

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-6.03020  
 RULE TITLE: Specially Designed Instruction for Students Who Are Homebound or Hospitalized

PURPOSE AND EFFECT: To update the language to clarify that prekindergarten (PreK) students may be considered eligible for homebound or hospitalized services, expand instructional practices, and reflect changes from the 2016 Legislative Session.

SUBJECT AREA TO BE ADDRESSED: Specially designed instruction for students who are homebound or hospitalized.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1003.01(3)(a), 1003.57(1)(b), F.S.

LAW IMPLEMENTED: 1001.03(8), 1001.42(4)(l), 1003.01(3)(a), (b), 1003.57(1)(b), 1003.571, 1011.62(1)(c), F.S.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: January 24, 2017, 3:00 p.m.  
 PLACE: Telephone conference call at (888)419-5570, participant pass code is 48236731, participants may access a presentation by linking to <http://fcim.adobeconnect.com/o2public/>. For anyone wishing to attend in person: Department of Education, 325 West Gaines Street, Room 605, Tallahassee, Florida at the time provided above.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Monica Verra-Tirado, Ed.D., Chief, Bureau of Exceptional Education and Student Services, 325 West Gaines Street, Tallahassee, FL 32399-0400, (850)245-0475. To submit a comment on this rule development, go to: <https://app1.fldoe.org/rules/default.aspx>.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.: 68B-4.011, 68B-4.017  
 RULE TITLES: Prohibition of Net Fishing in Faka Union River, Collier County  
 Gear Specifications for the Southwest Region: Exceptions to Statewide Net Gear

Requirements; Areas Closed to Net Fishing; J. N. "Ding" Darling National Wildlife Refuge/Sanibel Conservation Zone; Blind Pass Seasonal Closure to Net Fishing; Definition

68B-4.019 Prohibition of Trap Pullers on Recreational and Certain Commercial Vessels

68B-4.020 Saltwater Fish Traps

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule amendments for gear specification and prohibited gear in the 2017 calendar year as a result of stock assessments or management or enforcement requirements, or to address amendments resulting from the agency's comprehensive review of Division 68B.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include gear restrictions and other specifications encompassed by the above-cited rules.

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

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-5.002	John Pennekamp Coral Reef State Park: Prohibition on Harvest of Certain Species, Size Limit; Trappers to Comply with Rule 68B-24.0065, F.A.C.
68B-5.003	Warren Bayou (Bay County) Special Seasonal Harvest Closure

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments to harvest restrictions applying in John Pennekamp Coral Reef State Park and Warren Bayou during the 2017 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-12.001	King Mackerel Gulf-Atlantic Fishery; Resource Renewal Policy; Designation as Restricted Species
68B-12.002	Definitions
68B-12.0035	Size Limit
68B-12.004	Bag Limits
68B-12.0045	Recreational Season; Season Closure
68B-12.0046	Commercial Fishing Season for King Mackerel in the Gulf-Atlantic Fishery; Commercial Seasons, Vessel and Landing Limits
68B-12.006	Other Prohibitions

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments in the 2017 calendar year for Gulf-Atlantic king mackerel fisheries as a result of stock assessments, federal regulatory actions or other management and enforcement requirements, or to address amendments resulting from the agency's comprehensive review of Division 68B.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-13.001	Applicability of Rules to State and Federal Waters
68B-13.0015	Definitions
68B-13.005	Designation as Restricted Species; Season; Repeal of Special Act
68B-13.006	Licenses, Endorsements, and Permits
68B-13.007	Restrictions on Size and on Transport and Possession of Stone Crabs and Stone Crab Claws
68B-13.008	Gear, Trap Construction, Commercial Trap Marking Requirements, Trap Working Regulations, Trap Transfer
68B-13.009	Recreational Stone Crab Harvest: Bag Limit, Trap Limit, Trap Marking Requirements, Trap Pulling
68B-13.010	Stone Crab Trap Limitation Program
68B-13.011	Prohibitions
68B-13.012	Commission Policy Regarding the Assessment of Administrative Penalties

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments in the 2017 calendar year for stone crab fisheries as a result of stock assessments, federal regulatory actions or other management and enforcement requirements, or to address amendments resulting from the agency's comprehensive review of Division 68B

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-14.001	Purpose and Intent, Designation as Restricted Species
68B-14.002	Definitions
68B-14.0035	Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper
68B-14.00355	Size Limits for Importation and Sale
68B-14.0036	Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption
68B-14.0038	Recreational Snapper Seasons
68B-14.0039	Recreational Grouper Seasons
68B-14.004	Recreational Amberjack Season
68B-14.0041	Recreational Gulf Gray Triggerfish Season
68B-14.0045	Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits
68B-14.005	Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation
68B-14.006	Other Prohibitions and Exception
68B-14.009	Reporting Requirement

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for reef fish in the 2017 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-18.001	Intent to Annually Review Bay Scallop Fishery Health; Modification of Open and Closed Areas by Rulemaking
68B-18.002	Definitions
68B-18.003	Statewide Open and Closed Seasons and Areas for Harvesting Bay Scallops
68B-18.004	Recreational Bag and Vessel Limits; Commercial Harvest Prohibited
68B-18.005	Closed Seasons for Harvest of Bay Scallops
68B-18.0055	Prohibition of Sale and Commercial Harvest
68B-18.006	Allowed and Prohibited Gear and Methods of Harvest; Prohibited Simultaneous Possession of Bay Scallop and Certain Types of Gear
68B-18.007	Purchase and Sale of Bay Scallop Prohibited; Exception
68B-18.008	Areas Open and Closed to the Harvest of Bay Scallops

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule amendments for scallops in the 2017 calendar year as a result of stock assessments or management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, allowable harvest areas, gear restrictions and other subjects encompassed by the above-cited rules.

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

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-19.001	Designation as a Restricted Species
68B-19.002	Definitions
68B-19.003	Size Limit; Landed in Whole Condition Requirement
68B-19.004	Bag and Vessel Limits

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule amendments for cobia in the 2017 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-21.001	Designation as a Protected Species
68B-21.002	Definitions
68B-21.003	Regional Size Limits; Landed in Whole Condition Requirement
68B-21.004	Regional Recreational Bag Limits; Bag Limit for Captain and Crew; Prohibited Commercial Harvest; Region for Landing and Possession
68B-21.005	Seasons
68B-21.006	Allowed and Prohibited Gear and Methods of Harvest; Prohibited Simultaneous Procession of Snook and Certain Types of Gear; Incidental Capture of Snook
68B-21.007	Purchase and Sale of Snook Prohibited; Prohibited Possession by Seafood Dealers and Restaurants

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for snook in the 2017 calendar year as a result of stock assessments or management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-23.001	Purpose, Intent and Repeal of Other Laws; Designation as Restricted Species
68B-23.002	Definitions
68B-23.003	Gear Specifications and Prohibited Gear
68B-23.0035	Size Limit
68B-23.004	Commercial Fishing Season for Spanish Mackerel; Commercial Vessel Limits
68B-23.005	Recreational Bag Limit for Spanish Mackerel
68B-23.006	Other Prohibitions

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for Spanish mackerel in the 2017 calendar year as a result of stock assessments, federal regulatory actions or other management and enforcement requirements, or to address amendments resulting from the agency's comprehensive review of Division 68B

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

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|-------------------|--|
| <b>RULE NOS.:</b> | <b>RULE TITLES:</b>  |
| 68B-24.001        | Purpose and Intent   |
| 68B-24.002        | Definitions  |
| 68B-24.003        | Minimum Size Limits  |
| 68B-24.0035       | Special Recreational Crawfish License  |
| 68B-24.004        | Bag Limit  |
| 68B-24.0045       | Importation of Spiny Lobster; Documentation and Other Requirements   |
| 68B-24.005        | Seasons  |
| 68B-24.0055       | Commercial Requirements  |
| 68B-24.006        | Gear: Traps, Buoys, Identification Requirements, Prohibited Devices  |
| 68B-24.0065       | Special Provisions for John Pennekamp Coral Reef State Park in Monroe County; Closure During Two-day Sport Season; Closure of Coral Formation Protection Zones |
| 68B-24.007        | Other Prohibitions   |
| 68B-24.009        | Trap Reduction Schedule  |

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for spiny lobster in the 2017 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements, or to address amendments resulting from the agency’s comprehensive review of Division 68B

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

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|-------------------|---|
| <b>RULE NOS.:</b> | <b>RULE TITLES:</b>                             |
| 68B-27.013        | Definitions                                     |
| 68B-27.014        | Statewide Bag Limits on Oyster Harvesting       |
| 68B-27.015        | Oyster Size Limit                               |
| 68B-27.016        | Oyster Harvest Monitoring                       |
| 68B-27.017        | Apalachicola Bay Oyster Harvesting Restrictions |
| 68B-27.018        | Statewide Harvesting Restrictions               |
| 68B-27.019        | Seasons   |
| 68B-27.020        | Applicability to Oysters on Leased Parcels      |

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for oysters in the 2017 calendar year as a result of stock assessments, federal regulatory actions or management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
68B-30.001	King Mackerel Atlantic Fishery; Purpose and Intent; Designation as Restricted Species
68B-30.002	Definitions
68B-30.0025	Size Limit
68B-30.003	Commercial Harvest Limits; Recreational Bag Limit; Gear Specifications
68B-30.004	Commercial Season Closures
68B-30.006	Other Prohibitions

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for the Atlantic king mackerel fishery in the 2017 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements, or to address amendments resulting from the agency’s comprehensive review of Division 68B.

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-31.001	Northeast Florida Live Bait Shrimp Fishery; Purpose and Intent
68B-31.002	Definitions
68B-31.003	Live Bait Shrimp Trawl Gear Specifications
68B-31.0035	Trawls: Allowed Use; Maximum Square Footage of Mesh Area; Definitions
68B-31.004	Trawl Gear Specifications: Turtle Excluder Devices Required; Exceptions; Definitions
68B-31.0045	Trawl Gear Specifications: Bycatch Reduction Devices
68B-31.005	Purpose and Intent; Repeal of Certain General and Special Acts; Designation of Shrimp as Restriction Species
68B-31.006	Definitions
68B-31.007	Statewide Recreational Shrimping Restrictions
68B-31.008	Statewide Live Bait Shrimp Production Restrictions
68B-31.009	Statewide Food Shrimp Production Restrictions
68B-31.010	Northwest Region Food Shrimp Production Gear Specifications
68B-31.011	Big Bend Region Food Shrimp Production Gear Specifications
68B-31.012	Southwest Region Food Shrimp Production Gear Specifications
68B-31.013	Southeast Region Food Shrimp Production Gear Specifications
68B-31.0135	Southeast Region: Biscayne Bay (Dade County) Food Shrimp Production Season and Weekly Closures
68B-31.0136	Southeast Region: Food Shrimp Production Closed Area (Portion of Monroe County)
68B-31.014	Northeast Region Food Shrimp Production Gear Specifications
68B-31.015	Northeast Florida Shrimping: Definition
68B-31.0155	Northeast Florida Shrimping: Closed Season; Definition of Term "Legal State Holidays" for Purposes of Section 379.247(8)(a), F.S.; Closed Areas
68B-31.0156	Florida East Coast Shrimp Bed: Repeal of Section 370.156, Florida Statutes; Seasonal Food Shrimp Production Closure; Exception; Definition
68B-31.0157	East Coast: Night Trawling Prohibited; Exception
68B-31.016	Tortugas Shrimp Beds: Repeal of Section 370.151(2), F.S. (1991);

	Redescription of Tortugas Shrimp Beds; Closed Areas
68B-31.017	Big Bend Region Closed Areas; Seasonal Closures
68B-31.018	Northwest Region Closed Areas; Repealed Special Acts
68B-31.019	Regulation of Shrimp Fishing in Tampa Bay; License Requirements

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for shrimp in the 2017 calendar year as a result of stock assessments or other management or enforcement requirements, or to address amendments resulting from the agency's comprehensive review of Division 68B.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
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**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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



**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-35.001	Purpose and Intent; Repeal of Certain Laws; Designation as Restricted Species, Aquaculture Exemption for Pompano
68B-35.002	Definitions
68B-35.003	Size Limits; Prohibition of Sale; Landing in Whole Condition
68B-35.0035	Bag Limits
68B-35.004	Gear Specifications and Prohibited Gear
68B-35.005	Pompano Endorsement Regulations
68B-35.006	Closed Season

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for permit, pompano, and African pompano in the 2017 calendar year as a result of stock assessments or management or enforcement requirements, or to address amendments resulting from the agency's comprehensive review of Division 68B.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-37.001	Designation as Restricted Species; Purpose and Intent
68B-37.002	Definitions
68B-37.003	Size Limits for Recreational and Commercial Harvest; Whole Condition Requirement
68B-37.004	Regional Recreational Bag Limits; Commercial Bag, Vessel, and Landing Limits
68B-37.005	Commercial Seasons
68B-37.006	Allowed and Prohibited Gear and Method of Harvest; Restriction on Simultaneous Possession of Spotted Seatrout and Certain Types of Gear
68B-37.007	Purchase and Sale Prohibitions

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for spotted seatrout in the 2017 calendar year as a result of stock assessments or management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

**RULE NO.:** 68B-38.003 **RULE TITLE:** Taylor County Shrimp Closure  
**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for areas closed to shrimping in the 2017 calendar year as a result of the agency’s comprehensive review of Division 68B.  
**SUBJECT AREA TO BE ADDRESSED:** Subject area addressed in the rule development notice include gear restrictions and other subjects encompassed by the above-cited rule.  
**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution  
**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
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**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

**RULE NOS.:** 68B-39.001 **RULE TITLES:** Designation as Restricted Species  
 68B-39.002 Definitions  
 68B-39.003 Size Limit; Exception  
 68B-39.004 Bag Limit  
 68B-39.0045 Seasonal Bag Limit for Portion of Pinellas County  
 68B-39.0046 Seasonal Night Closure for Portion of Charlotte County (Punta Gorda)  
 68B-39.0047 Allowable Harvesting Gear  
 68B-39.005 Commercial Harvest, Statewide Regulations  
 68B-39.008 Pasco-Lee Region; Seasons; Closed Areas  
**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for mullet in the 2017 calendar year as a result of stock assessments or management and enforcement requirements, or to address amendments resulting from the agency’s comprehensive review of Division 68B.  
**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.  
**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution  
**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
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**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-42.001	Purpose and Intent; Designation of Restricted Species; Definition of "Marine Life Species"
68B-42.002	Definitions
68B-42.003	Prohibition of Harvest: Longspine Urchin, Bahama Starfish
68B-42.0035	Live Landing and Live Well Requirements
68B-42.0036	Closed Areas
68B-42.004	Size Limits
68B-42.005	Recreational Bag Limit
68B-42.006	Commercial Season, Harvest Limits
68B-42.0065	Commercial Requirements; Endorsements; Requalifying; Appeals; Leasing; Transferability
68B-42.007	Gear Specifications and Prohibited Gear
68B-42.008	Live Rock: Harvest in State Waters Prohibited; Aquacultured Live Rock Harvest and Landing Allowed
68B-42.009	Prohibition on the Taking, Destruction, or Sale of Marine Corals Sea Fans, and Non-erect, Encrusting Octocorals; Exception

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for marine life in the 2017 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements, or to address amendments resulting from the agency’s comprehensive review of Division 68B.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
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THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-44.002	Definitions
68B-44.003	Bag Limit Applicable to State Waters, Gear Restriction
68B-44.004	Landing in Whole Condition; Transit Through State Waters
68B-44.005	Commercial Harvest of Sharks: Federal Permit Required
68B-44.006	Commercial Season; Season Closure; Prohibition of Sale
68B-44.007	Size Limit Applicable to State Waters
68B-44.008	Prohibited Species; Prohibition of Harvest, Landing, and Sale

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for sharks and rays in the 2017 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements, or to address amendments resulting from the agency’s comprehensive review of Division 68B.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions, prohibited species and other subjects encompassed by the above-cited rules

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

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-45.001	Purpose and Intent; Repeal of Statutory Provisions; Designation as Restricted Species
68B-45.002	Definitions
68B-45.003	Minimum Size Limits
68B-45.004	Regulation and Prohibition of Certain Harvesting Gear
68B-45.0045	Closed Seasons
68B-45.005	Bag Limit
68B-45.006	Other Prohibitions
68B-45.007	Blue Crab Effort Management Program
68B-45.008	Assessment of Administrative Penalties for Violations Relating to Blue Crab Management

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule amendments for blue crab in the 2017 calendar year as a result of stock assessments or management and enforcement requirements, or to address amendments resulting from the agency’s comprehensive review of Division 68B.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NOS.:	RULE TITLES:
68B-48.001	Designation as Restricted Species
68B-48.002	Definitions
68B-48.003	Size Limits; Landed in Whole Condition Requirement
68B-48.004	Bag Limits; Bycatch Allowance
68B-48.006	Allowed and Prohibited Gear and Methods of Harvest; Bycatch Exception
68B-48.011	Aquaculture Exemption

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule amendments for flounder in the 2017 calendar year as a result of stock assessments or management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution  
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THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

- |                   |  |
|-------------------|--|
| <b>RULE NOS.:</b> | <b>RULE TITLES:</b>  |
| 68B-49.001        | Designation as a Restricted Species                                  |
| 68B-49.002        | Definitions  |
| 68B-49.003        | Size Limit; Landed in Whole Condition Requirement                    |
| 68B-49.004        | Bag and Vessel Limits; Bycatch Allowance                             |
| 68B-49.006        | Allowed and Prohibited Gear and Method of Harvest; Bycatch Exception |

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for tripletail in the 2017 calendar year as a result of stock assessments or management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

- |                   |   |
|-------------------|---|
| <b>RULE NOS.:</b> | <b>RULE TITLES:</b>   |
| 68B-59.001        | Designation as Restricted Species                                     |
| 68B-59.002        | Definitions   |
| 68B-59.003        | Size Limit; Landed in Whole Condition Requirement                     |
| 68B-59.004        | Bag Limits; Bycatch Allowance   |
| 68B-59.006        | Allowed and Prohibited Gear and Methods of Harvest; Bycatch Exception |
| 68B-59.011        | Aquaculture Exemption   |

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments for sheephead in the 2017 calendar year as a result of stock assessments or management or enforcement requirements.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

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**FISH AND WILDLIFE CONSERVATION  
COMMISSION**

**Marine Resources**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
68E-18.001	Introduction: Purpose and Intent
68E-18.002	Definitions
68E-18.003	Certificate Allocations and Fees
68E-18.004	Spiny Lobster Trap Tags
68E-18.005	Transfer of Certificates
68E-18.006	Rental or Leasing of TrapTags
68E-18.007	Trap Reduction
68E-18.008	Suspension of Certificates and Crawfish Endorsement
68E-18.010	Commission Policy Regarding the Assessment of Administrative Penalties

**PURPOSE AND EFFECT:** The purpose and effect of this rule development notice is to address possible rule amendments in the 2017 calendar year for the spiny lobster trap certificate program as a result of stock assessments, federal regulatory actions or other management or enforcement requirements, or to address amendments resulting from the agency’s comprehensive review of marine fisheries regulations.

**SUBJECT AREA TO BE ADDRESSED:** Subject areas addressed in the rule development notice include gear restrictions and other subjects encompassed by the above-cited rules.

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

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
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**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.**

**Section II  
Proposed Rules**

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
65C-27.001	Definitions
65C-27.002	Timeframes

**PURPOSE AND EFFECT:** The Department intends to amend Rules 65C-27.001-.002, F.A.C., to add definitions and clarify the procedure and timeframes for obtaining a suitability assessment for children in need of residential treatment.

**SUMMARY:** The amendments accomplish the following: (1) Definitions for Behavioral Health Care Coordinator, Independent Review, and Qualified Evaluator are amended; (2) Definitions for Qualified Evaluator Network, Residential Treatment, and Suitability Assessment are added; and (3) Responsibilities are assigned to the behavioral health care coordinator and Qualified Evaluator Network provider.

**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 used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in section 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to require legislative ratification.

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:** 39.407(6)(i), FS.

**LAW IMPLEMENTED:** 39.407(6), FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Jodi Abramowitz. Jodi can be reached at (850)717-4189 or Jodi.abramowitz@myflfamilies.com.

## THE FULL TEXT OF THE PROPOSED RULE IS:

## 65C-27.001 Definitions.

(1) “Behavioral Health Care Coordinator” means the person designated by the community-based care lead agency who is responsible for coordinating multi-disciplinary meetings related to the behavioral health needs of children served by the agency and who facilitates the local suitability assessment process. “Qualified Evaluator” means a psychiatrist or psychologist licensed in Florida who has at least 3 years of experience in the diagnosis and treatment of serious emotional disturbances in children and adolescents and who has no actual or perceived conflict of interest with any inpatient facility or residential treatment center or program.

(2) “Independent Review” means an assessment by a qualified evaluator that includes a personal examination and assessment of the child in residential treatment. The assessment includes an evaluation of the child’s progress toward achieving the goals and objectives of the treatment plan which must be submitted to the court. “Suitability Assessment” means a determination by a qualified evaluator as to whether a child or adolescent meets the criteria in Section 39.407(5)(a), F.S., for needing placement in a residential treatment center. The assessment includes a personal examination and assessment of the child and results in written findings.

(3) “Qualified Evaluator” is defined in Section 39.407(6)(b), F.S. “Independent Review” means assessment by a qualified evaluator that includes a personal examination and assessment of the child in residential treatment. The assessment includes evaluation of the child’s progress toward achieving the goals and objectives of the treatment plan, which must be submitted to the court.

(4) “Qualified Evaluator Network” means services that are contracted by the Department as of July 1, 2016 and includes the maintenance of a network of independent qualified evaluators, coordination of initial and 90-day suitability assessments, and quality assurance activities to ensure that standardized criteria are applied by the evaluators. The Agency for Health Care Administration maintains responsibility for registering qualified evaluators as described in Rule 59G-4.266, F.A.C. “Residential Treatment” as defined in Section 39.407(5)(a)1., F.S.

(5) “Residential Treatment” is defined in Section 39.407(6)(a)1., F.S.

(6) “Suitability Assessment” means a determination by a qualified evaluator as to whether a child or adolescent meets the criteria in Section 39.407(6)(a)3.a.-c., F.S., for needing placement in a residential treatment center. The assessment includes a personal examination and assessment of the child and results in written findings.

Rulemaking Specific Authority 39.407(6)(i) 39.407(5)(i) FS. Law Implemented 39.407(6) 39.407(5) FS. History–New 12-30-01, Amended \_\_\_\_\_.

## 65C-27.002 Timeframes.

(1) ~~When the department believes that a child is in need of an initial suitability assessment for residential treatment, a representative of the Department or community-based care lead agency (CBC) must coordinate the referral for assessment through the CBC’s behavioral health care coordinator make a request to the Agency for Health Care Administration that coordinates the qualified evaluator registry.~~

(2) It is the responsibility of the behavioral health care coordinator department to:

(a) Obtain from the Department’s contracted Qualified Evaluator Network provider appointment information the Agency for Health Care Administration the time and place for the evaluation and provide notification to the parties necessary to arrange transport of the child; and

(b) Provide copies of the required clinical records to the appointment with the appointed qualified evaluator.

(3) The guardian ad litem and attorney for the child shall be provided notice to allow for the opportunity to meet the child, if applicable, and speak with the Qualified Evaluator. The person responsible for said notification shall be determined by local agreement. After 14 working days the department shall contact the Agency for Health Care Administration to obtain a copy of the findings of the evaluator.

(4) The Qualified Evaluator Network provider will provide notice of the scheduled appointment within two (2) business days of referral receipt. The initial suitability assessment appointment will be scheduled to occur within five (5) business days of the completed referral. For all children in the custody of the department that are placed in residential treatment, an independent review must be conducted at least every 90 days after the child’s initial placement so long as the child remains placed in a residential treatment center. It is the department’s responsibility notify the Agency for Health Care Administration no later than 60 days from the child’s initial placement in residential treatment and every 90 days thereafter so long as the child remains placed in a residential treatment center to request an independent review.

(5) The Qualified Evaluator Network provider will provide a copy of the completed suitability assessment, with findings, to the behavioral health coordinator within eight (8) business days of the appointment.

(6) For all children in the custody of the Department who are placed in residential treatment, an independent review must be conducted at least every 90 days after the child’s initial placement so long as the child remains placed in a residential treatment center. It is the behavioral health

coordinator’s responsibility to request a 90-day review from the Qualified Evaluator Network provider no later than 60 days from the child’s initial placement in residential treatment and every 90 days thereafter so long as the child remains placed in a residential treatment center.

Rulemaking Specific Authority 39.407(6)(i) ~~39.407(5)(i)~~ FS. Law Implemented 39.407(6) ~~39.407(5)~~ FS. History–New 12-30-01, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Tory Wilson

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mike Carroll

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/27/16

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 12/21/16

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

RULE NOS.:	RULE TITLES:
65C-35.001	Definitions
65C-35.002	Behavioral Health Services
65C-35.003	Parent or Legal Guardian Involvement
65C-35.004	Caregiver Involvement
65C-35.005	Child Involvement in Treatment Planning
65C-35.006	Taking a Child Into Custody Who Is Taking Psychotropic Medication
65C-35.007	Authority to Provide Psychotropic Medications to Children in Out-of-Home Care Placements
65C-35.008	Parent or Legal Guardian Declines to Consent to or Withdraws Consent for the Provision of Psychotropic Medication
65C-35.009	Parent or Legal Guardian Rights Terminated; Parent or Legal Guardian Refuses to Participate; or Parent or Legal Guardian Location or Identify Unknown
65C-35.010	Emergency Administration of Psychotropic Medication
65C-35.011	Medication Administration and Monitoring
65C-35.012	Requests for Second Opinions
65C-35.013	Medical Report

PURPOSE AND EFFECT: The Department intends to amend Rules 65C-35.001-.013, F.A.C., to accomplish the following: (1) Incorporate documents; (2) Add definitions; (3) Specify the efforts that must be made in obtaining consent and caregiver involvement; (4) Delete unnecessary rule provisions; (5) Clarify when a Medical Report must be completed; (6) Repeal rules and incorporate relevant provisions in other rules; (7) Add requirements regarding medication monitoring and administration; (8) Specify when pre-consent reviews must be sought; and (9) Add a training rule.

SUMMARY: The amendments accomplish or require the following: (1)The Medicaid Community Mental Health Services Coverage and Limitations Handbook, the Medical Report form, and the Emergency Intake form are incorporated by reference; (2) The child protective investigator (CPI) or case manager must attempt to invite the parent or legal guardian to the doctor’s appointment and facilitate transportation to the appointment, if necessary; or facilitate telephone or tele-medicine participation between the prescribing practitioner and the parent or legal guardian when unable to attend in person; (3) The CPI or case manager must attempt to contact the parent or legal guardian upon learning of the recommendation for psychotropic medication by the prescribing practitioner and provide specific information on how and when to contact the practitioner; and provide a copy of the Medical Report to the child’s parent or legal guardian; (4) The case manager must obtain a completed Medical Report from the prescribing practitioner if the prescribing practitioner determines that the medication is medically necessary for the child despite the lack of authorization by the parent or legal guardian; (5) The monitoring of the use of psychotropic medication provided to children will be the joint responsibility of the prescribing practitioner, the caregiver, the CPI or case manager, and the CPI or case manager’s supervisor; (6) The caregiver and CPI or case manager are responsible for implementing the medication plan developed by the prescribing practitioner; (7) The Department shall fully inform the court of the child’s medical and behavioral status at each subsequent Judicial Review hearing and shall furnish copies of all pertinent medical records contained in the child’s Resource Record that have been generated since the previous court hearing; (8) The CPI or case manager shall provide the caregiver specified information regarding the prescribed medication; (9) The CPI or case manager shall seek a pre-consent review when: (a) A practitioner proposes prescribing psychotropic medication or changing the dosage of prescribed psychotropic medication outside the dosage parameters documented in the Medical Report; and (b) The child is age birth through 10 years; and (c) The child is prescribed two (2) or more psychotropic medications; and (10) All child protective investigators and case managers shall receive Department-approved training from the community-based care lead agency or its contracted provider on medication management and administration.

**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 used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in section 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to require legislative ratification.

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: 39.0121, 39.407(3)(g), FS.

LAW IMPLEMENTED: 39.407(1), (2), (3), 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: Jodi Abramowitz. Jodi can be reached at 850-717-4189 or Jodi.abramowitz@myflfamilies.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

65C-35.001 Definitions.

(1) “Assent” ~~when used in this chapter~~ means a process by which a provider of medical services helps the patient achieve a developmentally appropriate awareness of the nature of his or her condition; informs the patient of what can be expected with tests and treatment; makes a clinical assessment of the patient’s understanding of the situation and the factors influencing how he or she is responding; and solicits an expression of the patient’s willingness to accept the proposed care.

(2) “Behavioral Health Assessment” means includes both Comprehensive Behavioral Health Assessments as defined by the Medicaid Community Mental Health Services Coverage and Limitations Handbook and all other assessments performed by mental health professionals. The Medicaid Community Mental Health Services Coverage and Limitations Handbook, March 2014, is hereby incorporated by reference and \_\_\_\_\_ available \_\_\_\_\_ at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XX>.

(3) “Caregiver” means, ~~for purpose of this chapter~~, a person who is approved in writing by the Department as responsible for providing for the child’s daily needs, or any other person legally responsible for the child’s welfare in a residential setting.

(4) “Case Manager” means a child welfare professional who is responsible for ongoing safety management and service provision of children who, through assessment by a child protective investigator, have been determined to be unsafe.

(5) “Case Plan” means the dependency case plan as defined in Section 39.01(11), F.S., which refers to the services plan jointly developed between the family and dependency case manager, delineating specific interventions aimed at addressing the contributing factors and underlying conditions that led to child maltreatment.

(6)(4) “Chemical Restraint” means the use of a medication as a restraint to control behavior or restrict freedom of movement that is not an accepted treatment for the person’s medical or psychiatric condition.

(7)(5) “Children’s Legal Services” is a statewide law firm focusing on children’s issues within the Department of Children and Families.

(8)(6) “Child Protective Investigator (CPI)” means a child welfare professional who is responsible for investigating alleged child maltreatment and conducting assessments regarding the safety of children. ~~an authorized agent in a professional position within the Department or designated sheriff’s office with the authority and responsibility of investigating reports of child abuse, neglect, or abandonment received by the Florida Abuse Hotline, as defined in Section 39.01(62), F.S.~~

(9) “Community-based Care Lead Agency” means the not-for-profit or governmental community-based care provider responsible for the provision of support and services for eligible children who have been abused, abandoned, or neglected and their families.

(10) “Current Prescription” means a medication that is prescribed to the child and that the child is being administered or is directed to be administered at the time the child is taken into custody.

(11)(7) “Department” means the Department of Children and Families Family Services.

(8) “Dependency Case Manager” means an individual who is accountable for service delivery regarding safety, permanency, and well being for a caseload of children in out-of-home care.

(9) “Dependency case plan” means the dependency case plan as defined in Section 39.01(11), F.S., which refers to the services plan jointly developed between the family and dependency case manager delineating specific interventions aimed at addressing the contributing factors and underlying conditions that lead to child maltreatment.

(12)(10) “Expressed Express and Informed Consent” means, for the purposes of this chapter, voluntary written consent from a competent person who has received full, accurate, and sufficient information and explanation about a

child's medical condition, medication, and treatment to enable the person to make a knowledgeable decision without being subjected to any deceit or coercion. Expressed ~~Express~~ and informed consent for the administration of psychotropic medication may only be given by a parent whose rights have not been terminated, or a legal guardian of the child. Sufficient explanation includes ~~but is not limited to~~ the following information, provided and explained in plain language by the prescribing practitioner ~~physician~~ to the consent giver: the medication, reason for prescribing it, and its purpose or intended results; side effects, risks, and contraindications, including effects of stopping the medication; method for administering the medication, and dosage range when applicable; potential drug interactions; alternative treatments; and the behavioral health or other services used to complement the use of medication, when applicable.

(13)(44) "Florida Safe Families Network (FSFN)" means is the Department's comprehensive, statewide automated case tool that supports child welfare practice. FSFN holds the state's official case file for all children and families served. FSFN is the Statewide Automated Child Welfare Information System (SACWIS) for the state of Florida. FSFN is the electronic system of record for each case. It contains information regarding a particular child and his or her family.

(14)(42) "Guardian ad Litem" is defined in Section 39.820(1), F.S.

(15)(43) "Lead Agency" means the not-for-profit or governmental community-based care provider responsible for the provision of support and services for eligible children ~~and their families~~ who have been abused, abandoned, or neglected and their families.

(16)(44) "Legal Guardian" means a permanent guardian as described in Section 39.6221, F.S., or a "guardian" as defined in Section 744.102, F.S., or a relative with a court order of temporary custody under Chapter 751, F.S. ~~Dependency~~ Cease managers and Guardians ad Litem do not meet the definition of legal guardian.

(17)(45) "Medical Report" means a report prepared by the prescribing physician that includes information required by Section 39.407(3)(c), F.S. The "Medical Report" form, CF-FSP 5339, December 2015, is hereby incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX>. The form for the medical report is "Medical Report" (form CF FSP 5339 dated January 2010), which is hereby incorporated by reference and is available by contacting the Family Safety Program Office at 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700, or at <http://www.def.state.fl.us/DCFForms/Search/DCFFormSearch.aspx>.

(18)(46) "Out-of-Home Care" means the placement of a child in licensed and non-licensed settings, arranged and supervised by the Department or contracted service provider, outside of the home of the parent. ,arranged and supervised by the Department of Children and Families or its agent, outside the home of the child's custodial parent or legal guardian. This includes placement in licensed shelter, foster home, group home, Residential Treatment Center (including Statewide Inpatient Psychiatric Programs), and non-licensed relative/non-relative settings.

(19) "Pre-Consent Review" means a review by a child psychiatrist of a proposed medication regimen to determine whether or not the proposed prescribed medication and dosage are consistent with accepted medical practice given the diagnosis and physical condition of the child. A pre-consent review is not a second opinion.

(20)(47) "Prescribing Practitioner Physician" means is a practitioner physician licensed under Chapter 458 or 459, F.S.

(21)(48) "Psychotropic Medication" means, ~~for the purpose of this rule,~~ any medication chemical substance prescribed with the primary intent to stabilize or improve mood, mental status, behavioral symptomatology, or mental illness, treat psychiatric disorders; and those substances, which though prescribed with the intent to treat other medical conditions, have the effect of altering brain chemistry or involve any of the medications in the categories listed below. The medications include, without limitation, the following major categories:

- (a) Antipsychotics;
- (b) Antidepressants;
- (c) Sedative Hypnotics;
- (d) Lithium;
- (e) Stimulants;
- (f) Non stimulant Attention Deficit Hyperactivity Disorder medications;
- (g) Anti-dementia medications and cognition enhancers;
- (h) Anticonvulsants and alpha 2 agonists; and
- (i) Any other medication used to stabilize or improve mood, mental status, behavior, or mental illness.

(22)(49) "Residential treatment center" means "Residential treatment center for children and adolescents" as defined in Section 394.67, F.S. a 24-hour residential program which provides mental health services to emotionally disturbed children or adolescents as defined in Section 394.492 (5) or (6), F.S. that is licensed by the Agency for Health Care Administration. For purposes of this rule, therapeutic group homes are not considered a residential treatment center.

(23)(20) "Resource Record" means the child's standardized record that contains copies of all available and accessible medical and psychological information (including

behavioral health information) pertaining to the child as described in subsections 65C-30.001(21)(24) and 65C-30.011(4)-(6), F.A.C.

~~(21) “Statewide Inpatient Psychiatric Program” or “SIPP” means those residential mental health treatment programs selected and contracted by the Agency for Healthcare Administration to participate in the Institution for Mental Disease waiver.~~

~~Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(1), (2), (3) FS. History—New 3-17-10, Amended~~

65C-35.002 Behavioral Health Services.

(1) Behavioral health services shall be provided to children in out-of-home care ~~without delay~~ once the need for such services is identified. Prior to prescribing a psychotropic medication, the practitioner ~~physician~~ must consider other treatment interventions that may include, ~~but are not limited to,~~ medical, mental health, behavioral, counseling, or other services. All decision-making ~~shall should~~ be guided by the principle that it is important to comprehensively address all of the concerns in a child’s life – family, legal, health, education, and social/emotional issues – as well as to provide behavioral supports and parent training, so that a child’s behavioral and mental health issues can be addressed in the least restrictive setting and in a comprehensive treatment plan.

(2) The child’s ~~dependency~~ case manager shall will ensure that all behavioral health services that are identified in behavioral health assessments or prescribed by a medical or mental health professional have been integrated into the child’s ~~dependency~~ case plan and are provided to the child ~~in a timely manner~~.

~~(3) The department and contracted service providers who provide behavioral health services shall comply with the requirements of Section 39.407(3), F.S., and the Florida Rules of Juvenile Procedure 8.355 whenever a child is considered for administration of psychotropic medications.~~

~~(4) The Medical Report must include recommendations for medical, behavioral health, or other services that will be used in conjunction with psychotropic medication, as required by Section 39.407(3)(e)5., F.S.~~

~~(3)(5) Prior to prescribing a psychotropic medication, the practitioner physician~~ must consider the child’s history for conditions that may indicate the presence of brain injury (for example, blows to head, fetal alcohol syndrome, loss of consciousness, head scars, fever above 104°) and document any follow-up assessments or referrals on the Medical Report.

~~(4)(6) The administration of medication for the sole purpose of chemical restraint is strictly prohibited.~~

~~Rulemaking Authority 39.407(3)(g), 39.0121 FS. Law Implemented 39.407(1), (3) FS. History—New 3-17-10, Amended~~

65C-35.003 Parent or Legal Guardian Involvement.

(1) The child protective investigator (CPI) or dependency case manager ~~or child protective investigator~~ shall facilitate the attendance of the child’s parent (where parental rights are intact) or legal guardian at all attending ~~of~~ medical appointments. The CPI or case manager shall make the following minimum efforts to assist the prescribing practitioner in obtaining expressed and informed consent from the child’s parent or legal guardian:

(a) Attempt to invite the parent or legal guardian to the doctor’s appointment and facilitate transportation to the appointment, if necessary;

(b) Facilitate telephone or tele-medicine participation between the prescribing practitioner and the parent or legal guardian when unable to attend in person.

~~, and the parent or legal guardian obtaining of information about medications, possible side effects, and other details about treatment listed in subsection (2) of this section.~~

(2) If the parent or legal guardian is unable to attend medical appointments, the CPI or dependency case manager ~~or child protective investigator~~ shall:

(a) Attempt to contact the parent or legal guardian upon learning of the recommendation for psychotropic medication by the prescribing practitioner and provide specific information on how and when to contact the practitioner; and

(b) Provide a copy of the Medical Report, incorporated by reference in Rule 65C-35.001, F.A.C., to the child’s parent or legal guardian, which includes the prescribing practitioner’s contact information.

~~convey the information to the parent or legal guardian. The information conveyed shall include:~~

~~(a) A copy of the Medical Report;~~

~~(b) The method of administering the medication;~~

~~(c) An explanation of the nature and purpose of the treatment;~~

~~(d) The recognized side effects, risks and contraindications of the medication;~~

~~(e) Drug interaction precautions;~~

~~(f) Possible side effects of stopping the medication;~~

~~(g) Alternative treatment options;~~

~~(h) How treatment will be monitored; and~~

~~(i) The physician’s plan to reduce and/or eliminate ongoing administration of the medication.~~

(3) When the court has authorized the provision of psychotropic medication, the CPI or dependency case manager ~~or child protective investigator~~ must continue to try to involve the parent or legal guardian in the child’s ongoing medical treatment planning, and shall continue to facilitate the parent or legal guardian’s communication with the prescribing practitioner ~~physician~~ so that the parent or legal guardian has the opportunity to consider whether to authorize the provision

of any new medications or dosages, unless the parent or legal guardian's rights have been terminated.

~~(4) The dependency case manager or child protective investigator shall make the following minimum efforts to enable the prescribing physician to obtain express and informed consent from the child's parent or legal guardian:~~

~~(a) Attempt to invite the parent or legal guardian to the doctor's appointment and to offer them transportation to the appointment, if necessary;~~

~~(b) Attempt to contact the parent or legal guardian as soon as possible upon learning of the recommendation for psychotropic medication by the prescribing physician and provide specific information to them on how and when to contact the physician; and~~

~~(c) Facilitate transportation arrangements to the appointment and/or telephone calls between the parent or legal guardian and the prescribing physician.~~

~~(5) If there are any changes in medication, including dosage or dosage range, that go beyond the existing authorization, the dependency case manager or child protective investigator will be responsible for facilitating discussions between the prescribing physician and the parent or legal guardian or pursuing a new court authorization. The dependency case manager or child protective investigator shall inform Children's Legal Services and all parties of any changes in medication and shall provide Children's Legal Services with a copy of the amended Medical Report.~~

~~Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(3) FS. History—New 3-17-10, Amended \_\_\_\_\_.~~

65C-35.004 Caregiver Involvement.

(1) The caregiver's schedule must be taken into consideration when scheduling appointments. The ~~child's~~ caregiver must make every effort to attend medical appointments and obtain the information about medications, possible side effects, and provide information about the child to the prescriber as requested ~~other information as listed in subsection (2) of this section.~~ Caregivers do not have the authority to provide expressed ~~express~~ and informed consent for psychotropic medication. However, nothing in this rule prohibits caregivers from expressing their concerns regarding prescribing psychotropic medication to children.

(2) If the caregiver is unable to attend the appointment and it cannot be rescheduled, then the child protective investigator (CPI) or case manager or his or her designee who has received training on psychotropic medications in accordance with Rule 65C-35.014, F.A.C., shall attend the appointment. The designee must also be familiar with the child.

(a) The CPI or case manager shall provide to the designee, in writing, the child's medical and mental health

history, behaviors, concerns, and effects of the current psychotropic medications on the child.

(b) The CPI or case manager shall provide a copy of the Medical Report, incorporated by reference in Rule 65C-35.001, F.A.C., to the caregiver and review the report with the caregiver to ensure the caregiver's understanding of the report.

~~the child's appointment should be rescheduled to allow attendance. If the appointment cannot be rescheduled, the dependency case manager or child protective investigator shall attend the appointment and convey the information to the caregiver. The information to be conveyed shall include:~~

~~(a) A copy of the Medical Report;~~

~~(b) The method of administering the medication;~~

~~(c) An explanation of the nature and purpose of the treatment;~~

~~(d) The recognized side effects, risks and contraindications of the medication;~~

~~(e) Drug interaction precautions;~~

~~(f) Possible side effects of stopping the medication;~~

~~(g) Alternative treatment options;~~

~~(h) How treatment will be monitored; and~~

~~(i) The physician's plan to reduce and/or eliminate ongoing administration of the medication.~~

(3) The caregiver shall monitor the child, and report to the prescribing ~~practitioner~~ physician and the CPI or dependency case manager any behavior or other incident that could indicate an adverse reaction or side effect. The caregiver must seek emergency medical care for the child if the presence of an adverse reaction or side effect to the medication is affecting the child's health or safety.

~~Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(3) FS. History—New 3-17-10, Amended \_\_\_\_\_.~~

65C-35.005 Child Involvement in Treatment Planning.

(1) The prescribing ~~practitioner~~ physician must discuss the proposed course of treatment with the child, in developmentally appropriate language the child can understand. The ~~practitioner~~ physician must explain the risks and benefits of the prescribed medication to the child.

~~(2) The practitioner~~ physician will discuss with the child the following:

~~(a) The medication proposed;~~

~~(b) The reason for the medication;~~

~~(c) and (d) The signs or symptoms to report to caregivers;~~ ~~Information discussed with the child shall include:~~

~~(d)(a) Alternative treatment options;~~

~~(e)(b) The method of administering the medication;~~

~~(f)(c) An explanation of the nature and purpose of the treatment;~~

~~(g)(d) The recognized side effects, risks and contraindications of the medication;~~

- ~~(h)(e)~~ Drug-interaction precautions;
- ~~(i)(f)~~ Possible side effects of stopping the medication;
- ~~(j)(g)~~ How treatment will be monitored; and
- ~~(k)(h)~~ The practitioner's physician's plan to reduce and/or eliminate ongoing administration of the medication.

~~(2)(3)~~ The prescribing practitioner physician must ascertain the child's position with regard to the medication and consider whether to revise the recommendation based on the child's input. The child's position must be noted in the Medical Report, incorporated by reference in Rule 65C-35.001, F.A.C. The child protective investigator (CPI) or case manager shall provide the child with a copy of the Medical Report if the child is of sufficient maturity and intellectual capacity to understand the report.

(a) It is the practitioner's physician's responsibility to inform the child as clearly as possible and as fully as is appropriate. However, the child's failure to understand or assent to treatment is not, by itself, sufficient to prevent the administration of a prescribed medication. Likewise, the child's assent to the treatment is not a substitute for expressed express and informed consent by a parent or legal guardian or a court order. Children are more likely to be successful in treatment if they fully understand and participate in treatment decisions.

(b) Pursuant to Section 39.01305, F.S., If a child of sufficient age, understanding, and maturity declines to assent to the psychotropic medication, the CPI or dependency case manager shall or child protective investigator will request that Children's Legal Services file a motion for the appointment of request an attorney be appointed for the child when the child declines to assent or the prescribing practitioner determines that the child is not developmentally able to provide assent.

~~(3)(4)~~ Whenever the child requests the discontinuation of the psychotropic medication, and the prescribing practitioner physician refuses to order the discontinuation, the CPI or dependency case manager or child protective investigator shall will request that Children's Legal Services request an attorney be appointed for the child. Children's Legal Services will notice all parties and file a motion with the court, presenting the child's concerns, the practitioner's physician's recommendation, and any other relevant information, pursuant to Section 39.407(3)(d)1., F.S.

Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(3) FS. History—New 3-17-10, Amended.

65C-35.006 Taking a Child Into Custody Who Is Taking Psychotropic Medication.

(1) When a child protective investigator (CPI) takes a child into custody he or she they must ascertain determine whether the child is taking psychotropic medications. If so, the CPI child protective investigator must determine ascertain the

purpose of the medication, the name and phone number of the prescribing practitioner physician, the dosage, instructions regarding administration (e.g., timing, whether to administer with food), and any other relevant information.

~~(2)(a)~~ The CPI child protective investigator must seek written authorization from the parent or legal guardian to continue administration of currently prescribed psychotropic medications. The authorization shall be documented on the "Emergency Intake" form, CF-FSP 5314, May 2010, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX>. This authorization is good for the first 60 28 calendar days the child is in shelter status.

~~(b)~~ The child protective investigator must take the following actions:

1. ~~If the medication is in its original container, and clearly marked as a current prescription for the child, the medication must continue to be provided to the child. The protective investigator must notify or cause to be notified the parent or legal guardian that the medication is being provided to the child.~~

~~(a)2-~~ In order for medication to be administered to a child, the medication must be a current prescription, in the original container, and clearly marked. If the medication is not in the original container, is not clearly marked, or is not the child's and current prescription, the child shall not be continued on the medication unless the prescribing practitioner or the dispensing pharmacy confirms that the child is currently on the prescribed medication and provides a new prescription to be filled or refilled. a physician or pharmacist must confirm that the medication is the child's prescription and that the prescription is current. Current means the child is or should be taking the medication at the time the child is taken into custody, according to the prescription information.

~~(b)~~ If the CPI is informed that the child is currently taking prescribed psychotropic medication, however, the original container is unavailable or the label on the container provided is indiscernible, the child must be evaluated by a practitioner at the initial health screening to determine if the medication is needed and provided instruction on proper dosing.

(3) If parental authorization is not obtained and the CPI receives a medical opinion that the child needs to continue taking the medication, the medical opinion must be in writing and provided to Children's Legal Services.

3. ~~If there is a pre-existing prescription and the other conditions regarding the medication's container, labeling, and current date above are met, the psychotropic medication must be provided to the child as prescribed, but only until the emergency shelter hearing is held as required by Section 39.407(3)(b)1., F.S.~~

~~4. The child protective investigator may determine that the medication does not meet the conditions of being “in the original container, clearly marked, and current.” In this case, the medication provided by the parent or legal guardian will not be administered to the child until the identity of the medication is confirmed by a physician or pharmacist.~~

~~5. If a physician or pharmacist is unable to confirm the identity of any provided medications, the child will be evaluated by a physician at the child health check up (within 72 hours). The physician will determine the on-going need for a currently prescribed psychotropic medication.~~

~~(2) To continue administering the medication beyond the date of the shelter hearing, the child protective investigator must have a determination from a physician licensed under Chapter 458 or 459, F.S., that the child should continue the psychotropic medication. This determination must be transmitted in writing to Children’s Legal Services.~~

~~(3) If the dependency case manager or the child protective investigator is unable to contact the prescribing physician prior to the shelter hearing, the information on the medication bottle may be used by the court as evidence of the intent of the prescribing physician to continue the medication until medical advice can be obtained by the dependency case manager or child protective investigator.~~

~~(4) In the absence of parent or legal guardian authorization, when a physician determines the child should continue psychotropic medication, Children’s Legal Services must file a motion requesting that continuation of the medication be determined at the shelter hearing. The motion must indicate the prescribing practitioner’s physician’s reasons for wanting to continue the medication and provide the court with any other available information relevant to the request.~~

~~(5) Authorization in a shelter order to continue the medication shall be valid only until the arraignment hearing on the petition for dependency, or for 28 calendar days following the date of removal, whichever occurs first.~~

~~(6) Within 28 calendar days of removal, or no later than the arraignment hearing on the petition for dependency, whichever occurs first, the child must be evaluated by a practitioner physician to determine whether it is appropriate to continue the medication.~~

~~(7) The CPI shall document in All actions taken by the child protective investigator will be entered into FSFN all actions in regards to the provision of the medication within three (3) business days of receipt of the parent or legal guardian authorization or court order approving the medication.~~

~~(8) The parent or legal guardian authorization to continue a psychotropic medication that was obtained at the point of a child’s removal is separate from the general “Consent for~~

~~Treatment and Release of Information”. The general consent allows ordinary and necessary medical and dental care, to include immunizations, tuberculin testing, and well child care. The administration of psychotropic medication is considered an extraordinary procedure for which parental informed consent or a court order is required by law.~~

~~Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(1), (2), (3) FS. History—New 3-17-10, Amended~~

65C-35.007 Authority to Provide Psychotropic Medications to Children in Out-of-Home Care ~~Placements.~~

(1) Parents or legal guardians retain the right to consent to or decline the administration of psychotropic medications for children taken into state care until such time as their parental rights, or court-ordered guardianship or custodial rights, have been terminated.

(2) In no case may the child protective investigator (CPI), case manager, child’s caregiver, or staff from Residential Treatment Centers provide expressed and informed consent for a child in out-of-home care to be prescribed a psychotropic medication.

(3)(2) If the parents’ or guardians’ legal rights have been terminated,; their identity or location is unknown,; or they decline to approve administration of psychotropic medication, or withdraw consent to the administration of psychotropic medication and any party to the dependency action believes that administration of the medication is in the best interest of the child and medically necessary, then authorization to treat with psychotropic medication shall must be pursued as follows:

(a) The case manager shall consult with the prescribing practitioner within one (1) business day of being notified that the parent:

1. Is unavailable,

2. Withdraws consent,

3. Declines to consent; or

4. Is found by the prescribing practitioner to lack the ability to provide expressed and informed consent.

(b) If the prescribing practitioner determines that the medication is medically necessary for the child despite the lack of authorization, the case manager must obtain a completed Medical Report, incorporated by reference in Rule 65C-35.001, F.A.C., from the prescribing practitioner. If the parent or legal guardian withdraws consent that was previously provided or declines to consent to the administration of psychotropic medication, the parent or legal guardian’s decision, and any reason provided therefore, must be recorded by the prescribing practitioner in the Medical Report. If the prescribing practitioner determines that the parent or legal guardian cannot provide expressed and

informed consent, the basis for that determination must be recorded by the prescribing practitioner in the Medical Report.

(c) Within three (3) business days of receiving the Medical Report from the prescribing practitioner, the case manager must submit the Medical Report and any supporting documentation to Children's Legal Services, with a request for legal action to obtain a court order authorizing the administration of the prescribed medication.

(d) Children's Legal Services must file a motion seeking court authorization for the provision of the psychotropic medication. Except as provided in Section 39.407(e), F.S., court authorization must occur before the psychotropic medication is administered to the child.

(4) Psychotropic medications may be administered in advance of a court order or parental authorization in accordance with Section 39.407(3)(b)1. and Section 39.407(3)(e), F.S.

through a court order. Children's Legal Services must file a motion in court that will allow the court to "hear" the request and upon consideration of the facts, circumstances, and law, authorize the provision of the medication. Court authorization must occur before the psychotropic medication is administered to the child except in the circumstances described in Rule 65C 35.010, F.A.C.

(3) In no case may the dependency case manager, child protective investigator, the child's caregiver, representatives from the Department of Juvenile Justice, or staff from Residential Treatment Centers provide express and informed consent for a child in out-of-home care to be prescribed a psychotropic medication.

(4) The dependency case manager or child protective investigator must assist the prescribing physician in obtaining express and informed consent and must take steps as required in subsection 65C 35.003(4), F.A.C., to include the parent or legal guardian in the child's consultation with the prescribing physician.

(5) All details about prescribed psychotropic medications, updates (including changes in dosage or physician prescribed cessation of the medication), and all actions taken by the dependency case manager or child protective investigator, will be entered into FSFN by the dependency case manager or child protective investigator within three (3) business days of the action.

(6) If a child on psychotropic medication is moved from an out of home placement and placed into another out of home placement, the dependency case manager or child protective investigator must obtain the child's Resource Record and any psychotropic prescription medication currently taken by the child. The dependency case manager or child protective investigator must provide the caregiver receiving the child sufficient information about the

medication, as provided below, to ensure that the medication is continued as directed by the prescribing physician. The dependency case manager or child protective investigator shall obtain the medication in labeled medication bottles, inventory the medications provided, and transport the medications to the child's new caregiver. At no time shall the medication be handed to the child. The information provided to the caregiver shall include, at a minimum:

(a) The full name of the child for whom the medication is prescribed;

(b) The condition and purpose for which the medication is prescribed for the child;

(c) The prescribing physician's name and contact information;

(d) The pharmacy from which the prescription was obtained and the contact information;

(e) The prescription number;

(f) The drug name and dosage;

(g) The times, frequency and method of administration, and if the dosages vary at different times;

(h) Any identified side effects, risks and contraindications (including possible side effects of stopping the medication);

(i) Any other specific instructions regarding the medication;

(j) The physician's plan to reduce and/or eliminate ongoing administration of the medication; and

(k) A space for the caregiver to sign and date the medication inventory to indicate receipt of the child's medication.

(7) If the child is moved from an out of home placement and placed into another out of home placement and the medication is in an unlabeled container or prescription information is insufficient, the dependency case manager or child protective investigator shall contact the prescribing physician to ensure the proper identification and labeling of the medication or to arrange for a medical evaluation in order that treatment not be interrupted.

(8) Whenever a child in out of home care is receiving psychotropic medications pursuant to express and informed consent by the parent or legal guardian or as authorized by an order of the court, the Department shall fully inform the court of the child's medical and behavioral status at each subsequent Judicial Review hearing, and shall furnish copies of all pertinent medical records contained in the child's Resource Record that have been generated since the previous court hearing, including the Medical Report.

(9) When court authorization is needed to provide psychotropic medication, the dependency case manager or child protective investigator shall provide Children's Legal Services a written report that documents efforts made to enable the prescribing physician to obtain express and

~~informed consent from the child's parent or legal guardian. This report must include:~~

~~(a) Dates and time the dependency case manager or child protective investigator attempted to contact the parent or legal guardian by phone or other means upon learning of the recommendation for psychotropic medication by the prescribing physician.~~

~~(b) Dates, times, and methods used to attempt to contact the parent or legal guardian and provide them with specific information for how and when to contact the physician.~~

~~(c) Efforts to facilitate transportation arrangements to the appointment and/or telephone calls between the parent or legal guardian and the prescribing physician.~~

Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(2), (3) FS. History—New 3-17-10, Amended.

65C-35.008 Parent or Legal Guardian Declines to Consent to or Withdraws Consent for the Provision of Psychotropic Medication.

Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(1), (2), (3) FS. History—New 3-17-10, Repealed.

65C-35.009 Parent or Legal Guardian Rights Terminated; Parent or Legal Guardian Refuses to Participate; or Parent or Legal Guardian Location or Identity Unknown.

Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(3) FS. History—New 3-17-10, Repealed.

65C-35.010 Emergency Administration of Psychotropic Medication.

Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(1), (2), (3) FS. History—New 3-17-10, Repealed.

65C-35.011 Medication Administration and Monitoring and Administration.

(1) The monitoring of the use of psychotropic medication provided to children will be the joint responsibility of the prescribing practitioner, the caregiver, the child protective investigator (CPI) or case manager, and the CPI or case manager's supervisor. Child protective investigator supervisors and case manager supervisors shall provide on-going review and oversight of children prescribed psychotropic medications.

(2) The caregiver and CPI or case manager are responsible for implementing the medication plan developed by the prescribing practitioner. The case manager or child protective investigator shall ensure any additional medical evaluations and laboratory tests required are completed. The CPI or case manager shall add all information to the child's Resource Record and report the results of evaluations and tests to Children's Legal Services, all parties, and the prescribing practitioner.

~~(3)(4) Psychotropic medications will be administrated only by the child's caregivers. Children who are age and developmentally appropriate must be given the choice to self-administer medication under the supervision of the caregiver or school personnel. Children assessed as appropriate to self-administer medication must be educated by the practitioner or caregiver on the following:~~

~~(a) The method of administering the medication;~~

~~(b) The recognized side effects, risks and contraindications of the medication;~~

~~(c) Drug-interaction precautions;~~

~~(d) Possible side effects of stopping the medication; and~~

~~(e) How medication administration will be supervised by the caregiver.~~

(4) The Department, community-based care agency or its contracted service provider will develop locally approved medication logs for documenting the administration of psychotropic medications and any side effects or adverse reactions.

(a) The caregiver is responsible for filling out the medication administration logs.

(b) The case manager shall obtain the medication logs at each home visit and include the medication logs in the child's FSFN record.

~~(2) The dependency case manager or other designee will attend medication reviews as requested by the prescribing physician and/or agency.~~

~~(3) The monitoring of the use of psychotropic medication provided to children will be a joint responsibility among the prescribing physician, caregiver, dependency case manager or child protective investigator, and the supervisor.~~

~~(4) The dependency case manager or child protective investigator is responsible for implementing the medication plan developed by the prescribing physician. The dependency case manager or child protective investigator will arrange for any additional medical evaluations and laboratory tests required. All information will be added to the child's Resource Record. Results of evaluations and tests will be reported to Children's Legal Services, all parties, and the prescribing physician.~~

(5) Any person with information that questions calls into question the child's health and safety, including but not limited to the signs or symptoms of side effects or adverse reactions to the medication, shall as soon as possible immediately bring that information to the attention of the prescribing practitioner physician, the CPI or and child protective investigator's or dependency case manager, the CPI or case manager manager's supervisor, and emergency services shall be arranged as appropriate to protect the child's safety and well-being. The child's CPI or case manager shall provide This information shall be provided to Children's



Legal Services. Children’s Legal Services shall notify the court, and all parties within three (3) business days of the reported concerns.

(6) The case manager or designee, as defined in Rule 65C-35.004(2), F.A.C., shall attend medication reviews.

(7) All details about prescribed psychotropic medications, updates (including changes in dosage or practitioner prescribed cessation of the medication) and all actions taken by the CPI or case manager will be entered into the Florida Safe Families Network (FSFN) by the CPI or case manager within three (3) business days of the action.

(8) Whenever a child in out-of-home care is receiving psychotropic medications pursuant to expressed and informed consent by the parent or legal guardian or as authorized by an order of the court, the Department shall fully inform the court of the child’s medical and behavioral status at each subsequent Judicial Review hearing and shall furnish copies of all pertinent medical records contained in the child’s Resource Record that have been generated since the previous court hearing, including the Medical Report, incorporated by reference in Rule 65C-35.001, F.A.C.

(9) If a child on psychotropic medication is moved from an out-of-home placement and placed into another out-of-home placement, the CPI or case manager must obtain the child’s Resource Record and any prescription psychotropic medication currently taken by the child.

(10) The CPI or case manager shall encourage communication between the current and previous caregivers.

(11) The CPI or case manager shall obtain the medication in original labeled medication bottles, inventory the medications provided, and transport the medications to the child’s new caregiver.

(12) To ensure that the medication is continued as directed by the prescribing practitioner, the CPI or case manager shall provide the caregiver with the following information:

(a) The full name of the child for whom the medication is prescribed;

(b) The condition and purpose for which the medication is prescribed for the child;

(c) The prescribing practitioner’s name and contact information;

(d) The pharmacy from which the prescription was obtained and the contact information;

(e) The prescription number;

(f) The drug name and dosage;

(g) The times, frequency and method of administration, and if the dosages vary at different times;

(h) Any identified side effects, risks and contraindications (including possible side effects of stopping the medication);

(i) Any other specific instructions regarding the medication;

(j) The practitioner’s plan to reduce and/or eliminate ongoing administration of the medication; and

(k) The dates and time of any follow-up appointments, including appointments for laboratory testing.

(13) If the child is moved from an out-of-home placement and placed in another out-of-home placement and the medication is in an unlabeled container or prescription information is insufficient, the CPI or case manager shall take steps to verify that the medication is the child’s current prescription in accordance with Rule 65C-35.007(3), F.A.C.

(6) The dependency case manager or child protective investigator, the supervisor, and the caregiver have joint responsibility to assure the physician’s directions and intent as documented in the completed Medical Report and Medication Treatment Plan are implemented.

(7) The Department or its contracted service providers will develop locally approved medication logs for documenting the administration of psychotropic medications and any side effects or adverse reactions.

(8) Dependency case manager supervisors and child protective investigator supervisors shall provide on going review and oversight of children prescribed psychotropic medications.

(9) The Department may address the efficacy of psychotropic medication through requirements in lead agency contracts, including but not limited to the utilization of pre-consent reviews or second opinions by child psychiatrists.

(14)(10) Community-based care Lead agencies shall develop and implement protocols which ensure collaboration among those responsible for a child’s care, specifically addressing the use of psychotropic medication and the need to share all relevant information with all parties involved in the child’s care.

Rulemaking Authority 39.407(3)(g), 39.0121 FS. Law Implemented 39.407(2), (3) FS. History—New 3-17-10, Amended \_\_\_\_\_.

65C-35.012 Requests for Second Opinions and Pre-Consent Reviews.

(1) Second Opinions.

(a)(1) The child protective investigator (CPI) or dependency case manager may seek a second medical opinion at any time after consultation with a supervisor as to the need for a second opinion.

(b)(2) When any party files a motion requesting that the court order a second medical opinion, the court may order the Department or its contracted service provider to obtain a second opinion within a reasonable timeframe as established by the court. Within one (1) business day of the court’s order, the CPI child protective investigator or the dependency case

manager will make a referral for an appointment for the second opinion.

~~(c)(3) The CPI child protective investigator or dependency case manager must obtain the second opinion within twenty-one (21) calendar days of receipt of the court ordering the second opinion order.~~

(2) Pre-Consent Reviews. The CPI or case manager shall seek a pre-consent review when:

(a) A practitioner proposes prescribing psychotropic medication or changing the dosage of prescribed psychotropic medication outside the dosage parameters documented in the Medical Report; and

(b) The child is age birth through 10 years; and

(c) The child is prescribed two (2) or more psychotropic medications.

Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(3)(d) FS. History—New 3-17-10, Amended \_\_\_\_\_.

#### 65C-35.013 Medical Report.

(1) If the parent or caregiver is unable to attend the medical appointment a court order is required to obtain authorization to administer psychotropic medication, the prescribing practitioner physician must complete and sign the Medical Report form, incorporated by reference in Rule 65C-35.001, F.A.C. that is incorporated by reference into Chapter 65C-35, F.A.C. The practitioner physician may submit a medical report on a form of their choice as long as the form includes all information required on the Medical Report that is incorporated by reference into Rule 65C-35.001 Chapter 65C-35, F.A.C.

(2) When the parent and caregiver are able to attend the medical appointment and the parent provides expressed and informed consent for the child to be administered psychotropic medications, the prescribing practitioner must complete Section 5: Parental Consent of the Medical Report Form. The parent must sign this section of the form attesting to his or her consent.

(a) The child protective investigator (CPI) or case manager shall provide to Children's Legal Services the parent's consent, as well as documentation noting the medications prescribed to the child, within three (3) business days of receipt of the parental consent and documentation.

(b) Children's Legal Services shall notice all parties to the case of the parent's consent to the administration of psychotropic medications and file the consent and documentation of prescribed medications with the court.

(2) When court authorization is needed to provide psychotropic medication, the CPI or case manager must document efforts made to enable the prescribing practitioner to obtain expressed and informed consent from the child's

parent or legal guardian on the Medical Report form. Efforts to enable the prescribing practitioner must include:

(a) Dates and times the CPI or case manager attempted to contact the parent or legal guardian by phone or other means upon learning of the recommendation for psychotropic medication by the prescribing practitioner;

(b) Dates, times, and methods used to attempt to contact the parent or legal guardian and provide them with specific information for how and when to contact the practitioner; and

(c) Efforts to facilitate transportation arrangements to the appointment and/or telephone calls between the parent or legal guardian and the prescribing practitioner.

(3) The Medical Report form must be uploaded in FSFN within (3) business days of receipt of the completed document. Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(3)(c) FS. History—New 3-17-10, Amended \_\_\_\_\_.

#### 65C-35.014 Training on Psychotropic Medication

(1) All child protective investigators and case managers shall receive Department-approved training from the community-based care lead agency (CBC) or its contracted provider on medication management and administration. Training must be completed prior to assuming responsibility for a child who is prescribed psychotropic medication.

(2) Approved trainings are available on the Center for Child Welfare's website at <http://www.centerforchildwelfare.org>, or training may be developed by the CBC or its contracted provider. The training must include the following components:

(a) An overview of the use and effects of psychotropic medications;

(b) An overview of evidenced-based interventions and treatment options;

(c) Names and uses of commonly prescribed psychotropic medications;

(d) Medication management, roles and responsibilities; and

(e) Monitoring for side effects of psychotropic medications.

(3) The Department shall review all training curriculum on the use and administration of psychotropic medications to ensure that it includes the required components specified in (2) of this rule. If the required components are included, the Department shall approve the curriculum.

(4) All caregivers responsible for administering psychotropic medication must be trained by the CBC on the components specified in (2) of this rule within 30 calendar days of the child's placement into the caregiver's home.

Rulemaking Authority 39.407(3)(g) FS. Law Implemented 39.407(3)(d) FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Courtney Smith  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Mike Carroll  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: 12/27/16  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: 12/21/16

471.011, 471.017 FS. History–New 8-1-02, Amended 2-18-16,

The following changes have been made to incorporated form FBPE/020, 12/16:

Page 1 has been corrected to show the correct fees.

The language regarding the Active Duty Status has been changed to be consistent with Section 455.02, F.S.

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

**Board of Professional Engineers**

RULE NOS.: RULE TITLES:  
61G15-22.0001 Renewal of Active Licenses  
61G15-22.0002 Renewal of Inactive Licenses

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. 212, October 31, 2016 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at a public meeting held December 8, 2016. The changes are as follows:

61G15-22.0001 License Renewal.

(1) To renew an active or inactive status license, the licensee must remit to FEMC a completed renewal application and the biennial renewal licensure fee for active or inactive status licenses as specified by Rule 61G15-24.001, F.A.C. The application form FBPE/020, 12/16 09/46, Professional Engineer License Renewal Application And Instructions, is incorporated by reference herein and may be obtained from [www.fbpe.org/index.php/licensure/other-forms](http://www.fbpe.org/index.php/licensure/other-forms) or at <https://www.flrules.org/Gateway/reference.asp?No=Ref->

. All applications for renewal of inactive status licenses must also contain a statement certifying that the licensee has neither practiced engineering in Florida nor violated any of the provisions of Section 471.033, F.S., since the date on which the license was first placed on inactive status.

(2) Pursuant to 455.271(6)(a), F.S., licensees with delinquent status licenses must affirmatively apply for either active or inactive status during the renewal cycle in which the license becomes delinquent; failure to do so by the end of the renewal cycle renders the license void without further action by the Board.

Rulemaking Authority 455.02(4), 455.271(2),(5), (6)(a), (7), 471.11, 471.017(2) FS. Law Implemented 455.02(1), 455.271(5), (6)(a), (7).

61G15-22.0002 Licensure Change of Status.

(1) Active to Inactive Licensure Status. Licensees may change their licensure status from active to inactive by remitting to FEMC a completed Application to Change Status from ACTIVE TO INACTIVE, Form FBPE/021, 12/16 09/46, and the fee specified by Rule 61G15-24.001, F.A.C. The application form FBPE/021 is incorporated by reference herein and may be obtained from [www.fbpe.org/index.php/licensure/other-forms](http://www.fbpe.org/index.php/licensure/other-forms) or at <https://www.flrules.org/Gateway/reference.asp?No=Ref->

(2) Inactive to Active Licensure Status. Licensees may change their licensure status from inactive to active by remitting to FEMC a completed Application to Change Status from INACTIVE TO ACTIVE, Form FBPE/022, 12/1609/46, the fee specified by Rule 61G15-24.001, F.A.C., and proof of completion of eighteen (18) hours of continuing education obtained within the two (2) years immediately prior to application and in compliance with Rule 61G15-22.001(1), F.A.C. The application form FBPE/022 is incorporated by reference herein and may be obtained from [www.fbpe.org/index.php/licensure/other-forms](http://www.fbpe.org/index.php/licensure/other-forms) or at <https://www.flrules.org/Gateway/reference.asp?No=Ref->

Rulemaking Authority 455.271, 471.017(2) FS. Law Implemented 455.271, 471.017(2), (3), (4) FS. History–New 8-1-02,\_\_\_\_\_.

The following changes have been made to incorporated form BPE/021, 12/16:

Page 1 has been corrected to show the correct fees. “biannual” has been changed to “biennial.”

The following changes have been made to subsection incorporated form BPE/022, 12/16:

Page 1 has been corrected to show the correct fees.

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,

**Section IV  
Emergency Rules**

NONE

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

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District

NOTICE IS HEREBY GIVEN that on December 22, 2016, the Southwest Florida Water Management District received a petition for a variance or waiver.

Petitioner’s Name: Pinewood Gardens Homeowners Association, Inc.

Rule No.: 40D-22.201

Nature of the rule for which variance or waiver is sought: lawn and landscape irrigation

The Petition has been assigned tracking No. 17-4237.

A copy of the Petition for Variance or Waiver may be obtained by contacting Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, ext. 2298, water.variances@watermatters.org. Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Certificate of Need

RULE NO.: RULE TITLE:

59C-1.044 Organ Transplantation

NOTICE IS HEREBY GIVEN that on December 30, 2016, the Agency for Health Care Administration, received a petition for emergency variance from Rule 59C-1.044, F.A.C., filed by Public Health Trust of Miami-Dade, County, Florida.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Marisol Fitch, Unit Manager, Certificate Need Unit, Agency for Health Care Administration, 2727 Mahan Drive, Building One, Tallahassee, Florida 32308 or Marisol.Fitch@ahca.myflorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on January 4, 2017, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a

Routine Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Ricardo Orengo Roman located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle. The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 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 Petition for Variance or Waiver may be obtained by contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

**DEPARTMENT OF CHILDREN AND FAMILIES**

Agency for Persons with Disabilities

RULE NO.: RULE TITLE:

65G-5.004 Selection of Housing

The Agency for Persons with Disabilities hereby gives notice that on November 8, 2016, the Agency for Persons with Disabilities received a petition for a waiver from paragraph 65G-5.004(2)(d), F.A.C., from T.S. (Petitioner). The rule states in part: “Neither the supported living provider nor the immediate family of the supported living provider shall serve as landlord or have any interest in the ownership of the housing unit.” Petitioner sought a waiver from paragraph 65G-5.004(2)(b), F.A.C., and indicates that her daughter has been living in the home owned by her provider for more than 21 years, has received intense specialized care while there, and regards the residence as her home. The Agency agrees that strict application of the rule would cause a significant hardship to her daughter, and would preclude her daughter from receiving necessary personal support services from the provider she has known all of her life in the familiar environment she considers her home. The waiver shall be effective January 1, 2017, and shall expire on December 31, 2017. As previously established in the initial rule waiver issued on May 29, 2015, the waiver continues to be subject to annual renewal every calendar year starting January 1st pending receipt of a new petition. The order granting the petition was issued on December 30, 2016.

A copy of the Order or additional information may be obtained by contacting: Michele A. Lucas, Esq., Agency Clerk, Agency for Persons with Disabilities, 4030 Esplanade

Way, Suite 335, Tallahassee, Florida 32399-0950,  
 michele.lucas@apdcares.org.

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

### DEPARTMENT OF EDUCATION

State Board of Education

The State Advisory Committee for the Education of Exceptional Students Subgroup on Family Engagement and Advocacy announces a telephone conference call to which all persons are invited.

**DATES AND TIMES:** January 19, 2017, 1:00 p.m.; February 15, 2017, 1:00 p.m.

**PLACE:** Conference phone number: 1(888)670-3525, participant code: 8006155226

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Exploration and discussion of the dispute resolution process and the annual ESE parent survey.

A copy of the agenda may be obtained by contacting: State Advisory Committee, Bureau of Exceptional Education and Student Services, Florida Department of Education, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399-0400.

### DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

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

**DATE AND TIME:** Friday, January 20, 2017, 9:00 a.m.

**PLACE:** On the FSDB Campus at 207 N. San Marco Ave., St. Augustine, FL 32084 in Moore Hall's Center for Leadership and Development conference room.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The FSDB Board of Trustees will meet and all matters to be discussed will pertain to the day-to-day operations of the School.

A copy of the agenda may be obtained by contacting: Cindy Brueckner, Executive Assistant to the President, bruecknerc@fsdb.k12.fl.us, (904)827-2210.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Cindy Brueckner, Executive Assistant to the President, bruecknerc@fsdb.k12.fl.us, (904)827-2210. Please note that all meetings of the BOT have American Sign Language interpreters present at the meetings. If other accommodations are needed please contact: Ms. Brueckner at the listed numbers. 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: Jeanne G. Prickett, EdD, President of the Florida School for the Deaf and the Blind, 207 N. San Marco Ave., St. Augustine, FL 32084, prickettj@fsdb.k12.fl.us or Cindy Brueckner, Executive Assistant to the President, bruecknerc@fsdb.k12.fl.us, (904)827-2210.

### DEPARTMENT OF LAW ENFORCEMENT

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

**DATE AND TIME:** Friday, January 27, 2017, 9:00 a.m.

**PLACE:** Florida Sheriff's Association, 2617 Mahan Drive, Tallahassee, FL 32308

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The quarterly Missing Endangered Persons Information Clearinghouse Advisory Board.

A copy of the agenda may be obtained by contacting: Craig Schroeder at 1(888)356-4774.

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: Ms. Dawn Mikola at 1(888)356-4774. 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: Craig Schroeder or Brendie Hawkins at 1(888)356-4774.

### EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Commission on Community Service (Volunteer Florida) announces a public meeting to which all persons are invited.

**DATE AND TIME:** January 24, 2017, 1:00 p.m. until all business is complete

**PLACE:** The Pensacola Grand Hotel

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Business.

A copy of the agenda may be obtained by contacting: Aly Simons, (850)414-7400.

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: Aly Simons, (850)414-7400. 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: Aly Simons, (850)414-7400.

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Florida Commission on Community Service (Volunteer Florida) announces a public meeting to which all persons are invited.

DATE AND TIME: January 25, 2017, 9:00 a.m. until all business is complete

PLACE: The Pensacola Grand Hotel

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Aly Simons, (850)414-7400.

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: Aly Simons, (850)414-7400. 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: Aly Simons, (850)414-7400.

**REGIONAL PLANNING COUNCILS**

Apalachee Regional Planning Council

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

DATE AND TIME: Thursday, January 19, 2017, 10:30 a.m., ET

PLACE: ARPC Conference Room, 2507 Callaway Road, Suite 200, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular bi-monthly business of the Apalachee Regional Planning Council.

A copy of the agenda may be obtained by contacting: Janice Watson, ARPC 2507 Callaway Road, Suite 200, Tallahassee, FL 32303, (850)488-6211, ext. 103, JWatson@theaprc.com.

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

**WATER MANAGEMENT DISTRICTS**

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: January 24, 2017, 6:30 p.m.

PLACE: Lake Butler City Hall, Chamber Room, 200 SW 1st Street, Lake Butler, FL 32054

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Suwannee River Water Management District will present the Draft Minimum Lake Levels for Lake Butler and solicit public comments. The District's Minimum Flows and Levels (MFLs) program is a means to ensure water availability for the present and future, and to prevent significant harm to the area's natural resources.

A copy of the agenda may be obtained by contacting: John Good, P.E., John.Good@srwmd.org or you may visit the District's website, <http://www.srwmd.state.fl.us/index.aspx?NID=439>. Lake Butler MFL documents are also available on the website for public review and comment.

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: Pennie Flickinger, (386)362-1001 or Pennie.Flickinger@srwmd.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: John Good, P.E., John.Good@srwmd.org.

**WATER MANAGEMENT DISTRICTS**

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: January 26, 2017, 6:00 p.m.

PLACE: Hampton City Hall, City Council Room, 5784 Navarre Ave., Hampton, FL 32044

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Suwannee River Water Management District will present the Draft Minimum Lake Levels for Hampton Lake and solicit

public comments. The District's Minimum Flows and Levels (MFLs) program is a means to ensure water availability for the present and future, and to prevent significant harm to the area's natural resources.

A copy of the agenda may be obtained by contacting: John Good, P.E., John.Good@srwmd.org, or you may visit the District's website, <http://www.state.fl.us/index.aspx?NID=440>. Lake Hampton MFL documents are also available on the website for public comment.

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: Pennie Flickinger, (386)362-1001 or Pennie.Flickinger@srwmd.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: John Good, P.E., John.Good@srwmd.org.

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District  
The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 24, 2017, 9:00 a.m.  
PLACE: Tampa Office, 7601 US Highway 301 North, Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Governing Board Meeting, Committee Meetings and Public Hearing: Consider SWFWMD business. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida

Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Lori.manuel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4606 (Ad Order EXE0528).

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District  
The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 26, 2017, 10:00 a.m.  
PLACE: Tampa Office, 7601 US Highway 301 North, Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** FY2017 FDOT Mitigation Plan Meeting - Overview of the 2017 Mitigation Plan and accept public comment.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; (800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Nick.makris@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4296 (Ad Order EXE0529).

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District  
The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 24, 2017, 11:00 a.m.

PLACE: Tampa Office, 7601 US Highway 301 North, Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Annuteliga Hammock Surplus Strategy. To present and discuss an overview of the Annuteliga Hammock Surplus Strategy.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Terri.hudson@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4534 (Ad Order EXE0530).

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 24, 2017, 11:00 a.m.

PLACE: Tampa Office, 7601 US Highway 301 North, Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Independent Auditing Services Meeting – committee to review invitation to negotiate for independent auditing services.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or

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

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

For more information, you may contact: Lori.manuel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4606 (Ad Order EXE0531).

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Medicaid

RULE NO.: RULE TITLE:

59G-1.054 Recordkeeping and Documentation Requirements

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

DATE AND TIME: January 19, 2017, 11:30 a.m. – 12:30 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Agency is scheduling a public hearing for the purpose of discussing the amendment to Rule 59G-1.054, Florida Administrative Code (F.A.C.), which will revise recordkeeping and documentation requirements for Florida Medicaid providers.

A copy of the agenda may be obtained by contacting: Kate Torning or available at <http://www.ahca.myflorida.com/medicaid/review/Rules.shtml>.

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: Kate Torning, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, FL 32308-5407, (850)412-4158, Kate.Torning@ahca.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).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Board of Professional Engineers

The Florida Engineers Management Corporation announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 19, 2017, 10:00 a.m.

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303



GENERAL SUBJECT MATTER TO BE CONSIDERED: general business of the corporation. If you would like to participate in the call, please contact: Rebecca Sammons at (850)521-0500, ext. 114, at least 10 days prior to the date of the meeting. The call-in number is (888)392-4560 (you will need to contact Ms. Sammons for the participant code).

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.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 10 days before the workshop/meeting by contacting Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

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

DATE AND TIME: January 20, 2017, 10:30 a.m.

PLACE: Access Phone: 1(888)670-3525, conference code: 4630467138

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting portions which may be closed to the public. Agenda available on request.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

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 Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection, Water Quality Assessment Program, announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, January 31, 2017, 9:00 a.m. – 11:30 a.m.; Tuesday, January 31, 2017, 1:00 p.m. – 3:00 p.m.

PLACE: Guana-Tolomato-Matanzas National Estuarine Research Reserve, 505 Guana River Road, Ponte Vedra Beach, FL

This meeting can also be accessed via GoToWebinar at: <https://attendee.gotowebinar.com/register/5821179974943756036> (morning) and <https://attendee.gotowebinar.com/register/2303029738595527940> (afternoon).

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Statewide Florida Water Resources Monitoring Council (FWRMC) to hear informative presentations on emerging technologies in water quality monitoring from various agencies and organizations in Florida, and from the National Oceanic and Atmospheric Administration (NOAA).

A copy of the agenda may be obtained by contacting: Ms. Carolyn Voyles, Watershed Monitoring Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3525, Tallahassee, Florida 32399, Carolyn.Voyles@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. Carolyn Voyles, (850)245-8321, Carolyn.Voyles@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).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: January 18, 2017, 9:00 a.m.

PLACE: Southwest Florida Water Management District Office, Board Room, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Announcing a joint Technical Meeting for the Basin Management Action Plans (BMAP) for Weeki Wachee Spring and River and Kings Bay/Crystal River. Topic of discussion will be load reductions for the Springs Coast BMAPs. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs).

A copy of the agenda may be obtained by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, terry.hansen@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 48 hours before the workshop/meeting by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, terry.hansen@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, terry.hansen@dep.state.fl.us.

**DEPARTMENT OF HEALTH**

**Division of Family Health Services**

The Florida Department of Health, Community Health Promotion, Florida Coordinating Council for the Deaf and Hard of Hearing/Website Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 12, 2017, 9:00 a.m. – 10:00 a.m.

PLACE: Telephone conference call: 1(888)670-3525, participant code: 833-841-1399#

Communication Access Real-Time Translation Services (CART) will be provided remotely via <http://www.streamtext.net/text.aspx?event=FCDDHH>.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Discuss the Council’s website and any content to be updated.

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

For more information, you may contact: Megan Callahan, Florida Department of Health, (850)245-4913.

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Mental Health Program**

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

DATE AND TIME: Wednesday, January 18, 2017, 1:00 p.m.

PLACE: Department of Children and Families, 1317 Winwood Blvd., Building 6, 2nd Floor, Conference Room B, Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Planning Meeting of the Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Review Committee, pursuant to s. 394.656, F.S.

A copy of the agenda may be obtained by contacting: Jimmers Micallef, (850)717-4294 or [jimmers.micallef@myflfamilies.com](mailto:jimmers.micallef@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 2 days before the workshop/meeting by

contacting: Jimmers Micallef, (850)717-4294 or [jimmers.micallef@myflfamilies.com](mailto:jimmers.micallef@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: Jimmers Micallef, (850)717-4294 or [jimmers.micallef@myflfamilies.com](mailto:jimmers.micallef@myflfamilies.com).

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Refugee Services**

The Broward Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 19, 2017, 10:00 a.m. – 12:00 Noon

PLACE: Children’s Services Council of Broward County, 6600 West Commercial Blvd., Lauderhill, FL 33319

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The purpose of the Broward Area 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: Miriam Rosario at (561)227-6722 or Taddese Fessehaye 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: Miriam Rosario at (561)227-6722 or Taddese Fessehaye 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: Miriam Rosario at (561)227-6722 or Taddese Fessehaye at (407)317-7335.

**FLORIDA HOUSING FINANCE CORPORATION**

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: January 25, 2017, 2:00 p.m. (ET)

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The Review Committee Meeting will be to give the scores for

the Applications submitted in response to Florida Housing Finance Corporation's Request for Applications No. 2016-114 Housing Credit Financing for Affordable Housing Developments Located in Miami-Dade County and to submit a recommendation to Florida Housing's Board of Directors.

A copy of the agenda may be obtained by contacting: Ken Reecy, Director of Multifamily Programs at Ken.Reecy@floridahousing.org or (850)488-4197.

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: Jean Salmonsén (850)488-4197. 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).

**PASCO-PINELLAS AREA AGENCY ON AGING**

The Area Agency on Aging of Pasco-Pinellas announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 17, 2017, 11:00 a.m.

PLACE: 9549 Koger Blvd., Suite 100, St. Petersburg, FL 33702

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The AAAPP proposes to continue to provide the following services directly in Pasco and Pinellas counties:

OAA Title IIIB – Case Management

OAA Title IIIIE – Screening and Assessment & Education and Training

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: Jason Martino, no later than Thursday, January 12, at (727)570-9696, ext. 272. 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: Jason Martino, no later than Thursday, January 12, at (727)570-9696, ext. 272.

**TREASURE COAST EDUCATION AND RESEARCH DEVELOPMENT AUTHORITY**

The Treasure Coast Education Research & Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: January 19, 2017, 3:00 p.m.

PLACE: Treasure Coast Research Park, in the UF/IRREC Building, 2199 S. Rock Road, Fort Pierce, FL 34952

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Any matters that may come before the TCERDA Board for their consideration/authorization, including but not limited to minutes, treasurer's report, etc.

A copy of the agenda may be obtained by contacting: The Treasure Coast Research Park office at (772)467-3017.

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 Treasure Coast Research Park office at (772)467-3107. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: The Treasure Coast Research Park office at (772)467-3107.

**FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL**

The Florida Developmental Disabilities Council, Inc. announces a public meeting to which all persons are invited.

DATES AND TIMES: January 12, 2017, 10:30 a.m. – 6:00 p.m., Committee Meetings-(see specific Committee times at www.fddc.org); January 13, 2017, 8:30 a.m. – 1:00 p.m., Full Council

PLACE: FL Hotel and Conference Center, 1500 Sand Lake Road, Orlando, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss general Committee and Council business.

A copy of the agenda may be obtained by contacting: Vanda Jenkins at 1(800)580-7801 or 1(850)488-4180.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Vanda Jenkins at 1(800)580-7801 or 1(850)488-4180. 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: Vanda Jenkins at 1(800)580-7801 or 1(850)488-4180.

**SOUTH FLORIDA COMMUNITY CARE NETWORK**

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

DATE AND TIME: January 9, 2017, 3:30 p.m.

PLACE: South Florida Community Care Network, LLC, 1643 Harrison Parkway, Bldg. H, Suite 200, Sunrise, Florida 33323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Meeting of the Members to discuss general matters.

A copy of the agenda may be obtained by contacting: Crystal Quirin, cquirin@ccpcares.org, or calling (954)622-3224.

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: Susan Mansolillo at SMansolillo@ccpcares.org or (954)622-3232. 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: D. Ty Jackson, Esq., counsel for South Florida Community Care Network, LLC, at ty.jackson@gray-robinson.com or (850)577-9090.

**SOUTH FLORIDA COMMUNITY CARE NETWORK**

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a workshop to which all persons are invited.

DATE AND TIME: January 11, 2017, 2:00 p.m.

PLACE: Broward Health Corporate - Spectrum Building, 1800 NW 49th Street, Fort Lauderdale, FL 33309

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Members of Community Care Plan and the Board of North Broward Hospital District d/b/a Broward Health Board will discuss general matters relating to the operations of South Florida Community Care Network.

A copy of the agenda may be obtained by contacting: Crystal Quirin at cquirin@ccpcares.org or (954)622-3224.

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: Susan Mansolillo at SMansolillo@ccpcares.org or (954)622-3232. 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: F. Philip Blank, Esq., counsel for South Florida Community Care Network, LLC, at phil@blanklaw.com or (850)508-4683.

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Francis N. Fulcher, In Re: Bayou Village Condominium Association, Inc., Docket No. 2016051925, on November 4, 2016. The following is a summary of the agency’s declination of the petition:

The Division declined to issue a statement because it cannot issue a statement without sufficient facts and competent, substantial evidence; or when the issue is not within the statutory authority of the Division.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Danielle Walker, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030, (850)717-1539, Danielle.Walker@myfloridalicense.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from IBN Seena Academy, Inc. The petition seeks the agency’s opinion as to the applicability of Sections 206.7 & 410, Florida Building Code 5th edition (2014), Accessibility as it applies to the petitioner.

Petitioner seeks clarification as to whether the use of a platform lift is acceptable under the above-referenced sections to provide access to the 2nd floor of the project.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk’s Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida

32399, (850)487-1824, mo.madani@myfloridalicense.com or April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, april.hammonds@myfloridalicense.com. RESPONSES, MOTIONS TO INTERVENE, OR REQUESTS FOR A HEARING MUST BE FILED WITHIN 21 DAYS OF THIS NOTICE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from WCI Communities, Inc. The petition seeks the agency’s opinion as to the applicability of Sections M1507.2 & M1602.2.4, Florida Building Code 5th edition (2014), Residential as it applies to the petitioner.

Petitioner seeks clarification as to whether dedicated, independent dehumidifiers may be used in new & existing residential dwellings to transfer air from closets and bathrooms to be filtered & introduced into the house.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk’s Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, mo.madani@myfloridalicense.com or April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, april.hammonds@myfloridalicense.com. RESPONSES,

MOTIONS TO INTERVENE, OR REQUESTS FOR A HEARING MUST BE FILED WITHIN 21 DAYS OF THIS NOTICE.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of Insurance Agent and Agency Services has received a petition for declaratory statement from Adcomm, Inc. The petition seeks the agency’s opinion as to the applicability of Sections 634.419 and 634.420, Florida Statutes (2016), as they apply to the petitioner.

The petition seeks the Department’s opinion whether Adcomm, Inc. is required to obtain licensure as a Service Warranty Sales Representative.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Stephanie A. Gray, Assistant General Counsel, Office of the General Counsel, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4236, Stephanie.gray@myfloridacfo.com.

Please refer all comments to: Stephanie A. Gray.

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by Change Healthcare Solutions, LLC on October 12, 2016. The following is a summary of the agency’s disposition of the petition:

The petitioner sought a declaratory statement from the Office on whether Petitioner’s (proposed provision of financial counseling services to patients of Florida healthcare providers would not constitute collection of consumer debts so as to make Change Healthcare Solutions, LLC a “consumer collection agency” that is required to be registered pursuant to the Florida Consumer Collections Practices Act, Fla. Stat. §§ 559.55 et seq.). On January 4, 2017 the Office issued a Final Order. Petitioner is a substantially affected person. Petitioner is not required to Register as a consumer collection agency to engage in the activities described in its Petition for Declaratory Statement.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com or online at:

<https://real.flofr.com/ConsumerServices/SearchLegalDocuments/LDSearch.aspx#/searchLegalDocuments>

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

**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:

Associated Industries of Florida, Inc., Florida Farm Bureau Federation, Florida Retail Federation, Inc., Florida Trucking Association, Inc., and National Federation of Independent Business, Inc. vs. Department of Environmental Protection; Case No.: 16-6889RP; Rule No.: 62-4.161

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

Associated Industries of Florida, Inc.; Florida Farm Bureau Federation; Florida Retail Federation, Inc.; Florida Trucking Association, Inc.; and National Federation of Independent Business, Inc. vs. Department of Environmental Protection; Case No.: 16-6889RP; Rule No.: 62-4.161; Invalid

**Section IX**

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

NONE

**Section X**

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

NONE

**Section XI**

**Notices Regarding Bids, Proposals and Purchasing**

**DEPARTMENT OF EDUCATION**

University of North Florida

ITB 17-09 Campus Water Intrusion - Phase 2

**NOTICE TO CONTRACTORS**

ITB 17-09 Campus Water Intrusion – Phase 2

The University of North Florida Board of Trustees, a public body corporate, is soliciting bids to general contractors for water intrusion repairs for various buildings on the University of North Florida campus located at the University of North Florida, 1 UNF Drive, Jacksonville, FL 32224.

The scope of work includes all labor, materials and supervision required for miscellaneous roofing, water intrusion repairs, and minor interior repairs to address ongoing water intrusion occurring in various buildings on the UNF Campus. A general description of the work includes roofing and flashing work, brick tuck pointing, epoxy injection, sealant replacement, interior finish repairs, and third party water testing of all repaired conditions. Note that the work is to be broken out with each building to be a separate phase. Work may occur all at one time, or in separate phases as determined by UNF depending upon the final bid results.

Interior repair work of occupied spaces is to be performed primarily after hours, on weekends or scheduled around classes and holidays. See the construction drawings and specifications manual for the full scope of work.

The successful contractor is responsible for understanding and complying with all applicable local, state and federal occupational safety and health regulations pertaining to the scope of work outlined in this ITB.

The preliminary schedule for this ITB:

Advertisement	January 5, 2017
Mandatory Pre-Bid Meeting	January 13, 2017 @ 2:00 p.m.
Deadline for questions	January 23, 2017
Response to questions	January 26, 2017
Bids due	February 2, 2017 @ 2:00 p.m.

Minority business participation is strongly recommended and supported by the University of North Florida.

A performance and payment bond for 100 percent of the amount of the bid will be required of the successful contractor for any project with a cost that exceeds \$100,000.

As required by §287.133, Fla. Stat., a contractor may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Contractor shall have established equal opportunity practices which conform to all laws against discrimination and prohibits discrimination based on race, creed, color, sex, age, national origin, marital status or religion; neither contractor nor any subcontractor or other person, firm or business entity with whom it would be engaged in a combined effort to perform the services has hired any person who is an officer or employee of UNF.

Full sets of bidding documents and descriptive project information may be obtained online at the UNF Procurement Services website:

[http://www.unf.edu/procurement/Bids\\_and\\_Notices.aspx](http://www.unf.edu/procurement/Bids_and_Notices.aspx).

Submit one complete copy of your bid response in full accordance with the requirements of the bid document to:

University of North Florida Procurement Services  
 4892 First Coast Technology Parkway,  
 Hicks Hall, Suite 2950  
 Jacksonville, Florida 32224

Sealed bids must be received no later than 2:00 p.m. Eastern Time on February 2, 2017. Facsimile (fax) or email submittals are not acceptable and will not be considered.

**DEPARTMENT OF EDUCATION**

Florida Gulf Coast University

**NOTICE TO CONSTRUCTION MANAGERS**

Florida Gulf Coast University, announces that Construction Management Services will be required for the project listed below:

Project and Location: North Lake Village Dining Facility  
 Florida Gulf Coast University, Ft. Myers, Florida.

**Description of Project**

This project will be located along the south edge of Lake Como in the North Lake Village area on FGCU Campus. The total construction budget is \$3,300,000 dollars.

The single story, 7,800 gross square foot facility is comprised of two indoor dining rooms and supporting full kitchen facilities.

The selected firm will provide all aspects of building construction based on completed construction documents including LEED certification. Preconstruction services have been performed under prior, separate contract.

**Project Context**

Another improvement project all along North Lake Village lake front is presently underway and will be immediately adjacent to the NLV Dining Hall site on the north side. Site permitting is complete. Site and building permitting through Lee County Development is not required. A detailed project program will not be available prior to CM selection.

**Selection of Firm**

Selection will be made on the basis of construction manager’s qualifications, as listed in the Professional Qualifications Supplement and the ability to manage projects.

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Board of Trustees “Construction Manager Qualifications Supplement”. Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages should be numbered consecutively.

All applicants must be licensed to practice as General Contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application.

**Instructions**

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached the following:

1. A completed Florida Gulf Coast University “Professional Qualifications Supplement” dated February 2013, and following the instructions provided at: <http://www.fgcu.edu/Facilities/ProfessionalSupplements.html>

2. Applications on any other form will not be considered; however, you may choose the electronic “fillable” DOC version or the PDF version of this form.
3. A copy of the applicant’s current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit five (5) hard bound copies of the above requested data and as specifically bound in the order listed above and an electronic copy in PDF file format on a USB flash drive. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned. The selected construction manager must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms can be obtained as noted above. Any questions may be directed to:

Tom Mayo, Director of Facilities Planning, 10501 FGCU Blvd. South, Fort Myers, Florida 33965-6565. Phone: (239)590-1504, Fax: (239)590-1505, email: [tmayo@fgcu.edu](mailto:tmayo@fgcu.edu). Submittals must be received in the Facilities Planning Office by 3:00 p.m. local time, on Friday, January 20, 2017. Facsimile (FAX) submittals are not acceptable and will not be considered.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION  
 INVITATION TO BID 2017027C-O&M WASTEWATER  
 TREATMENT PLANTS AT HILLSBOROUGH RIVER  
 STATE PARK**

NOTICE OF INVITATION TO BID: ON BEHALF OF THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION THE PROCUREMENT OFFICE IS SOLICITING FORMAL, COMPETITIVE, SEALED BIDS FROM CONTRACTORS FOR BID NUMBER 2017027C, O&M WASTEWATER TREATMENT PLANTS AT HILLSBOROUGH RIVER STATE PARK.

THE DEPARTMENT WILL POST NOTICE OF ANY CHANGES OR ADDITIONAL MEETING(S) ON THE VENDOR BID SYSTEM (VBS) IN ACCORDANCE WITH SECTION 2.87.042(3), FLORIDA STATUTES, AND WILL NOT RE-ADVERTISE ANY NOTICE IN THE FLORIDA ADMINISTRATIVE REGISTER (FAR). ACCESS THE VBS AT:

[HTTP://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu).

DEPARTMENT OF JUVENILE JUSTICE

“RFP 10466”

“RFP 10466” – The State of Florida, Department of Juvenile Justice (the Department) with grant funds made available through the U.S. Department of Justice, to solicit proposals from community, faith-based, not-for-profit organizations, LLC, and/or divisions of local government by County to address the issues facing youth at risk of delinquency between the ages of five (5) and seventeen (17). All public meetings for this RFP are advertised on the Vendor Bid System at: [http://www.myflorida.com/apps/vbs/vbs\\_www.ad\\_r2.view\\_ad?advertisement\\_key\\_num=130764](http://www.myflorida.com/apps/vbs/vbs_www.ad_r2.view_ad?advertisement_key_num=130764)

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL  
RFP 2017-HT-14500 Community-Based Housing Initiatives Study

REQUEST FOR PROPOSALS  
(FDDC RFP #2017-HT-14500)

COMMUNITY-BASED HOUSING INITIATIVES STUDY  
The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2017-HT-14500) is released to conduct research and produce a comprehensive report of information regarding specific housing initiatives and their related local operational mechanisms. The Council will use the research and report to gain specific guidance and recommendations that will be useful in monitoring and influencing the development of key federal and state housing plans and allocation of resources to benefit individuals with intellectual and developmental disabilities.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside a maximum of \$50,000 federal funds for a period not to exceed seven (7) months for fiscal support of this RFP. The exact amount of this contract will be developed during contract negotiations.

Copies of this RFP can be downloaded from the FDDC website ([www.fddc.org](http://www.fddc.org)) or copies may be requested by writing FDDC at 124 Marriott Drive, Suite 203, Tallahassee, FL 32301 or calling (850)488-4180 or toll-free 1(800)580-7801 or TDD toll-free 1(888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is January 18, 2017 by 4:00 p.m. (ET) Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of January 23, 2017. The deadline for submitting proposals for this RFP to FDDC is February 21, 2017 by 2:00 p.m. (ET).

THE ABOVE ANNOUNCEMENT WILL APPEAR IN THE FLORIDA ADMINISTRATIVE REGISTER AND ON THE

FDDC WEB PAGE ([fddc.org](http://fddc.org)) ON JANUARY 5, 2017. PLEASE FORWARD ALL REQUESTS FOR COPIES OF THIS RFP TO CAROLYN WILLIAMS. QUESTIONS ARE TO BE SUBMITTED IN WRITTEN FORMAT ONLY. THIS IS A LEGAL PROCESS AND WE CANNOT ANSWER QUESTIONS VERBALLY.

Section XII  
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8 a.m. Thursday, December 29, 2016, and 3 p.m. Wednesday, January 4, 2017 (Monday, January 2, 2017 was an observed holiday). An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
19-13.001	12/29/2016	1/18/2017
19-13.002	12/29/2016	1/18/2017
19-13.003	12/29/2016	1/18/2017
19-13.004	12/29/2016	1/18/2017
59A-4.201	12/29/2016	1/18/2017
59A-12.001	12/29/2016	1/18/2017
59A-23.001	12/29/2016	1/18/2017
64B15-19.0065	12/30/2016	1/19/2017
68A-27.007	12/29/2016	1/18/2017
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
40B-9.021	12/21/2016	**/**/****
40B-9.041	12/21/2016	**/**/****
40B-9.126	12/21/2016	**/**/****
40B-9.131	12/21/2016	**/**/****
40B-9.1381	12/21/2016	**/**/****
40B-9.1411	12/21/2016	**/**/****
40B-9.142	12/21/2016	**/**/****
40B-9.145	12/21/2016	**/**/****
40B-9.123	12/9/2016	**/**/****



60FF1-5.009	7/21/2016	**/**/*****
64B8-9.009	6/15/2016	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
69L-7.100	12/19/2016	**/**/*****
69L-7.501	12/19/2016	**/**/*****

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Austin Global Enterprises LLC, d/b/a New Scooters 4 Less for the establishment of CITC low speed vehicles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that citEcar, LLC, intends to allow the establishment of Austin Global Enterprises LLC, d/b/a New Scooters 4 Less as a dealership for the sale of low-speed vehicles manufactured by citEcar, LLC (line-make CITC) at 633 Northwest 13th Street, Gainesville, (Alachua County), Florida 32601, on or after February 6, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Austin Global Enterprises LLC, d/b/a New Scooters 4 Less are dealer operator(s): Collin Austin, 3833 Northwest 65th Avenue, Gainesville, Florida 32653, principal investor(s): Collin Austin, 3833 Northwest 65th Avenue, Gainesville, Florida 32653.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Ashley Jackrel, citEcar, LLC, 620 Dobbin Road, Charleston, South Carolina, 29414.

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

compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Marion Automotive Management, LLC d/b/a Land Rover Ocala for the establishment of Jaguar vehicles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Jaguar Land Rover North America, LLC, intends to allow the establishment of Marion Automotive Management, LLC d/b/a Land Rover Ocala as a dealership for the sale of Jaguar vehicles (line-make JAGU) at 5830 Southwest College Road, Ocala, (Marion County), Florida 34474, on or after November 1, 2018.

The name and address of the dealer operator(s) and principal investor(s) of Marion Automotive Management, LLC d/b/a Land Rover Ocala are dealer operator(s): Brett A. Morgan, 1425 Eden Isle Boulevard Northeast, St. Petersburg, Florida 33704; principal investor(s): LCM Investment Holdings II, LLC 80.00%, 1101 East Fletcher Avenue, Tampa, Florida 33612-6666, LCM Management II, Inc. 0.10%, Larry C. Morgan 100.00% 11 Baymont Street, Apt. 1504, Clearwater Beach, Florida 33767-1722, Greenbriar MAG Investments, LLC 9.52%, Greenbriar Equity Capital Fund III MAG, LLC, Manager, Larry C. Morgan Irrevocable Trust 31.31%, James W. Ellerman, Co-Trustee, Larry C. Morgan, Co-Trustee, Lauren P. Morgan Trust 29.09%, James W. Ellerman, Trustee, Brett A. Morgan Trust 29.98%, James W. Ellerman, Trustee, Victor Young Enterprises, Inc. 19.99%, Victor Young, 3800 Ivydale Court, Land O Lakes, Florida 34638-8078, Victor Young 100.00%, Brett A. Morgan Automotive Investment Trust 0.01% u/t/a July 15, 2005, Brett A. Morgan, Trustee, 1101 East Fletcher Avenue, Brett A. Morgan, Trustee 100.0%, 1425 Eden Isle Boulevard Northeast, St. Petersburg, Florida 33704-2418.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles,

Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Anastasios Panas, Jaguar Land Rover North America, LLC, 555 MacArthur Boulevard, Mahwah, New Jersey 07430.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Marion Automotive Management, LLC d/b/a Land Rover Ocala for the establishment of Land Rover vehicles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Jaguar Land Rover North America, LLC, intends to allow the establishment of Marion Automotive Management, LLC d/b/a Land Rover Ocala as a dealership for the sale of Land Rover vehicles (line-make LNDR) at 5830 Southwest College Road, Ocala, (Marion County), Florida 34474, on or after November 1, 2018.

The name and address of the dealer operator(s) and principal investor(s) of Marion Automotive Management, LLC d/b/a Land Rover Ocala are dealer operator(s): Brett A. Morgan, 1425 Eden Isle Boulevard Northeast, St. Petersburg, Florida 33704; principal investor(s): LCM Investment Holdings II, LLC 80.00%, 1101 East Fletcher Avenue, Tampa, Florida 33612-6666, LCM Management II, Inc. 0.10%, Larry C. Morgan 100.00% 11 Baymont Street, Apt. 1504, Clearwater Beach, Florida 33767-1722, Greenbriar MAG Investments, LLC 9.52%, Greenbriar Equity Capital Fund III MAG, LLC, Manager, Larry C. Morgan Irrevocable Trust 31.31%, James W. Ellerman, Co-Trustee, Larry C. Morgan, Co-Trustee, Lauren P. Morgan Trust 29.09%, James W. Ellerman, Trustee, Brett A. Morgan Trust 29.98%, James W. Ellerman, Trustee, Victor Young Enterprises, Inc. 19.99%, Victor Young, 3800 Ivydale Court, Land O Lakes, Florida 34638-8078, Victor Young 100.00%, Brett A. Morgan Automotive Investment Trust 0.01% u/t/a July 15, 2005, Brett A. Morgan, Trustee, 1101 East Fletcher Avenue, Brett A. Morgan, Trustee 100.0%, 1425 Eden Isle Boulevard Northeast, St. Petersburg, Florida 33704-2418.

The notice indicates intent to establish the new point location in a county of more than 300,000 population,

according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Anastasios Panas, Jaguar Land Rover North America, LLC, 555 MacArthur Boulevard, Mahwah, New Jersey 07430.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Varsity Cycle, Inc. for relocation of LMLL motorcycle

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Genuine Scooters LLC, intends to allow the relocation of Varsity Cycle, Inc., d/b/a Vespa Palm Beach as a dealership for the sale of motorcycles manufactured by LML Limited (line-make LMLL) from its present location at 524 A Northlake Boulevard, Lake Park, (Palm Beach County), Florida 33408, to a proposed location at 2282 Okeechobee Boulevard, West Palm Beach, (Palm Beach County), Florida 33409, on or after February 6, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Varsity Cycle, Inc., d/b/a Vespa Palm Beach are dealer operator(s): Colton Ralston, 389 Northwest 1st Avenue, Boca Raton, Florida 33432, principal investor(s): Colton Ralston, 389 Northwest 1st Avenue, Boca Raton, Florida 33432.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as

amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Trey Duren, Genuine Scooters LLC, 2700 West Grand Avenue, Chicago, Illinois 60612.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Varsity Cycle, Inc. for relocation of MOTI motorcycle

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Genuine Scooters LLC, intends to allow the relocation of Varsity Cycle, Inc., d/b/a Vespa Palm Beach as a dealership for the sale of motorcycles manufactured by Motive Power Industry Co., Ltd. (line-make MOTI) from its present location at 524 A Northlake Boulevard, Lake Park, (Palm Beach County), Florida 33408, to a proposed location at 2282 Okeechobee Boulevard, West Palm Beach, (Palm Beach County), Florida 33409, on or after February 6, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Varsity Cycle, Inc., d/b/a Vespa Palm Beach are dealer operator(s): Colton Ralston, 389 Northwest 1st Avenue, Boca Raton, Florida 33432, principal investor(s): Colton Ralston, 389 Northwest 1st Avenue, Boca Raton, Florida 33432.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30

days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Trey Duren, Genuine Scooters LLC, 2700 West Grand Avenue, Chicago, Illinois 60612.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

World Ventures Corp., for the establishment of RIYA motorcycles

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Peace Industry Group (USA), Inc., intends to allow the establishment of World Ventures Corp., d/b/a Scooterdomain.com as a dealership for the sale of motorcycles manufactured by Zhejiang Riya Motorcycle Co., Ltd. (line-make RIYA) at 16300 Southwest 137th Avenue, Unit 109, Miami, (Miami-Dade County), Florida 33177, on or after February 6, 2017.

The name and address of the dealer operator(s) and principal investor(s) of World Ventures Corp., d/b/a Scooterdomain.com are dealer operator(s): Gabriel Azcunce, 16300 Southwest 137th Avenue, #109, Miami, Florida 33177; principal investor(s): Gabriel Azcunce, 16300 Southwest 137th Avenue, #109, Miami, Florida 33177.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Meiredith Huang, Peace Industry Group (USA), Inc., 2885 Pacific Drive, Norcross, Georgia, 30071.

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

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

World Ventures Corp., the establishment of new location for RIYA motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Peace Industry Group (USA), Inc., intends to allow the establishment of World Ventures Corp., d/b/a Scooterdomain.com, as a dealership for the sale of motorcycles manufactured by Zhejiang Riya Motorcycle Co., Ltd. (line-make RIYA) at 15160 Southwest 136 Street, Suite., #5, Miami, (Miami-Dade County), Florida 33196, on or after February 6, 2017.

The name and address of the dealer operator(s) and principal investor(s) of World Ventures Corp., d/b/a Scooterdomain.com are dealer operator(s): Gabriel Azcunce, 16300 Southwest 137th Avenue, #109, Miami, Florida 33177; principal investor(s): Gabriel Azcunce, 16300 Southwest 137th Avenue, #109, Miami, Florida 33177.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Meiredith Huang, Peace Industry Group (USA), Inc., 2885 Pacific Drive, Norcross, Georgia, 30071.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the

Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Xtreme Powersports, Inc. for the establishment of ZERO motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Zero Motorcycles, Inc., intends to allow the establishment of Xtreme Powersports, Inc., as a dealership for the sale of motorcycles manufactured by Zero Motorcycles, Inc. (line-make ZERO) at 1019 US Highway 301 South, Tampa, (Hillsborough County), Florida 33619, on or after February 6, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Xtreme Powersports, Inc., are dealer operator(s): Hans Klockes, 10204 Elbow Bend Drive, Riverview, Florida 33578, Randy Young, 933 Bunker View Drive, Apollo Beach, Florida 33572; principal investor(s): Hans Klockes, 10204 Elbow Bend Drive, Riverview, Florida 33578, Randy Young, 933 Bunker View Drive, Apollo Beach, Florida 33572.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Mike Cunningham, Zero Motorcycles, Inc., 380 El Pueblo Road, Scotts Valley, California, 95066.

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

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DEPARTMENT OF HEALTH

Board of Occupational Therapy

Emergency Action

On January 4, 2017, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Mandi C. Settlemire, O.T., License # OT 8792. 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 (2016). 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.

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FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

Nontraditional Section 6 (NTS6) grants program

The Florida Fish and Wildlife Conservation Commission is soliciting proposals for its Nontraditional Section 6 (NTS6) grants program [68-1.003(13), F.A.C.]. The NTS6 grants are awarded to non-federal entities or individuals interested in furthering conservation of federally listed species through Habitat Conservation Planning (HCP), HCP Land Acquisitions, and Recovery Land Acquisitions. A copy of the federal RFP can be found at: [http://www.fws.gov/endangered/grants/pdf/FY16\\_CESCF\\_NOFO\\_FINAL.pdf](http://www.fws.gov/endangered/grants/pdf/FY16_CESCF_NOFO_FINAL.pdf). FWCs grant rule can be found at <https://www.flrules.org/gateway/ruleNo.asp?id=68-1.003>; links to the NTS6 grant guidelines and associated documents regarding process and timeline for application submission can be found in the rule language.

Applications for grant funding will be accepted beginning January 5, 2017. Applications must be received by FWC before close of business on February 3, 2017. Applications received after the deadline will be ineligible for consideration. For more information, email: [Tom.Ostertag@MyFWC.com](mailto:Tom.Ostertag@MyFWC.com) or call (850)921-1033.

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Section XIII

Index to Rules Filed During Preceding Week

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

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