS.:  | RULE TITLES:   |
|-------------|--|
| 11B-35.001  | General Training Programs; Requirements and Specifications   |
| 11B-35.0011 | Basic Abilities Test Requirements for Applicant Admission into a Law Enforcement and Correctional Basic Recruit Training Program |
| 11B-35.002  | Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation                                    |
| 11B-35.0021 | Courses and Requirements for Basic Recruit Training, Advanced, Specialized and   |

Instructor Training Requiring Proficiency Demonstration

11B-35.0024 Student Performance in Commission-approved High-Liability Basic Recruit Training Courses and Instructor Training Courses Requiring Proficiency Demonstration

11B-35.003 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation Auxiliary Training

11B-35.006 Advanced Training Program

11B-35.007 Specialized Training Program

11B-35.009 Exemption from Basic Recruit Training

PURPOSE AND EFFECT: Paragraphs 11B-35.001(8)(b)-(c), F.A.C.: Updates the rule reference and removes the specific subparagraphs because of the paragraph renumbering of paragraph 11B-35.001(8)(d).

Sub-paragraph 11B-35.001(8)(d)9.-14., F.A.C.: Updates the list of Specialized Training Program Courses that require an end-of-course examination based upon the Statewide Criminal Justice Officer Post-Basic Training Needs Assessment approved by the Commission in August 2014.

Subsection 11B-35.001(9), F.A.C.: Moves the projected implementation date of the new Correctional Probation Basic Recruit Training Program from July 1, 2015 to July 1, 2016.

Paragraph 11B-35.001(10)(a), F.A.C.: Incorporates the revised Training Report, form CJSTC-67, to specify that only the applicant’s last four digits are required for completion of the form.

Paragraph 11B-35.001(10)(b), F.A.C.: Removes the Traditional Correctional Basic Recruit Training Program because the program has been retired for more than four years.

Sub-paragraph 11B-35.001(10)(d)14, F.A.C.: Revises the Physical Fitness Assessment, form CJSTC-75B, to remove questions related to exemption for previous chemical agent exposure.

Paragraph 11B-35.001(1)(f), F.A.C.: Removes the reference to a specific rule subsection and replaces it with the FDLE mailing address.

Paragraph 11B-35.002(1)(a), F.A.C.: Revises the column header to remove “Updated (U)” from the field because the Criminal Justice Professionalism (CJP) Division will no longer track course and program updates in the rule; and revises the paragraph numbering of Rule 11B-35.002(1)(a)1.-15., F.A.C.

Sub-paragraphs 11B-35.002(1)(a)1.-2., F.A.C.: Deletes the retired Traditional Law Enforcement BRTP number 002 and CMS Application-Based Law Enforcement BRTP number 224 from the list of Basic Recruit Training Programs.

Sub-paragraphs 11B-35.002(1)(a)4.-5., F.A.C.: Deletes the retired Traditional Correctional Cross-Over Training to Traditional Law Enforcement BRTP number 222 and

Traditional Correctional Cross-Over Training to CMS Application-Based Law Enforcement BRTP number 1143.

Sub-paragraphs 11B-35.002(1)(a)8.-9., F.A.C.: Deletes the retired Traditional Correctional Probation Cross-Over Training to Traditional Law Enforcement BRTP number 223 and Traditional Correctional Probation Cross-Over Training to CMS Application-Based Law Enforcement BRTP number 1157.

Sub-paragraph 11B-35.002(1)(a)10., F.A.C.: Deletes the updated (U) date from the Correctional Probation Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1179.

Sub-paragraph 11B-35.002(1)(a)11., F.A.C.: Deletes the retired Law Enforcement Auxiliary Officer BRTP number 211.

Paragraph 11B-35.002(1)(b), F.A.C.: Removes “Updated (U)” from the column header and revises the paragraph numbering of sub-paragraphs 11B-35.002(1)(b)2.-11., F.A.C.

Sub-paragraphs 11B-35.002(1)(b)2.-4.: Deletes the retired Traditional Law Enforcement Cross-Over Training to Traditional Correctional BRTP number 555, Traditional Correctional Probation Cross-Over Training to Traditional Correctional BRTP number 556, and CMS Application-Based Law Enforcement Cross-Over Training to Traditional Correctional BRTP number 1155.

Sub-paragraph 11B-35.002(1)(b)6., F.A.C.: Updates the sub-paragraph reference in subsection 11B-35.003(8), F.A.C., and changes it from (g) to (h).

Paragraph 11B-35.002(1)(c), F.A.C.: Removes “Updated (U)” from the column header and revises the paragraph numbering of Rule 11B-35.002(1)(c)1.-8., F.A.C.

Sub-paragraph 11B-35.002(1)(c)1., F.A.C.: Deletes the retired Traditional Correctional Probation BRTP number 602.

Sub-paragraph 11B-35.002(1)(c)2., F.A.C.: Deletes the updated (U) date from the Florida Correctional Probation BRTP number 1176.

Sub-paragraphs 11B-35.002(1)(c)3.-5., F.A.C.: Deletes the retired Traditional Correctional Cross-Over Training to Traditional Correctional Probation BRTP number 667, Traditional Law Enforcement Cross-Over Training to Traditional Correctional Probation BRTP number 660, and CMS Application-Based Law Enforcement Cross-Over Training to Traditional Correctional Probation BRTP number 1156.

Sub-paragraphs 11B-35.002(1)(c)6.-7., F.A.C.: Deletes the updated (U) date from the Correctional Officer Cross-Over Training to Florida Correctional Probation BRTP number 1183 and Law Enforcement Officer Cross-Over Training to Florida Correctional Probation BRTP number 1184.

Sub-paragraph 11B-35.002(1)(c)8., F.A.C.: Updates the rule reference.

Subsection 11B-35.002(5), F.A.C.: Updates the rule reference.  
Paragraph 11B-35.002(5)(a), F.A.C.: Deletes the retired Traditional Law Enforcement BRTP number 002 from the list of Basic Recruit Training Programs.

Paragraphs 11B-35.002(5)(c)-(d), F.A.C.: Deletes the retired Traditional Correctional Probation BRTP number 602 and CMS Application-Based Law Enforcement BRTP number 224.

Paragraph 11B-35.002(5)(g), F.A.C.: Revises the effective date of the Florida Correctional Probation Basic Recruit Training Program number 1176, Version 2008.04, and changes it from July 1, 2012 to April 1, 2008, which is the date the Commission approved the program.

Sub-paragraph 11B-35.002(6)(b)2., F.A.C.: Changes the rule to allow an individual who may have been employed in a discipline for many years but had retired or otherwise left employment, to be eligible to attend a cross-over course that if they had entered the cross-over course prior to leaving employment, they would have been eligible.

Sub-paragraph 11B-35.002(6)(b)3., F.A.C.: Revised to clearly identify the four year time frame in which an applicant who completes a Basic Recruit Training Program can qualify to attend a cross-over course.

Paragraph 11B-35.002(6)(d), F.A.C.: Revises the sub-paragraph numbering in sub-paragraphs 11B-35.002(5)(d)1.-7., F.A.C., because #1. and 2. were removed.

Sub-paragraphs 11B-35.002(6)(d)1.-2., F.A.C.: Deletes the retired Traditional Correctional Cross-Over to CMS Application-Based Law Enforcement BRTP number 1143 and Traditional Correctional Probation Cross-Over CMS Application-Based Law Enforcement BRTP number 1157.

Sub-paragraphs 11B-35.002(6)(e)1.-7., F.A.C.: Deletes the retired CMS Application-Based Law Enforcement Cross-Over to Traditional Correctional BRTP number 1155 and Traditional Correctional Probation Cross-Over to Traditional Correctional BRTP number 556; and renumbers subparagraphs in paragraph 11B-35.002(6)(e), F.A.C.

Sub-paragraph 11B-35.002(6)(f)5., F.A.C.: Revises the effective date of the Correctional Officer Cross-Over Training to Florida Correctional Probation Basic Recruit Training Program number 1183, and changes it from July 1, 2012 to April 1, 2008, which is the date the Commission approved the program.

Subsection 11B-35.0021(7), F.A.C.: Adds “canine” and “diving” to the list of instructor certification topics.

Sub-paragraph 11B-35.0024(3)(a)2., F.A.C.: Revises the CMS Defensive Tactics Performance Evaluation, form CJSTC- 6 CMS, to remove questions related to chemical agent exposure exemption.

Sub-paragraph 11B-35.0024(3)(a)3., F.A.C.: Revises the rule text to remove the chemical agent exposure exemption to

require all students to undergo chemical agent contamination as described in the CMS Criminal Justice Defensive Tactics Course.

Sub-paragraph 11B-35.0024(3)(c)2., F.A.C.: Revises and incorporates the CMS Firearms Performance Evaluation, form CJSTC-4 CMS.

Sub-paragraph 11B-35.0024(3)(f)2., F.A.C.: Incorporates the revised CMS First Aid Performance Evaluation, form CJSTC-5 CMS.

Sub-paragraph 11B-35.0024(3)(h)2., F.A.C.: Revises the CMS Vehicle Operations Performance Evaluation, form CJSTC-7 CMS.

Paragraph 11B-35.0024(4)(k), F.A.C.: Incorporates the revised Canine Team Performance Evaluation, form CJSTC-83.

Subsection 11B-35.003(2), F.A.C.: Makes a grammatical change to remove the word “an” from rule text.

Paragraphs 11B-35.003(7)-(9), F.A.C.: Deletes the retired Correctional Auxiliary Officer BRTP number 501, revises the paragraph numbering, and updates the paragraph rule reference.

Paragraph 11B-35.006(1)(b), F.A.C.: Revises the paragraph numbering of sub-paragraphs 11B-35.006(1)6.-48., F.A.C.

Sub-paragraph 11B-35.006(1)(b)6., F.A.C.: Deletes Criminal Law, number 019, from the list of Advanced Training Program Courses and adds the course to the list of Specialized Training Program Courses.

Sub-paragraph 11B-35.006(1)(b)9., F.A.C.: Retires and deletes Sex Crimes Investigations, number 033, from the list of Advanced Training Program Courses.

Sub-paragraph 11B-35.006(1)(b)14., F.A.C.: Deletes Organized Crime, number 054, from the list of Advanced Training Program Courses and adds the course to the list of Specialized Training Program Courses.

Sub-paragraph 11B-35.006(1)(b)16., F.A.C.: Retires and deletes Supervision of the Youthful Offender, number 058, from the list of Advanced Training Program Courses.

Sub-paragraphs 11B-35.006(1)(b)18.-19., F.A.C.: Retires and deletes Firefighting for Correctional Officers, number 072, and Community and Human Relations, number 073, from the list of Advanced Training Program Courses.

Sub-paragraph 11B-35.006(1)(b)22., F.A.C.: Retires and deletes Computers and Technology in Criminal Justice, number 080, from the list of Advanced Training Program Courses.

Sub-paragraphs 11B-35.006(1)(b)39.-40., F.A.C.: Retires and deletes Computer Crime Investigations, number 1153, and Financial Fraud Investigations, number 1154, from the list of Advanced Training Program Courses.

Sub-paragraph 11B-35.006(1)(b)42., F.A.C. Retires and deletes Managing and Communicating with Inmates and

Offenders, number 1161, from the list of Advanced Training Program Courses.

Sub-paragraph 11B-35.006(1)(b)44., F.A.C.: Retires and deletes Inmate Manipulation, number 1164, from the list of Advanced Training Program Courses.

Sub-paragraph 11B-35.006(1)(b)47., F.A.C.: Retires and deletes Investigating Crimes Against Children, number 1187, from the list of Advanced Training Program Courses.

Sub-paragraph 11B-35.006(1)(b)48., F.A.C. Retires and deletes Field Training Officer Course for Correctional Probation Officers, number 1188, from the list of Advanced Training Program Courses and removes the salary incentive statement (\*) associated with the course.

Sub-paragraph 11B-35.006(1)(b)36., F.A.C.: Incorporates the new sub-paragraph 11B-35.006(1)(b)36., F.A.C., to add the Violent Crime Investigator Training Course, number 1137, to the list of Advanced Training Program Courses and removes the course from the list of Specialized Training Program Courses.

Subsection 11B-35.007(3), F.A.C.: Revises the paragraph numbering of paragraphs 11B-35.007(3)(b)-(r), F.A.C.

Paragraphs 11B-35.007(3)(b)-(c), F.A.C.: Deletes the retired CMS Instructor Techniques Course, number 1116, and CMS General Instructor Transition Course, number 803, from the list of Specialized Instructor Training Courses.

Paragraph 11B-35.007(3)(e), F.A.C.: Deletes the retired CMS Vehicle Operations Instructor Transition Course, number 805, from the list of Specialized Instructor Training Courses.

Paragraph 11B-35.007(3)(g), F.A.C.: Deletes the retired CMS Firearms Instructor Transition Course, number 806, from the list of Specialized Instructor Training Courses.

Paragraph 11B-35.007(3)(i), F.A.C.: Deletes the retired CMS Defensive Tactics Instructor Transition Course, number 807, from the list of Specialized Instructor Training Courses.

Paragraph 11B-35.007(3)(k), F.A.C.: Deletes the retired CMS First Aid Instructor Transition Course, number 804, from the list of Specialized Instructor Training Courses.

Paragraph 11B-35.007(3)(m), F.A.C.: Deletes the retired Laser Speed Measurement Device (LSMD) Instructor Transition Course for Radar Instructors, number 1109, from the list of Specialized Instructor Training Courses.

Subsection 11B-35.007(4), F.A.C.: Revises the paragraph numbering of paragraphs 11B-35.007(4)(b)-(z), F.A.C.

Paragraph 11B-35.007(4)(b), F.A.C.: Retires and deletes Human Interaction Course, number 1144, from the list of Specialized Training Program Courses.

Paragraph 11B-35.007(4)(j), F.A.C.: Retires and deletes Crimes Against Children, number 1135, from the list of Specialized Training Program Courses.

Paragraph 11B-35.007(4)(k), F.A.C.: Retires and deletes Domestic Violence, number 1136, from the list of Specialized Training Program Courses.

Paragraph 11B-35.007(4)(l), F.A.C.: Deletes Violent Crime Investigator Training Course, number 1137, from the list of Specialized Training Program Courses and adds the course to the list of Advanced Training Program Courses.

Paragraphs 11B-35.007(4)(n)-(p), F.A.C.: Retires and deletes the following courses from the list of Specialized Training Program Courses: Basic Incident Command System (ICS) Course, number 1140; Intermediate Incident Command System (ICS) Course, number 1141; and Advanced Incident Command System (ICS) Course, number 1142.

Paragraph 11B-35.007(4)(r), F.A.C.: Retires and deletes Problem Solving Model: SECURE, number 1150, from the list of Specialized Training Program Courses.

Paragraphs 11B-35.007(4)(w)-(x), F.A.C.: Moves the Criminal Law, number 019; and Organized Crime, number 054, from the Advanced Training Program list to the list of Specialized Training Program Courses.

Paragraph 11B-35.007(4)(y), F.A.C.: Adds new Diabetic Emergencies and Officer Response, number 2009, to the list of Specialized Training Program Courses.

Paragraph 11B-35.009(5), F.A.C.: Incorporates the revised Exemption-From-Training, form CJSTC-76.

SUMMARY: Criminal justice officer training programs and course requirements; revised Canine Team Performance Evaluation, form CJSTC-83; revised Exemption-From-Training, form CJSTC-76.

#### 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 Department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), (2), 943.14(3), 943.17 FS.

LAW IMPLEMENTED: 119.071, 943.12, 943.17, 943.12, 943.12(5), 943.17, 943.17(1)(a), (b), 943.175, 943.25 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Wednesday, June 29, 2016 at 10:00 a.m.  
 PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at 850-410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-35.001 General Training Programs; Requirements and Specifications.

(1) through (7) No change.

(8) Student academic performance in courses.

(a) No change.

(b) The terms “successfully completed” and “successfully complete” are denoted with a “Pass” on the completed Training Report form CJSTC-67 and are defined as follows: A student enrolled in a Commission-approved Basic Recruit Training Program shall achieve a score of no less than 80% on each of the written end-of-course examinations, exclusive of demonstration of proficiency skills in the Basic Recruit Training Courses. A student enrolled in a Commission-approved Advanced or Specialized Training Program Course pursuant to subparagraph (8)(d)~~1-13~~ of this rule section shall achieve a score of no less than 80% on the written end-of-course examination. A student enrolled in a Specialized Instructor Training Course shall achieve a score of no less than 85% on the written end-of-course examination, exclusive of demonstration of any proficiency skills.

(c) The training center director or designee is responsible for the development, maintenance, and administration of comprehensive end-of-course examinations. The training center director or designee is authorized to develop, maintain, and administer additional academic tests for courses and is not limited to only the utilization of a comprehensive end-of-course examination. Training schools shall maintain examinations for Commission-approved Basic Recruit, Advanced, Specialized Instructor Training, and Specialized Training Program Courses, pursuant to subparagraph (8)(d)~~1-13~~ of this rule section and in compliance with the administration, confidentiality, and security requirements of subsections 11B-35.0085(2) - (5), F.A.C.

(d) Specialized Instructor Training Courses outlined in subsection 11B-35.007(3), F.A.C., and the following Specialized Training Program Courses require an end-of-course examination:

1. through 8. No change.

|                   |                 |  |               |
|-------------------|-----------------|--|---------------|
| <del>9.</del>     | <del>1134</del> | <del>Criminal Justice Officer Ethics Course</del>                    | <del>8</del>  |
| <del>10.</del>    | <del>1135</del> | <del>Crimes Against Children</del>                                   | <del>24</del> |
| <del>11.</del>    | <del>1136</del> | <del>Domestic Violence</del>   | <del>8</del>  |
| <del>12.</del>    | <del>1137</del> | <del>Violent Crime Investigator Training Course</del>                | <del>40</del> |
| <del>9,13.</del>  | 2007            | Safe Handling of Firearms  | 16            |
| <del>10,14.</del> | 2008            | District Courts of Appeal Marshal Minimum Standards Training Program | 32            |

(e) No change.

(9) Implementation of the new Correctional Probation Basic Recruit Training Program. The Commission is preparing a significant update to the Commission-approved Correctional Probation Basic Recruit Training Program to be implemented in 2016 ~~2015~~. This program and courses are based on a statewide job-task analysis and provides an enhanced learning environment. Delivery of the program shall comply with the requirements set forth in the Commission’s new approved Correctional Probation Basic Recruit Training Curriculum.

(10) Reporting requirements for Commission-approved Basic Recruit, Advanced, and Specialized Training Program Courses are as follows:

(a) The training center director or designee shall determine the beginning and ending dates of each Basic Recruit Training Program, and within thirty days following the class starting date shall forward a Training Report, form CJSTC-67, revised November 5, 2015 ~~November 6, 2014~~, effective 9/2016 ~~7/2015~~, hereby incorporated by reference, to Commission staff through the Commission’s Automated Training Management System (ATMS). Form CJSTC-67 can be obtained at the following FDLE Internet address:



<http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

(b) Following the completion of a Commission-approved Basic Recruit Training Program, Advanced Training Program Course, or Instructor Training Course, the training center director or designee shall, within thirty days of the program or course completion date, electronically transmit a completed Training Report form CJSTC-67, or transmit an updated CJSTC-67 form through the Commission's ATMS. Submission of the Academy Physical Fitness Standards Report, form CJSTC-67A, revised November 6, 2014, effective 7/2015, hereby incorporated by reference, is required for the Florida CMS Law Enforcement, Florida Law Enforcement Academy, Florida Correctional Probation, ~~Traditional Correctional~~, and Florida CMS Correctional Basic Recruit Training Programs within thirty days of the course completion. Form CJSTC-67A can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(c) No change.

(d) The training center director or designee shall ensure that the records for Commission-approved Basic Recruit, Advanced, and Specialized Training Program Courses are maintained in the course file within the training school. Each course shall be subject to audit by Commission staff. Such records shall, at a minimum, include:

1. through 13. No change.

14. For Basic Recruit Training Programs, proof of compliance with Sections 943.14(7) and 943.17(1)(g), F.S., and subsection 11B-35.001(14)(b), F.A.C., which includes a completed Physical Fitness Assessment, form CJSTC-75B, revised November 5, 2015 ~~November 6, 2014~~, effective 9/2016 ~~7/2015~~, hereby incorporated by reference. Form CJSTC-75B can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615.

15. through 16. No change.

(11) through (15) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.17 FS. Law Implemented 119.071, 943.12, 943.17 FS. History—New 12-13-92, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, \_\_\_\_\_.

11B-35.0011 Basic Abilities Test Requirements for Applicant Admission into a Law Enforcement and Correctional Basic Recruit Training Program.

(1) Basic Abilities Test. To comply with Section 943.17(1)(g), F.S., applicants who apply for entry into a Commission-approved Basic Recruit Training Program after January 1, 2002, shall obtain a passing score on a Commission-approved Basic Abilities Test (BAT) for the law enforcement or correctional disciplines, prior to entering a program. The BAT shall be administered in the state of Florida.

(a) through (e) No change.

(f) Any violation of the provisions of this rule section shall be documented in writing and submitted to Commission staff within seven days to the Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302. ~~address set forth in subsection 11B-35.001(17), F.A.C.~~

(g) through (h) No change.

(2) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.17 FS. History—New 7-29-01. Amended 11-5-02, 11-30-04, 3-21-07, 6-9-08, 5-21-12, 3-13-13, 5-29-14, \_\_\_\_\_.

11B-35.002 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation.

(1) There are established by the Criminal Justice Standards and Training Commission, Basic Recruit Training Programs (B RTP) that provide the minimum required knowledge and proficiency skills necessary for officer employment and certification pursuant to Sections 943.10(1) - (3), F.S. Individuals who apply for employment as a Florida law enforcement, correctional, or correctional probation officer, shall successfully complete one of the following Commission-approved Basic Recruit Training Programs:

| (a)           | Law Enforcement Discipline |   |                |                                       |
|---------------|----------------------------|---|----------------|---------------------------------------|
|               | Program Number             | Basic Recruit Training Programs                                 | Program Hours  | Retired (R) Effective (E) Updated (U) |
| <del>1.</del> | <del>002</del>             | <del>Traditional Law Enforcement B RTP</del>                    | <del>672</del> | <del>R-6/30/04</del>                  |
| <del>2.</del> | <del>224</del>             | <del>CMS Application-Based Law Enforcement B RTP</del>          | <del>770</del> | <del>R-3/31/08</del>                  |
| <del>3.</del> | 1177                       | Florida CMS Law Enforcement B RTP                               | 770            | E-4/1/08<br>R-6/30/14                 |
| 4.            | 222                        | Traditional Correctional Cross-Over Training to Traditional Law | 172            | R-3/31/05                             |

|                  |                 |   |                |                                   |
|------------------|-----------------|---|----------------|-----------------------------------|
|                  |                 | <del>Enforcement BRTP</del>   |                |                                   |
| <del>5.</del>    | <del>1143</del> | <del>Traditional Correctional Cross-Over Training to CMS Application-Based Law Enforcement BRTP</del>           | <del>444</del> | <del>R-3/31/08</del>              |
| <del>2.6.</del>  | 1178            | Correctional Officer Cross-Over Training to Florida CMS Law Enforcement BRTP                                    | 457            | E-4/1/08<br>R-6-30-12             |
| <del>3.7.</del>  | 1191            | Correctional Officer Cross-Over Training to Florida CMS Law Enforcement BRTP                                    | 489            | E-7/1/12<br>R-6-30-14             |
| <del>8.</del>    | <del>223</del>  | <del>Traditional Correctional Probation Cross-Over Training to Traditional Law Enforcement BRTP</del>           | <del>412</del> | <del>R-3/31/06</del>              |
| <del>9.</del>    | <del>1157</del> | <del>Traditional Correctional Probation Cross-Over Training to CMS Application-Based Law Enforcement BRTP</del> | <del>554</del> | <del>R-3/31/08</del>              |
| <del>4.10.</del> | 1179            | Correctional Probation Officer Cross-Over Training to Florida CMS Law Enforcement BRTP                          | 579            | E-4/1/08<br>U-7/1/12<br>R-6-30-14 |
| <del>11.</del>   | <del>211</del>  | <del>Law Enforcement Auxiliary Officer BRTP</del>   | <del>317</del> | <del>R-3/31/08</del>              |
| <del>5.12.</del> | 1180            | CMS Law Enforcement Auxiliary Officer BRTP  | 319            | E-4/1/08                          |
| <del>6.13.</del> | 2000            | Florida Law Enforcement Academy   | 770            | E-7/1/14                          |
| <del>7.14.</del> | 2003            | Correctional Officer Cross-Over Training to Florida Law Enforcement Academy                                     | 515            | E-7/1/14                          |
| <del>8.15.</del> | 2004            | Correctional Probation Officer  | 567            | E-7/1/14                          |

|  |  |  |  |  |
|--|--|--|--|--|
|  |  | Cross-Over Training to Florida Law Enforcement Academy |  |  |
|--|--|--|--|--|

| (b)             | Correctional Discipline |   |                |                                       |
|-----------------|-------------------------|---|----------------|---------------------------------------|
|                 | Program Number          | Basic Recruit Training Programs   | Program Hours  | Retired (R) Effective (E) Updated (U) |
| 1.              | 502                     | Traditional Correctional BRTP   | 552            | R-6/30/12                             |
| <del>2.</del>   | <del>555</del>          | <del>Traditional Law Enforcement Cross-Over Training to Traditional Correctional BRTP</del> | <del>156</del> | <del>R-3/31/06</del>                  |
| 3.              | 556                     | Traditional Correctional Probation Cross-Over Training to Traditional Correctional BRTP     | 256            | R-3/31/08                             |
| 4.              | 1155                    | CMS Application-Based Law Enforcement Cross-Over Training to Traditional Correctional BRTP  | 199            | R-3/31/08                             |
| <del>2.5.</del> | 1181                    | Law Enforcement Officer Cross-Over Training to Traditional Correctional BRTP                | 199            | R-6/30/12                             |
| <del>3.6.</del> | 1192                    | Law Enforcement Officer Cross-Over Training to Florida CMS Correctional BRTP                | 156            | E-7/1/12<br>R-6/30/14                 |
| <del>4.7.</del> | 1182                    | Correctional Probation Officer Cross-Over Training to Traditional Correctional BRTP         | 256            | R-6/30/12                             |
| <del>5.8.</del> | 1193                    | Correctional Probation Officer Cross-Over Training  | 250            | E-7/1/12                              |

|                  |      |   |     |           |
|------------------|------|---|-----|-----------|
|                  |      | to Florida CMS Correctional B RTP   |     |           |
| <del>6.9.</del>  | 501  | Correctional Auxiliary Officer B RTP<br>To become certified as a Correctional Auxiliary Officer, pursuant to subsection 11B-35.003(8), F.A.C., a basic recruit student shall complete the Florida CMS Correctional B RTP, pursuant to paragraph (5)(h)(g) of this rule section. | 254 | R-6/30/12 |
| <del>7.10.</del> | 1190 | Florida CMS Correctional B RTP  | 420 | E-7/1/12  |
| <del>8.11.</del> | 2005 | Law Enforcement Officer Cross-Over Training to Florida CMS Correctional B RTP   | 172 | E-7/1/14  |

|                 |                 |  |                |  |
|-----------------|-----------------|--|----------------|--|
|                 |                 | <del>Probation B RTP</del>   |                |  |
| <del>5.</del>   | <del>1156</del> | <del>CMS Application-Based Law Enforcement Cross-Over Training to Traditional Correctional Probation B RTP</del>   | <del>112</del> | <del>R-3/31/08</del>                         |
| <del>2.6.</del> | 1183            | Correctional Officer Cross-Over Training to Florida Correctional Probation B RTP   | 194            | E-4/1/08<br><del>U-7/1/12</del>              |
| <del>3.7.</del> | 1184            | Law Enforcement Officer Cross-Over Training to Florida Correctional Probation B RTP  | 130            | E-4/1/08<br><del>U-7/1/12</del><br>R-6/30/14 |
| <del>4.8.</del> | NA              | Correctional Probation Auxiliary B RTP; there is no course. To become certified as a Correctional Probation Auxiliary Officer, pursuant to subsection 11B-35.003(8)(7), F.A.C., a basic recruit student shall complete the Correctional Probation B RTP, pursuant to paragraph (5)(d)(f) of this rule section. | NA             | NA   |

| (c) Correctional Probation Discipline |                |   |                |                                       |
|---------------------------------------|----------------|---|----------------|---------------------------------------|
|                                       | Program Number | Basic Recruit Training Programs   | Program Hours  | Retired (R) Effective (E) Updated (U) |
| <del>1.</del>                         | <del>602</del> | <del>Traditional Correctional Probation B RTP</del>   | <del>412</del> | <del>R-8/31/07</del>                  |
| <del>1.2.</del>                       | 1176           | Florida Correctional Probation B RTP  | 449            | E-4/1/08<br><del>U-7/1/12</del>       |
| <del>3.</del>                         | <del>667</del> | <del>Traditional Correctional Cross-Over Training to Traditional Correctional Probation B RTP</del> | <del>172</del> | <del>R-3/31/08</del>                  |
| 4.                                    | 660            | <del>Traditional Law Enforcement Cross-Over Training to Traditional Correctional</del>              | 134            | R-3/31/06                             |

(2)(a) through (b) No change.

(3) through (4) No change.

(5) Commission-approved Basic Recruit Training Programs. Pursuant to Section 943.12, F.S., Commission-approved Basic Recruit Training Programs establish the minimum required entry-level training for law enforcement, correctional, and correctional probation officers. Individuals who are requesting employment as an officer, and have not had previous basic recruit training or have not been certified as an officer in the discipline for which certification is sought, and have met the requirements of Sections 943.13(1)-(8) and (11), 943.14(7), and 943.17(1)(g), F.S., shall successfully complete a Commission-approved Basic Recruit Training Program pursuant to this rule section. The Commission's Basic Recruit Training Programs are:

~~(a) Traditional Law Enforcement Basic Recruit Training Program number 002 (Retired June 30, 2004).~~

~~(a)(b) Traditional Correctional Basic Recruit Training Program number 502 (Retired June 30, 2012).~~

~~(c) Traditional Correctional Probation Basic Recruit Training Program number 602 (Retired August 31, 2007).~~

~~(d) CMS Application Based Law Enforcement Basic Recruit Training Program number 224 (Retired March 31, 2008).~~

~~(b)(e) Florida CMS Law Enforcement Basic Recruit Training Program number 1177 (Retired June 30, 2014).~~

~~(c)(f) Florida Law Enforcement Academy number 2000 (Effective July 1, 2014):~~

1. through 18. No change.

~~(d)(g) Florida Correctional Probation Basic Recruit Training Program number 1176, Version 2008.04 (Effective April 1, 2008 July 1, 2012):~~

1. through 9. No change.

~~(e)(h) Florida CMS Correctional Basic Recruit Training Program number 1190, (Effective July 1, 2012):~~

1. through 12. No change.

(6) Commission-approved Basic Recruit Cross-Over Training Programs. The Commission has established basic recruit cross-over training programs to provide lateral movement of officers between criminal justice disciplines.

(a) No change.

(b) An applicant requesting to attend a Commission-approved Basic Recruit Cross-Over Training Program shall:

1. No change.

2. Have not been separated from employment in the discipline the officer is moving from for more than four years; or

3.2. Within four years of the beginning date of the Commission-approved Basic Recruit Training Program for the discipline the officer is moving from, hHave successfully completed the a Commission-approved Basic Recruit Training Program and passed the State Officer Certification Examination (SOCE), within four years, for the discipline the officer is moving from.

(c) No change.

(d) Law Enforcement Cross-Over Basic Recruit Training Programs.

~~1. Traditional Correctional Cross Over to CMS Application Based Law Enforcement Basic Recruit Training Program number 1143 (Retired March 31, 2008).~~

~~2. Traditional Correctional Probation Cross Over to CMS Application Based Law Enforcement Basic Recruit Training Program number 1157 (Retired March 31, 2008).~~

~~1.3. Correctional Officer Cross-Over Training to Florida CMS Law Enforcement Basic Recruit Training Program number 1178 (Retired June 30, 2012).~~

~~2.4. Correctional Officer Cross-Over Training to Florida Law Enforcement Academy number 2003 (Effective July 1, 2014). An individual, who has successfully completed the Correctional Basic Recruit Training Program and passed the SOCE, shall complete the following courses to satisfy the training requirements to become a law enforcement officer:~~

a. through p. No change.

~~3.5. Correctional Officer Cross-Over Training to Florida CMS Law Enforcement Basic Recruit Training Program number 1191 (Retired June 30, 2014).~~

~~4.6. Correctional Probation Officer Cross-Over Training to Florida Law Enforcement Academy number 2004 (Effective July 1, 2014). An individual who has successfully completed the Correctional Probation Basic Recruit Training Program and passed the SOCE, shall complete the following courses to satisfy the training requirements to become a law enforcement officer:~~

a. through o. No change.

~~5.7. Correctional Probation Officer Cross-Over Training to Florida CMS Law Enforcement Basic Recruit Training Program number 1179 (Retired June 30, 2014).~~

(e) Correctional Cross-Over Basic Recruit Training Programs.

~~1. CMS Application Based Law Enforcement Cross Over to Traditional Correctional Basic Recruit Training Program number 1155 (Retired March 31, 2008).~~

~~2. Traditional Correctional Probation Cross Over to Traditional Correctional Basic Recruit Training Program number 556 (Retired March 31, 2008).~~

~~1.3. Law Enforcement Officer Cross-Over Training to Traditional Correctional Basic Recruit Training Program number 1181 (Retired June 30, 2012).~~

~~2.4. Law Enforcement Officer Cross-Over Training to Florida CMS Correctional Basic Recruit Training Program number 2005 (Effective July 1, 2014). An individual, who has successfully completed the Law Enforcement Officer Basic Recruit Training Program and passed the SOCE, shall complete the following courses to satisfy the training requirements to become a correctional officer:~~

| Course Title   | Course Hours |
|--|--------------|
| Overview of Corrections  | 14           |
| Officer Safety   | 16           |
| Facility and Equipment   | 8            |
| Intake and Release   | 18           |
| Supervising in a Correctional Facility   | 40           |
| Supervising Special Populations  | 20           |
| Law Enforcement Cross-Over to Correctional Responding to Incidents and Emergencies | 12           |

|   |     |
|---|-----|
| Cross-Over Program Updates                                  | 8   |
| Cross-Over Handgun Transition Course                        | 24  |
| Law Enforcement Cross-over to Correctional Officer Wellness | 12  |
| TOTAL   | 172 |

~~3.5.~~ Law Enforcement Officer Cross-Over Training to Florida CMS Correctional BRTP number 1192 (Retired June 30, 2014).

~~4.6.~~ Correctional Probation Officer Cross-Over Training to Traditional Correctional Basic Recruit Training Program number 1182 (Retired June 30, 2012).

~~5.7.~~ Correctional Probation Officer Cross-Over Training to Florida CMS Correctional Basic Recruit Training Program number 1193 (Effective July 1, 2012). An individual, who has successfully completed the Correctional Probation Officer Basic Recruit Training Program and passed the SOCE, shall complete the following courses to satisfy the training requirements to become a correctional officer:

a. through j. No change.

(f) Correctional Probation Cross-Over Basic Recruit Training Programs.

1. through 4. No change.

5. Correctional Officer Cross-Over Training to Florida Correctional Probation Basic Recruit Training Program number 1183 (Effective ~~April 1, 2008~~ July 1, 2012). An individual who has successfully completed the Correctional Basic Recruit Training Program and passed the SOCE, shall complete the following courses to satisfy the training requirements to become a correctional probation officer:

a. through h. No change.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.17 FS. Law Implemented 943.12, 943.17 FS. History—New 12-13-92, Amended 1-10-94, 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 5-21-12, 3-13-13, 5-29-14, 7-29-15,\_\_\_\_\_.

11B-35.0021 Courses and Requirements for Basic Recruit Training, Advanced, Specialized, and Instructor Training Requiring Proficiency Demonstration.

(1) through (6) No change.

(7) Applicants shall complete the training requirements set forth in subsections 11B-20.0014(2)–(3), F.A.C., to become certified by the Commission to instruct in the topics of firearms, vehicle operations, defensive tactics, first aid, speed measurement, canine, diving, and breath test.

(8) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.14(3), 943.17 FS. Law Implemented 943.12(5), 943.17 FS. History—New 12-13-92, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-21-07, 6-9-08, 9-28-09, 3-13-13, 5-29-14, 7-29-15,\_\_\_\_\_.

11B-35.0024 Student Performance in Commission-approved High-Liability Basic Recruit Training Courses, Instructor Training Courses, and Specialized and Advanced Training Program Courses Requiring Proficiency Demonstration.

(1) through (2) No change.

(3) Successful completion and demonstration of proficiency skills is required for each of the following high-liability courses: CMS Criminal Justice Defensive Tactics Course, CMS Defensive Tactics Instructor Course, CMS Criminal Justice Firearms Course, Cross-Over Handgun Transition Course, CMS Firearms Instructor Course, Safe Handling of Firearms course, CMS Law Enforcement Vehicle Operations Course, CMS Vehicle Operations Instructor Course, CMS First Aid for Criminal Justice Officers Course, and CMS First Aid Instructor Course.

(a) CMS Criminal Justice Defensive Tactics Course.

1. No change.

2. A basic recruit student shall achieve a score of no less than 80% on the required written end-of-course examination and demonstrate at 100% proficiency, defensive tactics skills taught by a training school, with the results recorded on the required CMS Defensive Tactics Performance Evaluation, form CJSTC-6 CMS, revised ~~November 5, 2015~~ November 7, 2013, effective ~~9/2016~~ 5/2014, hereby incorporated by reference. Form CJSTC-6 CMS can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Form CJSTC-6 CMS shall be maintained in the student or course file.

3. A basic recruit student shall be subject to chemical agent contamination as described in the CMS Criminal Justice Defensive Tactics Course. Prior to beginning a Law Enforcement, Correctional, or Correctional Probation Basic Recruit Training Program, a student shall complete the Physical Fitness Assessment form CJSTC-75B. This form verifies that there are no known medical conditions that would prevent a student from participating in chemical agent contamination. ~~A student who has provided the training school with documentation of prior chemical agent exposure that includes chemical agent contamination and working through the effects of chemical agent contamination in a training environment, shall be exempt from this requirement.~~

(b) No change.

(c) CMS Criminal Justice Firearms Course.

1. No change.

2. A basic recruit student shall achieve a score of 80% on the required written end-of-course examination and demonstrate the required Firearms High-Liability Proficiency Skills, using a commercially produced B-21E target or

equivalent Pride Enterprises (P.R.I.D.E.) target, at 80% or higher using a handgun (revolver or semi-automatic pistol for both daylight and night) and a long gun (shotgun or semiautomatic rifle/carbine). The results shall be recorded on the required CMS Firearms Performance Evaluation form CJSTC-4 CMS, revised November 5, 2015 ~~December 16, 2014~~, effective 9/2016 (~~effective 3/2013~~), hereby incorporated by reference. Form CJSTC-4 CMS can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850)410-8615. Form CJSTC-4 CMS shall be maintained in the student or course file.

(d) through (e) No change.

(f) CMS First Aid for Criminal Justice Officers Course.

1. No change.

2. A basic recruit student shall achieve a score of no less than 80% on the required written end-of-course examination and demonstrate the required First Aid High-Liability Proficiency Skills at 100%, with the results recorded on the required CMS First Aid Performance Evaluation, form CJSTC-5 CMS, revised November 5, 2015 ~~December 16, 2014~~, effective 9/2016 (~~effective 3/2013~~), hereby incorporated by reference. Form CJSTC-5 CMS can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Form CJSTC-5 CMS shall be maintained in the student or course file.

(g) No change.

(h) CMS Law Enforcement Vehicle Operations Course.

1. No change.

2. A basic recruit student shall achieve a score of no less than 80% on the required written end-of-course examination and demonstrate the required Vehicle Operations High-Liability Proficiency Skills, with four out of five runs (80%) for each exercise, with the results recorded on the required CMS Vehicle Operations Performance Evaluation, form CJSTC-7 CMS, revised November 5, 2015 ~~November 7, 2013~~, effective 9/2016 ~~5/2014~~, hereby incorporated by reference. Form CJSTC-7 CMS can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Form CJSTC-7 CMS shall be maintained in the student or course file. Form CJSTC-7 CMS shall be maintained in the student or course file.

(i) No change.

(4) Successful completion and demonstration of proficiency skills is required for each of the following basic recruit, advanced, specialized instructor, or specialized

training program courses: DUI Traffic Stops, Speed Measurement Course, Speed Measurement Instructor Course, Breath Test Instructor Course, Breath Test Instructor Renewal Course, Breath Test Operator Course, Breath Test Operator Renewal Course, Agency Inspector Course, Agency Inspector Renewal Course, Underwater Police Science and Technology course, Canine Team Training Course, Canine Team Training Instructor Course, and Role-play Scenarios for Facilitative Learning.

(a) through (j) No change.

(k) Canine Team Training Course number 1198. A handler shall achieve a score of no less than 80% on the required written end-of-course examination and demonstrate the required proficiency skills at 100%, with the results recorded on the required Canine Performance Evaluation form CJSTC-83, revised November 5, 2015 ~~November 6, 2014~~, effective 9/2016 ~~7/2015~~, hereby incorporated by reference. Form CJSTC-83 can be obtained at the following FDLE Internet Address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615. A copy of the completed form shall be provided to the student and the original maintained in the course file.

(l) through (m) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 119.071, 943.12, 943.17 FS. History—New 2-17-93, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 5-29-14, 7-29-15, \_\_\_\_\_.

11B-35.003 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation Auxiliary Training.

(1) No change.

(2) To become certified as a law enforcement or correctional ~~an~~ auxiliary officer, an applicant shall meet the requirements outlined in Sections 943.13(1) – (9), and (11), 943.14(7), and 943.17(1)(g), F.S. To become certified as a correctional probation auxiliary officer, an applicant shall meet the requirements outlined in Sections 943.13(1)-(9), and (11), and 943.14(7), F.S., and shall complete the Florida Correctional Probation Basic Recruit Training Program in its entirety. Applicants requesting certification as a correctional officer shall complete the Florida CMS Correctional Basic Recruit Training Program in its entirety. Applicants requesting certification as a law enforcement auxiliary officer shall successfully complete the following Auxiliary Officer Basic Recruit Training Program requirements:

(a) through (c) No change.

(3) through (6) No change.

~~(7) Correctional Auxiliary Officer Basic Recruit Training Program number 501 (Retired June 30, 2012).~~

~~(7)(8)~~ Correctional Auxiliary Officer Basic Recruit Training Program. To become a Correctional Auxiliary Officer an individual shall complete the Florida CMS Correctional Basic Recruit Training Program, number 1190, pursuant to paragraph 11B-35.002(5)(e)(~~h~~), F.A.C.

~~(8)(9)~~ Correctional Probation Auxiliary Officer Basic Recruit Training Program. To become a Correctional Probation Auxiliary Officer an individual shall complete the Florida Correctional Probation Basic Recruit Training Program, number 1176, pursuant to paragraph 11B-35.002(5)(d)(~~g~~), F.A.C.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(5), 943.17(1)(a) FS. History—New 12-13-92, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 5-29-14, \_\_\_\_\_.

11B-35.006 Advanced Training Program.

(1) Commission-approved Advanced Training Program Courses were created to enhance an officer’s knowledge, skills, and abilities for the job the officer performs and are used by an officer to satisfy mandatory retraining requirements or eligibility for salary incentive monies pursuant to Rule Chapter 11B-14, F.A.C.

(a) No change.

(b) The following is a complete list of active Advanced Training Program Courses:

1. through 5. No change.

|                   |     |   |    |
|-------------------|-----|---|----|
| <del>6.</del>     | 019 | <del>Criminal Law</del>                           | 40 |
| <del>6.7.</del>   | 020 | Case Preparation and Court Presentation           | 40 |
| <del>7.8.</del>   | 032 | Special Tactical Problems                         | 40 |
| <del>9.</del>     | 033 | <del>Sex Crimes Investigations</del>              | 40 |
| <del>8.10.</del>  | 036 | Injury and Death Investigations                   | 40 |
| <del>9.11.</del>  | 047 | Interviews and Interrogations                     | 40 |
| <del>10.12.</del> | 050 | Stress Management Techniques                      | 40 |
| <del>11.13.</del> | 053 | Crisis Intervention                               | 40 |
| 14.               | 054 | <del>Organized Crime</del>                        | 40 |
| <del>12.15.</del> | 057 | Discipline and Special Confinement Techniques     | 40 |
| 16.               | 058 | <del>Supervision of the Youthful Offender</del>   | 40 |
| <del>13.17.</del> | 068 | Advanced Report Writing and Review                | 40 |
| 18.               | 072 | <del>Firefighting for Correctional Officers</del> | 40 |
| 19.               | 073 | <del>Community and Human Relations</del>          | 40 |

|                   |           |   |    |
|-------------------|-----------|---|----|
| <del>14.20.</del> | 074       | Substance Abuse Awareness and Education   | 40 |
| <del>15.21.</del> | 077       | Underwater Police Science and Technology  | 80 |
| 22.               | 080       | <del>Computers and Technology in Criminal Justice</del>   | 40 |
| <del>16.23.</del> | 085       | Emergency Preparedness for Correctional Officers  | 40 |
| <del>17.24.</del> | 087       | Advanced Traffic Homicide Investigations  | 80 |
| <del>18.25.</del> | 088       | Traffic Crash Reconstruction  | 80 |
| <del>19.26.</del> | 090       | School Resource Officer   | 40 |
| <del>20.27.</del> | 091       | Domestic Intervention and Investigations  | 40 |
| <del>21.28.</del> | 093       | Hostage Negotiation   | 40 |
| <del>22.29.</del> | 094       | Drug Abuse Resistance Education (D.A.R.E.) – FDLE instructed only   | 80 |
| <del>23.30.</del> | 096       | Drug Abuse Resistance Education (D.A.R.E.)  | 40 |
| <del>24.31.</del> | 094 & 097 | Drug Abuse Resistance Education (D.A.R.E.)  | 40 |
| <del>25.32.</del> | 098       | Basic Traffic Homicide Investigations   | 80 |
| <del>26.33.</del> | 100       | Crimes Against the Elderly  | 40 |
| <del>27.34.</del> | 107       | Middle Management   | 40 |
| <del>28.35.</del> | 809       | *Field Training Officer Course for Law Enforcement Officers (This course is not mandated for field training officers) | 40 |
| <del>29.36.</del> | 1100      | *Field Training Officer Course for Correctional Officers (This course is not mandated for field training officers)    | 40 |
| <del>30.37.</del> | 1151      | Conducting Background Investigations  | 40 |
| <del>31.38.</del> | 1152      | Investigation and Supervision of Officer-Involved Deadly Force Incidents  | 40 |
| 39.               | 1153      | <del>Computer Crime Investigations</del>  | 40 |
| 40.               | 1154      | <del>Financial Fraud Investigations</del>   | 40 |
| <del>32.41.</del> | 1158      | Speed Measurement Course  | 40 |
| 42.               | 1161      | <del>Managing and Communicating with Inmates and Offenders</del>  | 40 |
| <del>33.43.</del> | 1163      | Gangs and Security Threat Groups  | 40 |
| 44.               | 1164      | <del>Inmate Manipulation</del>  | 40 |
| <del>34.45.</del> | 1165      | Spanish for Criminal Justice Professionals  | 40 |

|                   |                 |   |           |
|-------------------|-----------------|---|-----------|
| <del>35.46.</del> | 1166            | Advanced Investigative Techniques of Human Trafficking Offenses   | 40        |
| 47.               | <del>1187</del> | <del>Investigating Crimes Against Children</del>  | 40        |
| 48.               | <del>1188</del> | <del>*Field Training Officer Course for Correctional Probation Officers (This course is not mandated for field training officers)</del> | 40        |
| <u>36.</u>        | <u>1137</u>     | <u>Violent Crime Investigator Training Course</u>   | <u>40</u> |

\*Officers who are currently receiving salary incentive payment for completion of the Field Training Officer Course number 051, are not eligible to receive additional salary incentive credit for course number 809, ~~or 1100, or 1188.~~  
Officers who are currently receiving salary incentive payment for completion of the Radar Speed Measurement Training Course for Law Enforcement Officers number 055 and Laser Speed Measurement Operators Course for Law Enforcement Officers number 095 are not eligible to receive additional salary incentive credit for course number 1158.

(2) through (5) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(5), 943.17(1)(b) FS. History—New 12-13-92, Amended 1-10-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 3-13-13, \_\_\_\_\_.

11B-35.007 Specialized Training Program.

(1) through (2) No change.

(3) Specialized Instructor Training Courses pursuant to paragraph (1)(b) of this rule section. The following Specialized Instructor Training Courses are developed and approved by the Commission for instructor training and shall be delivered in their entirety by a training school for an individual to qualify to apply as a Commission-certified instructor.

(a) No change.

|                   |                 |  |               |
|-------------------|-----------------|--|---------------|
| <del>(b)</del>    | <del>1116</del> | <del>CMS Instructor Techniques Course (Retired 11/14/08)</del>                   | <del>80</del> |
| <del>(e)</del>    | <del>803</del>  | <del>CMS General Instructor Transition Course (Retired 3/31/08)</del>            | <del>12</del> |
| <del>(b)(d)</del> | <del>800</del>  | <del>CMS Vehicle Operations Instructor Course</del>                              | <del>40</del> |
| <del>(e)</del>    | <del>805</del>  | <del>CMS Vehicle Operations Instructor Transition Course (Retired 3/31/08)</del> | <del>16</del> |
| <del>(c)(f)</del> | <del>801</del>  | <del>CMS Firearms Instructor Course</del>  | <del>44</del> |
| <del>(g)</del>    | <del>806</del>  | <del>CMS Firearms Instructor Transition Course (Retired 3/31/08)</del>           | <del>12</del> |

|                   |                                    |  |                                |
|-------------------|------------------------------------|--|--------------------------------|
| <del>(d)(h)</del> | <del>802</del>                     | <del>CMS Defensive Tactics Instructor Course</del>   | <del>80</del>                  |
| <del>(i)</del>    | <del>807</del>                     | <del>CMS Defensive Tactics Instructor Transition Course (Retired 3/31/08)</del>  | <del>32</del>                  |
| <del>(e)(j)</del> | <del>1114</del>                    | <del>CMS First Aid Instructor Course</del>   | <del>40</del>                  |
| <del>(k)</del>    | <del>804</del>                     | <del>CMS First Aid Instructor Transition Course (Retired 3/31/08)</del>  | <del>8</del>                   |
| <del>(f)(l)</del> | <del>1107</del><br><del>1199</del> | <del>Canine Team Training Instructor Course (Retired 11/6/13)</del><br><del>Canine Team Training Instructor Course</del> | <del>40</del><br><del>80</del> |
| <del>(m)</del>    | <del>1109</del>                    | <del>Laser Speed Measurement Device (LSMD) Instructor Transition Course for Radar Instructors (Retired 12/31/08)</del>   | <del>24</del>                  |
| <del>(g)(n)</del> | <del>1110</del>                    | <del>Breath Test Instructor Course</del>   | <del>40</del>                  |
| <del>(h)(o)</del> | <del>1111</del>                    | <del>Breath Test Instructor Renewal Course</del>   | <del>8</del>                   |
| <del>(i)(p)</del> | <del>1159</del>                    | <del>Speed Measurement Instructor Course</del>   | <del>40</del>                  |
| <del>(j)(q)</del> | <del>1186</del>                    | <del>Florida General Instructor Techniques Course</del>  | <del>64</del>                  |
| <del>(k)(r)</del> | <del>2001</del>                    | <del>Role-play Scenarios for Facilitative Learning</del>   | <del>16</del>                  |

(4) Commission-approved Specialized Training Program Courses pursuant to paragraph (1)(c) of this rule section. The following Commission-approved Specialized Training Program Courses are developed and approved by the Commission and have not been designated as Commission-approved Advanced Training Program Courses:

(a) No change.

|                   |                                    |  |                                  |
|-------------------|------------------------------------|--|----------------------------------|
| <del>(b)</del>    | <del>1144</del>                    | <del>Human Interaction Course</del>  | <del>16</del>                    |
| <del>(b)(c)</del> | <del>1131</del>                    | <del>Human Diversity In-service Training for Discriminatory Profiling and Professional Traffic Stops</del>             | <del>4</del>                     |
| <del>(c)(d)</del> | <del>1112</del><br><del>1198</del> | <del>Canine Team Training Course (Retired 11/6/13)</del><br><del>Canine Team Training Course (Effective 11/7/13)</del> | <del>400</del><br><del>480</del> |
| <del>(d)(e)</del> | <del>1113</del>                    | <del>Laser Speed Measurement Device (LSMD) Transition Operators Course for Radar Operators (Retired 12/31/08)</del>    | <del>12</del>                    |
| <del>(e)(f)</del> | <del>1132</del>                    | <del>Parking Enforcement Specialist for Civilians</del>  | <del>16</del>                    |
| <del>(f)(g)</del> | <del>1133</del>                    | <del>Selective Traffic Enforcement Program for Civilians</del>   | <del>80</del>                    |
| <del>(g)(h)</del> | <del>732</del>                     | <del>Traffic Control Officer for Civilians</del>   | <del>8</del>                     |
| <del>(h)(i)</del> | <del>1134</del>                    | <del>Criminal Justice Officer Ethics Course</del>  | <del>8</del>                     |
| <del>(j)</del>    | <del>1135</del>                    | <del>Crimes Against Children</del>   | <del>24</del>                    |
| <del>(k)</del>    | <del>1136</del>                    | <del>Domestic Violence</del>   | <del>8</del>                     |
| <del>(l)</del>    | <del>1137</del>                    | <del>Violent Crime Investigator Training Course</del>  | <del>40</del>                    |



|         |             |  |           |
|---------|-------------|--|-----------|
| (i)(m)  | 808         | CMS Field Training Officer Transition Course (Retired 12/31/08)                | 8         |
| (n)     | 1140        | Basic Incident Command System (ICS) Course                                     | 6         |
| (o)     | 1141        | Intermediate Incident Command System (ICS) Course                              | 18        |
| (p)     | 1142        | Advanced Incident Command System (ICS) Course                                  | 14        |
| (j)(q)  | 1149        | Special Populations  | 32        |
| (r)     | 1150        | Problem-Solving Model: SECURE  | 6         |
| (k)(s)  | 1160        | Dart-Firing Stun Gun   | 8         |
| (l)(t)  | 1167        | CMS General Instructor Update Course (Retired 12/31/10)                        | 4         |
| (m)(u)  | 1169        | CMS Defensive Tactics and Firearms Instructor Update Course (Retired 12/31/10) | 6         |
| (n)(v)  | 1185        | Elder Abuse Investigations   | 4         |
| (o)(w)  | 1189        | Physical Fitness Trainer Course  | 32        |
| (p)(x)  | 1194        | Responding to Veterans   | 16        |
| (q)(y)  | 1195        | Public Safety Telecommunications for Law Enforcement Officers                  | 40        |
| (r)(z)  | 1197        | STEP Course for Red Light Cameras  | 40        |
| (s)(aa) | 2002        | Property Repossession Processes  | 2         |
| (t)(bb) | 2006        | Canine Team Training Instructor Update Course                                  | 24        |
| (u)(cc) | 2007        | Safe Handling of Firearms  | 16        |
| (v)(dd) | 2008        | District Courts of Appeal Marshal Minimum Standards Training Program           | 32        |
| (w)     | <u>019</u>  | <u>Criminal Law</u>  | <u>40</u> |
| (x)     | <u>054</u>  | <u>Organized Crime</u>   | <u>40</u> |
| (y)     | <u>2009</u> | <u>Diabetic Emergencies and Officer Response</u>                               | <u>2</u>  |

(5) through (7) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.175, 943.25 FS. History—New 12-13-92, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 5-21-12, 3-13-13, 5-29-14, 7-29-15, \_\_\_\_\_.

11B-35.009 Exemption from Basic Recruit Training.

(1) through (4) No change.

(5) Documentation requirements for out-of-state, federal, and inactive Florida Officers. Upon verification of an individual’s request for exemption of training, pursuant to this rule section, an employing agency or Criminal Justice Selection Center shall submit to Commission staff a completed Exemption-From-Training, form CJSTC-76, revised November 5, 2015 ~~November 6, 2014~~, effective 9/2016 ~~7/2015~~, hereby incorporated by reference, for out-of-state, federal, and inactive Florida Officers. Form CJSTC-76

can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/Content/CJST/Publications/Professionalism-Program-Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Supporting documentation verifying the individual’s compliance with comparable basic recruit training and sworn criminal justice experience pursuant to this rule section shall be maintained on file by the employing agency or Criminal Justice Selection Center and submitted to Commission staff for review. The agency shall be notified of the approval or denial of the requested exemption of certification in writing within 30 working days. Any appeal of denial of exemption is governed by Section 120.57, F.S.

(6) through (9) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 119.071, 943.131(2) FS. History—New 1-2-97, Amended 7-7-99, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 5-21-12, 3-13-13, 5-29-14, 7-29-15, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 02, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2015 and November 2, 2015

**DEPARTMENT OF LAW ENFORCEMENT**

**Division of Criminal Justice Information Systems**

RULE NOS.: RULE TITLES:

11C-6.004 Procedures for Requesting Criminal History Records

11C-6.009 Sale and Delivery of Firearms

11C-6.010 Retention of Applicant Fingerprints

PURPOSE AND EFFECT: Rule 11C-6.004, F.A.C. changes are requested to be consistent with statutory language and to update forms promulgated in rule for Volunteer and Employee Background Checks (VECHS) qualified entities requesting criminal history record checks under the National Child Protection Act.

Rule 11C-6.009, F.A.C. is amended to be consistent with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) rules for licensing firearms dealers. Changes also include removing reference to form number FDLE 40-019 since the form is not used and no longer exists and extending appeal timeframes from 21 calendar days to 60 calendar days as a direct benefit to the public, and to update references to the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) form F-4473.

Rule 11C-6.010, F.A.C. is amended to move existing rule language in subsection 11C-6.010(8), F.A.C. to subsection

11C-6.010(2), F.A.C.. Replacing references to Automated Fingerprint Identification System (AFIS) to Biometric Identification System (BIS). Adding reference to the Care Provider Clearinghouse retained applicants in subsection 11C-6.010(7), F.A.C.. Correcting statutory reference in subsection 11C-6.010(1), F.A.C..

SUMMARY: Rule 11C-6.004, F.A.C. is amended make grammatical changes to be consistent with statute and to reflect that fingerprints must be submitted electronically in accordance with the Federal Bureau of Investigation requirements. The amendments also reflect changes to the Volunteer and Employee Background Checks (VECHS) Qualified Entity Application and the VECHS Dissemination Log.

Rule 11C-6.009, F.A.C. is amended to be consistent with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) rules for licensing firearms dealers. Changes also include removing reference to form number FDLE 40-019 since the form is not used and no longer exists and extending appeal time frames from 21 calendar days to 60 calendar days as a direct benefit to the public and to update references to the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) form F-4473.

Rule 11C-6.010, F.A.C. is amended to move existing rule language in subsection 11C-6.010(8), F.A.C. to subsection 11C-6.010(2), F.A.C.. Replacing references to Automated Fingerprint Identification System (AFIS) to Biometric Identification System (BIS). Adding reference to the Care Provider Clearinghouse retained applicants in subsection 11C-6.010(7), F.A.C. Correcting statutory reference in subsection 11C-6.010(1), 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 proposed rule is not expected to exceed any of the criteria set forth in Section 120.541(2)(a), F.S., and thus, a legislative ratification is not required under Section 120.541(3), F.S. This determination is based upon the nature of the subject matter of the proposed amendment.

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: 943.03(4), 943.053(3), 943.0542, 943.056, 790.065, 943.03(4), 943.05(2)(g-h), 1012.32(3), 1012.465, 1012.56, FS.

LAW IMPLEMENTED: 943.0542, 943.056, 790.065 FS., 432.12, 496.4101(3)(c), 550.105(10)(c), 551.107(7)(c), 560.141(1)(c)3, 559.555(2)3, 744.3135(4)(b), 943.13(5), 985.644(3)(c), 1002.395(6)(b)3, 1002.421(3)(a), 1012.32(3), 1012.465, 1012.467, 1012.56, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Wednesday, June 29, 2016, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308

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: Timothy Giesecke at (850)410-8113, or timothygiesecke@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bureau Chief Timothy Giesecke at (850)410-8113, or timothygiesecke@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULE IS:

11C-6.004 Procedures for Requesting Criminal History Records.

(1) through (2) No change.

(3) Fees.

(a) There shall be no charge for conducting record checks under paragraphs (2)(a) through (c).

(b) As provided in Section 943.053(3)(b), F.S., a processing fee of \$24 shall be charged for each subject inquired upon under paragraphs (2)(d) through (f), except that ~~a fee of \$8 shall be charged for each subject inquired upon for the guardian ad litem program, and vendors of the Department of Children and Families Family Services, the Department of Juvenile Justice, and the Department of Elderly Affairs; shall be \$8 for each name submitted; the fee for a~~

~~state criminal history provided for application processing as required by law to be performed a fee of \$15 shall be charged for each subject inquired upon pursuant to a state criminal history record check required by law to be performed by the Department of Agriculture and Consumer Services; shall be \$15 for each name submitted; and the a fee for requests under Section 943.0542, F.S., which implements the of \$18 shall be charged for each volunteer subject inquired upon under the National Child Protection Act of 1993, shall be \$18 for each volunteer name submitted. The state offices of the Public Defender shall not be assessed a fee for as amended; and no fee shall be charged for Florida criminal history information or wanted person information requested by the state offices of the Public Defender.~~

(c) through (d) No change.

(4) Entities applying to the Florida Department of Law Enforcement to be qualified to receive criminal history records under the National Child Protection Act of 1993, as amended, must first complete and submit the following documents to the Florida Department of Law Enforcement, in accordance with the instructions provided: VECHS Qualified Entity Application – Volunteer & Employee Criminal History System (NCPA 1; Rev. ~~January 1, 2004~~ May 2015). Entities that are qualified through the Florida Department of Law Enforcement to receive criminal history records under the National Child Protection Act must submit complete an electronic fingerprints electronically submission—for each person ~~and submit it~~ to the Florida Department of Law Enforcement for each request for a criminal history record check. Qualified entities that release to another qualified entity any criminal history record information received pursuant to the National Child Protection Act must complete and maintain the following document, in accordance with the instructions provided: VECHS Dissemination Log – Volunteer & Employee Criminal History System (NCPA 4, Rev. ~~January 1, 2004~~ May 2015). These forms are incorporated by reference. Rulemaking Authority 943.03(4), 943.053(3), 943.0542, 943.056 FS. Law Implemented 943.053(3), 943.0542, 943.056 FS. History—New 12-30-76, Amended 11-7-83, Formerly 11C-6.04, Amended 9-1-88, 4-1-93, 7-7-99, 8-22-00, 7-29-01, 12-3-03, 6-9-08, 6-3-10, 5-21-12, 3-13-13, 5-29-14,\_\_\_\_\_.

11C-6.009 Sale and Delivery of Firearms.

(1) For a federally licensed firearm dealer (including licensed firearm importers, licensed firearm manufacturers and licensed firearm dealers pursuant to Title 27, C.F.R., Part 178) to complete a firearm transaction to another person, other than a licensed importer, licensed manufacturer, licensed dealer or licensed collector, a United States Treasury Department, Bureau of Alcohol, Tobacco and Firearms (ATF) form ATF F-4473 [5300.9] Part 1 (04/12 ~~10/01~~) (Firearms Transaction Record) incorporated here by reference, must be completed.

These forms are available from the ATF Distribution Center, 7943 Angus Court, Springfield, Virginia 22153. The completion of the ATF F-4473 [5300.9] Part 1 (04/12 ~~10/01~~) form must comply with Title 27, C.F.R. Part 178, Section 178.124, and with Section 790.065, F.S.

(2) Section A of the ATF F-4473 [5300.9] Part 1 (04/12 ~~10/01~~) form must be completed by the potential buyer or transferee. The dealer must ensure that items 9-13 are completed by the buyer prior to the dealer contacting the Florida Department of Law Enforcement (FDLE). In addition to the above requirements, the social security number of the potential buyer or transferee may be recorded in block number 87 of ATF F-4473 [5300.9] Part 1 (04/12 ~~10/01~~) form, along with the additional types and dates of identification for any person who is not a United States citizen (i.e., utility bills or lease agreements). The dealer is required to advise the potential buyer that the disclosure of his or her social security number is voluntary, of the authority for the disclosure, and of the use to be made of the number.

(3) All federally licensed importers, licensed manufacturers, and licensed firearm dealers in Florida who intend to sell a firearm to another non-licensed person must provide dealership information to the FDLE and obtain an identification number and a toll-free telephone number. The identification number and toll-free telephone number must be used only by or for the dealer and must be used to obtain an approval number before a firearm can be transferred. ~~The Florida Firearm Dealer Information Form (form number FDLE 40-019, February 1, 1991), incorporated here by reference, may be obtained from:~~

~~Florida Department of Law Enforcement  
Firearm Purchase Program  
Post Office Box 1489  
Tallahassee, Florida 32302-1489  
Telephone Number: (850) 410-8139~~

(4) No change.

(5) Using the provided toll-free telephone number or by other electronic means in addition to the telephone, the dealer must contact FDLE immediately prior to each transaction involving the transfer of one or more firearms to obtain an approval number to complete the firearm transaction. The dealer will provide the dealer’s identification number and all identification data of the potential buyer/transferee as contained on ATF form F-4473 [5300.9] Part 1 (04/12 ~~10/01~~) to FDLE.

(6) ~~FDLE will provide an approval, non approval, conditional approval, conditional non approval number or pending non approval to the dealer based on the criminal history record of the potential buyer or transferee. Based on the status of the criminal history record, FDLE will provide an approval or non-approval number to the dealer during the call~~

when possible or by return call or within the specified time frame as contained in Section 790.065, F.S. Unless compliance with the requirements of this section is excused as provided in Section 790.065(10), F.S., if the dealer has not received an approval or non-approval number, conditional or otherwise, from FDLE within the time frame specified, the dealer must contact FDLE to inquire about the status of the request for approval, prior to completing the transaction. If a conditional non-approval number is issued, FDLE will attempt to determine the status of the criminal history record so as to respond to the dealer within the time frame contained in Section 790.065, F.S., with an approval or non-approval number. At the termination of the time period specified in Section 790.065(2)(c)5., F.S., if such a determination is not possible, the conditional non-approval number will become a conditional approval number. The approval number is valid for a single transaction and for a period not to exceed thirty calendar days after receipt of the number. Multiple firearms may be transferred in this transaction.

(7) The dealer will record the ~~approval, non-approval or conditional approval or conditional non-approval number, or pending non-approval decision and number provided by FDLE~~ in box ~~19b~~ 21b and in the box in the top right corner labeled, Transferor's Transaction Serial Number of ATF form F-4473 (5300.9) Part 1 (04/12 ~~10/04~~). When the transaction is approved, the dealer should complete Section B of the ATF form F-4473.

(8) To any potential buyer or transferee intending to formally appeal ~~his~~ a non-approval decision, the dealer will provide a Firearm Purchase Non-Approval Appeal Form (form number FDLE 40-020, January 2002), incorporated herein by reference, and on file with Secretary of State, that must be completed by the dealer and the potential buyer or transferee. The potential buyer or transferee must take the form to a law enforcement agency, be fingerprinted there, and return the Non-approval Appeal form and fingerprints to FDLE within 2460 calendar days. Using the procedures as described in Chapter 11C-8, F.A.C., FDLE will process the formal appeal request. A supply of the appeal forms will be provided by FDLE to dealers upon request. Such requests should be directed to:

Florida Department of Law Enforcement  
Firearm Purchase Program  
Post Office Box 1489  
Tallahassee, Florida 32302-1489  
Telephone Number: (850) 410-8139

As an alternative to this procedure, the potential buyer or transferee may at any time appeal his non-approval directly to the FBI, as authorized by Title 28, C.F.R., Section 25.10.

(9) through (12) No change.

(13) All records where the transfer was approved must be maintained by dealers for 20 years as required by Title 27, C.F.R., Part 178. All records where the transfer was non-approved must be kept by dealers in a secure area and kept confidential for five (5) years. This would include the dealer's copy of the ATF Form F-4473 [5300.9] Part 1 (04/12 ~~10/04~~) where the transfer of a firearm was non-approved. Records must be made available to federal, state, county and municipal law enforcement agencies in connection with their official duties upon request during business hours or other reasonable times if the dealer has no regular business hours.

(14) through (17) No change..

(18) Dealers are required to notify FDLE of any changes in their address, telephone number, or federal license status. Failure to do so will result in the dealer's identification number being suspended. When the correct address and telephone number can be verified, and all outstanding invoices satisfied, service can be reinstated. Dealers with an expired federal license will not be able to process transactions. Dealers must have a valid active telephone number on file with FDLE that is answered during regular business hours.

(19) FDLE will provide a licensed dealer with a new identification number when the dealer believes that unauthorized use has been or may be made of that dealer's current identification number. It is the responsibility of the dealer to maintain the confidentiality of the assigned identification number, username, and password and not release the toll-free telephone number.

(20) No change.

Rulemaking Authority 790.065, 943.03(4) FS. Law Implemented 790.065 FS., Title 18, U.S.C., Chapter 44, and Title 27, C.F.R., Part 178. History—New 6-2-91, Amended 7-7-99, 8-22-00, 12-18-00, 11-5-02, \_\_\_\_\_.

#### 11C-6.010 Retention of Applicant Fingerprints.

(1) Upon official written request from an agency executive director, secretary, or designee, or from a qualified entity under Section 943.0542 ~~943.052~~, F.S., subject to the conditions specified in Section 943.05(2)(g) and (h), F.S., or as otherwise required by law, the Florida Department of Law Enforcement shall enter and retain in the ~~Automated Fingerprint Identification System (AFIS)~~ Biometric Identification System (BIS) the applicant fingerprints submitted for state and national criminal history checks by such agencies or entities to participate in the Applicant Fingerprint Retention and Notification Program (AFRNP) for current and prospective employees, contractors, volunteers, and persons seeking to be licensed or certified.

(2) Such applicant fingerprints shall be submitted in a digitized an electronic format for entry into ~~AFIS~~ BIS, and shall be retained, ~~in the AFRNP database, in such a manner as to be distinct from the criminal history record database.~~

Without regard to whether an applicant fingerprint entry is retained in the BIS database, data from an applicant fingerprint entry which would improve the quality or clarity of an arrest fingerprint entry will be merged with the arrest fingerprints, and the applicants fingerprints retained. An applicant fingerprint entry which is found to match a latent fingerprint taken from a crime scene will be retained as part of the criminal history database unless an arrest fingerprint offers a match that is at least as demonstrable.

(3) No change.

~~(4) When the subject of retained fingerprints submitted for retention under this program is identified with fingerprints from an incoming Florida arrest, as confirmed by fingerprint comparison, the Department shall immediately advise the agency which submitted the applicant fingerprints of the arrest in writing. Arrests made in other states or by the federal government will not result in notification, as access to these arrests is restricted by federal law. The information on arrests for these applicants in other states and by the federal government is available only upon a fingerprint submission to the Federal Bureau of Investigation.~~

(5) The annual fee for participation in the AFRNP shall be \$6 per individual record retained. The fee is charged on the anniversary month of the applicant's initial entry into the program.

(6) The initial entry of an applicant's fingerprints into the AFRNP BIS database must be accompanied by a state or a state and national criminal history records check. There is no additional fee for the first year of participation in the program. For each succeeding year, the \$6 per record annual fee will be charged.

(7) Noninstructional contractors who are subject to criminal history checks and whose fingerprints are retained in the AFRNP for five years under Section 1012.467, F.S. and Section 435.12, F.S., shall pay the prescribed fee for the five year retention period at the initial submission of fingerprints. ~~All other submissions which are retained will be charged this fee annually in advance on the anniversary of the individual applicant's initial entry into the program.~~

(8) As a condition of participation in the AFRNP, the agency or qualified entity must inform the Department in writing or electronically and receive written confirmation from the Department of all persons with retained fingerprints who are no longer employed, licensed, certified, or otherwise associated with the agency in order that such persons may be removed from the AFRNP database. ~~Without regard to whether an applicant fingerprint entry is retained in the AFRNP database, data from an applicant fingerprint entry which would improve the quality or clarity of an arrest fingerprint entry will be merged with the arrest fingerprints, and the applicant print will be retained as part of the criminal~~

~~history record database. An applicant fingerprint entry which is found to match a latent fingerprint taken from a crime scene will be retained as part of the criminal history database unless an arrest fingerprint offers a match that is at least as demonstrable.~~

Rulemaking Authority 943.05(2)(g), (h), 1012.32(3), 1012.465, 1012.56 FS. Law Implemented ~~220.187(6)(b), 432.12,~~ 496.4101(3)(c), 550.105(10)(c), 551.107(7)(c), 560.141(1)(c)3, 559.555(2)3, 744.3135(4)(b), 943.13(5), 985.644~~(5)(h)(3)(c),~~ 1002.395(6)(b)3, 1002.421(3)(a), 1012.32(3), 1012.465, 1012.467, 1012.56 FS. History—New 11-30-04, Amended 6-9-08, 9-28-09, 5-21-12, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Bureau Chief Timothy Giesecke  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 02, 2016  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2015

**DEPARTMENT OF LAW ENFORCEMENT  
Division of Local Law Enforcement Assistance**

RULE NO.: 11D-8.0035  
RULE TITLE: Approval of Alcohol Reference Solution and Sources

PURPOSE AND EFFECT: Paragraph 11D-8.0035(2)(a), F.A.C.: Adds specificity to the rule to clarify the approval process for alcohol reference solutions.

Subsection 11D-8.0035(4), F.A.C.: Repeals this paragraph because it is no longer necessary with the added specificity to paragraph (2)(a) of this rule section.

SUMMARY: Removes requirement that all analysis results shall fall within the alcohol reference solution acceptable range; and removes language dealing with post-approval analysis.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule is not expected to exceed any of the criteria set forth in Section 120.541(2)(a), F.S., and thus, a legislative ratification is not required under Section

120.541(3), F.S. This determination is based upon the nature of the subject matter of the proposed amendment.

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: 316.1932(1)(a)2., (f)1., 316.1933(2)(b), 316.1934(3), 322.63(3)(a), (b), 327.352(1)(b)3. FS.

LAW IMPLEMENTED: 316.1932(1)(b)2., 316.1933(2)(b), 316.1934(3), 322.63(3)(b), 327.352(1)(e), 327.353(2), 327.354(3) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Wednesday, June 29, 2016, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Alcohol Testing Program at (850)617-1290, or alcoholtestingprogram@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, Alcohol Testing Program, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Patrick Murphy, Ph.D., ATP Program Manager at (850)617-1290, or alcoholtestingprogram@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, Alcohol Testing Program, 2331 Phillips Road, Tallahassee, Florida 32308

THE FULL TEXT OF THE PROPOSED RULE IS:

11D-8.0035 Approval of Alcohol Reference Solution and Sources.

(1) No change.

(2) The Department shall approve each lot of alcohol reference solution prior to distribution for use in Florida.

(a) The Department shall determine the alcohol concentration in a minimum of ten (10) sample bottles of each lot of alcohol reference solution using gas chromatography or other scientifically accepted method at the time such lots are submitted for approval. Duplicate analyses will be performed on each sample bottle of alcohol reference solution. If any result falls outside the alcohol reference solution acceptable

range, a second set of analyses will be performed. If the second set of results are within the alcohol reference solution acceptable range, the alcohol reference solution shall be approved. If any of the results fall outside the alcohol reference solution acceptable range a second time, the alcohol reference solution shall be disapproved. All analysis results shall fall within the alcohol reference solution acceptable range.

(b) No change.

(3) No change.

~~(4) Approval analyses of alcohol reference solution lots shall be based on requirements and procedures in effect at the time such lots are submitted for approval. No post approval analysis is required for previously approved alcohol reference solution lots.~~

Rulemaking Authority 316.1932(1)(a)2., (f)1., 322.63(3)(a), 327.352(1)(b)3., (d) FS. Law Implemented 316.1932(1)(b)2., 316.1934(3), 322.63(3)(b), 327.352(1)(e), 327.354(3) FS. History—New 7-6-99, Amended 7-29-01, 12-9-04, 7-29-15, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Patrick Murphy, Ph.D., ATP Program Manager

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 02, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 29, 2016

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.: RULE TITLE:

61G15-20.0015 Application for Licensure by Endorsement

PURPOSE AND EFFECT: The purpose of the amendment is to update rule language, update Forms FBPE/002 and Form FBPE/004, and incorporate Form FBPE/004 by reference.

SUMMARY: Update language and update and add incorporated application forms.

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 Board voted that no SERC was required and

legislative ratification was unnecessary, since updating the rule language, updating Form FBPE/002 and adding FBPE/004 should streamline and clarify the application process, reduce regulatory requirements, and reduce costs and delay.

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: 471.008, 471.013, 471.015 FS.

LAW IMPLEMENTED: 471.013, 471.015 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303, (850)521-0500

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-20.0015 Application for Licensure by Endorsement.

(1) Any person desiring to be licensed as a professional engineer by endorsement shall submit a completed application form to the Board. The instructions and application Form FBPE/002 (04/16)(06-13), entitled "Application For Licensure By Endorsement", which is hereby incorporated herein by reference, copies of which may be obtained from the Board office at 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303; ~~or from~~ the Board's website at <http://www.fbpe.org/licensure/application-process> or at <http://www.flrules.org/Gateway/reference.asp?No=Ref-04514>. The Board shall certify as eligible for licensure by endorsement applicants who have completed the application form, remitted the application fee for licensure by endorsement required by Chapter 61G15-24, F.A.C., and who have demonstrated to the Board that:

- (a) through (b) No change.
- (2) through (5) No change.

(6) Any person desiring to practice as an engineering intern in this state by endorsement shall submit a completed application to the Board. The instructions and application Form FBPE/004 (04/16), entitled, "Application for Engineer Intern by Endorsement, is hereby incorporated by reference and may be obtained from the Board office at 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303; the Board's website at <http://www.fbpe.org/licensure/application-process> or at <https://www.flrules.org/gateway/reference.asp?NO=Ref>

. The Board shall certify as eligible for licensure by endorsement applicants who have completed the application form, remitted the application fee for licensure by endorsement required by Chapter 61G15-24, F.A.C., and who have demonstrated to the Board that they are in the final year of, or have graduated from, "a Board approved engineering program" as defined by subsection 61G15-20.001(2), F.A.C and have passed the Fundamentals of Engineering Examination prior to application.

Rulemaking Authority 471.008, 471.013, 471.015 FS. Law Implemented 471.013, 471.015 FS. History--New 9-27-01, Amended 4-9-07, 10-15-09, 11-16-10, 9-14-14, 7-7-15, 11-2-15,

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Professional Engineers  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2016  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 20, 2016

**DEPARTMENT OF HEALTH  
 Board of Medicine**

RULE NO.: 64B8-30.003  
 RULE TITLE: Physician Assistant Licensure  
 PURPOSE AND EFFECT: The proposed rule amendments incorporate the revised physician assistant licensure application and incorporate the temporary license extension form into the rule.

SUMMARY: The proposed rule amendments incorporate the revised physician assistant licensure application form and the temporary license extension form into the licensure rule.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized

knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013, 456.031(2), 456.033, 458.309, 458.347 FS.

LAW IMPLEMENTED: 456.013, 456.017, 456.031, 456.033, 458.347 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: Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-30.003 Physician Assistant Licensure.

(1) Requirements for Licensure.

(a) All applicants for licensure as physician assistants shall apply on Form DH-MQA 2000, entitled "Application for Licensure as a Physician Assistant," (revised 4/16 ~~10/14~~), hereby adopted and incorporated by reference, and can be obtained from the website at <http://www.flrules.org/Gateway/reference.asp?No=Ref-05073> or <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/> <http://www.doh.state.fl.us/mqa/PhysAsst/index.html>.

(b) In addition, upon employment, a licensed physician assistant must notify the Board of Medicine, in writing, utilizing Form DH-MQA 2004, entitled "Supervision Data Form," (revised 8/10), hereby adopted and incorporated by reference, which can be obtained from the Board of Medicine's website at <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/> <http://www.doh.state.fl.us/mqa/PhysAsst/index.html>,

within 30 days of such employment. Any subsequent changes to the physician assistant's employment must also be made, in writing, within 30 days of such change, utilizing this same form.

(c) Applicants who have been granted a temporary license pursuant to Section 458.347(7)(f) or Section 459.022(7)(e), F.S., are eligible to seek an extension of the temporary license

by submitting Form DH-MQA 1076, entitled "Extension of Temporary Licensure Application" (Rev. 4/16), hereby adopted and incorporated by reference, and can be obtained from the website at <http://www.flrules.org/Gateway/reference.asp?No=Ref-> or <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/>.

(2) through (3) No change.

(4) Restrictions. For purposes of carrying out the provisions of Sections 458.347(7) ~~458.437(7)~~ and 459.022, F.S., every physician assistant is prohibited from being supervised by any physician whose license to practice medicine is on probation.

(5) No change.

Rulemaking Authority 456.013, 456.031(2), 456.033, 458.309, 458.347 FS. Law Implemented 456.013, 456.017, 456.031, 456.033, 458.347 FS. History—New 4-28-76, Amended 11-15-78, 10-23-80, 12-4-85, Formerly 21M-17.03, Amended 5-13-87, 11-15-88, 11-15-90, 1-9-92, 5-6-93, Formerly 21M-17.003, Amended 9-21-93, Formerly 61F6-17.003, Amended 9-8-94, 11-30-94, 10-25-95, 3-25-96, Formerly 59R-30.003, Amended 6-7-98, 8-19-99, 5-28-00, 3-3-02, 5-19-03, 10-19-03, 11-17-03, 9-5-05, 12-12-05, 10-30-06, 2-25-07, 5-20-09, 2-2-10, 12-6-10, 1-27-13, 2-22-15, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Council on Physician Assistants

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 8, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 15, 2016

**DEPARTMENT OF HEALTH**

**Board of Occupational Therapy**

RULE NO.: RULE TITLE:

64B11-2.003 Fees; Application

PURPOSE AND EFFECT: The proposed rule amendment incorporates the revised application form into the rule.

SUMMARY: The proposed amendment to Rule 64B11-2.003, F.A.C. incorporates the revised application form DH-MQA 1152 into the rule, including the deletion of the medical errors course requirement for initial licensure. This is necessary as a result of the recent statutory change pursuant to Section 10, Ch. 2016-230, Laws of Florida.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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



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

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

**RULEMAKING AUTHORITY:** 456.013, 468.221, 468.204 FS

**LAW IMPLEMENTED:** 456.013, 456.0635, 468.209, 468.213(1), 468.221 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 Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255

**THE FULL TEXT OF THE PROPOSED RULE IS:**

64B11-2.003 Fees; Application. Each applicant for licensure shall pay an application fee in the amount of \$100.00 in the form of a check or money order payable to the Department of Health. This application fee is nonrefundable and may not be used for more than one year from the original submission of the application. After one year from the date of the original submission of an application, a new application and new fee shall be required from any applicant who desires to be considered for licensure. The application shall be made on "State of Florida Application for Licensure as an Occupational Therapist or Occupational Therapy Assistant," DH-MQA 1152 (revised 7/16 2-16 ), hereby adopted and incorporated by reference, available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06410> or [http://www.floridasoccupationaltherapy.gov/applications/app-](http://www.floridasoccupationaltherapy.gov/applications/app-ot-ota.pdf)

[ot-ota.pdf](http://www.floridasoccupationaltherapy.gov/applications/app-ot-ota.pdf) or you may choose to apply through the on-line application located at <http://floridasoccupationaltherapy.gov/licensing/>.

**Rulemaking Authority** 456.013, 468.221, 468.204 FS. **Law Implemented** 456.013, 456.0635, 468.209, 468.211, 468.221 FS. **History--New** 4-28-76, **Amended** 9-9-85, **Formerly** 21M-13.07, **Amended** 6-29-89, **Formerly** 21M-13.007, 61F6-13.007, 59R-61.007, **Amended** 1-12-09, 5-19-10, 12-19-12, 10-12-14, 2-1-16, .

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Board of Occupational Therapy

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

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** May 2, 2016

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** May 18, 2016

**DEPARTMENT OF HEALTH**

**Board of Occupational Therapy**

**RULE NO.:** 64B11-2.007 **RULE TITLE:** Medical Error Prevention Education for Initial Licensure

**PURPOSE AND EFFECT:** The proposed rule is being repealed as a result of a recent statutory change which deletes the requirement for a medical errors course for initial licensure. This repeal is necessary as a result of the recent statutory change pursuant to Section 10, Ch. 2016-230, Laws of Florida.

**SUMMARY:** The rule is no longer necessary and 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 concluded that this rule amendment will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the

Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013(7), 468.204 FS.

LAW IMPLEMENTED: 456.013(7) 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 Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B11-2.007 Medical Error Prevention Education for Initial Licensure.

Rulemaking Authority 456.013(7), 468.204 FS. Law Implemented 456.013(7) FS. History—New 12-11-96, Formerly 59R-61.016, Amended 7-28-99, 6-25-02, 2-19-04, 10-15-06, 2-1-16, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Occupational Therapy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 2, 2016

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE NO.: RULE TITLE:

64B15-6.003 Physician Assistant Licensure

PURPOSE AND EFFECT: The proposed rule amendments incorporate the revised physician assistant licensure application and incorporate the temporary license extension form into the rule.

SUMMARY: The proposed rule amendments incorporate the revised physician assistant licensure application form and the temporary license extension form into the licensure rule.

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

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

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

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

RULEMAKING AUTHORITY: 458.347(7), 459.005, 459.022 FS.

LAW IMPLEMENTED: 456.013, 456.031, 456.033, 459.022 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: Claudia Kemp, J.D., Interim Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-6.003 Physician Assistant Licensure.

(1) Requirements for Licensure.

(a) All applicants for licensure as physician assistants shall apply on Form DH-MQA 2000, entitled "Application for Licensure as a Physician Assistant," (revised 4/16 10/14), hereby adopted and incorporated by reference, and can be obtained from the website at <http://www.flrules.org/Gateway/reference.asp?No=Ref-05074> or <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/http://www.doh.state.fl.us/mqa/PhysAsst/index.html>.

(b) In addition, upon employment, a licensed physician assistant must notify the Board of Medicine, in writing, utilizing Form DH-MQA 2004, entitled "Supervision Data

Form,” (revised 8/10), hereby adopted and incorporated by reference, which can be obtained from the Board of Medicine’s website at <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/>

<http://www.doh.state.fl.us/mqa/PhysAsst/index.html>, within 30 days of such employment. Any subsequent changes to the physician assistant’s employment must also be made, in writing, within 30 days of such change, utilizing this same form.

(c) Applicants who have been granted a temporary license pursuant to Section 458.347(7)(f) or Section 459.022(7)(e), F.S., are eligible to seek an extension of the temporary license by submitting Form DH-MQA 1076, entitled “Extension of Temporary Licensure Application” (Rev. 4/16), hereby adopted and incorporated by reference, and can be obtained from the website at <http://www.flrules.org/Gateway/reference.asp?No=Ref-> or <http://flboardofmedicine.gov/licensing/physician-assistant-licensure/>.

(2) through (5) No change.

Rulemaking Authority 458.347(7), 459.005, 459.022 FS. Law Implemented 456.013, 456.031, 456.033, 459.022 FS. History—New 10-18-77, Formerly 21R-6.03, Amended 10-28-87, 4-21-88, 4-18-89, 9-26-90, 5-20-91, 10-28-91, 3-16-92, Formerly 21R-6.003, Amended 11-4-93, 3-29-94, Formerly 61F9-6.003, Amended 2-1-95, Formerly 59W-6.003, Amended 6-7-98, 3-10-02, 2-23-04, 10-30-06, 2-25-07, 5-20-09, 2-2-10, 12-6-10, 1-27-13, 2-22-15, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Council on Physician Assistants  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Osteopathic Medicine  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 20, 2016  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 15, 2016

**Section III**

**Notice of Changes, Corrections and Withdrawals**

NONE

**Section IV**

**Emergency Rules**

NONE

**Section V**

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant hereby gives notice:

An Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Chocondue located in Doral. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash and three-compartment sinks.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On 6/06/2016, the Division issued an order. The Final Order was in response to a Petition for an emergency permanent Variance from Emerald Isle Club, filed 5/24/2016, and advertised on 5/26/2016 in Vol. 42, No.103, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from 2.4.6.2, and 2.10.2.1, and 2.15.9, ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires that the pit be 5 feet deep, and are seeking permission to use a retractable toe guard and folding car top rail because the Petitioner has demonstrated that the purpose

of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2016-127).

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, [chr.elevators@myfloridalicense.com](mailto:chr.elevators@myfloridalicense.com).

## Section VI Notice of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation, Florida Historical Marker Council announces a public meeting to which all persons are invited.

DATE AND TIME: June 17, 2016, 9:00 a.m. to conclusion

PLACE: R.A. Gray Building, Room 307, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss 9 applications for the Florida Historical Marker Program.

A copy of the agenda may be obtained by contacting: Michael Hart at 1(800)847-7278 or [Michael.Hart@dos.myflorida.com](mailto:Michael.Hart@dos.myflorida.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 48 hours before the workshop/meeting by contacting: Michael Hart at 1(800)847-7278 or [Michael.Hart@dos.myflorida.com](mailto:Michael.Hart@dos.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Michael Hart at 1(800)847-7278 or [Michael.Hart@dos.myflorida.com](mailto:Michael.Hart@dos.myflorida.com).

### DEPARTMENT OF LEGAL AFFAIRS

The Statewide Council on Human Trafficking announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 20, 2016, 2:00 p.m. until conclusion

PLACE: This meeting will be held via teleconference.

DIAL-IN INFORMATION: 1(888)670-3525, PARTICIPANT PASSCODE: 5144203637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Council Business.

A copy of the agenda may be obtained by contacting: Lynn Guyton at [Lynn.Guyton@myfloridalegal.com](mailto:Lynn.Guyton@myfloridalegal.com) or by accessing the Council's website at:

[http://myfloridalegal.com/\\_85256CC5006DFCC3.nsf/0/8AE A5858B1253D0D85257D34005AFA72?Open&Highlight=0,s tatewide,council,meeting](http://myfloridalegal.com/_85256CC5006DFCC3.nsf/0/8AE A5858B1253D0D85257D34005AFA72?Open&Highlight=0,s tatewide,council,meeting)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Office of Attorney General Pam Bondi at (850)414-3300. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Lynn Guyton at [Lynn.Guyton@myfloridalegal.com](mailto:Lynn.Guyton@myfloridalegal.com) by telephone at (813)287-7950.

### DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announces the following meetings for Tuesday, June 14, 2016, which are open to the public. All meetings of the Board will be held at the College's Open Campus/Deerwood Center, 9911 Old Baymeadows Road, Jacksonville, FL 32256.

DATE AND TIME: Tuesday, June 14, 2016, 12:00 Noon – 1:00 p.m.

PLACE: Open Campus/Deerwood Center, 9911 Old Baymeadows Road, Room B-1206, Jacksonville, FL 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Workshop: How Faculty Connect with Their Students.

DATE AND TIME: Tuesday, June 14, 2016, 1:00 p.m. – 2:00 p.m.

PLACE: Open Campus/Deerwood Center, 9911 Old Baymeadows Road, Room B-1204, Jacksonville, FL 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Board Meeting.

Copies of the agenda for the regular monthly Board meeting will be available for inspection beginning Tuesday, June 7, 2016, and copies will be provided upon written request and the payment of approved duplicating charges. Any person requesting to address agenda items at the Board of Trustees meeting will be provided an opportunity to do so by appearing before the Board at the meeting. Any person requesting to

appeal a decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such an appeal and may, therefore, need to ensure that a verbatim record is made.

If special accommodations are required, please advise the Office of the College President twenty-four (24) hours in advance of the meetings by contacting: District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu.

Florida State College at Jacksonville, hereby reaffirms the principle of equal opportunity for all persons regardless of race, disability, color, ethnicity, national origin, religion, gender, age, marital status, veteran status, sexual orientation/ expression or genetic information. Equal opportunity principle applies with regard to employment, delivery of educational programs and services, and all other appropriate areas in which the College is involved.

Florida State College at Jacksonville, Dr. Cynthia A. Bioteau, College President

**DEPARTMENT OF TRANSPORTATION**

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

DATE AND TIME: Thursday, June 16, 2016, 10:00 a.m.

PLACE: 605 Suwannee Street, 5th Floor Secretary's Conference Room, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: F.T.C. administrative business.

A copy of the agenda may be obtained by contacting: The Florida Transportation Commission at (850)414-4105.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: The Florida Transportation Commission at (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Florida Transportation Commission at (850)414-4105 or 605 Suwannee Street, MS 9, Tallahassee, Florida 32399.

**REGIONAL PLANNING COUNCILS**

Southwest Florida Regional Planning Council

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

DATE AND TIME: June 16, 2016, 9:00 a.m.

PLACE: SWFRPC, 1400 Colonial Boulevard, Suite 1, Fort Myers, FL 33907

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular monthly meeting of the Southwest Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Charles Kammerer at ckammerer@swfrpc.org or (239)938-1813, ext. 227.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the SWFRPC at (239)938-1813. 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 visit the SWFRPC's website at [www.swfrpc.org](http://www.swfrpc.org).

**DEPARTMENT OF ELDER AFFAIRS**

Division of Volunteer and Community Services

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

DATE AND TIME: The meeting scheduled for June 23, 2016, 2:00 p.m. has been cancelled

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Room 225 F, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The previously noticed Dementia Care and Cure Initiative Statewide Task Force meeting set for Thursday, June 23 at 2:00 p.m. has been cancelled. Please contact: Korinna MacNeill at (850)414-2341 or [macneillk@elderaffairs.org](mailto:macneillk@elderaffairs.org) with any questions.

For more information, you may contact: Cory Livingston, (850)414-2165, [livingstonc@elderaffairs.org](mailto:livingstonc@elderaffairs.org) or Korinna MacNeill, (850)414-2341, [macneillk@elderaffairs.org](mailto:macneillk@elderaffairs.org).

**DEPARTMENT OF HEALTH**

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

DATE AND TIME: Tuesday, June 28, 2016, 9:30 a.m. – 11:30 a.m., ET

PLACE: Department of Health, 4042 Bald Cypress Way, Capital Circle Office Center (CCOC), Conference Room 301, Tallahassee, FL 32399; conference call: 1(888)670-3525, participant code: 848 155 3898#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Special Needs Shelter Interagency Committee Meeting is being hosted by the Florida Department of Health, Bureau of Preparedness and Response, to identify and resolve challenges related to special needs shelters that are not currently addressed in the state comprehensive plan. The meeting shall

also serve as a forum to develop policies and procedures which support sheltering best practices throughout the state. The continuation of the committee work assures the best quality service to clients with special medical needs and Florida's vulnerable populations.

A copy of the agenda may be obtained by contacting: Nicole Kimbrel, (850)245-4440, Ext. 2603.; Nicole.Kimbrel@flhealth.gov. The meeting may be accessed via conference call.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Nicole Kimbrel, (850)245-4440, Ext. 2603, Nicole.Kimbrel@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF HEALTH**

**Board of Chiropractic Medicine**

The Board of Chiropractic Medicine Task Force Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, June 7, 2016, 9:00 a.m.

PLACE: Florida Department of Health

GENERAL SUBJECT MATTER TO BE CONSIDERED: Please be advised that this meeting has been cancelled. This meeting will now be in conjunction with the Full Board meeting scheduled in Orlando on August 12, 2016.

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

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

The Board of Osteopathic Medicine Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 5, 2016, 1:00 p.m.

PLACE: Telephone conference: 1(888)670-3525, participant code: 6607485549

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Daisy King, (850)245-4588.

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: Daisy King, (850)245-4588. 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: Daisy King, (850)245-4588.

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

The Board of Podiatric Medicine Rules Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, June 23, 2016, 12:00 Noon or shortly thereafter, at meet me number: 1(888)670-3525, participant code: 7342425515

PLACE: Florida Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rule 64B18-14.002, Florida Administrative Code - Disciplinary Guidelines.

A copy of the agenda may be obtained by contacting: Dr. Anthony B. Spivey at Anthony.spivey@flhealth.gov or by visiting the board's website at: <http://floridaspodiatricmedicine.gov/meeting-information/>.

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

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: Dr. Anthony B. Spivey at Anthony.spivey@flhealth.gov.

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

The Department of Children and Families announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, July 26, 10:00 a.m. – 3:00 p.m.

PLACE: 4001 Pelee St., Dream Room, Orlando, FL, 32817; conference call: 1(888)670-3525, participant code: 671 5356 658#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Independent Living

Services Advisory Council to conduct general Council business and continue their efforts of reviewing the implementation and operation of the Road-to-Independence Program.

A copy of the agenda may be obtained by contacting: Brandie McCabe, Department of Children and Families, (850)717-4218, brandie.mccabe@myflfamilies.com.

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

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Substance Abuse Program**

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

**DATE AND TIME:** June 16, 2016, 1:00 p.m.

**PLACE:** Dept. of Children & Families, 1317 Winewood Blvd, Bldg. 6, Conference Room A, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Suicide Prevention.

A copy of the agenda may be obtained by contacting: Sofia Castro at [sindie.castro@myflfamilies.com](mailto:sindie.castro@myflfamilies.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sofia Castro at [sindie.castro@myflfamilies.com](mailto:sindie.castro@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).

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: Sofia Castro at [sindie.castro@myflfamilies.com](mailto:sindie.castro@myflfamilies.com).

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Refugee Services**

The Southwest Florida Refugee Task Force announces a public meeting to which all persons are invited.

**DATE AND TIME:** Saturday, June 25, 2016, 10:00 a.m. – 12:00 Noon

**PLACE:** Redeemer Lutheran Church, 3950 Winkler Avenue Extension, Ft. Myers, FL 33916

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of the Southwest Florida Refugee Task Force

meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

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

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

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

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Office on Homelessness**

The Office on Homelessness announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Wednesday, June 15, 2016, 10:00 a.m.

**PLACE:** Dial Toll free: 1(888)670-3525, Enter participant code: 701-539-8451#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** AFFORDABLE HOUSING COMMITTEE CALL: This conference call will address the committees' continued development of policy recommendations and work tasks to address the Council's Annual Report on recommendations regarding affordable housing to end homelessness in Florida.

A copy of the agenda may be obtained by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, [erik.braun@myflfamilies.com](mailto:erik.braun@myflfamilies.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, [erik.braun@myflfamilies.com](mailto:erik.braun@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).

For more information, you may contact: Erik Braun, Director, Office on Homelessness, (850)922-9850, [erik.braun@myflfamilies.com](mailto:erik.braun@myflfamilies.com).

DEPARTMENT OF CHILDREN AND FAMILIES

Office on Homelessness

The Office on Homelessness announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, June 22, 2016, 10:00 a.m.

PLACE: Dial toll-free: 1(888)670-3525, enter participant code: 701-539-8451#

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Continuum of Care Committee: this conference call will address the committees' continued development of policy recommendations and work tasks to address the Council's Annual Report on recommendations from continuum of care lead agencies to end homelessness in Florida.

A copy of the agenda may be obtained by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@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).

For more information, you may contact: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Fish and Wildlife Conservation Commission announces a workshop to which all persons are invited.

DATE AND TIME: Friday, July 8, 2016, 8:30 a.m. – 5:00 p.m., ET

PLACE: Hilton Ocala - Ocala, 3600 SW 36th Avenue, Ocala, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Commission is considering amendments to the captive wildlife regulations relating to venomous reptiles. The meeting is to provide the public an opportunity to provide feedback on current captive wildlife regulations relating to venomous reptiles and to offer suggestions which improve safety to the public or the wildlife.

A copy of the agenda may be obtained by contacting: Maj. Rob Beaton, 620 S. Meridian St., Tallahassee, FL 32399-1600, (850)488-6253, email: Rob.Beaton@myfwc.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: Maj. Rob Beaton, 620 S. Meridian St.,

Tallahassee, FL 32399-1600, (850)488-6253, email: Rob.Beaton@myfwc.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Maj. Rob Beaton, 620 S. Meridian St., Tallahassee, FL 32399-1600, (850)488-6253, email: Rob.Beaton@myfwc.com.

BOARD OF GOVERNORS

The Board of Governors, State University System of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: June 21, 2016, 12:30 p.m. through June 23, 2016, until adjourned

PLACE: University of Central Florida, Fairwinds Alumni Center, Grand Ballroom, 12676 Gemini Blvd. North, Orlando, FL 32816

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Board and its Committees.

A copy of the agenda may be obtained by contacting: Vikki Shirley, Corporate Secretary, Board of Governors, 325 W. Gaines St., Suite 1614, Tallahassee, FL 32399-0400, and will be available at [www.flbog.edu](http://www.flbog.edu)

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: Vikki Shirley, Corporate Secretary, Board of Governors, 325 W. Gaines St., Suite 1614, Tallahassee, FL 32399-0400, (850)245-0466. 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: Vikki Shirley, Corporate Secretary, Board of Governors, 325 W. Gaines St., Tallahassee, FL 32399-0400.

BOARD OF GOVERNORS

The Board of Governors, State University System of Florida, announces a workshop to which all persons are invited.

DATE AND TIME: June 21, 2016, 9:30 a.m.

PLACE: University of Central Florida, Fairwinds Alumni Center, SGA Boardroom, 12676 Gemini Boulevard North, Orlando, FL 32816

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Governors' leadership will conduct an orientation session for new university boards of trustees members.



A copy of the agenda may be obtained by contacting: Vikki Shirley, Corporate Secretary, Board of Governors, 325 W. Gaines St., Suite 1614, Tallahassee, FL 32399-0466.

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: Vikki Shirley, Corporate Secretary, Board of Governors, 325 W. Gaines St., Suite 1614, Tallahassee, FL 32399-0400, (850)245-0466. 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: Vikki Shirley, Corporate Secretary, Board of Governors, 325 W. Gaines St., Suite 1614, Tallahassee, FL 32399-0400.

**SENIOR CONNECTION CENTER, INC.**

The Senior Connection Center, Inc. announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, June 16, 2016, 10:00 a.m.

PLACE: Senior Connection Center, 8928 Brittany Way, Tampa, FL 33619

GENERAL SUBJECT MATTER TO BE CONSIDERED: Please join us and share your opinions.

Senior Connection Center (SCC) is holding public hearings to invite members of the community, our partners and stakeholders to comment on the service needs of older adults and how local services will be funded by SCC in 2017. After the public hearing portion of the meeting, SCC will continue the conversation with the audience to gather input into the development of its service delivery plan. We encourage the offering of ideas and innovative suggestions on how we can better achieve our planning goals to ultimately make a positive impact on those we serve.

Hillsborough County, Thursday, June 16, 2016, 10:00 a.m. – 12:00 Noon, Offices of Senior Connection Center, 8928 Brittany Way, Tampa, FL 33619.

For 2017, SCC proposes to continue with the direct provision of Intake and Evidence-Based Health and Wellness services, funded through the Older Americans Act for Hardee, Highlands, Hillsborough, Manatee and Polk Counties.

These events are free and open to the public but space is limited and reservations are recommended. Please contact: Paula Nelson, (813)676-5583, paula.nelson@agingflorida.com to make your reservation.

Please visit our website at [www.seniorconnectioncenter.org](http://www.seniorconnectioncenter.org) to participate in our on-line survey.

A copy of the agenda may be obtained by contacting: Paula Nelson at paula.nelson@agingflorida.com or (813)676-5583.

For more information, you may contact: Paula Nelson at paula.nelson@agingflorida.com or (813)676-5583.

**WALTON COUNTY HEALTH DEPARTMENT**

The Walton Community Health Center announces a public meeting to which all persons are invited.

DATE AND TIME: June 16, 2016, 11:30 a.m.

PLACE: McLains Family Steak House, DeFuniak Springs, FL  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Various Board information.

A copy of the agenda may be obtained by contacting: Patricia Hall at (850)892-8040, ext. 1174.

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: Patricia Hall at (850)892-8040, ext. 1174. 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: Patricia Hall at (850)892-8040.

**SANTA FE COMMUNITY COLLEGE**

The CJSTC Region IV Training Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 15, 2016, 10:00 a.m.

PLACE: Santa Fe College Institute of Public Safety, 3737 NE 39th Avenue, Gainesville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting to discuss Region IV training centers' activities, CJST Commission updates, advanced and specialized courses, and the close of the 2015/2016 fiscal year.

A copy of the agenda may be obtained by contacting: Kathyleen Hardage, (352)271-2943.

**ATKINS - TAMPA**

The Florida Department of Transportation (FDOT), District Seven announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, June 14, 2016, 6:00 p.m. – 7:00 p.m.

PLACE: Online at: <https://attendee.gotowebinar.com/register/259177255868040707> OR at the following viewing locations: FDOT, District Seven Flamingo Conference Room, 11201 N. McKinley Drive, Tampa, FL, 33612 OR the Community Viewing Location: East Hernando Branch Library, 6457 Windmere Road, Brooksville, FL, 34602

GENERAL SUBJECT MATTER TO BE CONSIDERED: This virtual public hearing is conducted to afford affected

property and business owners, interested persons and organizations the opportunity to provide comments to FDOT regarding the proposed median change to SR 50 (US 98/Cortez Boulevard) between Lockhart Road and Remington Road, FPN: 430051-2, Hernando County. The existing median immediately east of Remington Road will be closed and replaced with a directional median. Motorists traveling eastbound on SR 50 wishing to make a U-turn will be provided a turn lane allowing this U-turn movement. Likewise, motorists traveling westbound on SR 50 wishing to make a U-turn will be provided a turn lane allowing the U-turn movement.

This VPH is held pursuant to Chapters 120, 335.18, and 335.199, Florida Statutes. FDOT, District Seven, will receive verbal and written comments online and at each VPH viewing location. Written comments not received at the hearing can be emailed to manuel.santos@dot.state.fl.us or mailed to: Manuel Santos, Project Manager, FDOT, District Seven, 11201 N. McKinley Drive, MS 7-600, Tampa, FL 33612. All comments must be emailed or postmarked by June 24, 2016 to become part of the official VPH record. Participation via webinar is also considered part of the official VPH record.

Persons who require special accommodations under the Americans with Disabilities Act of 1990 or persons who require translation services (free of charge) should contact: Manuel Santos, Project Manager, at 1(800)226-7220; (813)975-6166 or manuel.santos@dot.state.fl.us, at least five (5) days prior to the VPH.

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

A copy of the agenda may be obtained by contacting: Manuel Santos, Project Manager, at 1(800)226-7220; (813)975-6166 or manuel.santos@dot.state.fl.us, at least five (5) days prior to the VPH.

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: Manuel Santos, Project Manager, at 1(800)226-7220; (813)975-6166 or manuel.santos@dot.state.fl.us, at least five (5) days prior to the VPH. 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: Manuel Santos, Project Manager, at 1(800)226-7220; (813)975-6166 or manuel.santos@dot.state.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**

FLORIDA POLYTECHNIC UNIVERSITY  
ITN 16-001 Investment Advisory Services  
Please check our website to access the ITN:  
<https://floridapolytechnic.org/resources/current-competitive-solicitations/itn-16-001-investment-advisory-services/>  
Response are due on July 1, 2016 at 2:00 p.m.

## Section XII Miscellaneous

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Plant Industry

#### Endangered and Threatened Native Flora Grants Program

Dear Friend of Endangered and Threatened Native Plants,

The purpose of this letter is to announce that the Florida Department of Agriculture and Consumer Services is once again soliciting applications for review for the 2017 ENDANGERED AND THREATENED NATIVE FLORA CONSERVATION GRANTS PROGRAM. The program was authorized by the 1997 Florida Legislature to support the protection, curation, propagation, reintroduction and monitoring of native plant species of the state that are endangered or threatened and is contingent on an annual appropriation.

Who is eligible to apply?

By law, a qualified corporation is:

- a not-for-profit corporation pursuant to s. 501(c) (3) of the Internal Revenue Code of 1954
- is described in, and allowed to receive contributions pursuant to the provisions of, s. 170 of the Internal Revenue Code of 1954
- is a corporation not for profit incorporated pursuant to chapter 617 Florida Statutes
- can demonstrate, based on program criteria described below, the ability to protect, conserve, propagate, reintroduce and monitor endangered and threatened native flora.

What specific criteria must the applicant document to be eligible for consideration?

The law requires that each applicant must successfully document:

- (1) Existing conservation experience with endangered and threatened native flora.
- (2) Existing facilities appropriate for program needs.
- (3) Existing programs administered by the corporation that successfully protect, conserve, propagate, reintroduce, and monitor native flora.
- (4) Existing record keeping and data that is accessible to national database of endangered and threatened plants.
- (5) Qualified staff with demonstrated experience in native plant conservation.
- (6) Documentation of collaboration with related state, national, or international conservation programs.
- (7) Successful experience propagating and reintroducing endangered and threatened native flora.

(8) Public exhibit programs publicizing the conservation of native species and the importance of the conservation effort.

(9) Fiscal stability and ability to match grant funding.

What projects are eligible for funding?

Activities which may receive Endangered and Threatened Native Flora Conservation grant funding are:

- Activities which provide recognition of those native floras to the state that are endangered and threatened.
- Activities that encourage, within a controlled program, the protection, curation, propagation, reintroduction and monitoring of native flora that are identified as endangered or threatened.

#### Local Match

In all cases, applicants eligible to receive state funds must document matching funds. Local match may be in the form of cash, in-kind services, donated services, or materials.

#### Application Deadline

To be considered for funding applications must be delivered to the Division of Plant Industry on or before 5:00 pm, July 31, 2016, or clearly postmarked or show evidence of submission to an express mail service on or before the same time and date.

#### Application Review and Project Selection

All eligible applications will be evaluated on a competitive basis by the Endangered Plant Advisory Council at a public meeting scheduled for the fall of 2016. The Council consists of members appointed by the Florida Commissioner of Agriculture. The Council will review the applications in accordance with the criteria and procedures established in Florida Statute 581.185 and Rule-Chapter 5B-40, Florida Administrative Code. The Council will make a recommendation based on applications received and qualifications of each applicant to the Commissioner of Agriculture. A level of funding (full or partial) will be suggested for each project recommended.

Final selection of projects for inclusion in the Department of Agriculture and Consumer Services 2017 legislative budget request will be made by the Florida Commissioner of Agriculture and will be based on Council recommendations.

The selection will not result in an immediate grant award. Rather, the proposed grants will be subject to approval of the department's budget request before the 2017 Legislature. The award and level of funding of each project will be subject to legislative consideration.

If projects receive 2017 legislative funding, funds will become available after July 1, 2017, the beginning of the next fiscal year. The funds will need to be obligated by June 30, 2018. Any unexpended balance of grant funds not under terms of a contract will revert to the state.

#### Administrative Requirements

To receive grant funds, grantees will be required to sign a grant award contract. The grant award contract shall be

prepared by the Division and shall contain by reference all regulations, rules, and other conditions governing the grant award. In addition, each grant recipient shall cause an annual post audit to be conducted by an independent certified public accountant. The annual audit report must be submitted to the Department for review.

Please feel free to direct any questions you may have regarding the Endangered and Threatened Native Flora Conservation Grants Program to Mr. Bryan K. Benson, Division of Plant Industry, and Telephone: (352)395-4704.

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Community Development

Final Order No. DEO-16-083

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-083 on May 31, 2016, in response to an application submitted by Waterview Property Owners' 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 it did not meet the statutory requirements as the Association failed to include a certified copy, either by a court reporter or Florida attorney, of the minutes recording the property owners' votes from the March 14, 2016, Association meeting, violating Section 720.405(6), Florida Statutes.

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 [agency.clerk@deo.myflorida.com](mailto:agency.clerk@deo.myflorida.com).

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Community Development

Final Order No. DEO-16-087

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-087 on June 1, 2016, in response to an application submitted by Villas of Green Glen II 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 it did not meet the statutory requirements as the Association failed to include the addresses of the three organizing committee members on any of the documents provided to the parcel owners, violating Section 720.405(1), Florida Statutes, and failed to provide the affected parcel owners the statutorily required documents 14 days before the organizing committee sought approval of the governing documents, violating Section 720.405(5), Florida Statutes.

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 [agency.clerk@deo.myflorida.com](mailto:agency.clerk@deo.myflorida.com).

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Community Development

Final Order No. DEO-16-086

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-086 on June 1, 2016, in response to an application submitted by Joggers Run Property Owners' 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 [Agency.Clerk@DEO.MyFlorida.com](mailto:Agency.Clerk@DEO.MyFlorida.com).

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Community Development

Final Order No. DEO-16-090

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-16-090 on June 3, 2016, in response to an application submitted by CAJO 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 [Agency.Clerk@DEO.MyFlorida.com](mailto:Agency.Clerk@DEO.MyFlorida.com).

**Section XIII**

**Index to Rules Filed During Preceding Week**

**INDEX TO RULES FILED BETWEEN MAY 31, 2016 AND JUNE 3, 2016**

| Rule No.                        | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|---------------------------------|-----------|----------------|-------------------|------------------|
| <b>DEPARTMENT OF EDUCATION</b>  |           |                |                   |                  |
| <b>State Board of Education</b> |           |                |                   |                  |
| 6A-1.0402                       | 6/3/2016  | 6/23/2016      | 42/66             |                  |
| 6A-1.0451                       | 6/3/2016  | 6/23/2016      | 42/65             |                  |
| 6A-1.09401                      | 6/3/2016  | 6/23/2016      | 42/68             |                  |
| 6A-1.09414                      | 6/3/2016  | 6/23/2016      | 42/68             |                  |
| 6A-1.094221                     | 6/3/2016  | 6/23/2016      | 42/81             |                  |

| Rule No.                                     | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. | Rule No.  | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|--|-----------|----------------|-------------------|------------------|---|-----------|----------------|-------------------|------------------|
| <b>State Board of Education</b>              |           |                |                   |                  | <b>DEPARTMENT OF CITRUS</b>   |           |                |                   |                  |
| 6A-1.09432                                   | 6/3/2016  | 6/23/2016      | 42/75             |                  | 20-3.008  | 6/2/2016  | 8/1/2016       | 42/63             |                  |
| 6A-1.09441                                   | 6/3/2016  | 6/23/2016      | 42/65             |                  | 20-9.002  | 6/2/2016  | 6/22/2016      | 42/63             |                  |
| 6A-4.002                                     | 6/3/2016  | 6/23/2016      | 42/65             |                  | <b>WATER MANAGEMENT DISTRICTS</b>   |           |                |                   |                  |
| 6A-4.003                                     | 6/3/2016  | 6/23/2016      | 42/65             |                  | <b>Southwest Florida Water Management District</b>  |           |                |                   |                  |
| 6A-4.006                                     | 6/3/2016  | 6/23/2016      | 42/65             |                  | 40D-8.041   | 5/31/2016 | 6/20/2016      | 42/80             |                  |
| 6A-4.0221                                    | 6/3/2016  | 6/23/2016      | 42/65             |                  | <b>AGENCY FOR HEALTH CARE ADMINISTRATION</b>  |           |                |                   |                  |
| 6A-4.0321                                    | 6/3/2016  | 6/23/2016      | 42/65             |                  | <b>Certificate of Need</b>  |           |                |                   |                  |
| 6A-4.0341                                    | 6/3/2016  | 6/23/2016      | 42/65             |                  | 59C-1.040   | 6/3/2016  | 6/23/2016      | 42/20             | 42/76            |
| 6A-4.044                                     | 6/3/2016  | 6/23/2016      | 42/65             |                  | 59C-1.041   | 6/3/2016  | 6/23/2016      | 42/20             | 42/76            |
| 6A-4.054                                     | 6/3/2016  | 6/23/2016      | 42/65             |                  | <b>Medicaid</b>   |           |                |                   |                  |
| 6A-4.056                                     | 6/3/2016  | 6/23/2016      | 42/65             |                  | 59G-1.057   | 5/31/2016 | 6/20/2016      | 42/51             | 42/89            |
| 6A-4.076                                     | 6/3/2016  | 6/23/2016      | 42/65             |                  | 59G-4.002   | 5/31/2016 | 6/20/2016      | 42/08             | 42/84            |
| 6A-4.078                                     | 6/3/2016  | 6/23/2016      | 42/65             |                  |   |           |                |                   | 42/90            |
| 6A-6.012                                     | 6/3/2016  | 6/23/2016      | 42/66             | 42/81            | 59G-4.071   | 5/31/2016 | 6/20/2016      | 42/10             |                  |
| 6A-6.0312                                    | 6/3/2016  | 6/23/2016      | 42/66             | 42/86            | 59G-4.106   | 5/31/2016 | 6/20/2016      | 42/10             |                  |
| 6A-6.05221                                   | 6/3/2016  | 6/23/2016      | 42/63             |                  | <b>DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION</b>   |           |                |                   |                  |
| 6A-6.05282                                   | 6/3/2016  | 6/23/2016      | 42/65             |                  | <b>Regulatory Council of Community Association Managers</b>   |           |                |                   |                  |
|  |           |                |                   |                  | 61E14-3.001   | 6/2/2016  | 6/22/2016      | 42/80             |                  |
| 6A-6.0571                                    | 6/3/2016  | 6/23/2016      | 42/63             |                  | <b>Electrical Contractors' Licensing Board</b>  |           |                |                   |                  |
| 6A-6.09021                                   | 6/3/2016  | 6/23/2016      | 42/75             |                  | 61G6-8.001  | 6/3/2016  | 6/23/2016      | 42/75             |                  |
| 6A-6.0903                                    | 6/3/2016  | 6/23/2016      | 42/75             |                  | <b>DEPARTMENT OF HEALTH</b>   |           |                |                   |                  |
| 6A-6.0905                                    | 6/3/2016  | 6/23/2016      | 42/75             |                  | <b>Board of Orthotists and Prosthetists</b>   |           |                |                   |                  |
| 6A-7.0710                                    | 6/3/2016  | 6/23/2016      | 42/63             | 42/83            | 64B14-2.0015  | 6/3/2016  | 6/23/2016      | 42/77             |                  |
| 6A-10.019                                    | 6/3/2016  | 6/23/2016      | 42/66             |                  | 64B14-2.002   | 6/3/2016  | 6/23/2016      | 42/77             |                  |
| 6A-10.0318                                   | 6/3/2016  | 6/23/2016      | 42/63             |                  | <b>Board of Pharmacy</b>  |           |                |                   |                  |
| 6A-10.0319                                   | 6/3/2016  | 6/23/2016      | 42/63             |                  | 64B16-26.300  | 6/3/2016  | 6/23/2016      | 42/18             | 42/78            |
| 6A-10.040                                    | 6/3/2016  | 6/23/2016      | 42/64             |                  | <b>DEPARTMENT OF ECONOMIC OPPORTUNITY</b>   |           |                |                   |                  |
| 6A-10.041                                    | 6/3/2016  | 6/23/2016      | 42/68             |                  | <b>Division of Strategic Business Development</b>   |           |                |                   |                  |
| 6A-14.024                                    | 6/3/2016  | 6/23/2016      | 42/63             |                  | 73A-2.007   | 6/1/2016  | 6/21/2016      | 42/19             | 42/78            |
| 6A-14.030                                    | 6/3/2016  | 6/23/2016      | 42/65             |                  | <b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO SECTION 120.541(3), FLORIDA STATUTES</b>   |           |                |                   |                  |
| 6A-14.0301                                   | 6/3/2016  | 6/23/2016      | 42/66             |                  | <b>DEPARTMENT OF HEALTH</b>   |           |                |                   |                  |
| 6A-14.054                                    | 6/3/2016  | 6/23/2016      | 42/66             |                  | <b>Medical Records Retention, Disposition, Reproduction</b>   |           |                |                   |                  |
| 6A-14.0716                                   | 6/3/2016  | 6/23/2016      | 42/66             |                  | 64B8-10.003   | 12/9/2015 | **/**/****     | 39/95             | 41/49            |
| <b>Florida's Office of Early Learning</b>    |           |                |                   |                  | <b>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.</b> |           |                |                   |                  |
| 6M-8.603                                     | 6/3/2016  | 6/23/2016      | 41/232            | 42/16            | <hr/>   |           |                |                   |                  |
| 6M-8.700                                     | 6/3/2016  | 6/23/2016      | 41/232            | 42/16            |   |           |                |                   |                  |
| 6M-8.701                                     | 6/3/2016  | 6/23/2016      | 41/232            | 42/16            |   |           |                |                   |                  |
| <b>DEPARTMENT OF TRANSPORTATION</b>          |           |                |                   |                  |   |           |                |                   |                  |
| <b>Commercial Motor Vehicle Review Board</b> |           |                |                   |                  |   |           |                |                   |                  |
| 14A-1.004                                    | 6/2/2016  | 6/22/2016      | 42/60             |                  |   |           |                |                   |                  |
| <b>STATE BOARD OF ADMINISTRATION</b>         |           |                |                   |                  |   |           |                |                   |                  |
| <b>Florida Prepaid College Board</b>         |           |                |                   |                  |   |           |                |                   |                  |
| 19B-4.001                                    | 6/3/2016  | 6/23/2016      | 42/17             | 42/76            |   |           |                |                   |                  |
| 19B-16.003                                   | 6/3/2016  | 6/23/2016      | 42/17             | 42/76            |   |           |                |                   |                  |
| 19B-17.001                                   | 6/3/2016  | 6/23/2016      | 42/17             | 42/76            |   |           |                |                   |                  |
| 19B-18.001                                   | 6/3/2016  | 6/23/2016      | 42/17             | 42/76            |   |           |                |                   |                  |
| 19B-18.002                                   | 6/3/2016  | 6/23/2016      | 42/17             | 42/76            |   |           |                |                   |                  |
| 19B-18.003                                   | 6/3/2016  | 6/23/2016      | 42/17             | 42/76            |   |           |                |                   |                  |
| 19B-18.005                                   | 6/3/2016  | 6/23/2016      | 42/17             | 42/76            |   |           |                |                   |                  |