

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:**       **RULE TITLE:**  
6A-6.0786       Forms for Charter School Applicants and Sponsors

**PURPOSE AND EFFECT:** To create the Model Florida Charter School Application High-Performing Charter School System Replication and its corresponding evaluation instrument, as a result of House Bill 7069. Due to Hurricane Irma, previously scheduled workshops in Vol. 43/175, have been canceled.

**SUBJECT AREA TO BE ADDRESSED:** The creation of and revisions to current Forms for Charter School Applicants and Sponsors.

**RULEMAKING AUTHORITY:** 1002.33(28), F.S.

**LAW IMPLEMENTED:** 1002.33(6), 1002.332(2), F.S.

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

**DATE AND TIME:** October 6, 2017, 10:00 a.m. and 3:00 p.m.  
**PLACE:** Via conference call: 1(888)670-3525 (Participant Code: 9945174167).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Adam Emerson, Charter Schools Director, Department of Education, 325 West Gaines Street, Suite 1044, Tallahassee, FL 32399, (850)245-0502, adam.emerson@fldoe.org. To comment on this rule development workshop, please contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9661 or e-mail christian.emerson@fldoe.org or 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>.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors' Licensing Board**

**RULE NO.:**       **RULE TITLE:**  
61G6-8.001       Fees

**PURPOSE AND EFFECT:** The Board proposes the rule amendment to comply with HB 741, effective July 1, 2017.

**SUBJECT AREA TO BE ADDRESSED:** Fees.

**RULEMAKING AUTHORITY:** 455.219, 489.507(3), 489.509 FS.

**LAW IMPLEMENTED:** 455.217(2), 455.219(1), (5), 455.2281, 455.271, 489.509 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: Ruthanne Christie, Executive Director, Electrical Contractors' Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-0751.

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors' Licensing Board**

**RULE NOS.:**       **RULE TITLES:**  
61G6-12.0015   Requirements for Burglar Alarm System Agent Identification Card  
61G6-12.003   Requirements for Fire Alarm System Agent Identification Card

**PURPOSE AND EFFECT:** The Board proposes the rule amendment to provide an alternative to the physical identification card.

**SUBJECT AREA TO BE ADDRESSED:** Requirements for Fire Alarm System Agent Identification Card. Requirements for Burglar Alarm System Agent Identification Card.

**RULEMAKING AUTHORITY:** 489.507(3) FS.

**LAW IMPLEMENTED:** 489.507(3), 489.5185(4)(a), (b) 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: Ruthanne Christie, Executive Director, Electrical Contractors' Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-0751.

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

## Section II Proposed Rules

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

RULE NO.:           RULE TITLE:  
65C-14.117       Standards for Contracted Emergency Shelters

PURPOSE AND EFFECT: The Department intends to create a new rule regarding emergency shelters.

SUMMARY: The rule will require contracted emergency shelters to provide initial employee orientation and in-service training; initial client orientation; and services on a 24-hour basis. The shelters must maintain a system of accounting for the whereabouts of the children and individual client records. In addition, the shelters must either enroll children in school or provide education in the shelter.

**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: 409.175(5)(a), FS.

LAW IMPLEMENTED: 409.175, 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-14.117 Standards for Contracted Emergency Shelters.

(1) An authorized representative from each emergency shelter shall sign the “Civil Rights Certificate.” CF 707, October 2005, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX>.

(2) Contracted emergency shelters shall provide an initial orientation for all new employees in accordance with Rule 65C-14.023(17), F.A.C.

(3) Contracted emergency shelters shall provide inservice training in accordance with Rule 65C-14.023(18), F.A.C.

(4) There shall be telephones on the premises which are accessible to residents for making and receiving approved private calls. Restrictions on private calls shall be based on the location of the party called, the effect of the call on the child, and any existing court orders regarding contact.

(5) All contracted emergency shelters shall be available for services on a 24-hour basis, 7 days a week.

(6) No contracted emergency shelters shall refuse to accept and provide care for children because of a minor illness or injury.

(7) A contracted emergency shelter staff member shall discuss program goals, available services and rules governing conduct with each resident upon admission to the shelter. This discussion must be documented by the facility employee on a form developed by each facility. The employee and resident must sign the completed form. This requirement does not apply to contracted emergency shelters which serve infants or children not capable of understanding due to a disability.

(8) All contracted emergency shelters shall maintain a system of accounting for the whereabouts of all children.

(9) All contracted emergency shelters shall cooperate with the Department’s counselors who place clients in a contracted shelter program by enrolling the children in school or by providing an educational component in the shelter, in accordance with federal, state, and local requirements and the local school system’s policies and procedures.

(10) All contracted emergency shelters shall have on the premises individual records which contain the placing counselor’s name, the child’s name and home address, the date of the placement, the reason for placement, and any significant medical history.

Rulemaking Authority 409.175(5)(a), F.S. Law Implemented 409.175, F.S. 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: September 5, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: September 15, 2017

## DEPARTMENT OF CHILDREN AND FAMILIES

### Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-14.118 Standards for Runaway Shelters

PURPOSE AND EFFECT: The Department intends to a new rule regarding runaway shelters.

SUMMARY: The rule will require runaway shelters to provide initial employee orientation and in-service training; initial client orientation; separate housing for minors; and services on a 24-hour basis. Additionally, the shelters must maintain individual client records and a system of accounting for the whereabouts of the children; specified services to clients, including aftercare, are required; and requirements for shelter care are established.

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: 409.175(5)(a), FS.

LAW IMPLEMENTED: 409.175, 409.441, 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-14.118 Standards for Runaway Shelters.

(1) An authorized representative from each runaway shelter shall sign the "Civil Rights Certificate," CF 707, October 2005, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX>.

(2) General.

(a) All runaway shelters shall be available for services on a 24-hour basis, 7 days a week.

(b) A runaway shelter staff member shall discuss program goals, available services and rules governing conduct with each resident upon admission to the shelter. This discussion shall be documented by runaway shelter staff and the resident, using a form developed by each center.

(c) All runaway shelters shall maintain a system of accounting for the whereabouts of all children.

(d) There shall be telephones on the premises which are accessible to residents for making and receiving approved private calls. Restrictions on private calls shall be based on the location of the party called, the effect of the call on the child, and any existing court orders regarding contact.

(e) Runaway shelters that provide residential care to runaway children shall provide separate housing for persons age 18 and older.

(f) When a child is referred to a runaway shelter without the knowledge of Department or a child voluntarily requests placement, the runaway shelter staff will attempt to notify the child's parents or legal guardian immediately. This procedure shall occur except in cases where there have been allegations of abuse or neglect by the parents. In these cases the runaway shelter shall contact the Department according to Section 39.201, F.S.

(3) Clients.

(a) Services are made available to youth and their families:

1. Upon self-referral; and

2. Through referrals by the child welfare system, juvenile justice system, community mental health system, or community telephone referral systems.

(b) A runaway shelter's client population will consist of those children who are in conflict with their parents, or who have run away from other community placements.

(c) All runaway shelters shall provide early intervention counseling services for troubled youth, runaway youth, and families with 24-hour access with emphasis toward crisis or time of need and shall include the following services:

1. Individual or group counseling, available daily, to each youth admitted into the shelter.

2. Family counseling available to each family whose child is admitted to the program on a residential or non-residential basis.

3. Weekly case management sessions, involving appropriate program staff, to review current cases and the types of counseling which are being provided.

(d) The facility shall maintain an individual file on each youth admitted into the facility.

1. The client file maintained on each youth shall include an intake form which contains basic background information, counseling notations, information on the services provided both directly and through referrals to community agencies and individuals, disposition data, and any follow-up and evaluation data which are compiled by the shelter.

2. The file on each client shall be maintained in a secure place and shall not be disclosed in part or in whole without the written permission of the client and his or her parent or legal guardian, except as allowed by law.

(4) Client's Rights.

(a) All runaway shelters shall inform clients of the basic expectations for clients using its services, the hours during which services are available, and any rules set by the agency covering client conduct with particular reference to any activity which could result in the discontinuation of services.

(b) All runaway shelters shall have a written summary of client rights which is made available in the agency's reception area or which is handed to clients during their initial contact with the agency.

(c) Information about client rights shall be made available in a language which the client and the client's parent or legal guardian can understand (ie. sign language or in verbal or written form.)

(d) All runaway shelters shall inform clients of any waiting period for service, the lack of a particular service, or of its determination that it cannot meet the clients needs and that service elsewhere would be more appropriate.

(e) All runaway shelters shall conduct service planning with the client's full participation. The client shall be encouraged to retain as much responsibility as possible. The shelter shall make attempts to involve parents or legal guardians.

(5) Basic Service Requirements.

(a) All runaway shelters shall have an active outreach component which includes direct contact with the youth themselves, with law enforcement officials, youth workers, school and transportation personnel, child protective agencies, and others likely to encounter runaway or homeless youth.

(b) Within the first 24 hours of admittance into the shelter, a direct service staff member shall conduct an initial screening and initiate an individualized service plan for each client. This plan shall be reviewed by a supervisor within 72 hours.

(c) The initial screening shall include an assessment of immediate emergency needs, including food, housing, and clothing, and relevant family, social, emotional, educational, health, and employment history.

(d) Any child or young adult suspected of being sexually exploited or who meets the indicators listed in Rule 65C-

43.001(1)(a)-(e), F.A.C., shall also be assessed using the "Human Trafficking Screening Tool Administration Guide (HTST)," CF-FSP 5406, February 2015, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX>.

A young adult is defined as someone who has reached 18 years of age but is not yet 23 years of age. The Human Trafficking Screening Tool shall be administered in accordance with Rule 65C-43.001, F.A.C.

(e) All runaway shelters shall provide a comprehensive, integrated program of crisis counseling with a range of counseling services which includes immediate crisis intervention, short-term counseling, and referrals to, or arrangements for, long-term treatment, when appropriate.

(f) A designated runaway shelter staff member shall be responsible for assuring continuity of care from emergency services and crisis counseling through the provisions for aftercare and follow-up.

(g) All runaway shelters shall maintain linkages and cooperative agreements with community agencies, out-of-area programs, or individuals for services not directly provided by the agency, including a plan for handling emergency medical and dental needs of clients.

(h) A runaway shelter shall not deny emergency services to youth and their families due to their inability to pay.

(6) Shelter Care.

(a) When a runaway shelter provides emergency shelter services, it shall meet basic residential needs through an on-site facility that provides food, housing, and clothing.

(b) All runaway shelters shall provide an organized program of daily activities, including individual or group counseling, educational, social, and recreational activities.

(c) All runaway shelters shall provide for a 35 day maximum stay for runaway youth, and shall document in writing any exceptions. All exceptions shall be consistent with a runaway shelter's policies and shall be monitored by clinical supervisory staff.

(7) Aftercare Services.

(a) Discharge planning involves the consideration of a variety of alternative living arrangements, including return to family whenever possible, and when in the best interest of the youth; referral to long-term community-based residential facilities, or independent community living arrangements, including residence with friends, relatives, or others.

(b) Aftercare plans shall be developed under the direction of clinical supervisory staff and shall have the active participation of the client being served.

(c) Aftercare plans shall include referrals for ongoing individual or family counseling, and arrangements for services including education, career planning, and legal assistance, when appropriate.

(d) Plans for aftercare services shall clearly distinguish the different needs of runaway and homeless youth, and shall document individualized aftercare plans that are developed to meet those needs.

(e) All non-local youth shall be provided with referrals to appropriate services in the youth's home area.

(f) All runaway shelters shall have procedures for adequate follow-up care and shall require at least one (1) contact with the discharged child or his or her family within the first 30 days following discharge.

(8) Personnel.

(a) Runaway shelters shall provide an initial orientation for all new employees in accordance with Rule 65C-14.023(17), F.A.C.

(b) Runaway shelters shall provide inservice training in accordance with Rule 65C-14.023(18), F.A.C.

(c) Runaway shelter staff with case management responsibility shall have the necessary skills to utilize community resources and effect linkages and obtain services needed by the agency's clients.

(d) Runaway shelters shall have a plan or procedure for assuring quality care to clients, which includes professional review and monitoring of client assessments, service, and discharge planning.

Rulemaking Authority 409.175(5)(a), F.S. Law Implemented 409.175, 409.441, F.S. 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: September 5, 2017  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 15, 2017

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Drugs, Devices and Cosmetics**  
RULE NO.:        RULE TITLE:  
61N-1.018        Fees

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 160, August 17, 2017 issue of the Florida Administrative Register.

The incorrect date for the Notice of Proposed Rule Development Published In the F.A.R. was published as July 26, 2017. The correct date should have been July 19, 2017.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dinah Greene, Operations Review Specialist, Division of Drugs, Devices and Cosmetics, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-1047; (850)717-1802; [Dinah.Greene@myfloridalicense.com](mailto:Dinah.Greene@myfloridalicense.com).

### Section IV Emergency Rules

**DEPARTMENT OF THE LOTTERY**

RULE NO.:        RULE TITLE:  
53ER17-63        Waiver of Service Charges, Fees and/or Penalties for Retailers- Hurricane Irma

SUMMARY: The emergency rule sets forth the provisions for the waiver of certain retailer charges, fees and/or penalties set forth in Florida Lottery rules in response to damage and loss sustained by Florida Lottery retailers from Hurricane Irma.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER17-63 Waiver of Service Charges, Fees and/or Penalties for Retailers- Hurricane Irma.

(1) Notwithstanding Florida Lottery Rules 53ER17-42 Retailer Application and Fee Schedule, 53ER07-18 Retailer Responsibilities, 53ER17-55 Retailer Accountability and 53ER08-43 Lost, Stolen or Damaged Instant Lottery Tickets, Florida Administrative Code, this emergency rule sets forth provisions for the waiver of certain retailer charges, fees and/or penalties set forth in the above-referenced rules in response to damage and loss sustained by Florida Lottery retailers from Hurricane Irma. This rule shall apply to retailers in all 67 counties in Florida.

(2) Weekly Service Charge.

(a) The weekly service charge set forth in Rule 53ER07-18, Florida Administrative Code, shall be waived for any accounting week beginning September 11, 2017, provided the retailer's sales status is "non-selling" as determined by reviewing the retailer's Week to Date Sales Report on Sunday of each accounting week.

(b) The service charge waiver set forth in this subsection shall remain in effect until such time as the retailer regains its

selling status, or this rule (or certain provisions herein) is replaced with a subsequent rule declaring its obsolescence, whichever occurs first, except as provided in paragraph (2)(c) below.

(c) The Florida Lottery reserves the right to make a case-by-case determination as to whether the retailer's non-selling status is for reasons not attributable to Hurricane Irma, in which case the weekly service charge will be assessed in the regular manner.

(3) Electronic Funds Transfer (EFT) Delinquency Penalty.

(a) Except as provided in paragraph (3)(b) below, a penalty for an EFT delinquency as set forth in Rule 53ER17-55, Florida Administrative Code, shall be waived until such time as the retailer regains its selling status and is no longer prevented from making bank deposits for reasons attributable to Hurricane Irma, or this rule (or certain provisions herein) is replaced with a subsequent rule declaring its obsolescence, whichever occurs first, except as provided in paragraph (3)(b) below.

(b) The Florida Lottery reserves the right to make a case-by-case determination as to whether an EFT delinquency penalty assessed to a retailer shall be waived and whether it shall be counted towards the number of delinquency returns in a twelve-month period and associated penalties. (Example: the retailer EFT delinquency occurrence is for reasons not attributable to Hurricane Irma.)

(4) Lost, Stolen or Damaged Instant Lottery Ticket Service Fees and Charges.

(a) Any service fee for books of Scratch-Off lottery tickets (also known as instant lottery tickets) reported as lost, stolen, or damaged as set forth in Rule 53ER08-43, Florida Administrative Code, that were in received status as of September 8, 2017, shall be waived except as provided in paragraph (4)(b) below.

(b) The Florida Lottery reserves the right to make a case-by-case determination as to whether the retailer's reporting of inactive lost, stolen, or damaged books is for reasons not attributable to Hurricane Irma, in which case the service fee will be assessed in the regular manner.

(c) Active books of lost, stolen or damaged tickets will be handled in accordance with subsection (3) of Rule 53ER08-43, Florida Administrative Code, except as follows. If the timing or circumstances surrounding the reporting of stolen books are determined by the Florida Lottery to be primarily attributable to Hurricane Irma, any associated charges will be waived.

(d) The fee waiver set forth in this subsection shall remain in effect until such time as this rule (or certain provisions herein) is replaced with a subsequent rule declaring its obsolescence.

(5) Retailer Application Fee - Change of Location.

(a) The \$10.00 fee for retailers that apply for a change of

location as set forth in Rule 53ER17-42, Florida Administrative Code, shall be waived except as provided in paragraph (5)(b) below.

(b) The Florida Lottery reserves the right to make a case-by-case determination as to whether the retailer's change in location is for reasons not attributable to Hurricane Irma, in which case the fee will be assessed in the regular manner.

(c) The fee waiver set forth in this subsection shall remain in effect until such time this rule (or certain provisions herein) is replaced with a subsequent rule declaring its obsolescence. Rulemaking Authority 24.105(9)(j), 24.109(1), 24.112(1) FS. Law Implemented 24.105(9)(j), 24.112(1) FS. History-New- 9-14-17.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: 9-14-17.

**DEPARTMENT OF ELDER AFFAIRS**

**Federal Aging Programs**

RULE NO.: RULE TITLE:

58AER17-1: Procedures Regarding Emergency

Environmental Control for Assisted Living Facilities

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The State has experienced extreme shortages of electrical power that have jeopardized, and continue to jeopardize, the health, safety and welfare of residents in Florida's assisted living facilities. According to the United States Census Bureau, Florida has the largest percentage of residents age 65 and older in the nation. According to the Centers for Disease Control and Prevention, people age 65 years or older are more prone to heat-related health problems. An incompetent response by a nursing facility to a loss of air conditioning after Hurricane Irma resulted in the tragic loss of eight senior citizens at the Rehabilitation Center at Hollywood Hills. Thousands of frail seniors reside in assisted living facilities in Florida. Ensuring assisted living facilities maintain sufficient resources to provide alternative power sources during emergency situations mitigates the concerns related to the health, safety and welfare of residents in those assisted living facilities that experience loss of electrical power. This emergency rule establishes a process by which assisted living facilities shall obtain sufficient equipment and resources to ensure that the ambient temperature of assisted living facilities will be maintained at or below 80 degrees Fahrenheit within the facilities for a minimum of ninety-six (96) hours in the event of the loss of electrical power. Prompt implementation of this rule is necessary to ensure continuity of care and to ensure the health, safety and welfare of residents of Florida's assisted living facilities.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure used to adopt this emergency rule is fair as the State of Florida is under a declaration of emergency due to the massive destruction caused by Hurricane Irma, and it is essential to ensure as soon as possible that temperatures in assisted living facilities are maintained at a level providing for the safety of the residents residing therein; provides at least the procedural protection given by other statutes, the State Constitution, or the United States Constitution; and takes only that action necessary to protect the public interest under the emergency procedure.

SUMMARY: This emergency rule establishes a process for the Department of Elder Affairs to ensure that licensees of assisted living facilities develop and implement plans that ensure ambient temperatures will be maintained at or below 80 degrees Fahrenheit or less for a minimum of ninety-six (96) hours in the event of the loss of electrical power to an assisted living facility. THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Jeanne Curtin, Senior Attorney, Department of Elder Affairs, Office of the General Counsel, curtinj@elderaffairs.org, (850)414-2096, 4040 Esplanade Way, Tallahassee, FL 32399-7000.

THE FULL TEXT OF THE EMERGENCY RULE IS:

(1) Assisted living facilities shall, within forty-five (45) days of the effective date of this emergency rule provide, in writing, to the Department of Elder Affairs at ALFEMP@elderaffairs.org and to the local emergency management agency for review and approval, a detailed plan which includes the following criteria:

(a) The acquisition of a sufficient generator or sufficient generators to ensure that current licensees of assisted living facilities will be equipped to ensure ambient temperatures will be maintained at or below 80 degrees Fahrenheit for a minimum of ninety-six (96) hours in the event of the loss of electrical power.

(b) The acquisition and safe maintenance of sufficient fuel to ensure that in the event of the loss of electrical power the generators will maintain ambient temperatures at or below 80 degrees Fahrenheit for a minimum of ninety-six (96) hours after the loss of electrical power.

(c) The acquisition of services necessary to install, maintain, and test the equipment and its functions to ensure the safe and sufficient operation of the generator system installed in the assisted living facility.

(2) Each assisted living facility shall, within sixty (60) days of the effective date of this rule, have implemented the plan required under this rule.

(3) If the facility's initial submission of the plan is denied, then the local emergency management agency shall report the

denial to the Florida Division of Emergency Management and the facility within forty-eight (48) hours of the date of the denial.

(4) Within ten (10) business days of the date of the local county emergency management agency's notice of denial, the facility shall resubmit their plan.

(5) The county shall post all approved facility emergency management plans to their website within ten (10) days of the plan's approval.

(6) Within forty-eight (48) hours of the approval of the plan from local emergency management agency, the facility shall submit in writing proof of approval to the Agency for Health Care Administration and the Department of Elder Affairs.

(7) The State Fire Marshall shall conduct inspections to ensure compliance with this rule within fifteen (15) days of installation.

(8) Each assisted living facility shall develop and implement written policies and procedures to ensure that the facility can effectively and immediately activate, operate and maintain the generators and alternate fuel required for the operation of the generators.

(9) The Agency for Health Care Administration may revoke the assisted living facility's license for failure to comply with this rule.

(10) In addition to other remedies provided by law, violation of this rule shall result in a fine or sanction as provided in Section 429.19, F.S. of \$1,000 per day.

Rulemaking Authority 429.41, FS. Law Implemented 429.19, 429.28, 429.41, FS. History – New 9-16-17.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: 9/16/2017

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE NO.: RULE TITLE:

59AER17-1 Nursing Home Emergency Power Plan  
SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The State has experienced extreme shortages of electrical power that have jeopardized, and continue to jeopardize, the health, safety, and welfare of residents in Florida's nursing homes. According to the United States Census Bureau, Florida has the largest percentage of residents age 65 and older in the nation. According to the Centers for Disease Control and Prevention, people age 65 years or older are more prone to health-related health problems. An incompetent response by a nursing facility to a loss of air conditioning after Hurricane Irma resulted in the tragic loss of eight senior citizens at the Rehabilitation Center at Hollywood Hills. Thousands of frail

seniors reside in nursing homes in Florida. Ensuring that nursing homes maintain sufficient resources to provide alternative power sources during emergency situations mitigates the concerns related to the health, safety, and welfare of residents in those nursing homes that experience loss of electrical power. This emergency rule establishes a process for certain nursing homes to obtain sufficient equipment and resources to ensure that the ambient temperature of the nursing homes will be maintained at 80 degrees or less within the facilities for a minimum of ninety-six (96) hours in the event of the loss of electrical power. Prompt implementation of this rule is necessary to ensure continuity of care and to ensure the health, safety, and welfare of residents of Florida's nursing homes.

**REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES:** The procedure used to adopt this emergency rule is fair, as the State of Florida is under a declaration of emergency due to the massive destruction caused by Hurricane Irma, and it is essential to ensure as soon as possible that temperatures in nursing homes are maintained at a level providing for the safety of the residents residing therein; provides at least the procedural protection given by other statutes, the State Constitution, or the United States Constitution; and takes only the action necessary to protect the public interest under the emergency procedure.

**SUMMARY:** This emergency rule establishes a process for the Agency for Health Care Administration to ensure that licensees of nursing homes develop and implement plans that ensure ambient temperatures will be maintained at 80 degrees or less for a minimum of ninety-six (96) hours in the event of the loss of electrical power to a health care facility.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, MS# 28A, Tallahassee, FL 32308.

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

59AER17-1 Nursing Home Emergency Power Plan

(1) Procedures Regarding Emergency Environmental Control for Nursing Homes. Nursing homes shall, within forty-five (45) days of the effective date of this emergency rule, provide in writing, to the Agency for Health Care Administration and to the local emergency management agency for review and approval, a detailed plan which includes the following criteria:

(a) The acquisition of a sufficient generator or sufficient generators to ensure that current licensees of nursing homes will be equipped to ensure ambient temperatures will be maintained

at 80 degrees or less for a period of a minimum of ninety-six (96) hours in the event of the loss of electrical power.

(b) The acquisition and safe maintenance of sufficient fuel to ensure that in an emergency situation the generators can function to maintain ambient temperatures at 80 degrees or less for a period of a minimum of ninety-six (96) hours in the event of the loss of electrical power.

(c) The acquisition of services necessary to install, maintain, and test the equipment and its functions to ensure the safe and sufficient operation of the generator system installed in the nursing home

(2) Each nursing home shall, within sixty (60) days of the effective date of this rule, have implemented the plan required under this rule.

(3) If the facility's initial submission of the plan is denied, then the local emergency management agency shall report the denial to the Florida Division of Emergency Management and the facility within forty-eight (48) hours of the date of denial.

(4) Within ten (10) business days of the date of the local county emergency management agency's notice of denial, the facility shall resubmit their plan.

(5) The county shall post all approved facility emergency management plans to their website within ten (10) days of the plan's approval.

(6) Within forty-eight (48) hours of the approval of the plan from the local emergency management agency, the facility shall submit in writing proof of approval to the Agency for Health Care Administration.

(7) The State Fire Marshall shall conduct inspections to ensure compliance with this rule within fifteen (15) days of installation.

(8) Each nursing home facility shall develop and implement written policies and procedures to ensure that the facility can effectively and immediately activate, operate and maintain the generators and alternate fuel required for the operation of the generators.

(9) The Agency for Health Care Administration may revoke the nursing home's license for failure to comply with this rule.

(10) In addition to other remedies provided by law, violation of this rule shall result in a fine or sanction of \$1,000 per day.

(11) The facility shall implement policies and procedures to ensure that the health care facility can effectively and immediately activate and maintain the generators and alternate fuel required for the operation of the generators.

Rulemaking Authority 400.23, 408.819, 408.821(4) FS. Law Implemented 400.23, 408.819, 408.821(4) FS. History – New 9/

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
EFFECTIVE DATE: September 16, 2017

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
RULE NO.: RULE TITLE:  
62-210.300 Permits Required

The Department of Environmental Protection hereby gives notice that it has issued an order on September 15, 2017, granting CEMEX Construction Materials Florida, LLC's Petition for a Waiver. The waiver concerns the Brooksville North Cement Plant in Hernando County, Facility ID: 0530010, operating pursuant to Title V Permit No. 0530010-045-AV. Petition was received on July 6, 2017. Notice of receipt of this Petition was published in the Florida Administrative Register on July 14, 2017; Volume 43, Number 136. The petition requested a waiver of the maximum renewal period for Air Operation Permits under Rule 62-210.300, F.A.C. No comments were received. The Order, OGC Case No. 17-0886, granted the Petition for a waiver from Rule 62-210.300, F.A.C., based on the Petitioner's demonstration that a strict application of the rule would result in substantial hardship to the Petitioner and that the purpose of the underlying statute will be or has been achieved by other means.

A copy of the Order may be obtained by contacting: Hastings Read, Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, M.S. 5500, Tallahassee, FL 32399-2400; (850)717-9017; Hastings.Read@dep.state.fl.us during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays.

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

DEPARTMENT OF STATE  
Division of Cultural Affairs  
The Florida Division of Cultural Affairs announces a telephone conference call to which all persons are invited.  
DATE AND TIME: October 3, 2017, 9:00 a.m. until conclusion. This meeting was rescheduled from September 18, 2017 due to Hurricane Irma.  
PLACE: Teleconference; dial: 1(888)670-3525, then participant code: 6583652830#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and score grant applications for the 2018-2019 Presenter 3 grants under the General Program Support and Specific Cultural Project Grant Programs.

A copy of the agenda may be obtained by contacting: the Division of Cultural Affairs at (850)245-6470 or by visiting our website: [www.florida-arts.org/calendar](http://www.florida-arts.org/calendar).

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: Rachelle Ashmore at [Rachelle.Ashmore@dos.myflorida.com](mailto:Rachelle.Ashmore@dos.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Hillary Crawford at (850)245-6462 or [Hillary.Crawford@dos.myflorida.com](mailto:Hillary.Crawford@dos.myflorida.com).

DEPARTMENT OF STATE  
Division of Cultural Affairs

The Florida Division of Cultural Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 3, 2017, 2:00 p.m. until conclusion. This meeting was rescheduled from September 18, 2017 due to Hurricane Irma.

PLACE: Teleconference; dial: 1(888)670-3525, then participant code: 6583652830#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and score grant applications for the 2018-2019 Literature grants under the General Program Support and Specific Cultural Project Grant Programs.

A copy of the agenda may be obtained by contacting: the

Division of Cultural Affairs at (850)245-6470 or by visiting our website: [www.florida-arts.org/calendar](http://www.florida-arts.org/calendar).

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: Rachelle Ashmore at [Rachelle.Ashmore@dos.myflorida.com](mailto:Rachelle.Ashmore@dos.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Michelle Smith Grindberg at (850)245-6475 or [michelle.smithgrindberg@dos.myflorida.com](mailto:michelle.smithgrindberg@dos.myflorida.com).

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The Florida State Fair Board announces a public meeting to which all persons are invited.

DATE AND TIME: October 2, 2017, 9:45 a.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Marian Rieger, (813)627-4221.

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: Marian Rieger, (813)627-4221. 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: Marian Rieger, (813)627-4221.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The Florida State Fair Finance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 2, 2017, 9:00 a.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Marian Rieger, (813)627-4221.

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: Marian Rieger, (813)627-4221. 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: Marian Rieger, (813)627-4221.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The Florida State Fair Nominating Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 2, 2017, 9:45 a.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Marian Rieger, (813)627-4221.

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: Marian Rieger, (813)627-4221. 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: Marian Rieger, (813)627-4221.

**STATE BOARD OF ADMINISTRATION**

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 22, 2017, 2:00 p.m., ET

PLACE: The Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: All responses to be publicly opened in regards to the Invitation to Negotiate, ITN 17-04, Large Capitalization Growth Domestic Equity Investment Management Services for the Stanley G. Tate Florida Prepaid College Program and the Florida 529 Savings Plan.

A copy of the agenda may be obtained by contacting: The Florida Prepaid College Board, ITN Administrator at [ITNinfo.PrePaid@MyFloridaPrepaid.com](mailto:ITNinfo.PrePaid@MyFloridaPrepaid.com).

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

agency at least 3 days before the workshop/meeting by contacting: the ITN Administrator at the email address provided above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Florida Commission on Community Service (Volunteer Florida) announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Tuesday, October 10, 2017, 9:00 a.m. until all business is complete

**PLACE:** Telephone conference number: 1(888)670-3525, participant code: 3360784946#

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

A copy of the agenda may be obtained by contacting: Savannah Kelly, savannah@volunteerflorida.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: savannah@volunteerflorida.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: Savannah Kelly, (850)414-7400.

**REGIONAL PLANNING COUNCILS**

**West Florida Regional Planning Council**

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

**DATE AND TIME:** Monday, September 25, 2017, 3:30 p.m.

**PLACE:** Okaloosa County Administration Building Training Room, 1250 Eglin Pkwy., Shalimar, FL 32579

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the West Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Staff at (850)332-7976.

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: Public Involvement at (850)332-7976. 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: Staff at (850)332-7976/

**REGIONAL PLANNING COUNCILS**

**North Central Florida Regional Planning Council**

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

**DATE AND TIME:** September 28, 2017, 6:00 p.m.

**PLACE:** Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**REGIONAL PLANNING COUNCILS**

**North Central Florida Regional Planning Council**

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

**DATE AND TIME:** September 28, 2017, 6:00 p.m.

**PLACE:** Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

**REGIONAL PLANNING COUNCILS**

**North Central Florida Regional Planning Council**  
 The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.  
**DATE AND TIME:** September 28, 2017, 7:00 p.m.  
**PLACE:** Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.  
 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 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

**REGIONAL PLANNING COUNCILS**

**Apalachee Regional Planning Council**  
 The Apalachee Regional Planning Council announces a public meeting to which all persons are invited.  
**DATE AND TIME:** Thursday, September 28, 2017, 10:00 a.m., ET  
**PLACE:** Big Bend CBC - Conference Center, 1000 W. Tharpe Street, Tallahassee, FL 32310  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular bi-monthly meeting 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@thearpc.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 hearing to which all persons are invited.  
**DATE AND TIME:** October 3, 2017, 1:30 p.m. – 4:30 p.m.  
**PLACE:** Suwannee Room, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Suwannee River Water Management District received a grant from the National Fish and Wildlife Foundation (NFWF) to develop two updated and consolidated Surface Water Improvement Management (SWIM) plans for the Suwannee River Basin, including the Suwannee River, Santa Fe River, Alapaha River, and Withlacoochee River; and the Coastal Rivers Basin, including the Aucilla River, Wacissa River, Econfina River, Steinhatchee River, and Waccasassa River. This meeting will review and finalize the DRAFT SWIM Plans for both basins.

A copy of the agenda may be obtained by contacting: Tom Mirti, (386)362-1001, tom.mirti@srwmd.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 2 days before the workshop/meeting by contacting :Tom Mirti, (386)362-1001, tom.mirti@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).

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**  
 The Suwannee River Water Management District announces a hearing to which all persons are invited.  
**DATE AND TIME:** October 4, 2017, 1:30 p.m. – 4:30 p.m.  
**PLACE:** Dixie County BOCC Meeting Room, Dixie County Courthouse, 214 NW Highway 351, Cross City, FL  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Suwannee River Water Management District received a grant from the National Fish and Wildlife Foundation (NFWF) to develop two updated and consolidated Surface Water

Improvement Management (SWIM) plans for the Suwannee River Basin, including the Suwannee River, Santa Fe River, Alapaha River, and Withlacoochee River; and the Coastal Rivers Basin, including the Aucilla River, Wacissa River, Econfina River, Steinhatchee River, and Waccasassa River. This meeting will review and finalize the DRAFT SWIM Plans for both basins.

A copy of the agenda may be obtained by contacting: Tom Mirti, (386)362-1001, tom.mirti@srwmd.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 2 days before the workshop/meeting by contacting: Tom Mirti, (386)362-1001, tom.mirti@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).

#### 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, Sept. 26, 2017; 3:00 p.m.

PLACE: District 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. This is a change from the originally published notice with the Governing Board Final Budget Hearing originally scheduled at 5:01 p.m. The Final Budget Hearing has been rescheduled.

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, x4703; 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, x4606 (Ad Order EXE0578)

#### AGENCY FOR HEALTH CARE ADMINISTRATION Medicaid

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

DATE AND TIME: September 26, 2017, 1:30 p.m. – 4:00 p.m.

PLACE: 2727 Mahan Drive, Bldg. 3, Conference Room A, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Due to Hurricane Irma, the Agency has rescheduled the first working group meeting regarding transition to a prospective payment system for nursing home reimbursement under the Florida Medicaid program.

The 2017 Legislature required the Agency to convene a working group to review relevant issues and make recommendations specific to the transition to a prospective payment system for nursing home reimbursement under the Florida Medicaid program. The group shall consist of representatives of nursing home providers and other interested stakeholders. The working group's focus shall include, but not be limited to: any adjustments needed to existing targets and ceilings applicable to rate calculations; any adjustments needed to existing direct care and indirect care subcomponents; development and refinement of quality measures to be used; the frequency of rebasing under prospective payments; any exemptions from prospective payments; considerations for supplemental payments as part of prospective payments; and a phase-in timeline, if needed, including the need for any transition payments during phase-in. The working group shall submit a report and any recommendations to the Agency, the Governor, the President of the Senate, and the Speaker of the House of Representatives by December 1, 2017.

You can access information and details about the nursing home prospective payment reimbursement public meetings, including schedules for upcoming meetings, and meeting agenda materials and recordings, through our website: [http://ahca.myflorida.com/Medicaid/Finance/finance/nh\\_rates/nhppwg.shtml](http://ahca.myflorida.com/Medicaid/Finance/finance/nh_rates/nhppwg.shtml).

A copy of the agenda may be obtained by contacting: Lauren Pigott at Lauren.Pigott@ahca.myflorida.com or by calling 1(850)412-4671.

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: Lauren Pigott. 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: Lauren Pigott, Lauren.Pigott@ahca.myflorida.com, 1(850)412-4671.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Purchasing**

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

**DATE AND TIME:** September 25, 2017, 10:00 a.m., ET

**PLACE:** 4050 Esplanade Way, Conference Room 360K, Tallahassee, Florida 32399-0950; conference call number: 1(866)899-4679; access code: 928-457-693

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** In accordance with section 120.525, Florida Statutes, a public meeting is hereby noticed for the following Invitation to Bid (ITB) Number: 03-25100000-A for Motor Vehicles. The meeting is a Non-Mandatory Pre-Bid Conference for interested vendors. The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Department will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and need not re-advertise notice in the Florida Administrative Register. Access the VBS at: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

A copy of the agenda may be obtained by contacting: Ashley Balkcom at (850)488-0050, Ashley.Balkcom@dms.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ashley Balkcom at (850)488-0050, Ashley.Balkcom@dms.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Ashley Balkcom at (850)488-0050, Ashley.Balkcom@dms.myflorida.com.

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

The Florida E911 Board announces public meetings to which all persons are invited.

**DATES AND TIMES:** October 18, 2017, 9:00 a.m. to conclusion of business; October 19, 2017, 9:00 a.m. to conclusion of business

**PLACE:** Betty Easley Conference Center, Room 180, Tallahassee, FL; join the meeting using Cintix GoTo Meeting on your computer, tablet or smartphone at <http://global.gotomeeting.com/join/802085821>; join by conference call at: 1(888)670-3525, conference code: 2323004133

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Matters relating to the Florida E911 Board. Submitted Fall Rural County Grants will be reviewed.

A copy of the agenda may be obtained by contacting: Leon Simmonds, (850)921-0041.

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: Leon Simmonds, (850)921-0041. 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: Leon Simmonds, (850)921-0041.

**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:** Tuesday, September 26, 2017, 1:30 p.m.

**PLACE:** Telephone number: 1(888)670-3525, conference code: 8357925709

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by

contacting: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399; (850)717-1981. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399; (850)717-1981.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
 Division of Recreation and Parks

The Myakka River Management Coordinating Council announces a public meeting to which all persons are invited.

DATE AND TIME: September 29 2017, 9:30 a.m. – 12:30 p.m.

PLACE: Sarasota Service Office, 6750 Fruitville Road, Sarasota, Florida 34240

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Conduct Council Business for administering the Myakka River as a Wild and Scenic River.

A copy of the agenda may be obtained by contacting: Chris Oliver, Division of Recreation and Parks, District 4 Administration, 1843 South Tamiami Trail, Osprey, FL 34229 or by calling (941)882-7206.

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: Chris Oliver, (941)882-7206. 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.

**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: September 28, 2017, 9:00 a.m. – 4:00 p.m.

PLACE: Department of Children and Families, Headquarters: 1317 Winwood Boulevard, Building 6, Conference Room A, Tallahassee, FL 32399. To participate by telephone, the conference call number is: 1(888)670-3525, and the passcode is: 959 287 4884.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Task Force on Involuntary Examination of Minors. The purpose of this meeting of the Task Force on Involuntary Examination of Minors is to comply with statutory requirements of Chapter 2017-151 Laws of Florida, which mandates the creation of a task force to address the involuntary Baker Act examination of minors. The task force is required to: 1) Analyze data on the initiation of involuntary examinations of children, 2) Research the root causes of any trends in such involuntary examinations, 3) Identify and evaluate options for expediting examinations for children, and 4) Identify recommendations for encouraging alternatives to and eliminating inappropriate initiations of such examinations. The task force is will submit a report of its findings to the Governor, the President of the Senate, and the Speaker of the House of Representatives on or before November 15, 2017.

A copy of the agenda may be obtained at: <http://www.myflfamilies.com/service-programs/mental-health/involuntary-examination-minors> or by contacting: Gloria Henderson at [Gloria.Henderson@myflfamilies.com](mailto:Gloria.Henderson@myflfamilies.com), or (850)717-4295.

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: Gloria Henderson at [Gloria.Henderson@myflfamilies.com](mailto:Gloria.Henderson@myflfamilies.com) or (850)717-4295. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF CHILDREN AND FAMILIES**  
 Agency for Persons with Disabilities

The Agency for Persons with Disabilities announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2017, 9:00 a.m. – 3:00 p.m.

The meeting previously scheduled for September 20, 2017, 9:00 a.m. – 3:00 p.m. has been cancelled

PLACE: Senate Office Building, 404 South Monroe Street, Room 401, Tallahassee, Florida 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 \*\*\*MEETING CANCELLATION\*\*\*

The meeting to fulfill the duties of the Task Force on Transportation Disadvantaged pursuant to CH. 2017-71, Laws of Florida has been cancelled and will be rescheduled at a later date.

For more information, you may contact: Grendy Henry, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, Florida 32399, (850)414-5855, [grendy.henry@apdcares.org](mailto:grendy.henry@apdcares.org) or online at [www.apdcares.org/publication/legal](http://www.apdcares.org/publication/legal).

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

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

**DATE AND TIME:** September 28, 2017, 10:00 a.m. – 12:00 Noon (ET)

**PLACE:** Participation in the webinar will require access to a computer AND access to a telephone. Those that do not have computer access can listen in on the phone. Alternatively, persons may view the webinar at the following location where staff also will be available to accept comments: Florida Fish and Wildlife Conservation Commission, 1239 SW 10th Street, Conference Room, Ocala, FL 34471. The webinar can be accessed online at <http://fwc.adobeconnect.com/species/> and by conference line: 1(888)670-3525, participant code: 179-561-3621#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Commission will present the Draft Species Action Plan for the Bald Eagle. The Species Action Plan replaces the 2008 Bald Eagle Management Plan, which was sunset by the Commission at the April 2017 meeting. The draft SAP is a non-regulatory conservation plan for this species. The meeting will provide the public an overview of the plan, recent changes, and provide an opportunity to answer questions. Comments can also be sent after the meeting to [Eagle\\_Plan@myfwc.com](mailto:Eagle_Plan@myfwc.com).

A copy of the agenda may be obtained by contacting: Claire Sunquist, Florida Fish and Wildlife Conservation Commission, 1239 SW 10th Street, Ocala, FL 34471.

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: Claire Sunquist, Species Conservation Planning, 1239 SW 10th Street, Ocala, FL 34471 or (352)299-1532.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Vessel Registration and Boating Safety**

The Fish and Wildlife Conservation Commission (FWC), Division of Law Enforcement, Boating Advisory Council, announces a public meeting to which all persons are invited.

**DATE AND TIME:** October 18, 2017, 8:30 a.m.

**PLACE:** Mission Inn Resort and Club, 10400 County Road 48, Howey-In-The-Hills, Florida 34737

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular meeting of the Boating Advisory Council to review and discuss boating-related topics and to take action, if needed.

Such action may include discussion about non-motorized vessels and navigation regulations.

A copy of the agenda may be obtained by contacting: the FWC, Division of Law Enforcement, Boating and Waterways Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600 or by calling Precious Boatwright or Brenda Collins at (850)488-5600.

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 five days before the workshop/meeting by contacting: ADA Coordinator, (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: Precious Boatwright at (850)488-5600.

**CITIZENS PROPERTY INSURANCE CORPORATION**

The Citizens Property Insurance Corporation Actuarial & Underwriting Committee announces the cancellation of a public meeting to which all persons are invited.

**DATE AND TIME:** September 27, 2017 – cancelled

**PLACE:** Sheraton Orlando North, Maitland, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** CANCELLED Actuarial & Underwriting Committee meeting due to emergency conditions from Hurricane Irma and its significant impact. The resources and attention of Citizens personnel are focused on policyholder support and claim response efforts, public outreach, and communication initiatives.

**Section VII**

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

**DEPARTMENT OF FINANCIAL SERVICES**

**Finance**

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by Grupo Regalii, Inc. on June 20, 2017. The following is a summary of the agency's disposition of the petition:

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 sought 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. On September 15, 2017, the Office of Financial Regulation issued a Final Order and determined that the Petitioner is an entity that receives currency, monetary value, or payment instruments from licensed money transmitters for the purpose of transmitting the same to other businesses, that is, Billers, and thereby receives or facilitates the transfer of currency, monetary value or payment instruments. Section 560.103(23), Florida Statutes. Petitioner therefore meets the definition of a “money transmitter” under Florida law. Accordingly, based on the facts contained in the Petition, the Office declares that Grupo Regalii is not exempt from the licensing requirement of chapter 560, Florida Statutes, as a money transmitter.

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)410-9784, 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)410-9784, 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:

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION

Florida Atlantic University

AE Advertisement for BT-631 Jupiter STEM Building

A/E ADVERTISEMENT

BT-631

JUPITER STEM/LIFE SCIENCES BUILDING

JOHN D. MACARTHUR Campus

NOTICE TO PROFESSIONAL CONSULTANTS

Florida Atlantic University, on behalf of its Board of Trustees, announces that Professional Services in the discipline of Architecture (with Engineering Consultants), will be required for the project listed below:

Project No. BT- 631

Project and Location: Located on Florida Atlantic University’s John D. MacArthur Campus at Jupiter. The Jupiter STEM/Life Sciences Building consists of site development and the design of a state-of-the-art research building consisting of approximately 60,000 GSF of new construction (research labs, offices, teaching labs, classrooms and study space) and renovation of approximately 5,000 GSF of animal care facility in the existing MC17 building at Jupiter. The total Construction Budget is estimated at approximately \$26 million. The selected firm will provide master planning, program verification, site development, schematic design, design development, construction documents and construction administration for the referenced project. Site master planning and conceptual design phase of the project may also include a future 50,000 GSF of medical office building to be located adjacent to the proposed new Jupiter STEM Building. The new facility is to be designed and constructed to meet a minimum LEED silver or equivalent sustainable rating standard. Blanket professional liability insurance will be required for this project in the amount of \$1,000,000, and will be provided as a part of Basic Services.

INSTRUCTIONS:

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

The letter of application should have attached:

1. A completed "Florida Atlantic University Professional Qualifications Supplement" (FAUPQS). Applications on any other form may not be considered. Selection of finalists for interview will be made on the basis of professional qualifications, including experience and ability; past experience; design ability; volume of work; and distance from project. For this project, the location factor has been adjusted with a scale of 0-5 points based on proximity of the applicant's location to the project. Selection criteria information and rating scale is available on the project fact sheet.

2. 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) sets and one (1) electronic copy of the above requested data bound in the order listed above along with an electronic PDF copy of the submittal. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned. The plans and specifications for the State of Florida University projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant 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 consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$35,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. FAU Professional Qualifications Supplement and the Project Fact Sheet are available online at <http://www.fau.edu/facilities/avp/AE-CM-advertise-home.php> or by contacting the University's Sole Point of Contact for this project, Ms. Azita Dashtaki Dotiwala, Campus Planner, (561)297-0425, fax (561)297-2260, email [dashtaki@fau.edu](mailto:dashtaki@fau.edu). A copy of the draft facilities program is available at <http://www.fau.edu/facilities/avp/AE-CM-advertise-home.php>.

From the date of issuance of this Notice until a final selection of a consultant is made or a notice of cancellation is posted, the consultant must not make available or discuss its proposal, or any part thereof, with any employee or agent of the University, unless permitted by the Sole Point of Contact, in writing, for purposes of clarification only, as set forth herein.

Any individual associated with a consultant who contacts any other university employee, including but not limited to members of the Selection Committee, regarding any aspect of this project, who attempts to discuss the project with any

representative of FAU other than the Sole Point of Contact, whether such contact be in person, telephone, or through electronic or written correspondence, may be determined to have violated the terms and conditions of this solicitation. If that determination is made, any proposal received from such an individual OR their company may be rejected as non-responsive and not subject to evaluation. If there are any changes or additions to the Sole Point of Contact information at any time in the process, participating consultants will be notified via an addendum to the Notice.

Questions regarding the Notice and/or process should be submitted via fax or email to the Sole Point of Contact. No oral communications shall be considered as a change to the Notice. FAU may respond to questions deemed by the University to be material in nature via a written addendum to the Notice. Interpretation of the wording of this document shall be the responsibility of the FAU and that interpretation shall be final. All postings referred to in this Notice will be posted electronically on the FAU Facilities website: <http://www.fau.edu/facilities/avp/AE-CM-advertise-home.php>. At all times it shall remain the responsibility of the consultants participating in this solicitation to check the website for postings of addenda, short lists, and award decisions. No further notice will be given.

Five (5) bound sets and one (1) electronic copy of the required proposal data shall be submitted to: Design & Construction Services, Florida Atlantic University, 777 Glades Road, Campus Building Operations Bldg. #69-Room 111, Boca Raton, Florida 33431 by 4:00 p.m. local time on Tuesday, October 17, 2017.

#### REGIONAL PLANNING COUNCILS

Apalachee Regional Planning Council  
RFQ for Brownfield Services

#### APALACHEE REGIONAL PLANNING COUNCIL REQUEST FOR QUALIFICATIONS

Professional Environmental Consulting Services

RFQ Release Date: September 15, 2017

Qualifications Due Date: September 29, 2017

#### 1. GENERAL INFORMATION

##### 1.1 Purpose of this Request for Qualifications

The Apalachee Regional Planning Council (ARPC), through this Request for Qualifications (RFQ), is seeking a qualified environmental consulting firm to provide assistance with the recently awarded United States Environmental Protection Agency (U.S. EPA) Brownfields Assessment Grant for implementation of Phase I and II Environmental Assessment, Asbestos Inspections, cleanup and redevelopment planning, community outreach, and other components of the EPA Brownfields Assessment Grant for which funding is secured. This solicitation is being issued to comply with Federal

procurement standards outlined in CFR §200.317 - CFR §200.326 that are applicable to hiring of consulting firms to assist communities with grants awarded.

### 1.2 Background Information

The ARPC's objective of their U.S. EPA brownfields program is to promote redevelopment of brownfield properties located within their nine county jurisdiction (Calhoun, Franklin, Gadsden, Gulf, Jackson, Jefferson, Liberty, Leon and Wakulla Counties and their municipalities). The ARPC may expand their objectives under this contract at a later date to include cleanup of individual sites targeted for assessment, dependent upon future availability of funding. The successful consultant will bring experience and insight to the ARPC to obtain and implement this brownfields assessment grant and explore other funding and brownfields initiatives as funds become available. The number and location of brownfields sites within the ARPC is presently undetermined. One goal of the U.S. EPA assessment grant is to develop a brownfields inventory to promote effective planning by the ARPC in implementing the brownfields program.

### 1.3 Type of Contract and Contract Term

The ARPC will award a single three-year contract to one full-service firm to implement U.S. EPA brownfields grant funds in support of their brownfield program. The initial contract may be extended at the option of the ARPC for an additional two years.

## 2. TECHNICAL SPECIFICATIONS

### 2.1 Activities Required Under this Request for Qualifications

This RFQ is to solicit for a qualified environmental consultant who is expected to provide a wide range of environmental services to the ARPC. The scope of work to be performed under this contract by the consultant at a minimum is expected to include:

- Assist the ARPC with budget management tracking of grant funds.
- Assist the ARPC with annual EPA reporting requirements.
- Assist with a brownfields inventory of potential hazardous substance and petroleum.
- Prepare and maintain schedules and budgets for assessment and/or cleanup activities.
- Preparation of a written Generic Quality Assurance Project Plan (QAPP) in compliance with U.S. EPA requirements.
- Preparation of Site-specific QAPP Addendum for each property where a Phase II ESA will be performed.
- Perform and complete Phase I and Phase II environmental site assessments (ESAs), site investigations, remedial planning and other environmental requirements under applicable State of Florida environmental regulations and ASTM standards.
- Attend meetings with the ARPC and advisory committees as requested.

- Prepare presentations to provide information about the project's progress as requested.
- Provide assistance with community outreach and public engagement.
- Prepare additional grant applications in support of redevelopment.
- Prepare Grant Close-out Report(s).

### 2.2 Minimum Requirements

Responses will be evaluated per the requirements specified in Section 3.3 Qualifications. Qualified respondents will also meet the following requirements of this Request for Qualifications.

- Firm will have at least one (1) full-time State of Florida licensed professional geologist in good standing.
- Firm will have at least one (1) full-time State of Florida professional engineer in good standing.
- Firm will have at least one (1) full time State of Florida Licensed Asbestos Consultant.
- Proposed Project Manager has a minimum of ten (10) years' experience working with the State of Florida environmental regulations.
- Firm must have demonstrated experience in implementing a minimum of five (5) EPA funded brownfields grant programs in the State of Florida.

### 2.3 Project Budget

The total budget for the - EPA brownfields assessment grant is \$300,000. The ARPC and the successful consultant will develop a project specific scope of services to fulfill the project requirements of the brownfield grant funds. The budget for any future related grants executed under this contract will be negotiated with the consultant if and when such funding becomes available. It will be the ARPC's option to utilize this contract for future brownfields grants beyond the initial U.S. EPA assessment grant application and implementation projects.

## 3. RESPONSE REQUIREMENTS

### 3.1 General Expectations

Consultants are asked to submit concise qualifications describing their experience within the - EPA brownfield program as well as their ability to manage and implement these types of grant funded projects. The response should include a clear outline of how the firm would help the ARPC to implement their brownfields program and highlight their experience and successes managing such EPA Brownfields Assessment grants.

### 3.2 General Process

The ARPC will review and evaluate qualifications with the following criteria in mind: expertise related to relevant project components; firm and staff experience related to brownfields assessment, cleanup, and redevelopment; project approach; ability to facilitate public outreach activities; grant writing experience and demonstrated ability to provide comprehensive

environmental services. The ARPC reserves the right to accept or reject responses on any basis it deems appropriate.

3.3 Qualifications

Responses should be prepared on standard size 8 ½ x 11-inch paper. Standard advertising brochures should not be included in the response. The response shall include the following information in the order presented below. Qualifications will be evaluated based on a 100 Point Scale as follows:

SECTION A Qualifications and Capabilities 0-25

This section shall include the firm's name, areas of expertise, a brief history of the firm, size, number of office locations, and business address of the office responsible for this contract. The name, address, and telephone number of a contact person responsible for their submittal shall be included. In addition, the following information shall be provided:

- General description of firm's history providing U.S. EPA brownfields services including grant writing and other related redevelopment funding and incentives.
- Project experience in implementing the requirements of U.S. EPA grant funded projects including programmatic requirements.
- Experience of the firm in completing Phase I and Phase II ESAs.
- General description of the firm's services including experience for this contract in providing additional eligible assessment services including but not limited to: asbestos surveys, mold surveys, lead paint surveys, and wetlands and natural resource surveys.
- Summary of experience conducting community involvement and engagement activities related to brownfields program.
- Ability to perform environmental inventories utilizing GIS in conjunction with U.S. EPA brownfields grants. Knowledge and experience pertaining to EPA and state regulations shall be demonstrated.

SECTION B Technical Approach

- Description of the firm's technical approach to complete the tasks required of EPA brownfield grants funded projects including grant writing as described in Section 2.1 under Technical Specifications.

SECTION C Local Experience and Knowledge

- Demonstrate local knowledge of the ARPC's region and understanding of redevelopment planning and goals. 0-25pts.

SECTION D Project Staff

- Brief biographical summaries of related 0-20pts. experience for staff members working on the project.

- Organizational chart.

- Resumes for key project personnel assigned to this project. Indicate the project manager who will be responsible for ensuring the project success. Provide no more than ten (10) resumes.

SECTION E References 0-25pts.

- Project summary of relevant brownfield experience and contact information for three (3) recent (current project or project completed within the past three years) client references with name, email address, and phone number for each.

3.4 Terms and Conditions

The process of selecting organizations to provide consultation services for the ARPC's benefit requires the accumulation of comprehensive and accurate information to ensure that a knowledgeable, objective decision can be made as well as compliance with Federal procurement standards outlined in CFR §200.317 - §200.326 for the implementation portion of this proposal and subsequent successful grant applications.

The ARPC reserves the right to accept or reject all proposals or portions thereof without stated cause. The ARPC reserves the right to re-issue any RFQ or cancel the RFQ if none of the proposals are deemed satisfactory to the ARPC.

Upon selection of a finalist, the ARPC by its proper officials shall attempt to negotiate and reach a final agreement with the finalist. If the ARPC, for any reason, is unable to reach a final agreement with this finalist; the ARPC then reserves the right to reject such finalist and negotiate a final agreement with another finalist who has the next most viable proposal. The ARPC may also elect to reject all proposals and re-issue a new RFQ.

Clarification of proposals: The ARPC reserves the right to obtain clarification of any point in a Proposer's proposal or obtain additional information. Any request for clarification or other correspondence related to the RFQ shall be emailed to [Jcrozier@thearpc.com](mailto:Jcrozier@thearpc.com) and a response shall be provided within 2 business days.

The ARPC reserves the right to waive any formalities, defects, or irregularities, in any proposal, response, and/or submittal where the acceptance, rejection, or waiving of such is in the best interests of the ARPC. The ARPC reserves the right to disqualify any proposal, before or after opening, upon evidence of collusion, intent to defraud, or any other illegal practice on the part of the Proposer.

3.5 Public Information

Information supplied by the Proposer to the ARPC is subject to the Florida Public Records Law. Florida law provides that

municipal records shall at all times be open for personal inspection by any person, Section 119.01, F.S., The Public Records Law. Information and materials received by the ARPC in connection with all Proposers' response shall be deemed to be public records subject to public inspection upon award, recommendation for award, or 30 days after bid opening, whichever occurs first. Section 119.071, F.S.

3.6 Proposal Time Schedule

The timeline for completion of this request for proposals is outlined below.

September 15, 2017 Formal announcement date for RFQ.

September 29, 2017 – 3:00PM EDT: Deadline for submittal of proposals.

October 13, 2017 Notification of award.

October 20, 2017 Award of contract by APRC.

3.7 Notification of Award

The ARPC plans to select a consultant with Council approval by October 13, 2017. Should either party fail to execute a contract within 30 days of notification of award, the ARPC reserves the right to rescind the award and select services from another interested firm.

3.8 Number of Proposals to Submit; Deadline, Mail, and Hand Delivery Addresses

One (1) original and one (1) digital (PDF) copy of the proposal must be submitted by 3:00 PM EDT on September 29, 2017. The mailing and hand delivery address is:

Apalachee Regional Planning Council  
 Attn: Joe Crozier, (Environmental Program Manager)  
 2507 Callaway Road, Suite 200, Tallahassee, FL 32303  
 (850)488-6211 ext. 104

Email Contact: [Jcrozier@thearpc.com](mailto:Jcrozier@thearpc.com)

3.9 Late Proposals

Proposals received after the deadline will not be considered.

4. VENDOR REQUIREMENTS

4.1 Contracting with Disadvantaged Business Enterprises

It is U.S. EPA policy to award a fair share of contracts to disadvantaged business firms. Accordingly, affirmative steps must be taken to ensure that disadvantaged businesses are utilized when possible as sources of supplies, equipment, and services. The ARPC will ensure, to the fullest extent possible, that at least the U.S. EPA "fair share" objectives for prime contracts and subcontracts are made available to organizations owned or controlled by socially and economically disadvantaged individuals, women, and historically black colleges and universities. The consultant shall agree to support the U.S. EPA's disadvantaged business enterprise contract procurement program ensuring those businesses' participation in subcontracts.

Affirmative steps include the following as a minimum:

- Including qualified disadvantaged businesses on solicitation lists;

- Ensuring that disadvantaged businesses are solicited whenever they are potential sources;

- When economically feasible, dividing total requirements into smaller tasks or quantities so as to permit disadvantaged business participation;

- Consultants are encouraged to procure goods and services from disadvantaged businesses.

4.2 Equal Employment Opportunity

The Proposer agrees to comply with all federal, state, and local laws, resolutions, ordinances, rules, regulations, and executive orders pertaining to unlawful discrimination on account of race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance, sexual preference, disability, or age. When required by law or requested by the ARPC, the Proposer shall furnish a written affirmative action plan.

4.3 Insurance Requirements

Prior to award, the successful bidder will be required to furnish evidence of insurance as follows:

Comprehensive General Liability: Limits of \$1,000,000 per occurrence, combined single limit for bodily injury and property damage including premises and/or operations, independent contractors, products and/or completed operations, broad form property damage and contractual liability endorsement.

Business Auto Liability: Covering any auto with minimum limits of \$1,000,000 per occurrence with combined single limit for bodily injury and property damage. This shall include owned vehicles, hired and non-owner vehicles and employee non-ownership.

Professional Liability and Errors and Omissions: The Consultant shall carry Professional Liability Insurance with a coverage minimum of \$1,000,000 per occurrence.

Workers' Compensation: The Consultant shall carry Workers' Compensation coverage to apply for all employees for statutory limits and shall include employer's liability with a limit of \$1,000,000 each accident, \$1,000,000 disease policy limits, \$1,000,000 disease limit each employee.

All policies shall provide a 30-day notice of cancellation or modification of coverages. Prior to commencement of work, the proper insurance certificates shall be provided to and approved by the Apalachee Regional Planning Council.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BDC07-17/18, Waterfront Park – Park Improvements.

NOTICE OF INVITATION TO BID: The Florida Department of Environmental Protection, Bureau of Design and Construction is soliciting formal, competitive, sealed bids from contractors for bid number BDC07-17/18, Waterfront Park – Park Improvements. More info @ <http://tinyurl.com/BDC07-17-18>.

**AULD & WHITE CONSTRUCTORS, LLC  
NOTICE TO SUBCONTRACTORS AND SUPPLIERS  
FLORIDA SCHOOL FOR THE DEAF AND THE BLIND –  
GORE HALL RENOVATION REQUEST FOR BIDS**

NOTICE IS HEREBY GIVEN that Auld & White Constructors, LLC, in conjunction with the Florida School for the Deaf and the Blind (FSDB), will be accepting sealed proposals, which will be received until 2:00 p.m., September 25, 2017, at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216 or at FSDB, Attention: Charles Meyers, Contract Administrator, Building #28, Purchasing Department, 207 North San Marco Ave., St. Augustine, Florida 32084, between the hours of 10:00 a.m. and 1:59 p.m. for the referenced project. Bids shall be opened publicly at the campus of the Florida School for the Deaf and the Blind, 207 San Marco Ave., Moore Hall Building, Room 126 St. Augustine, Florida 32084 at 3:30 p.m.

**SCOPE DESCRIPTION:** Gore Hall is a 25,000 SF existing 2-story K-5th grade classroom building built in the 1960's. The current plan is to completely gut the building, expand the footprint at the exterior walls on the ground floor growing the total existing building square footage to 27,500 SF and completely renovate the interior for new classrooms and support space including all new MEP and infrastructure. The scope also includes a 5,000 SF Early Learning Center Addition. Site improvements and utility work are included as well as all major construction trades including but not limited to concrete footings and slabs, helical pile foundations, masonry, carpentry and millwork, roofing and waterproofing, glass and glazing systems interior/exterior with integral sunshades, doors, frames and hardware, drywall and framing, acoustical ceilings, flooring, painting, toilet partitions and accessories, classroom accessories, window treatments, all mechanical, electrical, plumbing and fire protection trades (MEPF). Elevator refurbishment is anticipated as well.

Interested Bidders are required to notify Auld & White Constructors, LLC, of their Intent to Bid, in writing, no later than Wednesday, September 13, 2017. Interested Bidders who fail to notify Auld & White Constructors, LLC, of their intent to bid by the date referenced above MAY NOT be permitted to bid. Bid drawings and specifications will be available on Auld & White Constructors, LLC's website (www.auld-white.com), on August 25, 2017. All interested bidders shall submit their Notice of Intent to Elizabeth Wilcox by email at awcestimating@auld-white.com.

Florida School for the Deaf and the Blind and Auld & White Constructors, LLC are committed to provide equal opportunity and strongly encourage all interested M/WBE and small business firms and suppliers to submit bids.

Auld & White Constructors, LLC reserves the right to reject any

and all bids that are not in compliance with the Bid Form, associated Bid Packages, Bid Drawings & Specifications and Addendums. The Bidding process and Subcontractor & Supplier selection will be in accordance with the Florida School of the Deaf and the Blind procurement requirements.

**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., Monday, September 11, 2017 and 3:00 p.m., Friday, September 15, 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.

<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
5KER17-3	9/13/2017	9/13/2017
20ER17-2	9/15/2017	9/15/2017
53ER17-58	9/14/2017	9/14/2017
53ER17-59	9/14/2017	9/14/2017
53ER17-60	9/14/2017	9/14/2017
53ER17-61	9/14/2017	9/14/2017
53ER17-62	9/14/2017	9/14/2017
53ER17-63	9/14/2017	9/14/2017
61J1-4.009	9/14/2017	10/4/2017
64B3-12.004	9/14/2017	10/4/2017
64B14-7.003	9/14/2017	10/4/2017
64B24-7.014	9/15/2017	10/5/2017
65-29.001	9/13/2017	10/3/2017

**LIST OF RULES AWAITING LEGISLATIVE  
APPROVAL SECTIONS 120.541(3), 373.139(7)  
AND/OR 373.1391(6), FLORIDA STATUTES**

<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
40C-2.101	8/2/2017	**/**/****

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

EXECUTIVE OFFICE OF THE GOVERNOR  
 Division of Emergency Management  
 STATE OF FLORIDA  
 DIVISION OF EMERGENCY MANAGEMENT

In re:  
 SUSPENSION OF STATUTES, RULES                      DEM  
 NO. 17- 0003  
 AND ORDERS, MADE NECESSARY  
 BY HURRICANE IRMA  
 EMERGENCY ORDER

Pursuant to the authority granted by Executive Order No. 17-235, I find that timely execution of the mitigation, response, and recovery aspects of the State’s emergency management plan, as it relates to the Hurricane Irma, is negatively impacted by the application of certain regulatory statutes. Therefore, I promulgate the following:

The provision of health care services and treatment in Florida by any person who holds a valid and unrestricted and unencumbered license in another state, territory, and/or district is permitted, if such health care practitioner does not represent or hold themselves out as a health care practitioner licensed to practice in Florida. The permitted provision of health care services and treatment by such persons is limited to those licensees as defined in section 456.001(4), part III of chapter 401 and part IV of chapter 468, Florida Statutes. Any statute and/or rule to the contrary is hereby suspended for a period of thirty days unless extended.

The provisions of chapters 499 and 465, Florida Statutes, and rules promulgated thereunder, that if applied, would operate to limit distribution, dispensing or administration of otherwise legitimate prescription drugs in a manner that could hinder, prevent or delay mitigation of any health-related condition are suspended for a period of thirty days, unless extended. This paragraph does not affect any law governing any controlled substance as that term is defined in chapter 893, Florida Statutes.

Because section 252.36(5)(a), Florida Statutes, allows the Governor to suspend the provisions of “any regulatory statute prescribing the procedures for [the] conduct of state business”, and because Executive Order No. 17-235 designates the Director of the Division of Emergency Management as the State Coordinating Officer for this emergency, the requirements of

sections 252.46 and 120.54(4), Florida Statutes, do not apply to this Order.

The effective dates of this Order shall correspond with the effective dates of Executive Order No. 17-235.

Executed this 8th day of September, 2017, in Tallahassee, Leon County, Florida.

FLORIDA DIVISION OF  
 EMERGENCY MANAGEMENT

Bryan W. Koon  
 Bryan W. Koon, Director  
 2555 Shumard Oak Blvd.  
 Tallahassee, Florida 32399

Filed on this date, with  
 the designated Division Clerk,  
 receipt of which is hereby  
 acknowledged.

Judith W. Crosby  
 Division Clerk

Date: September 8, 2017

A copy of the Emergency Order May be obtained by contacting the Agency Clerk at the Division of Emergency Management, Southwood State Office Complex, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100

EXECUTIVE OFFICE OF THE GOVERNOR  
 Division of Emergency Management  
 STATE OF FLORIDA  
 DIVISION OF EMERGENCY MANAGEMENT

In re:  
 SUSPENSION OF STATUTES, RULES                      DEM NO. 17-  
 0004  
 AND ORDERS, MADE NECESSARY  
 BY HURRICANE IRMA  
 EMERGENCY ORDER

Pursuant to the authority granted by Executive Order No. 17-235, I find that timely execution of the mitigation, response, and recovery aspects of the State’s emergency management plan, as it relates to the Hurricane Irma, is negatively impacted by the application of certain regulatory statutes. Therefore, I promulgate the following:

The provisions of section 206.054, Florida Statutes, as they pertain to the payment of taxes by importers of fuels are hereby waived until 11:59 p.m. on September 13, 2017.

Because section 252.36(5)(a), Florida Statutes, allows the Governor to suspend the provisions of “any regulatory statute prescribing the procedures for [the] conduct of state business”, and because Executive Order No. 17-235 designates the Director of the Division of Emergency Management as the State Coordinating Officer for this emergency, the requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to this Order.

Executed this 8th day of September, 2017, in Tallahassee, Leon County, Florida.

FLORIDA DIVISION OF EMERGENCY MANAGEMENT

Bryan W. Koon  
Bryan W. Koon, Director  
2555 Shumard Oak Blvd.  
Tallahassee, Florida 32399

Filed on this date, with the designated Division Clerk, receipt of which is hereby acknowledged.

Judith W. Crosby  
Division Clerk

Date: September 8, 2017

A copy of the Emergency Order May be obtained by contacting the Agency Clerk at the Division of Emergency Management, Southwood State Office Complex, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100

WATER MANAGEMENT DISTRICTS

South Florida Water Management District  
Draft 2018 South Florida Environmental Report (SFER) – Volume I Web Board Public Review

The South Florida Water Management District announces the upcoming web posting of the Draft 2018 South Florida Environmental Report (SFER) – Volume I, which all persons are invited to view and encouraged to comment on. The public review and comment will be conducted on a dedicated web board, which will be accessible from the District’s website at [www.sfwmd.gov/sfer](http://www.sfwmd.gov/sfer).

Date and Time: The web board will be available for public comment on the Draft 2017 SFER – Volume I from Monday, September 25, 2017, through Tuesday, October 31, 2017. The SFER web board will also be available for public viewing from Monday, September 25, 2017, through Friday, December 1, 2017.

Place: <http://www.sfwmd.gov/sfer>

For persons without access to the Internet, access to the website is available at the headquarters office of the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, Florida, from 8:00 a.m. to 5:00 p.m. Eastern Time, Monday through Friday.

General Subject Matter to be Considered: Beginning on September 25, 2017, through December 1, 2017, interested parties may access the SFER web board and view communications among the peer review panelists, agency responses to comments, electronically stored communications, and other public records associated with the Draft 2018 SFER – Volume I that are web posted. Peer review panelists

comments and recommendations will be posted on the web board, and the public can access this information via the website. The public may comment directly on the web board at any time between September 25, 2017, through October 31, 2017, on any aspect of the Draft 2018 SFER – Volume I, particularly on relevant scientific or technical data and findings. Communications and documents from all parties can be accessed at any time once they are posted during the review period.

A copy of the agenda may be obtained by contacting: Not applicable.

For more information about the meeting, contact: For information regarding this review, please write to: the South Florida Water Management District, P.O. Box 24680, West Palm Beach, Florida 33416-4680, or contact Kim Chuirazzi, (561)682-2425, [kchuiraz@sfwmd.gov](mailto:kchuiraz@sfwmd.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this review is asked to advise the agency when access to the web board is needed by contacting: Kim Chuirazzi, (561)682-2425, [kchuiraz@sfwmd.gov](mailto:kchuiraz@sfwmd.gov).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary  
Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments and deadlines, and the address for providing comments, are available at <https://fldep.dep.state.fl.us/clearinghouse/>. For information, call (850)717-9076. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

Emergency Action

On September 15, 2017, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of James A. Russell, L.M.T., License # MA 58890. 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 (2017). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Emergency Action

On September 15, 2017, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the

certification of Brandon L. Street, E.M.T, License # EMT 540387. 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 (2017). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH  
Board of Clinical Laboratory Personnel  
NOTICE OF PUBLICATION OF AGENCY REGULATORY PLAN

Pursuant to Section 120.74(2)(a)3., Florida Statutes, notice is hereby given that the Board of Clinical Laboratory Personnel’s Regulatory Plan is available, effective October 1, 2017 at the following web address: <http://www.floridahealth.gov/licensing-and-regulation/reports-and-publications/annual-regulatory-plans.html>.

DEPARTMENT OF HEALTH  
Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling  
NOTICE OF PUBLICATION OF AGENCY REGULATORY PLAN

Pursuant to Section 120.74(2)(a)3., Florida Statutes, notice is hereby given that the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling’s Regulatory Plan is available, effective October 1, 2017, at the following web address: <http://www.floridahealth.gov/licensing-and-regulation/reports-and-publications/annual-regulatory-plans.html>.

DEPARTMENT OF HEALTH  
Board of Nursing  
Emergency Action

On September 15, 2017, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the certification of Megan A. Yokshas, C.N.A., Certificate # CNA 283603. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2017). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH  
Board of Nursing  
Emergency Action

On September 15, 2017, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the

certification of Charlotte Wilhelm, C.N.A., Certificate # CNA 319132. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2017). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH  
Board of Osteopathic Medicine  
Emergency Action

On September 15, 2017, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Pokmang Daren Yu, O.R.R., License # UO 4056. 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 (2017). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH  
Board of Physical Therapy Practice  
NOTICE OF PUBLICATION OF AGENCY REGULATORY PLAN

Pursuant to Section 120.74(2)(a)3., Florida Statutes, notice is hereby given that the Board of Physical Therapy Practice’s 2017-2018 Annual Regulatory Plan is available, effective October 1, 2017, at the following web address: <http://www.floridahealth.gov/licensing-and-regulation/reports-and-publications/annual-regulatory-plans.html>

DEPARTMENT OF HEALTH  
Board of Physical Therapy Practice  
Emergency Action

On September 15, 2017, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Budd Caley Grice, P.T.A., License # PTA 20853. 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 (2017). The

State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Athletic Training

NOTICE OF PUBLICATION OF AGENCY REGULATORY PLAN

Pursuant to Section 120.74(2)(a)3., Florida Statutes, notice is hereby given that the Board of Athletic Training’s Regulatory Plan is available, effective October 1, 2017, at the following web address: <http://www.floridahealth.gov/licensing-and-regulation/reports-and-publications/annual-regulatory-plans.html>.

CITY OF WINTER GARDEN

The City of Winter Garden, Florida, gives notice of proposed Ordinance 17-49 governing communication facilities in its rights-of-way.

FIRST READING TO BE HELD: Thursday, September 28, 2017, 6:30 p.m.

PLACE: City Commission Chambers in City Hall, 300 W. Plant St., Winter Garden, FL

SUBJECT: AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 70 OF THE CITY CODE REGARDING COMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY; IMPLEMENTING THE ADVANCED WIRELESS INFRASTRUCTURE DEPLOYMENT ACT; MAKING FACTUAL AND LEGISLATIVE FINDINGS; ADOPTING AND AMENDING CITY REGULATIONS RELATED TO, WITHOUT LIMITATION, PLACEMENT, MAINTENANCE, AND REPLACEMENT OF WIRELESS COMMUNICATIONS FACILITIES IN THE CITY’S RIGHTS-OF-WAY, COLLOCATION OF SMALL WIRELESS FACILITIES ON EXISTING UTILITY POLES, PLACEMENT OF NEW UTILITY POLES, REMOVAL AND RELOCATION OF WIRELESS FACILITIES INSURANCE AND SURETY BOND REQUIREMENTS, INDEMNITY, PERMITTING PROCEDURES AND REQUIREMENTS, APPEALS, SAFETY REQUIREMENTS, WAIVERS, REVIEW DEADLINES, DEFINITIONS, REGISTRATION OF WIRELESS PROVIDERS; FEES; PROVIDING OBJECTIVE DESIGN STANDARDS, INCLUDING

PROVIDING FOR AND INCORPORATING EXHIBITS; PROVIDING FOR CITY COMMISSION AUTHORITY, CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE

A copy of the proposed ordinance is available at the City Clerk’s office, Second Floor of City Hall or by calling (407)656-4111, ext. 2254, during regular business hours and non-holidays.

CITY OF TALLAHASSEE

The City of Tallahassee, Florida, gives notice of proposed ordinance governing registration of communication facilities in its rights-of-way.

FIRST READING TO BE HELD:

DATE AND TIME: Wednesday, September 27, 2017, 6:00 p.m.

PLACE: Commission Chambers, Second Floor City Hall, 300 S. Adams Street Tallahassee, Florida.

SUBJECT: An ordinance of the City of Tallahassee, Florida repealing and replacing Article IV, Chapter 17, of the City Code and setting forth requirements for the registration, permitting, insurance coverage, indemnification, performance bonds, security funds, force majeure, abandonment, liability, warranties and compensation for placing or maintaining communications service facilities and wireless support structures in the public rights-of-way; providing for severability, repealing clauses; and an effective date.

A copy of the proposed ordinance is available at the City Treasurer-Clerk’s Office, Second Floor of City Hall or by calling (850)891-8170 during regular business hours.

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.