

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:
64B10-15.001 Continuing Education for Licensure
Renewal

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

SUBJECT AREA TO BE ADDRESSED: Continuing Education subject areas and means of satisfying the required hours.

RULEMAKING AUTHORITY: 456.013(6), (7), 468.1685(1), 468.1715(3) FS.

LAW IMPLEMENTED: 456.013, 468.1715(3) 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: Anthony Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; (850)245-4393

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-27.450 Prescription Department Managers;
Registration; Responsibilities.

PURPOSE AND EFFECT: The Board proposes the promulgation of the rule to establish responsibilities and duties of Prescription Department Managers and to establish requirements to be followed upon a change of the prescription department managers.

SUBJECT AREA TO BE ADDRESSED: Registration and Responsibilities of Prescription Department Managers.

RULEMAKING AUTHORITY: 465.005, 465.0155, 465.022 FS.

LAW IMPLEMENTED: 465.0158(2), 465.0197(1), 465.022(3), (5), (6), (10), (11), 465.023 (1), (2) 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: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

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

Section II
Proposed Rules

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:
62-620.100 Scope/Applicability/References

PURPOSE, EFFECT AND SUMMARY: The proposed rules adopt by reference requirements that are substantively identical to regulations adopted in the Federal Register by the United States Environmental Protection Agency pursuant to federal law. The proposed rules incorporate by reference electronic reporting applicable to permittees under the state administered National Pollutant Discharge Elimination System (NPDES) program. The proposed rules incorporate by reference electronic reporting requirements in Title 40, Code of Federal Regulations, Part 127 (40 CFR 127 subparts A and B [except paragraphs 127.1(a)(6) and 127.11(a)(2)], section 127.24, and Appendix A to Part 127) and paragraphs 403.12(e)(1), (h), and (i) revised as of October 22, 2015, in the Federal Register at 80 FR 64063.

RULEMAKING AUTHORITY: 403.061, 403.087, 403.0885, 403.8055 FS

LAW IMPLEMENTED: 403.061, 403.087, 403.088, 403.0885 FS

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION

403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Catherine Murray, P.E., Florida Department of Environmental Protection, Division of Water Resource Management, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, catherine.m.murray@dep.state.fl.us, (850)245-8613

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-620.100Scope/Applicability/References.

(1) through (2) No change.

(3) No change.

(a) through (aa) No change.

(bb) 40 CFR 127, subpart A (except paragraph 127.1(a)(6)), subpart B (except paragraph 127.11(a)(2)), and 40 CFR 127.24, adopted October 22, 2015, at 80 FR 64063, pages 64102 through 64106, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07244>, containing requirements for electronic reporting of NPDES information from NPDES-regulated entities.

(cc) Appendix A to 40 CFR 127, adopted October 22, 2015, at 80 FR 64063, pages 64108 through 64156, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07244>, containing the information NPDES-regulated entities must electronically report and the minimum set of NPDES data that must be entered in or transferred to EPA's national NPDES data system.

(dd) 40 CFR 403.12, paragraphs (e)(1), (h), and (i), amended October 22, 2015, at 80 FR 64063, page 64157, <http://www.flrules.org/Gateway/reference.asp?No=Ref-07244>, containing pretreatment program electronic reporting requirements for publically owned treatment works (POTWs) and industrial users.

(4) No change.

Rulemaking Authority 403.061, 403.087, 403.0885, 403.8055 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885 FS. History—New 11-29-94, Amended 12-24-96, 3-2-00, 10-22-00, 10-23-00, 6-1-01, 8-25-03, 12-8-03, 12-23-04, 2-7-06, 3-13-06, 6-19-06, 7-10-06, 10-16-07, 11-28-07, 2-17-09, 3-15-10, 2-14-13, 6-24-15, _____.

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: 64B9-15.007 RULE TITLE: Approval and Renewal of New Certified Nursing Assistant Training Programs NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 92, May 11, 2016 issue of the Florida Administrative Register.

THE TEXT OF THE PROPOSED RULE WILL NOW READ:

64B9-15.007 Approval and Renewal of New Certified Nursing Assistant Training Programs.

(1) No change.

(2) A program seeking approval shall submit and complete a New Nursing Assistant Training Program Application, form number DH-MQA 1256 (4/16) (8/11), herein incorporated by reference, available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-04259> or from the Board office, or on the Board's website: <http://floridasnursing.gov>.

(3) through (4) No change.

Incorporated material form DH-MQA 1256:

Page 2, Section 2 shall now read:

Prior to Board approval, private schools must obtain licensure from the Department of Education, Commission for Independent Education, pursuant to s. 464.201(1)(a), Florida Statutes. Public schools may inform the Department of Education of a new program as a courtesy.

Page 2, Section 3 shall now read:

Please obtain and review the most recent curriculum frameworks referenced at Rule 64B9-15.005(1).

Page 4, Section A 1.: "it's" has been changed to "its".

Page 4, Section C.: "Chapter 6-2, F.A.C." has been changed to "Chapter 6A-2, F.A.C."

Page 6, Section F.: "Rule 64B0-15.005, F.A.C." has been changed to "Rule 64B9-15.005, F.A.C."

Page 6, Section F.2.: "Rule 64B9-15.007(2)(h), F.A.C." has been changed to "Rule 64B9-15.005(2)(h), F.A.C."

Page 7, Section G.1.b.: "Rule 64B9-006(2). F.A.C." has been changed to "Rule 64B9-15.006(2). F.A.C."

Page 7, Section G.1.h.: "Rule 64B9-15.005(3)(b)(7), F.A.C." has been changed to "Rule 64B9-15.005(3)(b)7., F.A.C."

Section IV

Emergency Rules

NONE

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: 59A-10.037 RULE TITLE: Educational Programs

NOTICE IS HEREBY GIVEN that on July 14, 2016, the Agency for Health Care Administration, received a petition for Permanent Variance or Waiver pursuant to Section 120.542, Florida Statutes, from the petitioner, Jan J. Gorrie, Esquire. The petitioner seeks a variance or waiver from the requirements of subsection 59A-10.037(3) that require licensure as a health care risk manager or a basic risk manager to be able to instruct students in a risk management certification course.

Any interested person may file comments within 5 days of the publication of this notice with Jack Plagge, Hospital and Outpatient Services Unit, Bureau of Health Facility Regulation, Agency for Health Care Administration by email to HOSPITALS@ahca.myflorida.com or by fax to (850)922-4351.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jack Plagge, Hospital and Outpatient Services Unit, Bureau of Health Facility Regulation, Agency for Health Care Administration, 2727 Mahan Dr., Bldg. 1, Mail Stop 31, Tallahassee, Florida 32308 or by email to HOSPITALS@ahca.myflorida.com.

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that on July 15, 2016, the Board of Massage Therapy, received a petition for Jessica Kumar, seeking a variance or waiver of 64B7-32.003, Florida Administrative Code, regarding the 500 hour minimum requirement for board approved massage schools. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4162, or by electronic mail: Kama.Monroe@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-11.004 Food Protection

NOTICE IS HEREBY GIVEN that on July 18, 2016, the Department of Health, received a petition for Permanent Variance from Rule 64E-11.004, F.A.C., from The School District of Lee County, Food and Nutrition Services, 2855 Colonial Blvd., Fort Myers, Florida 33966. The petitioner requests to use “Time Alone as a Public Health control to Limit Bacteria Growth in Potentially Hazardous Foods” and cites Rule 64E-11.004, F.A.C., as “Perishable food shall be stored at such temperatures as will protect against spoilage.

All potentially hazardous food shall be kept at safe temperatures, 41°F or below and 140°F or above, except during necessary periods of preparation and service.” Comments on this petition should be filed with Shannon Revels, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710, within 14 days of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sharon Saulter, Bureau of Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710 or by calling (850)245-4250.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

NOTICE IS HEREBY GIVEN that on July 21, 2016, the Florida Housing Finance Corporation, received a petition for Waiver from Tocoly Tuscan Cove I, LLC, requesting a Waiver of Rules 67-21.013 and 67-48.0072(4)(c) for a change to allow the Purchase of Bonds of a FREDDIE MAC Multifamily target affordable housing lender and seller/servicer prior to a sale to FREDDIE MAC and extension of SAIL loan closing date.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kate Flemming, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Florida Department of Agriculture and Consumer Services announces the following monthly public meeting of the Pesticide Registration Evaluation Committee to which all interested persons are invited.

DATE AND TIME: August 4, 2016, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Scientific Evaluation & Technical

Assistance, Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399-1650, (850)617-7940

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the meeting agenda may be obtained by contacting: the Pesticide Registration Section, (850)617-7940 or from the PREC Web Site at:

<http://www.freshfromflorida.com/Divisions-Offices/Agricultural-Environmental-Services/Business-Services/Pesticide/Pesticide-Product-Registration-Procedures>
For more information you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Review Section; 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)617-7940.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a public meeting to which all persons are invited.

DATE AND TIME: August 9, 2016, 9:00 a.m. – 5:00 p.m., August 10, 2016, 9:00 a.m. – 3:30 p.m. ET

PLACE: Hilton UF Conference Center, 1714 SW 34th Street, Gainesville, FL 32607

Also by Conference call: 1(888)670-3525 passcode: 7513637441

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Florida Rehabilitation Council quarterly meeting general business meeting

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Roy Cosgrove at (850)245-3317 or roy.cosgrove@vr.fldoe.org.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The Department of Highway Safety and Motor Vehicles - Division of Florida Highway Patrol announces a public meeting to which all persons are invited.

DATE AND TIME: August 17, 2016, 11:15 a.m., ET
PLACE: Florida Public Safety Institute Conference Center, 75 College Drive, Havana, FL 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Florida Highway Patrol is scheduled for an on-site assessment as part of a program to achieve re-accreditation by verifying it meets professional standards.

Administered by the Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA ®), the accreditation program requires agencies to comply with state-of-the art standards in four basic areas: policy and procedures, administration, operations, and support services.

As part of the on-site assessment, agency employees and members of the community are invited to offer comments at this public information session.

Agency employees and the public are also invited to offer comments by calling 1(800)335-5652 on August 18, 2016 between the hours of 10:00am and 12:00pm. Comments will be taken by the Assessment Team.

Telephone comments as well as appearances at the public information session are limited to 10 minutes and must address the agency’s ability to comply with CALEA’s standards. A copy of the Standards is available at the Department of Highway Safety & Motor Vehicles headquarters in Tallahassee. Local contact is Captain Hugh Cutchen, (850)617-2342.

Anyone wishing to submit written comments about the Florida Highway Patrol’s ability to comply with the standards for accreditation may send them to the Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA), 13575 Heathcote Boulevard, Suite 320 Gainesville, Virginia, 20155 or www.calea.org.

Agenda:

1. Welcome - Opening Comments by CALEA Assessors
2. Public Comment
3. Closing Comments – CALEA Assessors
4. Adjourn

A copy of the agenda may be obtained by contacting: The agenda is included above.

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: Captain Hubert Cutchen, 2900 Apalachee Parkway, Room B333, Tallahassee, FL 32399-0500, (850)617-2342, HughCutchen@flhsmv.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).

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: August 9, 2016, 9:30 a.m.
PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 148, Tallahassee, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.
LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S.
 Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.
 The Florida Public Service Commission Conference’s Notice, Agenda, related documents, and contact information may be obtained from www.floridapsc.com. Persons needing ADA accommodation to participate should contact the FPSC at least five days prior to the conference via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service.
 *Changes to this notice will be published at the earliest practicable time on the Commission’s Web site.

PUBLIC SERVICE COMMISSION
 The Florida Public Service Commission announces its regularly scheduled conference to which all interested persons are invited.
DATE AND TIME: August 9, 2016, 1:30 p.m.
PLACE: Gerald L. Gunter Building, 2540 Shumard Oak Boulevard, Room 105, Tallahassee, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.
 Internal Affairs Agendas and Florida Public Service Commission’s contact information may be obtained from www.floridapsc.com. Persons needing ADA accommodation to participate should contact the FPSC at least five days prior to the conference via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service.
 *Changes to this notice will be published at the earliest practicable time on the Commission’s Web site.

PUBLIC SERVICE COMMISSION
AMENDED FAR NOTICE OF HEARING CHANGING DATE AND START TIME
 The FLORIDA PUBLIC SERVICE COMMISSION announces a hearing in the following docket to which all persons are invited.
DOCKET NO. AND TITLE: Docket Number 160009-EI - Nuclear cost recovery clause.
HEARING DATE AND TIME: The hearing was originally scheduled to start Wednesday, August 10, 2016, at 9:30 a.m. The hearing will now take place on Tuesday, August 9, 2016, 9:00 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida
GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING:
 The purpose of this hearing shall be to receive testimony and exhibits and to take final action relative to the Commission’s action on Duke Energy Florida, LLC’s petition in Docket No. 160009-EI – Nuclear Cost Recovery Clause and to take action on any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement. This proceeding shall: (1) allow the parties to present evidence and testimony in support of their positions; (2) allow for such other purposes as the Commission may deem appropriate.
 In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the hearing at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

EMERGENCY CANCELLATION OF HEARING
 If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission’s website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

WATER MANAGEMENT DISTRICTS
Southwest Florida Water Management District
 The Southwest Florida Water Management District announces a public meeting to which all persons are invited.
DATE AND TIME: August 3, 2016, 9:00 a.m.
PLACE: 7601 HWY 301 N, Tampa, FL 33637
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting to obtain feedback from interested persons on current pending permit applications. The agenda is available at www.watermatters.org/calendar/calendar.php/
 A copy of the agenda may be obtained by contacting: Justin J. Eddy, (813)985-7481, ext. 2097.
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD, Human Resources Bureau Chief at 1(800)423-1476, ext. 4702; TDD (FL only) 1(800)231-6103 or email: ADACoordinator@swfwmd.state.fl.us. If you are

hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: August 24, 2016, 8:30 a.m. – 11:30 a.m., ET

PLACE: Central Florida Behavioral Hospital, 6601 Central FL Parkway, Orlando, FL 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The intent of this meeting is to have a dialogue between the Medicaid Managed Care Plans, Behavioral Health Providers, Assisted Living Administrators, Advocates, and Stakeholders.

The purpose of the discussion will be to identify ways to enhance the provision of behavioral health services to Medicaid recipients in managed care living in an Assisted Living Facility.

A copy of the agenda may be obtained by contacting: Jessica Grace, Jessica.Grace@ahca.myflorida.com or (850)412-3939.

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: Jessica Grace, Jessica.Grace@ahca.myflorida.com or (850)412-3939. 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: Jessica Grace, Jessica.Grace@ahca.myflorida.com or (850)412-3939.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: August 24, 2016, 1:00 p.m. – 4:00 p.m., ET

PLACE: Central Florida Behavioral Hospital, 6601 Central FL Parkway, Orlando, FL 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The intent of this (Statewide Managed Care Behavioral Health Meeting) meeting is to have a (facilitate) dialogue between the Medicaid Managed Care Plans, Behavioral Health Providers, Advocates, and Stakeholders.

The purpose of the discussion will be to identify ways to enhance the provision of behavioral health services to Medicaid recipients in managed care.

A copy of the agenda may be obtained by contacting: Jessica Grace by email at Jessica.Grace@ahca.myflorida.com or (850)412-3939.

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: Jessica Grace by email at Jessica.Grace@ahca.myflorida.com or (850)412-3939. 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: Jessica Grace by email at Jessica.Grace@ahca.myflorida.com or (850)412-3939.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers' Board

The Florida Barbers' Board announces a public meeting to which all persons are invited.

DATE AND TIME: October 17, 2016, 9:00 a.m.

PLACE: Floridays Resort, 12562 International Drive, Orlando, Florida 32821, (407)238-7700.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General board business.

A copy of the agenda may be obtained by contacting: Florida Barbers' Board, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Barbers' Board, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395. 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: Florida Barbers' Board, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

The Board of Cosmetology announces a public meeting to which all persons are invited.

DATE AND TIME: October 4-5, 2016, 9:00 a.m.

PLACE: Renaissance Tampa International Plaza Hotel, 4200 Jim Walter Blvd., Tampa, Florida 33607, (813)877-9200

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General board business.

A copy of the agenda may be obtained by contacting: Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395.

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: Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395. 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: Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

The Board of Professional Geologists announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, August 1, 2016, 9:00 a.m.

PLACE: Dial 1(888)670-3525 then input Participant Passcode: 2295006118 followed by the # sign.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Board Business

A copy of the agenda may be obtained by contacting: Board of Professional Geologists, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1984

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: Board of Professional Geologists, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1984. 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: Board of Professional Geologists, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1984.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: August 1, 2016, 2:00 p.m., ET

PLACE: The River Center, 805 N. US Highway 1, Jupiter, FL 33477

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Department's Division of Environmental Assessment and Restoration (DEAR) is holding a public meeting on the preparation of a Reasonable Assurance Plan (RAP) for the Loxahatchee River to address water quality impairments. A RAP is being developed to establish water quality targets and restoration activities that will address related pollutant loadings to the Loxahatchee River.

A copy of the agenda may be obtained by contacting: Julie Espy, Water Quality Assessment Program, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3560, Tallahassee, Florida 32399-2400, julie.espy@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ms. Wanda Harpley, (850)245-8433 or wanda.harpley@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Julie Espy, Water Quality Assessment Program, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3560, Tallahassee, Florida 32399-2400, julie.espy@dep.state.fl.us.

DEPARTMENT OF HEALTH

Division of Family Health Services

The Department of Health, Community Health Promotion, Florida Coordinating Council for the Deaf and Hard of Hearing announces a public meeting to which all persons are invited.

DATES AND TIMES: August 11, 2016, 9:00 a.m. – 6:00 p.m.; August 12, 2016, 8:00 a.m. – 12:00 Noon

PLACE: Four Points by Sheraton, 8520 Baymeadows Road, Jacksonville, FL 32256

GENERAL SUBJECT MATTER TO BE CONSIDERED:

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Florida Coordinating Council for the Deaf and Hard of Hearing (FCCDHH) is mandated by Florida Statute 413.271 to serve as an advisory and coordinating body which recommends policies that address the needs of Florida's

community who are deaf, hard of hearing, late deafened or have combined hearing and vision loss. The purpose of this meeting is to discuss the 2017 Biennial Report, Government in Sunshine Review, general Council discussion and public comments.

Communication Access Real-Time Translation Services: (CART) will be provided remotely via:

<http://www.streamtext.net/text.aspx?event=FCCDHH>.

The meeting may be accessed via conference call: 1(888)670-3525, conference code: 8338411399#.

A copy of the agenda may be obtained by contacting: Megan Callahan, Florida Department of Health, (850)245-4913.

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: Megan Callahan, (850)245-4913. 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: Shay Chapman, Bureau Chief, (850)245-4330 or Megan Callahan, (850)245-4913.

MID-FLORIDA AREA AGENCY ON AGING

The Mid Florida Area Agency on Aging dba Elder Options announces a hearing to which all persons are invited.

DATE AND TIME: August 11, 2016, 1:00 p.m.

PLACE: Elder Options Conference Room A, 100 SW 75th Street, Suite 301, Gainesville, FL 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Elder Options' Area Plan on Aging for 2017-2019 and inform participants of the Older Americans Act services that Elder Options is proposing to provide directly: Chronic Disease Self-Management, Diabetes Self-Management, Tomando Control de su Alud (Spanish CDSMP), Programa de Manejo Personal de la Diabetes (Spanish Diabetes Self-Management Program), Matter of Balance, Tai Chi: Moving for Better Balance, Enhance Wellness, Program to Encourage Active, Rewarding Lives for Seniors (PEARLS), Caregiver Training/Support (example: Savvy Caregiver), and Arthritis Foundation Tai Chi Program (aka Tai Chi for Arthritis). Participants will have the opportunity to make public comments.

A copy of the agenda may be obtained by contacting: Kathy Dorminey, (352)692-5214, dormineyk@agingresources.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Kathy Dorminey, (352)692-5214,

dormineyk@agingresources.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Kathy Dorminey, (352)692-5214, dormineyk@agingresources.org.

NORTHWEST FLORIDA AREA AGENCY ON AGING

The Northwest Florida Area Agency on Aging, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: August 3, 2016, 6:00 p.m.

PLACE: 5090 Commerce Park Circle, Pensacola, FL 32505

GENERAL SUBJECT MATTER TO BE CONSIDERED: Audit committee meeting to review draft of 2015 audit.

A copy of the agenda may be obtained by contacting: Amber McCool or John Martin at (850)494-7101.

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: Amber McCool or John Martin at (850)494-7101. 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).

AREA AGENCY ON AGING OF CENTRAL FLORIDA, INC. DBA SENIOR RESOURCE ALLIANCE

The Area Agency on Aging of Central Florida, Inc. dba Senior Resource Alliance announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, August 11, 2016, 10:00 a.m.

PLACE: SRA Conference Room, 988 Woodcock Rd., Suite 200 Orlando, 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public hearing to provide an opportunity for input on the Area Plan on Aging 2017 – 2019, including the Direct Service Waiver Application for the Senior Resource Alliance to provide the following evidence-based direct services: A Matter of Balance;TM Chronic Disease Self-Management Education;TM and the Diabetes Self-Management Program.TM Service descriptions may be found on the Department of Elder Affairs website: <http://elderaffairs.state.fl.us>.

A copy of the agenda may be obtained by contacting: Sarah Lightell, (407)514-1816 or sarah.lightell@sraflorida.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by

contacting: Sarah Lightell, (407)514-1816 or sarah.lightell@sraflorida.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Sarah Lightell, (407)514-1816 or sarah.lightell@sraflorida.org.

FLORIDA SURPLUS ASSET FUND TRUST

The Florida Surplus Asset Fund Trust announces a public meeting to which all persons are invited.

DATE AND TIME: July 28, 2016, 4:00 p.m.

PLACE: Tamarac City Hall, 7525 NW 88th Avenue, Tamarac, FL 33321

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Florida Surplus Asset Fund Trust.
10151 University Blvd., #227, Orlando, Florida 32817
Board of Trustees July 28, 2016
Florida Surplus Asset Fund Trust

AGENDA

This meeting of the Board of Trustees for Florida Surplus Asset Fund Trust will be held on Thursday, July 28, 2016 at 4:00 p.m. at Tamarac City Hall, 7525 NW 88th Avenue, Tamarac, FL 33321-2401. Complimentary lunch will be provided at 12:00 noon, followed by a Capital Markets and Investments Seminar at 1:00 p.m., (see attached).

Conference Call Number 1(800)201-2375 Participation Code: 365753#

MEETING OF THE BOARD OF TRUSTEES

A. BUSINESS ITEMS

1. Call to Order/ Roll Call
2. Public Comments
3. Approval Prior Board Meeting Minutes
 - (a) April 28, 2016
4. Participant and Guest Introductions

B. OTHER ITEMS

1. Investment Advisor/Operations Manager Update - PMA
 - (a) Economic and Market Update
 - (b) FLSAFE LGIP Portfolio Update; Comparative Market Review
 - (c) Operations Manager Report
 - (d) Term Series Ratification, Update
 - (e) PMA Comments
2. Administrator Update- FMAS
 - (a) Marketing Update, Update on FGFOA, FCCMA Conferences
 - (b) Upcoming Conferences
 - (c) Update Board on E&O Insurance renewal for Board, FMAS, PMA
 - (d) Board Seat Elections
 - (e) FMAS Comments
3. FLSAFE Counsel's Comments

4. Participants' Comments

5. Board Members' Comments

C. SET NEXT MEETING DATE/ ADJOURNMENT

1. Future meeting dates and location: October 22, 2016, January 26, 2017

I look forward to seeing you in the meeting. In the meantime, if you have any questions, please do not hesitate to contact either Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.com or me at (954)597-3550.

Very truly yours,
/S/ Mark C. Mason, CPA

Mark C. Mason, CPA, Chairman

A copy of the agenda may be obtained by contacting: Jeff Larson, FMAS Administrator, jlarson@floridamanagementservices.com or at (407)496-1597. 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 24 hours before the workshop/meeting by contacting: Jeff Larson, FMAS Administrator, jlarson@floridamanagementservices.com or at (407)496-1597. 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: Jeff Larson, FMAS Administrator, Jlarson@Floridamanagementservices.Com or at (407)496-1597.

AYRES ASSOCIATES

The Florida Department of Transportation, District Three announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, August 4, 2016, 5:30 p.m. – 6:30 p.m., CT

PLACE: Immanuel Baptist Church, 4187 US-90, Pace, Florida 32571

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Florida Department of Transportation (FDOT) invites you to attend a public hearing concerning the proposed safety improvements to U.S. 90 (State Road 10) at 5th Avenue, East of Bridgewater Drive (Pace Professional Park), Summerdale Boulevard, East of Dogwood Drive, and Chavers Street. The purpose of the hearing is to afford interested persons an opportunity to express their views concerning the project. The hearing will be conducted in an open house format beginning

at 5:30 p.m., followed by a brief presentation at 6 p.m. FDOT representatives will be available to discuss the project, answer questions, and receive comments.

A copy of the agenda may be obtained by contacting: The FDOT General Consultant Project Manager, Jimmy Smith, P.E., 1369D South Railroad Avenue, Chipley, Florida, 32428, (850)638-3363 or via email at jsmith@panhandlegroup.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 seven days before the workshop/meeting by contacting: Jimmy Smith at the information listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

NONE

**Section XII
Miscellaneous**

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

Exemption

The Agency for Health Care Administration approved the following exemptions on July 21, 2016, pursuant to Section 408.036(3), Florida Statutes:

ID # E160017 District: 1-1 (Escambia County)

Facility/Project: NF Bay, LLC

Applicant: NF Bay, LLC

Project Description: Combination of CON #10351 with CON #10243 to create a 90-bed nursing home facility

DEPARTMENT OF ENVIRONMENTAL PROTECTION
State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTIFICATION
(FCEN)

TOWN OF JENNINGS

The Florida Department of Environmental Protection (DEP) has determined that Town of Jennings' project involving the replacement of the existing 25,000 gallon ground storage tank (GST) with a 37,000 gallon GST, the construction of a 1000 gallon per minute fire pump, and rehabilitation of the 100,000 gallon elevated storage tank is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$410,500. The project may qualify for a Drinking Water State Revolving Fund (SRF) loan composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the FCEN can be

obtained by writing to Gregg Caro, SRF Program, DEP, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, calling (850)245-2982 or emailing gregg.caro@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

RULE NOS.:RULE TITLES:

62S-5.002 Application Procedures

62S-5.003 Review and Funding of Grants

Notice of availability of funds for State Agencies and Water Management Districts

The Florida Coastal Management Program (FCMP) announces the availability of federal funds for research or coordination efforts in areas of special management. Examples of areas of special management would include, but not be limited to Areas of Critical State Concern, Critical Wildlife Areas, Aquatic Preserves, National Estuary Programs, and Surface Water Improvement and Management waterbodies. The proposed projects should be able to be completed within 12 months. They should be designed to generate and provide information, plans, or meet needs for protection and coordination in Florida's coastal areas of special management for improved use, protection, or planning.

Financial assistance is available in the form of reimbursement grants ranging from \$15,000 to \$50,000, depending upon availability of federal coastal management funds received from the National Oceanic & Atmospheric Administration (NOAA). The FCMP anticipates that grant recipients will not be required to provide non-federal matching funds or services. Rule Sections 62S-5.002(4) and .003, F.A.C, describe the procedures for submitting applications and the procedures and criteria by which applications will be evaluated, respectively. A copy of the rule may be obtained at: <https://www.flrules.org/gateway/ChapterHome.asp?Chapter=62S-5> . There is no specific application form; however, proposals must not exceed 10 pages in length (excluding the cover page).

For projects involving construction, exotic species removal, or habitat restoration, applicants must submit a completed and signed "306a checklist" with the application. The checklist may be obtained at: <https://coast.noaa.gov/czm/media/checklist306a.pdf>

Applications must be received no later than 4:00pm (EST), September 26, 2016. Email applications to FCMPMail@dep.state.fl.us or mail to:

Florida Coastal Management Program
 ATTN: Special Management Area grants
 Department of Environmental Protection
 3900 Commonwealth Blvd., MS 235
 Tallahassee, Florida 32399-3000.

For questions or to request a copy of Chapter 62S-5, F.A.C., please contact: Ms. Ann Lazar at the address above, or call (850)245-2168, or send an email to Ann.Lazar@dep.state.fl.us.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On July 21, 2016, State Surgeon General issued an Order of Emergency Suspension of Certification with regard to the certificate of Sherry Amanda Helton, C.N.A., Certificate # CNA 290921. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On July 21, 2016, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Jessica Lauren Robinson, R.N., License # RN 9263866. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On July 21, 2016, State Surgeon General issued an Order of Emergency Suspension of Certification with regard to the certificate of Patrice Shamicqua Thomas, C.N.A., a.k.a. Patrice Shamieqia Thomas, C.N.A. # CNA 222434. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF FINANCIAL SERVICES
Division of Treasury
Quarterly Listing of Qualified Public Depositories
DEPARTMENT OF FINANCIAL SERVICES
DIVISION OF TREASURY
BUREAU OF COLLATERAL MANAGEMENT
PUBLIC DEPOSITS SECTION

FOR PUBLIC DEPOSITORS TO RECEIVE THE PROTECTION FROM LOSS PROVIDED IN CHAPTER 280, FLORIDA STATUTES, THEY SHALL COMPLY WITH THE FOLLOWING ON EACH PUBLIC DEPOSIT ACCOUNT IN ADDITION TO ANY OTHER REQUIREMENTS SPECIFIED IN CHAPTER 280: (1) EXECUTE THE PUBLIC DEPOSIT IDENTIFICATION AND ACKNOWLEDGMENT FORM DFS-J1-1295 WITH THE QUALIFIED PUBLIC DEPOSITORY (QPD), MAINTAIN IT AS A VALUABLE RECORD, AND CONFIRM THE ACCOUNT ANNUALLY; (2) EXECUTE A REPLACEMENT FORM DFS-J1-1295 WHEN THERE IS A MERGER, ACQUISITION, NAME CHANGE, OR OTHER EVENT WHICH CHANGES THE ACCOUNT NAME, ACCOUNT NUMBER, OR NAME OF THE QPD.

THE FOLLOWING QPDS ARE AUTHORIZED TO HOLD PUBLIC DEPOSITS. THE CITIES AND STATES LISTED ARE THE HOME OFFICE LOCATIONS. QPDS MARKED WITH AN ASTERISK HAVE LIMITED THE AMOUNT OF PUBLIC DEPOSITS THEY WILL ADMINISTER. QPDS HAVING A DATE BESIDE THEIR NAME ARE IN THE PROCESS OF WITHDRAWING FROM THE PROGRAM AND SHALL NOT RECEIVE OR RETAIN PUBLIC DEPOSITS AFTER THE DATE SHOWN. THEY MAY, HOWEVER, HAVE CERTAIN OBLIGATIONS TO THE PROGRAM AFTER THAT DATE WITH WHICH THEY MUST COMPLY BEFORE CONCLUDING THE WITHDRAWAL PROCESS.

ALABAMA

ANDALUSIA
CCB COMMUNITY BANK

ATMORE
UNITED BANK

BIRMINGHAM
CADENCE BANK, N.A.
COMPASS BANK
NATIONAL BANK OF COMMERCE

REGIONS BANK
SERVISFIRST BANK

ARKANSAS

CONWAY
CENTENNIAL BANK

DELAWARE

WILMINGTON
PNC BANK, N.A.
TD BANK, N.A.

FLORIDA

ARCADIA
FIRST STATE BANK OF ARCADIA, THE

BELLE GLADE
BANK OF BELLE GLADE

BOCA RATON
PARADISE BANK

BRANDON
PLATINUM BANK

CHIEFLAND
DRUMMOND COMMUNITY BANK

CHIPLEY
ONE SOUTH BANK

CLEARWATER
USAMERIBANK

CLEWISTON
FIRST BANK

CORAL GABLES
BAC FLORIDA BANK
BANESCO USA
GIBRALTAR PRIVATE BANK & TRUST COMPANY
PROFESSIONAL BANK

DADE CITY
FIRST NATIONAL BANK OF PASCO

DAVIE
FLORIDIAN COMMUNITY BANK

REGENT BANK	FIRST STATE BANK OF THE FLORIDA KEYS
DAYTONA BEACH	LAKE CITY
GATEWAY BANK OF FLORIDA	COLUMBIA BANK
DELAND	FIRST FEDERAL BANK OF FLORIDA
MAINSTREET COMMUNITY BANK OF FLORIDA	PEOPLES STATE BANK
DESTIN	LAKELAND
FIRST FLORIDA BANK	BANK OF CENTRAL FLORIDA
ENGLEWOOD	MADISON
ENGLEWOOD BANK & TRUST	MADISON COUNTY COMMUNITY BANK
FERNANDINA BEACH	MAITLAND
CBC NATIONAL BANK	AXIOM BANK
FORT LAUDERDALE	MAYO
LANDMARK BANK, N.A.	LAFAYETTE STATE BANK *
FORT MYERS	MELBOURNE
EDISON NATIONAL BANK	FLORIDA BUSINESS BANK
FINEMARK NATIONAL BANK & TRUST	MERRITT ISLAND
PREFERRED COMMUNITY BANK	COMMUNITY BANK OF THE SOUTH
FORT PIERCE	FIDELITY BANK OF FLORIDA, N.A.
HARBOR COMMUNITY BANK	MIAMI
OCULINA BANK, THE	APOLLO BANK
FORT WALTON BEACH	BRICKELL BANK
FIRST CITY BANK OF FLORIDA *	CITY NATIONAL BANK OF FLORIDA
FNBT BANK	COCONUT GROVE BANK
FROSTPROOF	CONTINENTAL NATIONAL BANK
CITIZENS BANK AND TRUST	EASTERN NATIONAL BANK
GRACEVILLE	EXECUTIVE NATIONAL BANK
PEOPLES BANK OF GRACEVILLE	OCEAN BANK
HERNANDO	PACIFIC NATIONAL BANK
NATURE COAST BANK	SABADELL UNITED BANK, N.A.
INVERNESS	SUNSTATE BANK
BRANNEN BANK	TOTALBANK
JACKSONVILLE	MIAMI LAKES
ATLANTIC COAST BANK	BANKUNITED, N.A.
EVERBANK	MONTICELLO
FIRSTATLANTIC BANK	FARMERS & MERCHANTS BANK
KEY WEST	MOUNT DORA
	FIRST GREEN BANK
	FIRST NATIONAL BANK OF MOUNT DORA, THE
	NAPLES

ENCORE BANK, N.A.
FIRST FLORIDA INTEGRITY BANK

NICEVILLE
PEOPLES NATIONAL BANK

OAKLAND PARK
AMERICAN NATIONAL BANK

OCALA
COMMUNITY BANK & TRUST OF FLORIDA
GATEWAY BANK OF CENTRAL FLORIDA

OLDSMAR
JEFFERSON BANK OF FLORIDA

ORLANDO
FLORIDA BANK OF COMMERCE
SEASIDE NATIONAL BANK & TRUST

OVIEDO
CITIZENS BANK OF FLORIDA

PALM COAST
INTRACOASTAL BANK

PANAMA CITY
FIRST NATIONAL BANK NORTHWEST FLORIDA
SUMMIT BANK, N.A.

PARRISH
1ST MANATEE BANK

PENSACOLA
BANK OF THE SOUTH

PERRY
CITIZENS STATE BANK

PLANT CITY
SUNSHINE BANK

POMPANO BEACH
STONEGATE BANK

PORT CHARLOTTE
CHARLOTTE STATE BANK & TRUST

ST. PETERSBURG
C1 BANK
RAYMOND JAMES BANK, N.A.

SARASOTA
GATEWAY BANK OF SOUTHWEST FLORIDA

SEBRING
HEARTLAND NATIONAL BANK

SOUTH MIAMI
FIRST NATIONAL BANK OF SOUTH MIAMI

STARKE
COMMUNITY STATE BANK

STUART
SEACOAST NATIONAL BANK

TALLAHASSEE
CAPITAL CITY BANK
PRIME MERIDIAN BANK

TAMPA
BANK OF TAMPA, THE
CENTRAL BANK
NORTHSTAR BANK

THE VILLAGES
CITIZENS FIRST BANK

TRINITY
PATRIOT BANK

UMATILLA
UNITED SOUTHERN BANK

WAUCHULA
FIRST NATIONAL BANK OF WAUCHULA
WAUCHULA STATE BANK

WESTON
FLORIDA COMMUNITY BANK, N.A.

WEST PALM BEACH
FIRST BANK OF THE PALM BEACHES
FLAGLER BANK

WINTER HAVEN
CENTERSTATE BANK OF FLORIDA, N.A.

GEORGIA

ATLANTA

FIDELITY BANK
SUNTRUST BANK

COLQUITT
PEOPLESOUTH BANK

COLUMBUS
SYNOVUS BANK

DARIEN
SOUTHEASTERN BANK

MOULTRIE
AMERIS BANK

WESTPOINT
CHARTERBANK

ILLINOIS

CHAMPAIGN
BUSEY BANK

CHICAGO
BMO HARRIS BANK, N.A.
NORTHERN TRUST COMPANY, THE

IOWA

FORT DODGE
FIRST AMERICAN BANK

KENTUCKY

LOUISVILLE
REPUBLIC BANK & TRUST COMPANY

LOUISIANA

LAFAYETTE
IBERIABANK

NEW ORLEANS
FIRST NBC BANK

PLAQUEMINE
ANTHEM BANK & TRUST

MASSACHUSETTS

BOSTON

ONEUNITED BANK *

MISSISSIPPI

BILOXI
COMMUNITY BANK, COAST

GULFPORT
WHITNEY BANK DBA HANCOCK BANK IN FLORIDA

JACKSON
TRUSTMARK NATIONAL BANK

TUPELO
BANCORPSOUTH BANK
RENASANT BANK

MISSOURI

CREVE COEUR
FIRST BANK 09/11/2015

NEW JERSEY

PASSAIC
VALLEY NATIONAL BANK

NEW YORK

NEW YORK CITY
BANCO POPULAR NORTH AMERICA

NORTH CAROLINA

CHARLOTTE
BANK OF AMERICA, N.A.

RALEIGH
CAPITAL BANK CORPORATION

WINSTON-SALEM
BRANCH BANKING AND TRUST COMPANY

OHIO

CINCINNATI
FIFTH THIRD BANK
U.S. BANK N.A.

COLUMBUS
JPMORGAN CHASE BANK, N.A.

SOUTH DAKOTA

SIoux FALLS
CITIBANK, N.A.
WELLS FARGO BANK, N.A.

TENNESSEE

PIGEON FORGE
SMARTBANK

TEXAS

COLLEGE STATION
AMERICAN MOMENTUM BANK

THE FOLLOWING IS A LIST OF INSTITUTIONS THAT
HAD A CHANGE SINCE THE LAST PUBLICATION OF
THIS REPORT.

NONE.

STATE OF FLORIDA
DEPARTMENT OF ECONOMIC OPPORTUNITY
ROBERT SMITH,
Petitioner,
v. CASE NO.: 16-048
FINAL ORDER NO. DEO-16-121
STATE OF FLORIDA, DEPARTMENT
OF ECONOMIC OPPORTUNITY,
Respondent.

FINAL ORDER
DISMISSING PETITION WITHOUT PREJUDICE

This matter came before the Florida Department of Economic Opportunity (“Department”) following receipt of a Petition for Administrative Proceedings (“Petition”) by Robert Smith (“Petitioner”) dated June 30, 2016.

Statement of Facts

1. On February 8, 2016, the Department received an application for revitalization of covenants under section 720.403, Florida Statutes, from Palm Bay Colony Homeowners’ Association (“Association”).

2. On April 6, 2016, the Department approved the revitalization of the Association’s covenants and issued Final Order No. DEO-16-046 (“Final Order”) having found that all conditions under Chapter 720, Part III, Florida Statutes, had been met.

3. The Final Order was filed with the Department’s Agency Clerk and furnished to the Association on April 7, 2016.

4. On April 11, 2016, the Department filed its notice of the Final Order in the Florida Administrative Registrar.

5. On July 7, 2016, the Department received the Petition for formal hearing.

6. The Petition contains general allegations of malfeasance relating to the Association, and the Association is not a named party.

Findings of Law

7. Section 120.569(2)(c), Florida Statutes, states that “[d]ismissal of a petition shall, at least once be without prejudice to petitioner’s filing a timely amended petition curing the defect unless it conclusively appears from the face of the petition that the defect cannot be cured.”

8. Rule 28-106.201(2), Florida Administrative Code, specifies the contents required in a petition. The Petition does not include the following items required under rule 28-106.201(2), Florida Administrative Code:

- (a) The name and address of each agency affected and each agency’s file or identification number, if known;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency’s proposed action;
- (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency’s proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency’s proposed action.

9. The Petition does not include the address of the affected agency, does not identify when and how Petitioner received notice of the agency decision, does not identify or allege any disputed issues of material fact, fails to provide a concise statement of the ultimate facts alleged, and does not identify the rules or statutes that would require reversal or modification of the Final Order. Additionally, the Petition fails to provide a statement of the relief sought by Petitioner. A copy of rule 28-106.201, Florida Administrative Code, is attached hereto.

10. An indispensable party is defined under Florida law as “one whose interest in the controversy makes it impossible to completely adjudicate the matter without affecting either that party’s interest or the interests of another party in the action.” See Fla. Dep’t of Revenue v. Cummings, 930 So. 2d 604 (Fla.

2006), citing *Hertz Corp. v. Piccolo*, 453 So. 2d 12, 14 n.3 (Fla. 1984)(describing an indispensable party as one so essential to a suit that no final decision can be rendered without their joinder).

11. In *Cummings*, the Florida Supreme Court explained that the “general rule in equity is that all persons materially interested, either legally or beneficially, in the subject-matter of the suit, must be made parties either as complainants or defendants, so that a complete decree may be binding upon all parties.” *Cumming*, 930 So. 2d at 607.

12. Petitioner failed to name the Association as a party Respondent which disregards a materially interested party in the outcome of the litigation, the Association, and prevents the complete adjudication of the allegations in the attached Petition regarding the actions of the Association.

13. Based on applicable legal precedent, the Association has a material interest in this administrative proceeding which seeks a reversal of the Final Order approving the proposed revived declaration of covenants under Chapter 720, Part III, Florida Statutes, and this matter cannot be completely adjudicated without the Association as a party.

Order

Based on the foregoing, it is hereby ORDERED:

The Department dismisses the Petition without prejudice for the reasons stated in paragraphs 1 through 13 above.

2. Petitioner has ten days to file an amended petition with the Department that complies with rule 28-106.201, Florida Administrative Code, and names the Association as a party Respondent in the above-styled case.

DONE AND ORDERED this 20th day of July, 2016, in Tallahassee, Florida.

/s/ Taylor Teepell
 Taylor Teepell, Director
 Division of Community Development
 Department of Economic Opportunity

NOTICE OF RIGHTS

ANY INTERESTED PARTIES ARE HEREBY NOTIFIED OF THEIR RIGHT TO SEEK JUDICIAL REVIEW OF THIS FINAL AGENCY ACTION IN ACCORDANCE WITH SECTION 120.68, FLORIDA STATUTES, AND FLORIDA RULES OF APPELLATE PROCEDURE 9.030(b)(1)(C) AND 9.110.

TO INITIATE AN APPEAL OF THIS FINAL AGENCY ACTION, A NOTICE OF APPEAL MUST BE FILED WITH THE DEPARTMENT’S AGENCY CLERK, 107 EAST MADISON STREET, CALDWELL BUILDING, MSC 110, TALLAHASSEE FLORIDA 32399-4128, WITHIN 30 CALENDAR DAYS OF THE DAY THIS FINAL AGENCY ACTION IS FILED WITH THE AGENCY CLERK. THE NOTICE OF APPEAL MUST BE SUBSTANTIALLY IN

THE FORM PRESCRIBED BY THE FLORIDA RULE OF APPELLATE PROCEDURE 9.900(a). A COPY OF THE NOTICE OF APPEAL MUST ALSO BE FILED WITH THE DISTRICT COURT OF APPEAL AND MUST BE ACCOMPANIED BY THE FILING FEE SPECIFIED IN SECTION 35.22(3) FLORIDA STATUTES.

YOU WAIVE YOUR RIGHT TO JUDICIAL REVIEW IF THE NOTICE OF APPEAL IS NOT TIMELY FILED WITH BOTH THE DEPARTMENT’S AGENCY CLERK AND THE APPROPRIATE DISTRICT COURT OF APPEAL.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the Agency Clerk, Stephanie Chatham, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128, Telephone: 850-245-7150, and that a true and correct copy has been furnished via certified mail to Robert J. Smith, 23329 Royal Palm Drive, Palm Bay, Florida 32905 this 20th day of July, 2016.

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

Telephone: 850-245-7150

28-106.201 Initiation of Proceedings.

(1) Unless otherwise provided by statute, and except for agency enforcement and disciplinary actions that shall be initiated under Rule 28-106.2015, F.A.C., initiation of proceedings shall be made by written petition to the agency responsible for rendering final agency action. The term “petition” includes any document that requests an evidentiary proceeding and asserts the existence of a disputed issue of material fact. Each petition shall be legible and on 8 1/2 by 11 inch white paper. Unless printed, the impression shall be on one side of the paper only and lines shall be double-spaced.

(2) All petitions filed under these rules shall contain:

(a) The name and address of each agency affected and each agency’s file or identification number, if known;

(b) The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner’s representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner’s substantial interests will be affected by the agency determination;

(c) A statement of when and how the petitioner received notice of the agency decision;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;

(e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action;

(f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and

(g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.

(3) Upon receipt of a petition involving disputed issues of material fact, the agency shall grant or deny the petition, and if granted shall, unless otherwise provided by law, refer the matter to the Division of Administrative Hearings with a request that an administrative law judge be assigned to conduct the hearing. The request shall be accompanied by a copy of the petition and a copy of the notice of agency action.

Rulemaking Authority 14.202, 120.54(3), (5) FS. Law Implemented 120.54(3) FS. History—New 4-1-97, Amended 9-17-98, 1-15-07, 2-5-13.

Section XIII

Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
