

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

PUBLIC SERVICE COMMISSION

RULE NOS.: **RULE TITLES:**
25-22.017 Rulemaking Proceeding - Adoption
25-22.039 Intervention
25-22.060 Motion for Reconsideration of Final Orders
PURPOSE AND EFFECT: Rule 25-22.017, F.A.C. would be repealed as obsolete and unnecessary to implementation of Section 120.54, F.S. Rule 25-22.039, F.A.C., Intervention, would be repealed and the Commission would follow Uniform Rule of Procedure Rule 28-106.205, F.A.C., Intervention. Rule 25-22.060, F.A.C. would be amended to delete paragraph (1)(e) as obsolete and unnecessary for implementation of Section 120.54, F.S.

Undocketed
SUBJECT AREA TO BE ADDRESSED: Rulemaking procedure; intervention into a pending proceeding; and motions for reconsideration of an order adopting, repealing, or amending a rule.

RULEMAKING AUTHORITY: 350.01(7), 350.127(2) FS.
LAW IMPLEMENTED: 120.525, 120.54(3), 120.569, 120.57 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kathryn G.W. Cowdery, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6216, kcowdery@psc.state.fl.us.

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

PUBLIC SERVICE COMMISSION

RULE NO.: **RULE TITLE:**
25-40.001 Exceptions to the Uniform Rules of Procedure
PURPOSE AND EFFECT: Rule 25-40.001, F.A.C. would be amended to remove chapters 28-103, F.A.C., Rulemaking, and 28-107, F.A.C., Licensing, F.A.C., from the list of Uniform Rules because those chapters are repealed. In the event that Rule 25-22.039, Intervention, F.A.C., is repealed, Rule 25-40.001, F.A.C. would be amended to remove Rule 25-22.039,

F.A.C. from the list of Commission rules that are exceptions to the Uniform Rules of Procedure.

Undocketed
SUBJECT AREA TO BE ADDRESSED: Exceptions to the Uniform Rules of Procedure.

RULEMAKING AUTHORITY: 120.54(5)(a)3, FS.
LAW IMPLEMENTED: 120.54(5)(a)3, FS.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.: **RULE TITLES:**
61-20.001 Licensing Procedure for Manager’s License
61-20.002 Inactive Status and Renewal of Manager’s License
61-20.0025 Exemption of Spouses of Members of Armed Forces from Licensure Renewal Provisions
61-20.003 Business Entity Registration
61-20.004 Unexcused Absences

PURPOSE AND EFFECT: To update and revise forms provided in the rules, clarify existing language, and remove unnecessary language within the rules’ text.

SUBJECT AREA TO BE ADDRESSED: The proposed rulemaking updates and revises forms provided in the rules, clarify existing language, and remove unnecessary language within the rules’ text.

RULEMAKING AUTHORITY: 455.02(2), 455.2035, 455.271, 455.207(3), 468.4315(3), FS.

LAW IMPLEMENTED: 120.60, 455.02(2), 455.271, 468.432, 468.433, 468.435, FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Thomas J. Izzo, Assistant General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)488-0062.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.: RULE TITLES:
 61-24.004 Collection and Payment of Fees
 61-24.010 Disciplinary Guidelines
 61-24.012 Application Process

PURPOSE AND EFFECT: To update and revise cited statutory language provided therein, clarify existing form language, remove unnecessary language, and amend reference to the amount of delinquent fees based upon changes in law.

SUBJECT AREA TO BE ADDRESSED: The proposed rulemaking updates and revises cited statutory language provided therein, clarifies existing form language, removes unnecessary language, and amends reference to the amount of delinquent fees based upon changes in law.

RULEMAKING AUTHORITY: 455.203, 455.271, 468.457, FS.

LAW IMPLEMENTED: 455.203, 455.2281, 455.227, 455.228, 455.271, 468.453, 468.4536, 468.456, 468.4561, 468.45615, FS.

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

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: RULE TITLE:
 64B-9.001 Biennial Licensing

PURPOSE AND EFFECT: To update the biennial renewal licensing forms DH-MQA 1229 and DH-MQA 1231 to amend the criminal history questions to conform to recently enacted legislation.

SUBJECT AREA TO BE ADDRESSED: Biennial licensing renewal forms.

RULEMAKING AUTHORITY: 456.004(1), FS.

LAW IMPLEMENTED: 456.004(1), 456.013, 456.036(5), 456.039, 456.0391, 456.0635, FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lola Pouncey, Bureau Chief, 4052 Bald Cypress Way, Bin #C-01, Tallahassee, Florida 32399 or Lola.Pouncey@FIHealth.gov.

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Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-14.07621 Performance-Based Incentive Program

PURPOSE AND EFFECT: The purpose of this rule amendment is to make changes to the performance funding model based on a review of the model. The effect of this rule amendment will be an updated performance funding model.

SUMMARY: Based on a review of the current performance funding model changes have been made to update the model.

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: 1) No requirement for SERC was triggered under s. 120.541(1), F. S. and 2) Based on past experiences with the performance funding model there would be no economic impact from the rule and the adverse impact on regulatory cost, if any, does not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in s. 120.541(2)(a), Florida Statutes and 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: 1001.02(1), (2)(n), (6), 1001.66(1), (2), (6), FS.

LAW IMPLEMENTED: 1001.66, FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: July 17, 2017, 2:00 p.m.

PLACE: Room LL03, The Capitol, 400 South Monroe Street, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. Christopher Mullin, Executive Vice Chancellor, (850)245-9903, christopher.mullin@fldoe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-14.07621 Performance-Based Incentive Program.

(1) Purpose. This rule administers the Florida College System Performance-Based Incentive, in accordance with Section 1001.66, F.S.

(2) Definitions. For the purposes of administering the performance-based incentive program, the following definitions shall be used.

(a) through (d) No change.

(e) "First-time-in-college (FTIC)" means students who are enrolled in their first semester in college after high school graduation. For purpose of this rule, students enrolled in dual enrollment courses while concurrently enrolled in high school are ~~not~~ defined as FTIC only after high school graduation. Additionally, students who enroll for the first time in the fall semester in college after graduating from high school, who have previously earned college credit via an acceleration mechanism such as dual enrollment, or who enroll in any of the summer terms immediately preceding the fall term are considered FTIC.

(f) No change.

(g) "Part-time" means a student was enrolled in less than twelve (12) between one (1) and eleven (11) credits or the equivalent in contact hours during the semester.

(h) "Catalogue Time" means the amount of time required for a student to complete their program of study at the rate of would be expected to graduate if they were to enroll in thirty (30) credit hours per academic year or the equivalent number of contact hours per academic year.

(i) "First-time-upper-division (FTUD)" means a student enrolled in a baccalaureate degree program who has no record of upper-division enrollment in the previous year.

(j) "Completer" means a student who is awarded an academic credential.

(3) Measures. The Florida College System performance-based incentive shall include four (4) measures, also referred to as metrics in Section 1001.66, F.S. These four (4) measures, as described herein, are the only measures to be used by the Division for purposes of the distribution of the performance-based incentive.

(a) "Retention Rate" means the percent of FTIC or FTUD students who returned to the same Florida College System institution for their fall term of the next academic year.

~~1. For this measure there are four (4) different classifications of students: lower division students enrolled full-time, lower division students enrolled part time, upper division students enrolled full time and upper division students enrolled part time.~~

~~a. Lower Division Students Enrolled Full Time. This classification includes all lower division students at an institution who were enrolled full time in the initial fall semester.~~

~~b. Lower Division Students Enrolled Part Time. This classification includes all lower division students at an institution who were enrolled part time in the initial fall semester.~~

~~c. Upper Division Students Enrolled Full Time. This classification includes all upper division students at an institution who were enrolled full time in the initial fall semester.~~

~~d. Upper Division Students Enrolled Part Time. This classification includes all upper division students at an institution who were enrolled part time in the initial fall semester.~~

~~1. 2. Cohorts. Each of the four (4) classifications of Students are grouped captured in three (3) four (4) mutually exclusive sets groups of students referred to as cohorts, beginning with the most recently completed academic year for which data are available and one (1) cohort for each of two (2) three previous academic years referred to in descending order as prior year one (1) and; prior year two (2), and prior year three (3). In total, there are three (3) sixteen (16) cohorts of data utilized in the Retention Rate measure; four (4) retention calculations for each of four (4) independent years.~~

~~2.3. Timeframe for Measurement. This measure is calculated using data from two (2) consecutive academic years.~~

~~3.4. Calculation of the Retention Rate for a Cohort.~~

~~a. Cohort Numerator. Those students who enrolled as FTIC or FTUD students at a Florida College System institution and enrolled at the same Florida College System institution for the fall term of the next academic year are placed in the numerator and counted as retained.~~

~~b. Cohort Denominator. Those students who enrolled as FTIC or FTUD students at a Florida College System institution.~~

~~(I) Adjustments to the Denominator.~~

~~(A) Students who are found to have enrolled in a different postsecondary institution after the first fall semester are considered to have transferred and removed from the denominator. They are not counted as retained by the institution.~~

~~(B) Students who have completed a program and are no longer enrolled are graduates and removed from the denominator.~~

~~(C) Students who died or were totally and permanently disabled; those who left school to serve in the armed forces or were called to active duty; those who left to serve with a foreign aid service of the federal government, such as the Peace Corps; and those who left to serve on an official church mission are removed from the denominator.~~

~~c. Calculating Rates.~~

~~(I) Full-time Retention Rate. For each of three (3) four (4) years, each college's numerator for full-time lower division and full-time upper division students are summed as are the~~

~~denominators. The resulting full-time numerator is divided by the resulting full-time denominator to arrive at a full-time retention rate. This process is repeated for all years of data, to result in three (3) four (4) years of independent full-time retention rates.~~

~~(II) Part-time Retention Rate. For each of four (4) years, each college's numerator for part-time lower division and part-time upper division students are summed as are the denominators. The resulting part-time numerator is divided by the resulting part-time denominator to arrive at a part-time retention rate. This process is repeated for all years of data, to result in four (4) years of independent part-time retention rates.~~

~~(b) "Completion Rates" means a Florida College System student has earned an academic credential in the form of a degree, certificate, or diploma or apprenticeship.~~

~~1. This measure captures the outcomes of a cohort of full-time, FTIC or FTUD students who complete their program of study graduate within a defined period of time. For this measure there are four (4) different classifications of students.~~

~~a. Lower Division Students Completing Graduating in 150% of Catalogue Time. This classification includes all full-time FTIC lower division students at an institution who earned an academic credential within 150% of catalogue time for the credential.~~

~~b. Lower Division Students Completing Graduating in 200% of Catalogue Time. This classification includes all full-time FTIC lower division students at an institution who earned an academic credential within 200% of catalogue time for the credential.~~

~~c. Upper Division Students Completing Graduating in 150% of Catalogue Time. This classification includes all full-time FTUD upper division students at an institution who earned an academic credential within 150% of catalogue time for the credential.~~

~~d. Upper Division Students Completing Graduating in 200% of Catalogue Time. This classification includes all full-time FTUD upper division students at an institution who earned an academic credential within 200% of catalogue time for the credential.~~

~~2. Cohorts. Each of the four (4) classifications of students are captured in four (4) mutually exclusive groups of students referred to as cohorts, beginning with the most recently completed academic year for which data is available and four (4) one (1) cohorts for each of two (2) three (3) previous academic years referred to in descending order as prior year one (1) and ; prior year two (2), and prior year three (3). In total, there are twelve (12) sixteen (16) cohorts of data utilized in the Completion Retention Rate measure; four (4) completion retention calculations for each of three (3) four (4) independent years.~~

3. Timeframe for Measurement. This measure is calculated using data crossing over consecutive academic years. The amount of time is dependent on the catalogue time for the academic program, to which one half is added to arrive at 150% of catalogue time and to which the catalogue time is doubled to arrive at 200% of catalogue time.

4. Calculation of the Completion Rate for a Cohort.

a. Cohort Numerator. Those students who started at a Florida College System institution and ~~completed~~ graduated from the same Florida College System institution within the time frame of 150% or 200% of catalogue time are placed in the numerator ~~and counted as a completer~~. An additional weight of 0.25 is added to each ~~completer graduate~~ who received a federal Pell Grant while enrolled. The result being that ~~completers graduates~~ who received a federal Pell Grant count as 1.25 ~~completers graduates~~, whereas a ~~completer graduate~~ who did not receive a federal Pell Grant counts as 1.0 ~~completers graduates~~. The intent of this weight is to recognize the extra institutional efforts required to ~~complete graduate~~ low-income students.

b. Cohort Denominator. Those students who started at a Florida College System institution are placed in the denominator. The denominator will be adjusted by:

(I) Students who are found to have enrolled in a different postsecondary institution after the first fall semester are ~~considered to have transferred and~~ removed from the denominator.

(II) Students who died or were totally and permanently disabled; those who left school to serve in the armed forces or were called to active duty; those who left to serve with a foreign aid service of the federal government, such as the Peace Corps; and those who left to serve on an official church mission are removed from the denominator.

c. Calculating Rates.

(I) 150% Completion Rate. For each of ~~three (3) four (4)~~ years, each college's numerator for 150% lower division and 150% upper division ~~completers graduates~~ are summed as are the denominators. The resulting 150% numerator is divided by the resulting 150% denominator to arrive at a 150% completion rate. This process is repeated for all years of data, to result in ~~three (3) four (4)~~ independent 150% ~~completion retention~~ rates.

(II) 200% Completion Rate. For each of ~~three (3) four (4)~~ years, each college's numerator for 200% lower division and 200% upper division ~~completers graduates~~ are summed as are the denominators. The resulting 200% numerator is divided by the resulting 200% denominator to arrive at a 200% completion rate. This process is repeated for all years of data, to result in ~~three (3) four (4)~~ independent 200% ~~completion retention~~ rates.

(c) "Postgraduation Employment and Continuing Education Rate" means a ~~completer student~~ has either an enrollment record in the ~~twelve (12) months year~~ following the

~~academic year of completion graduation or a student graduated from college and~~ has an earnings record during at least one (1) fiscal quarter in the ~~twelve (12) months year~~ following the ~~academic year of completion graduation~~.

1. This measure captures the outcomes of a cohort of ~~completers graduates~~ in the ~~twelve (12) months year~~ after ~~completion graduating~~. To be included in the cohort, the student would have earned a degree, certificate, diploma or apprenticeship awarded by the Florida College System institution.

2. There are two (2) ~~post-college~~ outcomes ~~that~~ this measure recognizes for ~~completers graduates~~. The first outcome identifies ~~whether if~~ the ~~completer graduate~~ is ~~enrolled at a postsecondary education institution working~~, the second outcome identifies ~~whether if~~ the ~~completer graduate~~ is ~~employed enrolled in continuing education~~.

3. This calculation is determined for each college for each of the ~~three (3) four (4)~~ most recently completed academic years, resulting in ~~three (3) four (4)~~ Postgraduation Employment and Continuing Education Rates for each college.

(d) "Completer Entry-Level Wages" means the wages of a Florida College System ~~completer graduate~~ in ~~the their~~ first ~~twelve (12) months year~~ after the ~~academic year of completion~~.

1. This measure captures the outcomes of a cohort of ~~completers graduates~~ a year after ~~completion graduating~~. To be included in the cohort, the student would have earned a degree, certificate, diploma or apprenticeship awarded by the Florida College System institution.

2. The gap between a college's average wage of all college ~~completers graduates~~ in a given year found ~~employed working full-time~~ in the ~~twelve (12) months year~~ following the ~~academic year of completion graduation~~ and the ~~reported~~ entry-level wages in the college's service area is divided by the ~~reported~~ entry-level wages in the college's service area as determined by the Florida Department of Economic Opportunity to arrive at a Completer Entry-Level Wages measure.

3. No change.

(4) Benchmarks. Each college has the opportunity to earn points in ~~one of~~ two ways, either by meeting an Excellence benchmark or an Improvement benchmark. Both benchmarks are calculated for each of the four (4) measures. The benchmark resulting in the highest score for each Florida College System institution on each measure is utilized in the awarding of points as described herein.

(a) Excellence Benchmarks.

1. Retention Rate Excellence Benchmark. For the Retention Rate measure, the ~~two (2)~~ Excellence Benchmarks are determined using data for each college's most recent year available and comparing it to the mean for all twenty-eight (28) colleges' prior ~~two three~~-year means for full time and part time cohorts. Colleges below the mean minus one standard deviation

receive no points. Colleges receive points on a scale from low (the mean minus one standard deviation) to high (the mean plus one standard deviation) in five (5) increments. Colleges above the high point of the scale receive the maximum points available.

2. Completion Rate Excellence Benchmark. For the Completion Rate measure, the two Excellence Benchmarks are determined using data for each college's most recent year available and are compared to the mean for all twenty-eight (28) colleges' prior ~~two~~ three year means. For each of the 150% and 200% thresholds, colleges below the mean minus one standard deviation receive no points. Colleges receive points on a scale from low (the mean minus one standard deviation) to high (the mean plus one standard deviation) in ten increments. Colleges above the high point of the scale receive the maximum points available.

3. through 4. No change.

(b) Improvement Benchmarks.

1. Retention Rate Improvement Benchmark. The improvement benchmark for this measure compares a Florida College System institution's Retention Rate in the most recent year to the average of its own previous ~~two~~ three years of retention rates. For the Retention Rate measure, the ~~two~~ Improvement Benchmarks are determined by using data for each college's most recent year rate of change from the mean of the college's ~~two (2)~~ three (3) prior years. Colleges with a rate below 1.0% receive no points. Colleges receive points on a scale from low (1.0%) to high (5.0%) in five increments. Colleges above the high point of the scale receive the maximum points available.

2. Completion Rate Improvement Benchmark. The improvement benchmark for this measure compares a Florida College System institution's Completion Rate in the most recent year to the average of its own previous ~~two~~ three years of completion rates. For the Completion Rate measure, the two (2) Improvement Benchmarks are determined by using data for each college's most recent year available rate of change from the mean of the college's ~~two (2)~~ three (3) prior years. Colleges with a rate below .50% receive no points. For each of the 150% and 200% thresholds colleges receive points on a scale from low (.50%) to high (5.0%) in ten (10) increments. Colleges above the high point of the scale receive the maximum points available.

3. Postgraduation Employment and Continuing Education Improvement Benchmark. The improvement benchmark for this measure compares a Florida College System institution's Postgraduation Employment and Continuing Education rate ~~Completer Entry Level Wages~~ in the most recent year to the average of its own previous ~~two~~ three years of Postgraduation Employment and Continuing Education rates. The improvement benchmark is determined by comparing each

college's most recent year available rate of change from the mean to the ~~two (2)~~ three prior years for that college alone. Colleges with a rate below .25% receive no points. Colleges receive points on a scale from low (.25%) to high (2.50%) in ten increments. Colleges above the high point of the scale receive the maximum points available.

4. No change.

(5) Final Score. A final score shall be calculated for each Florida College System institution based upon the higher of the Excellence Benchmark and the Improvement Benchmark for each measure as determined pursuant to subsection (4) and weighted as follows:

(a) Retention Rate Measure.

~~1. The Retention Rate Excellence Benchmark is comprised of a maximum possible preliminary point total of 2.5 points for the Full time Retention Rate and 2.5 points for the Part time Retention Rate.~~

~~2. The Retention Rate Improvement Benchmark is comprised of a maximum possible preliminary point total of 2.5 points for the Full time Retention Rate and 2.5 points for the Part time Retention Rate.~~

~~(a) 3-~~ The higher of the Retention Rate Excellence Benchmark and the Improvement Benchmark shall be multiplied by a factor of 2.0 resulting in a maximum final point total of ten (10) points. No college shall receive less than one (1) point.

(b) No change.

~~(c) The higher of the Postgraduation Employment and Continuing Education Excellence Benchmark and the Improvement Benchmark shall be multiplied by a factor of 2.0 resulting in a maximum final point total of ten (10) points and then weighted by a factor of 0.75 resulting in a maximum final point total of 7.5 points. No college shall receive less than one (1) point.~~

~~(d) The higher of the Completer Entry-Level Wage Excellence Benchmark and the Improvement Benchmark shall be multiplied by a factor of 2.0 resulting in a maximum final point total of ten (10) points and then weighted by a factor of 0.3 resulting in a maximum final point total of 3.0 points. No college shall receive less than one (1) point.~~

(e) A college's final score is the sum of the weighted points calculated for each of the four (4) measures, with a maximum final score of ~~40.0~~ 30.5 points.

(6) Minimum Performance Funding Eligibility Thresholds. There are three thresholds established resulting in the creation of four (4) categories into which a college will be placed based upon their final score: Purple, Bronze, Silver, and Gold. A college with a final score that does not meet the institutional investment threshold is in the Purple category. Colleges with a final score that exceeds or is equal to the institutional investment threshold will be eligible for a state investment as

determined by whether their final score meets certain thresholds.

(a) Institutional Investment Threshold. Institutional investments are calculated by withholding a proportional amount from each college’s base funding ~~as prescribed in the General Appropriations Act.~~

1. A college’s ~~with a institutional investment is not automatically restored when their~~ final score (point total) less than half of the total points available is lower than two (2) standard deviations below the mean score for all of the colleges. ~~Such a college is in the Purple category and must submit a performance improvement plan. A college in the purple category will not have its institutional investment automatically restored.~~

2. A college’s institutional investment is automatically restored when ~~its their~~ final score is equal to or greater than half of the total points available above two (2) standard deviations below the mean score. ~~Such a college is in either the Bronze, Silver or Gold category as determined by the State Investment Thresholds, and is not required to submit a performance improvement plan.~~

(b) State Investment Threshold. State investments in the Florida College System institutions are ~~is~~ additional funds ~~money~~ over the base funding from the prior year ~~as prescribed in the General Appropriations Act.~~

1. A college with a whose final score ~~is~~ lower than one (1) standard deviation below the mean score is in the Bronze category. A college in the Bronze category will not receive a state investment.

2. A college with a whose final score ~~is~~ equal to or above one (1) standard deviation below, but lower than one (1) standard deviation above, the mean score is in the Silver category. A college in the Silver category will receive a proportional share of the state investment.

3. A college with a whose final score ~~is~~ greater than or equal to one (1) standard deviation above the mean score is in the Gold category. A college in the Gold category will receive both a proportional share of the state’s investment and a point-total indexed proportional share of the state’s investment that otherwise would have been available to colleges in the Bronze and Purple categories.

(c) No change.

(7) No change.

Rulemaking Authority 1001.02(1), (2)(n), (6), 1001.66(1), (2), (6) FS. Law Implemented 1001.66 FS. History–New 8-24-16.

NAME OF PERSON ORIGINATING PROPOSED RULE: Madeline Pumariega, Chancellor, Florida College System
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 27, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 12, 2017

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

RULE NO.: 61K1-3.033
 RULE TITLE: Scoring System; Scoring, Criteria; Knockdowns, Fouls; Determination of Win or Draw; Decision Final, Exceptions

PURPOSE AND EFFECT: The purpose of the rule amendment is to add fouls contained in the Association of Boxing Commissions and Combative Sports’ Unified Rules of MMA Fouls.

SUMMARY: Add fouls.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Commission meeting, the Commission, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 548.003 FS.

LAW IMPLEMENTED: 548.003(2), 548.006, 548.011, 548.041(1)(c), 548.054, 548.057, 548.058, 548.071 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: Paul Waters, Executive Director, Florida State Boxing Commission, 2601 Blair Stone Road, Tallahassee, FL 32399-1016 or telephone (850)488-8500.

THE FULL TEXT OF THE PROPOSED RULE IS:

61K1-3.033 Scoring System; Scoring, Criteria; Knockdowns, Fouls; Determination of Win or Draw; Decision Final, Exceptions.

(1) through (4) No change.

(5) Conditions of the Match in Mixed Martial Arts.

(a) The conditions of the match for any mixed martial arts match as proposed to the executive director shall be deemed to include the following as fouls:

1. through 13. No change.

14. Kicking or kneeling to the head of a grounded opponent, or stomping a grounded opponent. An opponent is grounded when any part of the body, other than the soles of the feet and a single hand are touching the canvas;

~~15. Stomping a grounded opponent;~~

16. through 28 renumbered 15. through 27. No change.

28. In the standing position, outstretching fingers toward an opponents face or eyes.

(b) No change.

Rulemaking Authority 548.003 FS. Law Implemented ~~548.003(2), 548.006, 548.011, 548.041(1)(e), 548.054, 548.057, 548.058, 548.071~~ FS. History—New 4-6-89, Amended 8-28-89, 1-1-90, 1-9-91, Formerly 7F-1.035, Amended 9-10-95, 4-3-00, 6-1-04, Formerly 61K1-1.035, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida State Boxing Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida State Boxing Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 25, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 9, 2017

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: 69O-125.002
RULE TITLE: Unfair Discrimination in Insurance Rates - Multi-policy Discounts

PURPOSE AND EFFECT: The repeal does not affect current practice or the market as current statutory provisions address the approval of multi-policy discounts.

SUMMARY: This rule has become obsolete due to changes in the law governing the approval of multi-policy discounts. Section 627.0655, F.S. as amended, now has codified the contents of the rule and accordingly the rule is no longer necessary.

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.

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: 624.308(1), 626.9611, FS.

LAW IMPLEMENTED: 624.307(1), 626.9541(1)(g), 627.062, 627.0651, 627.072, 627.151, FS.

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

DATE AND TIME: July 26, 2017, 10:00 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sandra Starnes, Office of Insurance Regulation, E-mail Sandra.Starnes@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-125.002 Unfair Discrimination in Insurance Rates - Multi-policy Discounts.

Rulemaking Specific Authority 624.308(1), 626.9611 FS. Law Implemented 624.307(1), 626.9541(1)(g), 627.062, 627.0651, 627.072, 627.151 FS. History— New 2-7-85, Formerly 4-43.06, 4-43.006, 4-125.002 Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Sandra Starnes, Office of Insurance Regulation, E-mail Sandra.Starnes@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 14, 2017

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS: **RULE TITLES:**
 69O-136.002 Foreign and Alien Insurers Filing for a Certificate of Authority
 69O-136.006 Domestic Insurers Filing for an Application for Permit

PURPOSE AND EFFECT: The rules are repealed due to the adoption of the relevant forms in other rules in the rule chapter.
SUMMARY: These two rules adopt various forms used for issuing Certificates of Authority to insurers. Rule Chapter 136 is being streamlined to eliminate duplication and also being updated to provide for electronic filing and adoption of forms which are currently in use by the Office. These two rules are being repealed as part of the reorganization and streamlining of the rule chapter.

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.

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: 624.308, FS.
LAW IMPLEMENTED: 624.307(1), 624.34, 624.401, 624.404, 624.407, 624.413, 624.422, 624.501, 626.7451(11), 628.161, 628.907, FS.

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

DATE AND TIME: July 26, 2017, 10:00 a.m.
PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mary Mostoller, Office of Insurance Regulation, E-mail Mary.Mostoller@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-136.002 Foreign and Alien Insurers Filing for a Certificate of Authority.
 Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 624.34, 624.401, 624.404, 624.407, 624.413, 624.422, 624.501, 626.7451(11), 628.161, 628.907 FS. History–New 2-26-92, Amended 9-19-00, 11-18-02, Formerly 4-136.002, Repealed.

69O-136.006 Domestic Insurers Filing for an Application for Permit.
 Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 624.34, 624.401, 624.404, 624.407, 624.413, 624.422, 624.501, 626.7451(11), 628.051 FS. History–New 2-26-92, Amended 9-19-00, 11-18-02, Formerly 4-136.006, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mary Mostoller, Office of Insurance Regulation, E-mail Mary.Mostoller@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 14, 2017

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF CITRUS

RULE NOS.: **RULE TITLES:**
 20-117.001 Ownership
 20-117.002 Permission Required for Use
 20-117.003 General Restrictions on the Use of “There’s Amazing Inside Florida Orange Juice” Certification Mark
 20-117.004 Use on Containers
 20-117.005 Definitions
 20-117.006 Standards for Orange Juice Products Bearing the Mark
 20-117.007 Withdrawal of License or Permission

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 43 No. 73, April 14, 2017 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-118.001	Ownership
20-118.002	Permission Required for Use
20-118.003	General Restrictions on the Use of “There’s Amazing Inside Florida Grapefruit” Certification Mark
20-118.004	Use on Fresh Fruit and Juice Containers
20-118.005	Definitions
20-118.006	Standards for Grapefruit Products Bearing the Mark
20-118.007	Withdrawal of License or Permission

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 43 No. 73, April 14, 2017 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-203.201	Inmate Trust Fund

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 123, June 26, 2017 issue of the Florida Administrative Register.

The proposed rule is hereby corrected with the following: The Notice of Change published on June 26, 2017 should have been titled Notice of Correction, as no substantial change was made to the language of the proposed rule.

DEPARTMENT OF CORRECTIONS

RULE NOS.:	RULE TITLES:
33-503.001	Chaplaincy Services
33-503.002	Marriage of an Inmate While Incarcerated

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 124, June 27, 2017 issue of the Florida Administrative Register.

The proposed rule is hereby corrected with the following: The Notice of Change published on June 27, 2017 should have been titled Notice of Correction, as no substantial change was made to the language of the proposed rule.

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-601.502	Discharge Gratuity

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 88, May 5, 2017 issue of the Florida Administrative Register.

Section 120.54(3)(a)1, Florida Statutes, requires the notice of proposed rule to include whether a statement of the estimated regulatory costs “or other information expressly relied upon and

described by the agency if no statement of regulatory costs is required, the proposed rule is expected to require legislative ratification.” A statement of estimated regulatory costs was not prepared. Section 120.54(3)(a)1, Florida Statutes, also requires “a reference to the grant of rulemaking authority . . . and a reference to the section or subsection of the Florida Statutes or the Laws of Florida being implemented or interpreted.” The proposed rule is hereby corrected with the following statements:

The Department used an itemized 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 set forth in s.120.541(2)(a), F.S.

Rulemaking Authority ~~20.315~~, 944.09 FS. Law Implemented ~~944.09~~, 944.611, 944.613 FS. History—New 10-8-76, Formerly 33-7.06, Amended 1-4-87, 1-1-89, 1-18-89, 12-12-91, 4-14-92, 4-28-99, Formerly 33-7.006, Amended 8-28-01, 2-10-04, 9-21-05, 8-14-06,

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.:	RULE TITLE:
61C-5.001	Safety Standards

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 123, June 26, 2017 issue of the Florida Administrative Register.

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

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on May 19, 2017, by Stephanie Tegler. The Notice of Petition for Waiver or Variance was published in Vol. 43, No. 100, of the May 23, 2017 Florida Administrative Register. Petitioner sought a variance or waiver of 64B7-

28.009, F.A.C., regarding the continuing education requirements for renewal of her Florida massage license. The Board considered the instant Petition at a duly-noticed public meeting held on June 7, 2017, by telephone conference call.

The Board's Order, filed on June 20, 2017, granted the petition and found that it was in substantial compliance with the provisions of Section 120.542, F.S., and Chapter 28-104, F.A.C. The applicant demonstrated a substantial hardship, and the Board determined that the purpose of the underlying statute would be met if the petition were granted.

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

DEPARTMENT OF HEALTH

Board of Psychology

NOTICE IS HEREBY GIVEN that on June 20, 2017, the Board of Psychology received a petition for permanent variance or waiver filed by Svetlana Kimovna Masgutova, from subsection 64B19-11.0035(3), F.A.C., which requires an original, signed letter on official letterhead from the director of a doctoral psychology program accredited by the accrediting agency recognized and approved by the United States Department of Education. Petitioner also requested a permanent variance or waiver from paragraph 64B19-11.005(1)(c), (2), and (3), F.A.C., regarding the requirements of the rule related to supervised experience. Comments on this petition should be filed with the Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3055, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, at the above address, (850)245-4373 or Allen.Hall@flhealth.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agriculture Center and Horse Park Authority announces public meetings to which all persons are invited.

DATE AND TIMES: Wednesday, July 12, 2017, 3:00 p.m., 5:00 p.m.

PLACE: Holiday Inn and Suites, 3600 SW 38th Ave., Ocala, FL 34474

GENERAL SUBJECT MATTER TO BE CONSIDERED: 3:00 p.m., Meeting of the Executive Committee to discuss general business; 5:00 p.m., Meeting of the Board of Directors to discuss general business.

A copy of the agenda may be obtained by contacting: Emily Holmes at (352)307-6699, ext. 4 or email at events@flhorsepark.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: Emily Holmes at (352)307-6699, ext. 4 or email at events@flhorsepark.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 EDUCATION

Education Practices Commission

The Education Practices Commission announces hearings to which all persons are invited.

DATES AND TIMES: July 10, 2017, 12:30 p.m., New Member Training session; July 11, 2017, 9:00 a.m., Teacher Hearing Panel; 1:30 p.m., Teacher Hearing Panel; immediately following Teacher Hearing Panels, Commission Member Training Session; July 12, 2017, 9:00 a.m., Teacher Hearing Panel; 1:30 p.m., Teacher Hearing Panel; 3:30 p.m., Phone Hearing Committee Meeting, may be attended by phone or in person, see phone-in information below; July 13, 2017, 9:00 a.m., Administrator Hearing Panel; 10:30 a.m., Teacher Hearing Panel; immediately following Teacher Hearing Panel, Commission Member Training Session; immediately following Commission Member Training Session, Business Meeting Planning Meeting

PLACE: Naples Grand, 475 Seagate Drive, Naples, Florida 34103, (239)594-6328; phone-in committee meeting: phone number: 1(877)809-7265, participant code: 441 661 96#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The New Member Training Session is to train new members of the Commission. The Phone Hearing Committee Meeting is to discuss the process and train new committee members. The Hearing Panels of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators. The Commission Member Training is being held to train members of the Commission. The Business Meeting Planning Meeting is being held to plan and prepare for the Business Meeting.

A copy of the agenda may be obtained by contacting: Gretchen Kelley Brantley at (850)245-0455.

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: Gretchen Kelley Brantley at (850)245-0455. 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: Lisa Forbess or Gretchen Kelley Brantley at (850)245-0455.

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

The Early Learning Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, July 14, 2017, 2:00 p.m. – 4:00 p.m. (or until business concludes).

PLACE:

<https://attendee.gotowebinar.com/register/3374447747970618883>

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Quarterly Meeting.

A copy of the agenda may be obtained by contacting: Jessica.Fowler@oel.myflorida.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jessica.Fowler@oel.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).

For more information, you may contact: Jessica.Fowler@oel.myflorida.com

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NOS.:RULE TITLES:

40D-8.041 Minimum Flows

40D-8.624 Guidance and Minimum Levels for Lakes

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

DATE AND TIME: July 12, 2017, 2:00 p.m. – 4:00 p.m.

PLACE: Teleconference: call-in number: 1(888)670-3525, participant code: 7169306632 #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The South Florida, St. Johns River, and Southwest Florida water management districts are conducting independent scientific peer review of their work to expand the East Central Florida Transient Groundwater Model in support of the 2020 Regional

Water Supply Plan for the Central Florida Water Initiative (CFWI) area, including the southern portion of Lake and all of Orange, Osceola, Polk and Seminole counties. PURSUANT TO SECTION 373.042(5), FLORIDA STATUTES, THE MODEL MAY BE ADOPTED BY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, MAY BE USED FOR THE DEVELOPMENT OF MULTIPLE MFLS, AND THEREFORE MAY APPLY TO MORE THAN ONE WATER MANAGEMENT DISTRICT. Information to be reviewed, supporting documents, and review comments and documents produced by the peer review panel, as well as comments from stakeholders, will be accessible at <http://cfwiwater.com/> by clicking on Steering committee and technical teams and then Hydrologic analysis under Working groups. The focus of this teleconference/workshop is for the “Interim Calibration Review (50%)” of the ECFTX model development. This teleconference/workshop is the ninth such event for the ECFTX model whereby peer reviewers are working together with the goal of collectively developing a single peer-review report. The District invites stakeholders to participate on July 12, 2017, to discuss peer review panel and stakeholder comments received during the workshop. The minutes from the meeting will be available for review, at the website above, within one week following the date of the teleconference.

NOTE: One or more members of the District’s Governing Board may attend this meeting.

A copy of the agenda may be obtained by contacting: Mark Barcelo, SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211 or

Mark.Barcelo@watermatters.org or by clicking on “Meetings and Events” on the CFWI website at <http://cfwiwater.com/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Director, (352)796-7211, 1(800)423-1476 (FL only), ext. 4703 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).

For more information, you may contact: Mark Barcelo, SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, Mark.Barcelo@watermatters.org. (R2016045)

DEPARTMENT OF HEALTH

The Florida Department of Health Biomedical Research Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 11, 2017, 3:00 p.m.

PLACE: Conference call-in number: 1(888)670-3525, participant code: 5311418626 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Biomedical Research Advisory Council will hold a conference call to plan for the development and release of a funding opportunity announcement for the Live Like Bella Initiative.

A copy of the agenda may be obtained by contacting: Teresa Mathew at Teresa.Mathew@flhealth.gov.

DEPARTMENT OF HEALTH

The Biomedical Research Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 12, 2017, 3:00 p.m.

PLACE: Conference call-in number: 1(888)670-3525, participant code: 5311418626 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Biomedical Research Advisory Council will hold a conference call to plan for the development and release of a funding opportunity announcement for the Live Like Bella Initiative.

A copy of the agenda may be obtained by contacting: Teresa Mathew at Teresa.Mathew@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Optometry

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

DATE AND TIME: July 7, 2017, 12:00 Noon

PLACE: 1(888)670-3525, participant code: 7342425515

GENERAL SUBJECT MATTER TO BE CONSIDERED: Part of this meeting will be in closed session to discuss the settlement negotiations and/or strategy related to litigation expenditures for Nicole Yontz and Tammy Johnson v. Board, DOHA Case No. 17-3346F. An additional part of this meeting will be in closed session to discuss settlement negotiations and strategy related to litigation expenditures for Yaritz Flores v. Board, DOAH Case No. 17-3665RU. Those in attendance will be: Executive Director, Dr. Anthony Spivey; Board Counsel, Lawrence Harris and Board Members: Stuart Kaplan, O.D., Car Spear, O.D., Tamara Maule, O.D., Christopher King, O.D., Stephen Kepley, O.D., John Griffin, Esquire; Lucille Turner, Esquire and a court reporter.

A copy of the agenda may be obtained by contacting: Anthony.Spivey@flhealth.gov.

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: Anthony.Spivey@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: <http://floridaoptometry.gov>.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: August 1, 2017, 10:00 a.m., Eastern Time

PLACE: Florida Housing offices, 227 N. Bronough Street, Seltzer Room, Suite 6000, Tallahassee, Florida; workshop also available by telephone

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workshop will be held to solicit comments and suggestions from interested persons relative to Florida Housing's proposed Request for Application (RFA) 2017-107 – SAIL Financing for the Construction of Workforce Housing.

The agenda and call-in information for the workshop, as well as a draft of the RFA, will be posted to the website prior to the workshop. An announcement will be issued via the Florida Housing ListServ when this information is available.

A copy of the agenda may be obtained by contacting: Ken Reecy, (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 Salmonsens, (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).

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: August 2, 2017, 2:00 p.m., Eastern Time

PLACE: Florida Housing offices, 227 N. Bronough Street, Seltzer Room, Suite 6000, Tallahassee, Florida; workshop also available by telephone

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workshop will be held to solicit comments and suggestions from interested persons relative to Florida Housing's proposed Request for Application (RFA) 2017-108 – SAIL Financing of Affordable Multifamily Housing Developments to be used in conjunction with Tax-Exempt Bonds and Non-Competitive Housing Credits.

The agenda and call-in information for the workshop, as well as a draft of the RFA, will be posted to the website prior to the

workshop. An announcement will be issued via the Florida Housing ListServ when this information is available.

A copy of the agenda may be obtained by contacting: Ken Reecy, (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).

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: July 31, 2017, 5:00 p.m. – 8:00 p.m., ET
PLACE: Lantana Road Branch Library, 4020 Lantana Road, Lake Worth, FL 33462

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Fish and Wildlife Conservation Commission is holding a series of public workshops to gather public input and develop a better understanding of the public's view on management of goliath grouper. Staff will provide a brief presentation about goliath grouper management issues and will solicit stakeholder concerns and comments about potential future management strategies. Anyone with an interest in management of Florida's goliath grouper is encouraged to participate.

A copy of the agenda may be obtained by contacting: Jessica McCawley, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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).

For more information, you may contact: Jessica McCawley, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

QCAUSA

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

DATE AND TIME: July 20, 2017, 5:30 p.m.

PLACE: The University Area Community Development Corporation Community Center Gymnasium, 14013 North 22nd Street, Tampa, FL 33613

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) is holding a North and West Hillsborough County Community Working Groups meeting on Thursday, July 20th at 5:30 p.m. at The University Area Community Development Corporation Community Center Gymnasium, 14013 North 22nd Street, Tampa, FL 33613.

The group discussions include topics such as multi-modal transportation and evaluating infrastructure improvements in the context of a comprehensive regional transportation system. To ensure a cross section of the community is represented, Community Working Group members were selected from within the community including individual citizens, neighborhood/HOA association representatives, civic and faith-based leaders, small business owners and business leaders, among others. The Community Working Group is open to the public. At the end of the workshop, time will be allotted for public comment. Comments may also be received through a written format to Madeline.Pfingsten@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting: Christopher Speese, Title VI Coordinator, (813)975-6247, christopher.speese@dot.state.fl.us.

Comuniquese Con Nosotros

Nos importa mucho la opinión del público sobre el proyecto. Si usted tiene preguntas o comentarios, o si simplemente desea más información, por favor comuniquese con nuestra representante, Lilliam Escalera, 813-975-6403, Departamento de Transportación de Florida, 11201 N. McKinley Dr., Tampa, FL 33612, lilliam.escalera@dot.state.fl.us.

The environmental review, consultation, and other actions required by applicable federal environmental laws for this project are being, or have been, carried out by the Florida Department of Transportation (FDOT) pursuant to 23 U.S.C. §327 and a Memorandum of Understanding dated December 14, 2016 and executed by the Federal Highway Administration and FDOT.

A copy of the agenda may be obtained by contacting: Madeline Pfingsten, Madeline.Pfingsten@dot.state.fl.us, (813)532-5148.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least Seven (7) days before the workshop/meeting by contacting: Christopher Speese, Title VI Coordinator, (813)975-6247, christopher.speese@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Madeline Pfingsten, Madeline.Pfingsten@dot.state.fl.us, (813)532-5148.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

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 issued an order disposing of the petition for declaratory statement filed by HVAC Designs, Inc. on April 6, 2017. The following is a summary of the agency’s disposition of the petition:

Petitioner requested answers to the following questions regarding the application of the Florida Building Code to its project: Does the energy code section R101.4.3 apply to any existing unaltered building components and/or unaltered systems, especially reused attic-mounted air handlers that remain unaltered? Can any portion of the R402 form be applied to existing unaltered building envelope components or existing unaltered building systems, especially reused attic mounted air handlers that remain unaltered? Can the air handler location “installed value” column be applied to a reused attic mounted air handler that remains unaltered? On June 20, 2017, the Commission issued an order stating that the answer to all three questions is that, pursuant to Section R101.4.3 of the 5th Edition (2014) Florida Building Code, Energy Conservation, the project in question may comply with the Code using Form R402-2014 for those new building components that are being added without requiring the existing building or building systems including the existing attic mounted air handler to comply with the Code, providing that the said addition alone can comply with the code. For the existing air handler, indicating on the form “not applicable” is acceptable.

A copy of the Order Disposing 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.

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 issued an order disposing of the petition for

declaratory statement filed by Shumake Architecture, PA (Petitioner) on April 7, 2017. The following is a summary of the agency’s disposition of the petition:

The Commission received a petition for declaratory statement from Petitioner seeking clarification as to whether Florida Building Code (“Code”) Section 1029.1 requires an emergency escape and rescue opening from sleeping units located on the second and third floors of an R-2 occupancy configured with two remotely-located fire-rated stairs and otherwise in compliance with the Code. On June 20, 2017, the Commission issued an order answering: no, pursuant to Section 1029.1 of the 5th Edition (2014) Code, Building, an R-2 building that is equipped with an automatic sprinkler system and provided with a minimum of two exits per story or two exit access stairways is not required to provide for an emergency escape and rescue openings. Therefore, emergency escape and rescue openings are not required for the sleeping units in question.

A copy of the Order Disposing 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.

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 issued an order disposing of the petition for declaratory statement filed by the Center for Independent Living of Northwest Florida on June 14, 2016. The following is a summary of the agency’s disposition of the petition:

Staff received an oral request from Petitioner advising that it wished to withdraw the petition, and the Commission granted the request.

A copy of the Order Disposing 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.

DEPARTMENT OF HEALTH

Board of Nursing

Notice is hereby given that the Board of Nursing has received a Petition for Declaratory Statement filed by Walter Lampeter, on June 26, 2017. The Petitioner seeks a Declaratory Statement from the Board with regard to whether it is within his scope of practice as a registered nurse to inject dermal fillers and botulinum toxin in a medical office, under physician supervision. The supervising physician will have clinical experience in the provision of aesthetic injectable treatments.

Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice. A copy of the Petition for Declaratory Statement may be obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399, info@floridasnursing.gov, or by telephone at (850)245-4125.

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has received the petition for declaratory statement from Grupo Regalii, Inc. The petition seeks the agency’s opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

On June 20, 2017, the Office of Financial Regulation (Consumer Finance) received a Petition for declaratory statement from Grupo Regalii, Inc. (a software company that specializes in bill pay solutions). The petition seeks a declaratory statement from the Office on whether Petitioner's proposed business model (of offering an application program interface that connects service providers who provide periodic bills to consumers, such as utility and telecom businesses ("Billers"), to licensed money transmitters who accept payments from consumers. Regalii's software provides the path by which licensed money transmitters can offer real-time bill payment to consumers, even when the consumer's bills are with providers in another country) falls within the Florida Money Transmitter Statute, Chapter 560, Florida Statutes. This is the 3rd Petition for Declaratory Statement from Grupo Regalii Inc. A similar Petition was filed on November 28, 2016 and the 2nd Petition was filed on April 18, 2017. Per the Petitioner, “in an attempt to simplify the information provided, Regalili is submitting this Petition and accompanying flow of funds visual chart.”

A copy 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)410-9784, Agency.Clerk@flofr.com.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9784, 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:

Yaritza Flores, OD vs. State of Florida, Department of Health, Board of Optometry; Case No.: 17-3665RU; Rule No.: 64B13-4.001

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

NONE

Section IX

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

NONE

Section X

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

NONE

Section XI

**Notices Regarding Bids, Proposals and
Purchasing**

SKANSKA USA BUILDING, INC.

INVITATION TO BID UCF 578 - UCF Downtown / Dr. Phillips Academic Commons 100% Early Site and Foundations Package

Skanska USA Building Inc. will be accepting bids for displacement piles, foundations, site work, site utilities and underground MEP (mechanical, electrical and plumbing) on Friday, July 14, 2017 by 12:00 Noon (ET). Bid shall be delivered by hand or via Fed Ex in a sealed envelope to:

UCF Downtown - Dr. Phillips Academic Commons
c/o Skanska USA Building Inc.

500 W Livingston Street
Orlando, FL 32801

Bidding Documents may be examined at Skanska Office located at 2405 Lucien Way, Suite 250, Maitland, Florida 32810. Bidding Documents will be issued via DocuPro to pre-qualified bidders. Interested bidders, not pre-qualified, may begin the prequalification process by registering at <https://apps.skanska.com/prequalinquiry/>.

For project specific questions, please contact: Mark Poorman via email at mark.poorman@skanska.com

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 8:00 a.m., Wednesday, June 20, 2017 and 3:00 p.m., Tuesday, June 26, 2017. 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
5J-6.005	6/21/2017	7/11/2017
5J-6.013	6/21/2017	7/11/2017
5J-6.015	6/21/2017	7/11/2017
23-21.002	6/26/2017	7/16/2017
23-21.0051	6/26/2017	7/16/2017
23-21.0052	6/26/2017	7/16/2017
23-21.007	6/26/2017	7/16/2017
23-21.010	6/26/2017	7/16/2017
23-21.011	6/26/2017	7/16/2017
23-21.0155	6/26/2017	7/16/2017
23-21.0165	6/26/2017	7/16/2017
23-21.022	6/26/2017	7/16/2017
23-22.013	6/26/2017	7/16/2017
23-22.014	6/26/2017	7/16/2017
23-23.006	6/26/2017	7/16/2017
23-23.010	6/26/2017	7/16/2017
23-23.011	6/26/2017	7/16/2017
23-24.030	6/26/2017	7/16/2017
23-24.050	6/26/2017	7/16/2017
23-25.004	6/26/2017	7/16/2017
23-25.005	6/26/2017	7/16/2017

59G-4.025	6/20/2017	7/10/2017
59G-6.020	6/20/2017	7/10/2017
59G-13.070	6/20/2017	7/10/2017
61C-1.002	6/26/2017	7/16/2017
61G7-7.003	6/21/2017	7/11/2017
61N-2.012	6/21/2017	7/11/2017
61N-2.016	6/21/2017	7/11/2017
62-243.300	6/23/2017	7/13/2017
62-243.500	6/23/2017	7/13/2017
64B10-14.004	6/21/2017	7/11/2017
73C-40.001	6/23/2017	7/13/2017
73C-40.010	6/23/2017	7/13/2017
73C-40.016	6/23/2017	7/13/2017
73C-40.0185	6/23/2017	7/13/2017
73C-40.021	6/23/2017	7/13/2017
73C-40.022	6/23/2017	7/13/2017
73C-40.024	6/23/2017	7/13/2017
73C-40.025	6/23/2017	7/13/2017
73C-40.0251	6/23/2017	7/13/2017
73C-40.0256	6/23/2017	7/13/2017
73C-40.0257	6/23/2017	7/13/2017
73C-40.028	6/23/2017	7/13/2017
73C-40.029	6/23/2017	7/13/2017
73C-41.019	6/23/2017	7/13/2017
73C-41.020	6/23/2017	7/13/2017
73C-41.021	6/23/2017	7/13/2017
74-3.007	6/23 2017	7/13/2017
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
58M-2.009	2/9/2017	6/23/2017

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

Winter Park Imports, Inc., d/b/a Lexus of Orlando for the establishment of Lexus 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 Toyota Motor Sale, U.S.A. Inc., intends to allow the establishment of Winter Park Imports, Inc., d/b/a Lexus of Orlando as a dealership for the sale and service of Lexus motor vehicles (line-make LEXS) at 5725 Major Boulevard, Orlando, (Orange County), Florida, 32819, on or after September 1, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Winter Park Imports, Inc., d/b/a Lexus of Orlando are dealer operator(s): James B. Bryan, III, 305 North Semoran Boulevard, Winter Park, Florida 32792, James B. Bryan, IV, 305 North Semoran Boulevard, Winter Park, Florida 32792; principal investor(s): James B. Bryan, IV Revocable Trust, 2724 Sea Island Drive, Fort Lauderdale, Florid 33301, Trustee: James B. Bryan III Beneficiaries: Jimmy Bryan, III, James B. Bryan, III, 1-4 Irrevocable Trust, 2724 Sea Island Drive, Fort Lauderdale, Florida 33301, Trustee: James B. Bryan, III Beneficiaries: Jimmy Bryan, III, James B. Bryan, IV 2010 Trust, 4365 Gabriella Lane, Winter Park, Florida 32793, Trustee: James B. Bryan, IV, Beneficiaries: James B. Bryan, IV and descendants.

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: Michael J. Brumm, Toyota Motor Sales U.S.A. Inc., 11540 Great Oaks Way, Alpharetta, Georgia 30022.

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 ENVIRONMENTAL PROTECTION

Siting Coordination Office

NOTICE OF INTENT TO ISSUE PROPOSED

MODIFICATION OF POWER PLANT CERTIFICATION

The Florida Department of Environmental Protection (Department) hereby provides notice of an intent to modify the Power Plant Conditions of Certification issued pursuant to the Florida Electrical Power Plant Siting Act, Chapter 403.501 et seq., Florida Statutes, concerning: City of Tallahassee’s Arvah B. Hopkins Power Plant, Power Plant Siting Application No. PA 74-03P, OGC Case No. 17-0212. Pursuant to Section 403.516(1)(c), Florida Statutes, the Department proposes to modify the Conditions of Certification for the Arvah B. Hopkins Power Plant to authorize the construction and operation of four Wartsila 18.82 megawatt (MW) spark-ignition gas-fired electric generators. A copy of the proposed modification may be obtained by contacting Ann Seiler, Department of Environmental Protection, 2600 Blair Stone Rd., MS 5500, Tallahassee, Florida 32399-2400, (850)717-9000. Pursuant to Section 403.516(1)(c)2., Florida Statutes, parties to the certification proceeding have 45 days from issuance of notice to such party’s last address of record in which to object to the requested modification. Failure of any of the parties to file a response will constitute a waiver of objection to the requested modification. Any person who is not already a party to the certification proceeding and whose substantial interest is affected by the requested modification has 30 days from the date of publication of this public notice to object in writing. The written objection must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida, 32399-3000, (850)245-2242, fax: (850)245-2298, agency_clerk@dep.state.fl.us. If no objections are received, then a Final Order approving the modification shall be issued by the Department.

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.
