

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

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**Division of Driver Licenses**

- RULE NO.:      RULE TITLE:
- 15A-5.001      Purpose
- 15A-5.0010     Definitions
- 15A-5.002      Report of Deficit or Disorder to the Department
- 15A-5.0021     Medical Review
- 15A-5.0022     Administrative Hearing Procedures
- 15A-5.004      Seizures
- 15A-5.005      Loss of Consciousness
- 15A-5.006      Cardiovascular Deficits
- 15A-5.008      Deficits of Memory or Judgment
- 15A-5.009      Musculoskeletal and Neuromuscular Disorders
- 15A-5.010      Severe Mental Disorders
- 15A-5.011      Vision Standards
- 15A-5.012      Drug Addiction and Alcoholism

PURPOSE AND EFFECT: The purpose of this amendment is to create new rules and amend existing rules to update and clarify Chapter 15A-5, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Medical Board Guidelines.

RULEMAKING AUTHORITY: 322.02, 322.125, 322.126, FS. LAW IMPLEMENTED: 120.52, 120.57, 120.80, 322.01, 322.05, 322.08, 322.125, 322.126, 322.221, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 28, 2017, 10:30 a.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Conference Room B201, Tallahassee, Florida 32399

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: Ray Graves, Bureau Chief, 2900 Apalachee Parkway, Room A201, Tallahassee, FL 32399-0500, raygraves@flhsmv.gov, (850)617-2529. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF

THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ray Graves, Bureau Chief, 2900 Apalachee Parkway, Room A201, Tallahassee, FL 32399-0500, raygraves@flhsmv.gov, (850)617-2529.

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.: RULE TITLE:

33-602.101: Care of Inmates

PURPOSE AND EFFECT: The rule is being amended to standardize the distribution and quantities of inmate health and comfort items.

SUBJECT AREA TO BE ADDRESSED: Inmate Health and Comfort Items

RULEMAKING AUTHORITY: 944.09, F.S.

LAW IMPLEMENTED: 944.09, 945.215, F.S.

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: Gregory Hill, 501 South Calhoun Street, Tallahassee, Florida 32399.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.101 Care of Inmates.

(1) through (11) No change.

(12) Inmate health and comfort items shall be provided in accordance with the guidelines in the Inmate Health and Comfort Items – Issuance, Form NII-071. Form NII-071, Inmate Health and Comfort Items – Issuance, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is \_\_\_\_\_ February, 2012.

(13) No change.

Rulemaking Authority 944.09, ~~945.215~~ FS. Law Implemented 944.09, 945.215 FS. History–New 10-8-76, Amended 4-19-79, 4-24-80, 10-14-84, 1-9-85, Formerly 33-3.02, Amended 11-3-87, 10-6-88, 7-23-89, 8-27-91, 3-30-94, 11-13-95, 6-2-99, Formerly 33-3.002, Amended 11-21-00, 1-25-01, 1-19-03, 9-23-03, 3-5-06, 10-23-06, 1-18-07, 5-13-08, 6-22-10, 5-24-11, 2-6-12, 5-27-12, 3-3-13, 10-14-13, 12-12-13, 10-28-14, 8-17-16, 7-20-17, \_\_\_\_\_.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Commission on Human Relations**

RULE NO.: RULE TITLE:

60Y-5.0011 Answer

PURPOSE AND EFFECT: The proposed rule amendment seeks to correct an inconsistency between the rule and the statute.

SUBJECT AREA TO BE ADDRESSED: The proposed rule relates to the deadline for filing an answer to a complaint of discrimination.

RULEMAKING AUTHORITY: 760.06(12), FS.

LAW IMPLEMENTED: 760.11(1), 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: Cheyanne Costilla, General Counsel

Florida Commission on Human Relations, 4075 Esplanade Way, Room 110, Tallahassee, FL 32399-7020, (850)488-7082, cheyanne.costilla@fchr.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60Y-5.0011 Answer.

(1) Respondent may file an answer to the complaint within 25 days of the date the complaint was filed with the commission of notice of the filing. The answer shall be verified. The person filing the answer shall mail a copy to the complaining party.

(2) The answer may be reasonably and fairly amended at any time prior to the issuance of a determination pursuant to Rule 60Y-5.004, F.A.C.

Rulemaking Authority 760.06(12) FS. Law Implemented 760.11(1) FS. History—New 2-5-04, Amended xx-xx-xx.

**DEPARTMENT OF HEALTH**

**Board of Occupational Therapy**

RULE NO.: RULE TITLE:

64B11-2.003 Fees; Application

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to incorporate the revised application form DH-MQA 1152 into the rule.

SUBJECT AREA TO BE ADDRESSED: Incorporation of the revised OT/OTA application into the rule.

RULEMAKING AUTHORITY: 456.013, 468.221, 468.204 FS.

LAW IMPLEMENTED: 456.013, 456.0635, 468.209, 468.213(1), 468.221 FS.

IF REQUESTED 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: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255.

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

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NO.: RULE TITLE:

64E-21.001 Drowning Prevention Education/Public Information Publication

PURPOSE AND EFFECT: The purpose of this rulemaking is to review and possibly update language regarding the required drowning prevention education program; review and possibly update information on drowning prevention and responsibilities of pool ownership.

SUBJECT AREA TO BE ADDRESSED: Residential pool ownership, information and mandatory drowning prevention education.

RULEMAKING AUTHORITY: 515.31, 515.35, FS.

LAW IMPLEMENTED: 515.31, 515.33, 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: M.R. Street, MPH, MSI, (850)245-4982.

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

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Agency for Persons with Disabilities**

RULE NO.: RULE TITLE:

65G-2.001 Definitions

65G-2.010 Fire and Emergency Procedures

PURPOSE AND EFFECT: The rule is necessary to provide definitions for terms used in Rule Chapter 65G-2, F.A.C.,

relating to the licensure of residential facilities and to revise requirements for incident reporting

**SUBJECT AREA TO BE ADDRESSED:** This rule revision provides definitions for terms used in Rule Chapter 65G-2, F.A.C., relating to licensure of foster care facilities, group home facilities, residential habilitation centers, and comprehensive transitional education programs that serve clients of the Agency for Persons with Disabilities and the rule outlines requirements for incident reporting.

**RULEMAKING AUTHORITY:** 393.501(1) FS.

**LAW IMPLEMENTED:** 393.0655, 393.067, 393.13 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:** Barry Munroe, Senior Attorney

Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, Florida 32399, Phone: (850)922-2039, Email: barry.munroe@apdcares.org

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

65G-2.001 Definitions.

For the purposes of this chapter, the term:

(1) through (6) No change.

(7) “Community-Based Service Location” means for purposes of the incident reporting requirements under Section 393.067, F.S., any location within the community where the resident or client may be located while the individual is under the supervision of a covered person.

~~(8)(7)~~ “Controlling entity” means:

(a) The applicant or licensee;

(b) A person or entity that serves as an officer of, is on the board of directors of, or has a 5-percent or greater ownership interest in the applicant or licensee; or

(c) A person or entity that serves as an officer of, is on the board of directors of, or has a 5-percent or greater ownership interest in the management company or other entity, related or unrelated, with which the applicant or licensee contracts to manage the facility.

(d) This term does not include a voluntary board member.

~~(9)(8)~~ “Covered person” means any owner, employee, paid staff member, volunteer, or intern of the licensee, any person under contract with the Agency, and any person providing care or support to a client on behalf of the Agency or its providers.

~~(10)(9)~~ “Direct Care Core Competency Training” means the training described and mandated by the Florida Medicaid Developmental Disabilities Waiver Services Coverage and Limitations Handbook, which is incorporated by reference in Rule 59G-13.083, F.A.C.

~~(11)(10)~~ “Direct service provider” is as defined in Section 393.063, F.S.

~~(12)(11)~~ “Emotional harm” means an inferred negative emotional state indicated by agitation, withdrawal, crying, screaming, or other behavioral indicators.

~~(13)(12)~~ “Entity” means an individual, partnership, association, joint venture, company, sole proprietorship, corporation, limited liability corporation, professional limited liability corporation, or any other form of business.

~~(14)(13)~~ “Facility” means a foster care facility, group home facility, residential habilitation center, or comprehensive transitional education program as defined in Section 393.063, F.S. The individual centers and units that comprise a comprehensive transitional education program collectively constitute a single “facility.”

~~(15)(14)~~ “Household members” means residents, live-in staff, family members of live-in staff, and any other person residing in the facility.

~~(16)(15)~~ “Licensee” means a person or entity which has been issued and currently maintains a non-expired residential facility license from the Agency.

~~(17)(16)~~ “Live-in staff” means direct service providers whose primary residence is the same as that of the residents for whom they are providing supports and services.

~~(18)(17)~~ “Local Review Committee (LRC)” means the committee established pursuant to Rule 65G-4.008, F.A.C., to provide oversight of behavioral services to Agency clients in a service region.

~~(19)(18)~~ “Operator” means the person and/or entity responsible for the management and administration of a facility.

(20) “Other Location” means for purposes of the incident reporting requirements under Section 393.067, F.S., any location within the community where the resident or client may be located while not under the supervision of a covered person.

~~(21)(19)~~ “Parcel” means the same as a “lot” as that term is defined in Section 177.031, F.S.

~~(22)(20)~~ “Physical harm” means a bodily injury or illness requiring first aid or other medical procedures.

(23) “Provider” means any program or facility for the care, treatment, training, residence or habilitation of persons with developmental disabilities that is licensed by the Agency or receives funds from the Agency through a contract. A provider does not include a spouse, family member or guardian with whom a person with developmental disabilities resides or a provider covered under the provisions of Part VIII of Chapter 400, F.S.

~~(24)~~~~(21)~~ “Regional Office” means the primary office for a service region of the Agency for Persons with Disabilities.

~~(25)~~~~(22)~~ “Repeat violation” means the re-occurrence of a violation of the same standard that occurs within 12 months.

~~(26)~~~~(23)~~ “Resident” means any person with a developmental disability whose primary place of residence is a facility, whether or not such person is a client of the Agency.

~~(27)~~ “School” is as defined in Section 1003.01, F.S., for purposes of the incident reporting requirements under Section 393.067, F.S.

~~(28)~~~~(24)~~ “Self-determination” is as defined in Section 393.063, F.S.

~~(29)~~~~(25)~~ “Sexual activity” is as defined in Section 393.135, F.S.

~~(30)~~~~(26)~~ “Sexually aggressive resident” means a minor who is an alleged juvenile sexual offender, as defined in Section 39.01, F.S., or an adult who is documented to have committed an act of sexual abuse as that term is defined in Section 415.102, F.S.

~~(31)~~~~(27)~~ “Survey” means an on-site inspection conducted by Agency staff for the purpose of determining compliance with facility standards.

~~(32)~~~~(28)~~ “Voluntary board member” means a board member of a not-for-profit corporation or organization who serves solely in a voluntary capacity, does not receive any remuneration for services to the corporation or organization, and has no financial interest in the corporation or organization.

~~(33)~~~~(29)~~ “Welfare” means care which promotes those rights enumerated in Sections 393.13(3) and (4), F.S.

~~(34)~~~~(30)~~ “Zero Tolerance” means Agency initiated activities, such as education and training, which are intended to prevent occurrences of abuse, neglect, exploitation, and abandonment involving persons with developmental disabilities and facilitate quicker identification and reporting of potentially harmful situations and environments in which abuse, neglect, exploitation, or abandonment may arise.

Rulemaking Authority 393.501(1), 393.067 FS. Law Implemented 393.067, 393.13 FS. History—New 7-1-14, Amended \_\_\_\_\_.

65G-2.010 Fire and Emergency Procedures.

(1) through (4) No change.

(5) INCIDENT REPORTING. In all cases involving known or suspected abuse, neglect or exploitation, the incident shall be reported immediately to the Florida Abuse Hotline as required under Sections 39.201 and 415.1034, F.S. In addition, all incidents must be reported to the Regional Office in the following manner and according to the specified timeframes utilizing the APD Incident Reporting Form APD OP 3-0006 ~~APD Incident Reporting Form APD 10 002 (effective April 1, 2014)~~

<https://www.flrules.org/gateway/reference.asp?NO=Ref->

~~04209~~, which is herein incorporated by reference. A copy of this form may be obtained from the Regional Office.

(a) Critical incidents must be reported to the appropriate Regional Office by telephone or in person within 1 ~~one~~ hour after facility staff become aware of the incident. If this occurs after normal business hours or on a weekend or holiday the person reporting the incident shall call the Regional Office after-hours designee. If the incident occurs between the hours of 8:00 p.m. and 8:00 a.m., a telephonic or in-person ~~an oral~~ contact must be made with the Regional Office no later than 9:00 a.m. It shall be within the provider’s discretion and judgment to determine the appropriateness of waiting until the following morning. Telephonic or in-person ~~Oral~~ contacts should be followed up with the submission of a completed APD Incident Reporting Form to the Regional Office within 1 ~~one~~ business day following the critical incident. This form should be faxed, electronically mailed, or personally delivered to the Regional Office. Critical incidents include the following:

1. The unexpected death of a resident or client;
2. Any sexual activity, as defined ~~described~~ in Section 393.135, F.S., between a covered person ~~facility staff~~ and a resident or client regardless of the consent of the resident or client, incidents of nonconsensual sexual activity between residents or clients, or sexual activity involving any resident or client who is a minor; ~~child resident~~;
3. The unexpected absence or unknown whereabouts, beyond one hour, of a resident or client who is a minor or an adult resident or client who has been adjudicated incompetent;
4. ~~Any unusual occurrence or circumstance such as a tornado, kidnapping, riot or hostage situation, which jeopardizes the health, safety or welfare of a resident,~~
- 4.5. A resident or client has sustained a life-threatening injury or illness;
- 5.6. Negative news media reports regarding the operation of the facility or the care of residents or clients;
- 6.7. The arrest of a resident or client for a violent criminal offense; ~~or~~
7. The arrest of a covered person for a potentially disqualifying offense specified in Section 393.0655, F.S.; or
8. The Department of Children and Families has made a finding of verified abuse, neglect, exploitation, or abandonment by the provider or the provider’s employees.

(b) Other reportable incidents must be reported to the Regional Office within one business day following the incident through the completion of a written incident report which may be faxed, electronically mailed, or personally delivered to the Regional Office. Reportable incidents include:

1. The death of a resident or client that does not constitute an unexpected death;
2. Physical altercations occurring between a resident or client and a member of the community, a resident or client and

direct service providers, or two or more residents or clients, that results in law enforcement contact;

3. Any injury to a resident or client due to an accident, act of abuse, neglect or other incident sustained or allegedly sustained while receiving services from a covered person that ~~which~~ requires the resident or client to receive medical treatment ~~attention~~ in an urgent care center, emergency room or physician office setting or requires admission to a hospital;

4. The arrest of a resident or client for a non-violent offense while that resident or client is under the care of a provider; ~~or the arrest of a direct service provider, or licensee,~~

5. The unexpected absence or unknown whereabouts of a legally competent adult resident or client beyond eight hours;

6. Any act which clearly reflects the physical attempt by a resident or client to cause his or her own death;

7. The commitment of a resident or client to mental health services pursuant to Chapter 394, F.S., also known as the “Baker Act;” or ~~and~~

8. Any illness sustained or allegedly sustained while receiving services from a covered person that requires the resident or client to receive medical treatment in an urgent care center, emergency room or physician office setting, or requires admission to a hospital.

~~8. Any other event that places a resident’s health, safety or welfare in jeopardy. Examples include: severe weather conditions, alleged criminal activity by licensees, employees or residents, fires or other hazardous events or conditions.~~

(c) No change.

(d) Upon statewide implementation of the Agency’s electronic incident reporting system, providers ~~licensees~~ shall also be required to submit all critical and reportable incidents to the Agency via the electronic system.

(e) No change.

Rulemaking Authority 393.501(1), 393.067 FS. Law Implemented 393.067 FS. History—New 7-1-14, Amended.

## Section II Proposed Rules

### DEPARTMENT OF ELDER AFFAIRS

#### Federal Aging Programs

RULE NO.:           RULE TITLE:  
58A-5.036           Emergency Environmental Control for Assisted Living Facilities

PURPOSE AND EFFECT: The Department of Elder Affairs, in consultation with the Agency for Health Care Administration, the Department of Children and Families, and the Department of Health, announces the commencement of rulemaking proceedings to address assisted living facility regulation. The purpose of the rulemaking is to address the safety and quality of services and care provided to residents of

assisted living facilities that may experience loss of power. Ensuring assisted living facilities have alternative power sources to provide sufficient cooling during emergency situations is critical to ensuring the health, safety, comfort and welfare of residents of assisted living facilities that experience loss of power.

SUMMARY: The proposed 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 air temperatures will be maintained at or below 81 degrees Fahrenheit for a minimum of ninety-six (96) hours in the event of the loss of primary electrical power to an assisted living facility to ensure the health, safety, comfort and welfare of residents of assisted living facilities.

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

The Agency has determined that this will 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 been prepared by the Agency.

The agency has determined that this rule will 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 been prepared by the agency

The Agency has determined that the proposed rule is 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 Agency has determined that the proposed rule is 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:

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

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: 429.41, FS.

LAW IMPLEMENTED: 429.19, 429.28, 429.41, FS.

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

DATE AND TIME: December 5, 2017, 3:00 p.m. – 5:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Conference Room A, Tallahassee, FL 32308. Interested parties that would like to participate in the hearing by phone can do so by using a call-in number and passcode: Call-in Number: 1(877)686-1649, Participant Passcode: 724 697 08# 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: Jacqueline Williams, williamsj@elderaffairs.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jeanne Curtin, Senior Attorney, Department of Elder Affairs, Office of the General Counsel, alfrulecomment@elderaffairs.org, 4040 Esplanade Way, Tallahassee, FL 32399-7000. Public comments will be accepted until 5:00 p.m., December 5, 2017.

THE FULL TEXT OF THE PROPOSED RULE IS:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

(1) DETAILED EMERGENCY ENVIRONMENTAL CONTROL PLAN. Each assisted living facility shall prepare a detailed plan ("plan") to address emergency environmental control in the event of the loss of primary electrical power in that facility which includes the following information:

(a) The acquisition of a sufficient alternate power source such as a generator(s), installed and maintained at the facility, to ensure that current licensees of assisted living facilities will be equipped to ensure ambient air temperatures will be maintained at or below 81 degrees Fahrenheit for a minimum of ninety-six (96) hours in the event of the loss of primary electrical power. For facilities with 16 or fewer beds, "installed" means an alternate power source on-site that is readily available for hook-up.

1. The required temperature must be maintained in an area or areas, determined by the facility, of sufficient size to maintain all residents comfortably at all times and that is appropriate for the health, safety, comfort and welfare of all residents. For planning purposes, no less than 30 net square feet per resident must be provided. This may include areas that are less than the entire facility if the facility's comprehensive emergency management plan includes relocating residents to portions of the building where temperatures will be maintained to ensure the health, safety, comfort and welfare of residents as required by this rule. The plan shall include information regarding the area(s) within the facility where the required temperature will be maintained.

2. The alternate power source and fuel supply shall be located in an area(s) that is not subject to flooding or damage from storm surge.

3. Each facility is unique in size; the types of care provided; the physical and mental capabilities and needs of residents; the type, frequency, and amount of services and care offered; and staffing characteristics. Accordingly, this rule does not limit the types of systems or equipment that may be used to achieve ambient temperatures at or below 81 degrees Fahrenheit for a minimum of ninety-six (96) hours in the event of the loss of primary electrical power to ensure the health, safety, comfort and welfare of residents. The plan shall include information regarding the systems and equipment that will be used by the facility and the fuel required to operate the systems and equipment.

(b) The acquisition of sufficient fuel, and safe maintenance of that fuel at the facility, to ensure that in the event of the loss of primary electrical power there is sufficient fuel available for the alternate power source to maintain ambient temperatures at or below 81 degrees Fahrenheit for a minimum of ninety-six (96) hours after the loss of primary electrical power.

1. Piped natural gas is an allowable fuel source under this rule. The plan shall include information regarding fuel source and fuel storage.

2. If there is a conflicting local ordinance restricting the maximum amount of fuel storage allowed, then the facility shall maintain the maximum amount of fuel allowable by that local ordinance or code.

(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 alternate power source installed in the assisted living facility.

(2) SUBMISSION OF THE PLAN.

(a) Each assisted living facility licensed prior to the effective date of this rule shall submit its plan to the local emergency management agency for review and approval within 30 days of the effective date of this rule. Facility plans previously submitted and approved pursuant to emergency rule 58AER17-1 will require resubmission only if changes are made to the plan.

(b) Each new assisted living facility shall submit the plan required under this rule prior to obtaining a license.

(c) Each existing assisted living facility that undergoes any additions, modifications, alterations, refurbishment, renovations or reconstruction that require modification of its systems or equipment required under this rule shall amend its plan and submit it to the local emergency management agency for review and approval prior to undergoing any such additions, modifications, alterations, refurbishment, renovations or reconstruction.

(3) APPROVED PLANS. Each assisted living facility must maintain a copy of its approved plan in a manner that makes the plan readily available at the licensee’s physical address for review by a legally authorized entity. If the plan is maintained in an electronic format, facility staff must be readily available to access and produce the plan. For purposes of this section, “readily available” means the ability to immediately produce the plan, either in electronic or paper format, upon request.

(4) IMPLEMENTATION OF THE PLAN.

(a) Each assisted living facility licensed prior to the effective date of this rule shall, no later than June 1, 2018, have implemented the plan required under this rule.

(b) Each new assisted living facility shall implement the plan required under this rule prior to obtaining a license.

(c) Each existing assisted living facility that undergoes any additions, modifications, alterations, refurbishment, renovations or reconstruction that require modification of the systems or equipment affecting the facility’s compliance with this rule shall implement its amended plan concurrent with any such additions, modifications, alterations, refurbishment, renovations or reconstruction.

(d) The State Fire Marshal shall conduct inspections to ensure implementation of the plan in compliance with this rule.

(5) POLICIES AND PROCEDURES.

(a) 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 alternate power source and any fuel required for the operation of the alternate power source. The procedures shall be resident-focused to ensure that residents do not experience complications from fluctuations in ambient air temperatures inside the facility.

(b) Each assisted living facility shall maintain the written policies and procedures in a manner that makes them readily available at the licensee’s physical address for review by a legally authorized entity. If the policies and procedures are maintained in an electronic format, facility staff must be readily available to access the policies and procedures and produce the requested information. For purposes of this section, “readily available” means the ability to immediately produce the policies and procedures, either in electronic or paper format, upon request.

(c) The written policies and procedures must be readily available for inspection by each resident; each resident’s legal representative, designee, surrogate, guardian, attorney in fact, or case manager; each resident’s estate; and such additional parties as authorized in writing or by law.

(6) REVOCATION OF LICENSE, FINES OR SANCTIONS. For a violation of any part of this rule, the Agency for Health Care Administration may seek any remedy authorized by law including, but not limited to, license revocation, license suspension, and the imposition of administrative fines and/or sanctions as provided in Section 429.19, F.S.

(7) COMPREHENSIVE EMERGENCY MANAGEMENT PLAN.

(a) Facilities whose comprehensive emergency management plan is to evacuate must comply with this rule.

(b) Each facility whose plan has been approved shall submit the plan as an addendum with any future submissions for approval of its comprehensive emergency management plan.

(8) NOTIFICATION.

(a) Within three (3) days, each assisted living facility must notify in writing each resident and the resident’s legal representative:

1. Upon submission of the plan to the local emergency management agency that the plan has been submitted for review and approval;

2. Upon approval of the plan by the local emergency management agency; and

3. Upon final implementation of the plan by the assisted living facility following review by the local State Fire Marshal.

(b) Each assisted living facility must maintain a copy of each notification set forth in paragraph (a), above, in a manner that makes each notification readily available at the licensee’s physical address for review by a legally authorized entity. If the notifications are maintained in an electronic format, facility staff must be readily available to access and produce the notifications. For purposes of this section, “readily available” means the ability to immediately produce the notifications, either in electronic or paper format, upon request.

Rulemaking Authority 429.41, FS. Law Implemented 429.19, 429.28, 429.41, FS. History – New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Jeanne Curtin

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeffrey S. Bragg

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 13, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 11, 2017

**AGENCY FOR HEALTH CARE ADMINISTRATION****Health Facility and Agency Licensing**

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

PURPOSE AND EFFECT: This rule establishes criteria for nursing home preparation and maintenance of emergency power in order to protect the health, safety, comfort, and welfare of nursing home residents in the event of the loss of primary electrical power.

SUMMARY: Rule 59A-4.1265 outlines the requirements for alternative power sources to provide emergency environmental control for nursing homes that experience loss of power.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will 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 been prepared by the Agency.

The Agency has determined that the proposed rule is 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: A SERC has been prepared by the agency.

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

RULEMAKING AUTHORITY: 400.23 FS.

LAW IMPLEMENTED: 400.23 FS.

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

DATE AND TIME: Tuesday, December 5, 2017, 12:30 p.m. - 2:30 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room A, Tallahassee, FL 32308.

Interested parties that would like to participate by phone can do so by using a call-in number and participant code: Call-in number: 1(877)239-3911 and Participant Code: 270 926 87#

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: Kim Stewart at (850)412-3492. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kim Stewart at (850)412-3492 or email at: LTCStaff@ahca.myflorida.com.

Public comments will be accepted until 5:00 p.m., December 5, 2017.

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-4.1265 Emergency Environmental Control for Nursing Homes

(1) DETAILED NURSING HOME EMERGENCY POWER PLAN. Each nursing home shall prepare a detailed plan ("plan") to address emergency power in the event of the loss of primary electrical power in that facility, which includes the following information:

(a) The acquisition of a sufficient alternate power source such as a generator(s), installed and maintained at the facility, to ensure that current licensees of nursing homes will be equipped to ensure the protection of resident health, safety, welfare, and comfort for a minimum of ninety-six (96) hours in the event of the loss of primary electrical power. Minimum indoor air temperatures in resident occupied areas shall be determined by the licensee to meet the clinical needs of residents, but shall not exceed eighty-one (81) degrees Fahrenheit.

1. The required temperature must be maintained in an area or areas determined by the facility of sufficient size to maintain all residents comfortably at all times and is appropriate for the care needs and life safety requirements. For planning purposes, no less than fifty (50) net square feet per resident must be provided. This may include areas that are less than the entire facility if the facility's comprehensive emergency management plan includes relocating residents to portions of the building where the health, safety, welfare, and comfort of the residents will be maintained as required by this rule. The plan shall include information regarding the area(s) within the facility where the required temperature will be maintained.

2. The alternate power source for the equipment necessary to maintain the safe indoor air temperature required by this rule may be provided by the essential electrical system required by the Florida Building Code for Nursing Home design and construction or a permanently installed onsite optional standby system as defined by NFPA 70 National Electrical Code supplying normal power to the facility. If an optional standby system is used, it must be installed and maintained in accordance with the manufacturer's recommendations. The alternate power source and fuel supply shall be located in an area(s) that is not subject to flooding or damage from storm surge.

3. Each facility is unique in size; the types of care provided; the physical and mental capabilities and needs of residents; the type, frequency, and amount of services and care offered; and staffing characteristics. Accordingly, this rule does not limit the types of systems or equipment that may be used to maintain the safe indoor air temperature required by this rule for a minimum of ninety-six (96) hours in the event of the loss of primary electrical power. The plan shall include information regarding the systems and equipment that will be used by the facility required to operate the systems and equipment.

(b) The acquisition of sufficient fuel, and safe maintenance of that fuel on-site at the facility, to ensure that in the event of the loss of primary electrical power there is sufficient fuel available for the alternate power source required in subsection (1)(a) to power life safety systems, critical systems, and equipment necessary to maintain safe indoor air temperatures as described in this rule for ninety-six (96) hours after the loss of electrical power. The plan shall include information regarding fuel source and fuel storage.

1. Piped natural gas is an allowable fuel source under this rule.

2. If there is a conflicting local ordinance restricting the maximum amount of fuel storage allowed, then the facility shall maintain the maximum amount of fuel allowable by that local ordinance or code.

(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 alternate power source installed in the nursing home.

#### (2) SUBMISSION OF THE PLAN.

(a) Each nursing home licensed prior to the effective date of this rule shall submit its plan to the local emergency management agency for review and approval within thirty (30) days of the effective date of the rule. Facility plans previously received and approved under emergency rule 59AER17-1 will require resubmission only if changes are made.

(b) Each new nursing home shall submit the plan required under this rule prior to obtaining a license.

(c) Each existing nursing home that undergoes additions, modifications, alterations, refurbishment, reconstruction or renovations that require modification of the systems or equipment affecting the facility's compliance with this rule shall amend its plan and submit it to the local emergency management agency for review and approval.

(3) PLAN REVIEW. Architectural and engineering plans are subject to review by the Agency's Office of Plans and Construction. The local emergency management agency shall review the emergency power plan for compliance with the subsection and may rely on the technical review of the Office of Plans and Construction. Once the review is complete, the local emergency management agency shall:

(a) Report deficiencies in the plan to the nursing home for resolution. The nursing home must resubmit the plan within ten (10) business days.

(b) Report approval or denial of the plan to the agency and the nursing home.

(c) Post the approved facility emergency power plans on its website within ten (10) days of the plan's approval.

#### (4) APPROVED PLANS.

(a) Each nursing home must maintain a copy of its plan in a manner that makes the plan readily available at the licensee's physical address for review by the authority having jurisdiction. If the plan is maintained in an electronic format, facility staff must be readily available to access and produce the plan. For purposes of this section, "readily available" means the ability to immediately produce the plan, either in electronic or paper format, upon request.

(b) 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 the approval to the Agency for Health Care Administration.

#### (5) IMPLEMENTATION OF THE PLAN.

(a) Each nursing home licensed prior to the effective date of this rule shall, no later than June 1, 2018 have implemented the plan required under this rule.

(b) Each new nursing home shall implement the plan prior to obtaining a license.

(c) Each nursing home that undergoes any additions, modifications, alterations, refurbishment, reconstruction or renovations that require modification of the systems or equipment affecting the facility's compliance with this rule shall implement its amended plan subsequent with the completion of construction.

(d) The State Fire Marshal shall conduct inspections to ensure implementation of the plan in compliance with this rule. The State Fire Marshal may defer and utilize the inspection conducted by the Office of Plans and Construction for implementation and approval of the facility's alternative power source and fuel storage.

#### (6) POLICIES AND PROCEDURES.

(a) Each nursing home shall develop and implement written policies and procedures to ensure that each facility can effectively and immediately activate, operate and maintain the alternate power source and any fuel required for the operation of the alternate power source. The procedures shall be resident-focused to ensure that residents do not experience complications from heat exposure, and shall include a contingency plan to transport residents to a safe facility if the current facility's plan to keep the residents in a safe and comfortable location within the facility at or below the indoor air temperature required by this rule becomes compromised.

(b) Each nursing home shall maintain its written policies and procedures in a manner that makes them readily available at the licensee's physical address for review by the authority having jurisdiction. If the policies and procedures are maintained in an electronic format, facility staff must be readily available to access the policies and procedures and produce the requested information.

(c) The written policies and procedures must be readily available for inspection by each resident; each resident's legal representative, designee, surrogate, guardian, attorney in fact, or case manager; each resident's estate; and all parties authorized in writing or by law.

(7) REVOCATION OF LICENSE, FINES OR SANCTIONS. For a violation of any part of this rule, the Agency may seek any remedy authorized by Chapter 400, Part II, Florida Statutes, or Chapter 408, Part II, Florida Statutes, including but not limited to, license revocation, license suspension, and the imposition of administrative fines.

(8) COMPREHENSIVE EMERGENCY MANAGEMENT PLAN.

(a) Facilities whose comprehensive emergency management plan is to evacuate must comply with this rule.

(b) Once the plan has been approved, the nursing home shall submit the plan as an addendum with any future submissions for approval of its Comprehensive Emergency Management Plan.

(9) NOTIFICATION.

(a) Within three (3) business days, each nursing home must notify in writing each resident and the resident's legal representative:

1. Upon submission of the plan to the local emergency management agency that the plan has been submitted for review and approval;

2. Upon approval of the plan by the local emergency management agency; and

3. Upon final implementation of the plan by the nursing home following review by the State Fire Marshal.

(b) The nursing home shall keep a copy of each written notification sent by the facility to the resident and resident's representative on file.

Rulemaking Authority 400.23, FS, Law Implemented 400.23, FS, History-New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Kimberly Stewart

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin M. Senior, Secretary, Agency for Health Care Administration

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 13, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 11, 2017

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

RULE NO.: RULE TITLE:

60FF1-5.003 E911 State Grant Programs

PURPOSE AND EFFECT: The Board proposed the rule amendment to clarify and expand the state grant program and update the application.

SUMMARY: To clarify and expand the state grant program and update the application.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 365.172(6)(a)11. FS.

LAW IMPLEMENTED: 365.172(6)(a)3.b., 365.173(2)(i), 365.172(9)(a), (b), (c) 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: Heath Beach, Chairman, E911 Board, 4030 Esplanade Way, Suite 135F, Tallahassee, Florida 32399-0950.

## THE FULL TEXT OF THE PROPOSED RULE IS:

## 60FF1-5.003 E911 State Grant Programs.

The E911 State Grant program ~~assists Florida counties is a grant program provided for the purpose of assisting State of Florida counties, as defined by Section 365.172(6)(a)3.b., F.S.,~~ with the installation of Enhanced 911 (E911), Phase II and Next Generation 911 systems.

- (1) No change
- (2) Definitions.
- (a) through (e) No change

(f) "Funding Source:" E911 State Grants are funded by Wireless, Prepaid Wireless, or combination of both categories.

- (3) General conditions.

(a) Each county applying for E911 State Grant funds shall complete and submit W Form 3A, "Application for the E911 State Grant Program," revised 01/2018 ~~2/2016~~, which is incorporated herein by reference and which may be obtained from the E911 Board office at the following address:

<http://www.flrules.org/Gateway/reference.asp?No=Ref-06890> or

State of Florida E911 Board  
ATTN: Administrative Staff  
4030 Esplanade Way, Suite 1351  
Tallahassee, Florida 32399-0950

The applicant must provide the completed, signed Application Form, the associated quotes, and the E911 Board Form 6A, "County E911 Fiscal Information," incorporated in E911 Board Rule 60FF1-5.006, F.A.C. The grant application must be postmarked or delivered by hand or e-mail to: [E911BoardElectronicGrantReports@dms.myflorida.com](mailto:E911BoardElectronicGrantReports@dms.myflorida.com) on or before the submission date specified in the E911 Board notification of a State E911 Program as published in the Florida Administrative Register.

~~(b) The grant funds must only be used for capital expenditures or remotely provided hosted 911 answering point call taking equipment and network services directly attributable to establishing and provisioning E911 or NG 911 Services. Costs shall be calculated to account for only the first year warranty and maintenance costs and shall not include upfront maintenance costs to reduce the yearly service amount.~~

(b)(e) Procurement shall be based on the county's purchasing requirements and the applicable State purchasing requirements, including Section 112.061, F.S. Allowable costs for daily per diem shall not exceed \$186.00. All travel and associated per diem costs proposed shall be in accordance with paragraph (3)(u).

- (d) through (f) renumbered to (c) through (e) No change.

~~(g) Hosted 911 answering point call taking equipment and network services, recurring network and circuit costs, equipment maintenance and warranty costs will not be funded on more than the first year implementation period.~~

(f)(h) Grant funds will not No grant money will be awarded to be used for the purpose of paying salaries and personnel related 911 coordinators and call takers or other 911 personnel salaries and associated expenses.

- (g)(i) No change

(h)(j) Grant funding shall be limited (per grant cycle) to eligible expenditures for one PSAP per county per grant cycle. ; either one primary or one secondary PSAP. Counties with only one PSAP in the county, with no other primary or secondary PSAPs, may be eligible for grant funding for one backup PSAP.

(i)(k) Selective router equipment costs are limited to the primary PSAP system and are limited to one per grant cycle county.

~~(4) Any county that requires Board of County Commissioner approval of the grant program funding, prior to commencement of the project, shall notify the E911 Board in Application Form item #10. Grant funds for approved grant applications will be held until the county provides written notification to the E911 Board of the Board of County Commissioners approval of the project prior to the funds being disbursed from the E911 Trust Fund.~~

(j)(m) Grant funds shall be provided no more than once a month on a cost reimbursement basis. To obtain reimbursement, Counties must submit:

1. Financial Reimbursement Expenditures Reporting Form (Appendix IV);

2. Copy of invoice, purchase order, or contract;

3. Certification that all invoiced items have been received and completed; and

4. Copy of checks, journal transfers, paid vouchers, and other documents of payment.

~~Grant funds shall be deposited in an interest bearing account maintained by the grantee county, and each grant shall be assigned a unique accounting code designation for deposits, disbursements, and expenditures.~~

(k) All E911 State Grant funds in the account shall be accounted for separately from other grantee funds. Grant funds may be used only between the beginning and ending dates of the grant, unless an extension is authorized by the E911 Board. Extension of time will not be granted unless the county has executed a contract for the grant equipment and/or services, or demonstrates good cause for failure to execute a contract within twelve months of award. Good cause documentation shall include a new project timeline schedule. Grant extensions shall be limited to a maximum of one additional year when approved by the E911 Board.

~~(l)(+)~~ Upon written request and accompanying documentation justifying the need, a county may receive an progress disbursement early payment of funding with a completed Financial Reimbursement Expenditures Reporting Form, with the vendor invoice, and county certification that the specific grant items including all tasks and deliverables included in the funding request are complete. Within 45 days of receipt of funding, the grantee shall submit verification of vendor payment.

~~(m)(+)~~ Grantee counties must submit quarterly reports to the E911 Board, summarizing the expenditures and status of the grant project. Quarterly reports shall include an updated Application Form ~~item #12~~ Budget/Expenditure Report (item #12) and a completed Appendix III Quarterly Report Form. The reports are due 30 days after the end of the reporting period, which ends March 31, June 30, September 30, and December 31. ~~Earned interest shall be reported cumulatively and included with each quarterly report.~~ Updated Grant Budget/Expenditure Forms, Quarterly Report Forms, Request for Change Forms, and Final Budget/Expenditure Report Forms and associated information should be e-mailed to E911Board-ElectronicGrantReports@dms.myflorida.com. The ~~Q~~quarterly and ~~F~~final Budget/Expenditure Reports will be considered late if not received by the E911 Board Staff prior to the next scheduled E911 Board Meeting after the due date. Quarterly ~~R~~eports, ~~and C~~change ~~R~~equests ~~and final reports~~ shall be signed by the county 911 coordinator. E-mailed reports from the county 911 coordinator shall be considered as meeting this signature requirement.

~~(n)(+)~~ At project completion, a final report shall be submitted based on the same reporting periods described in paragraph (3). The County shall determine the project's final completion date to be either based on the final payment date or the initiation date of the warranty period. Final supporting documentation including copies of all expenditures and corresponding invoices shall be submitted within 90 days of the Financial Reimbursement Expenditures Reporting Form final report.

~~(o)(+)~~ The County's Board of County Commission Chairperson shall be notified when overdue ~~Q~~quarterly ~~R~~eports, or final Budget/Expenditure Reports are not received before the next E911 Board meeting following the month after the end of the quarter in which they are due.

~~(p)(+)~~ Funding continuance will be based on timely submission of ~~Q~~quarterly ~~R~~eports. The county shall remain obligated to return any funds expended that do not comply with the terms and conditions of the grant award.

~~(q)(+)~~ Grant awards will be withheld for any county that has a grant with a past-due ~~Q~~quarterly ~~R~~eport or past-due final documentation and closeout, of previous E911 Board grant awards.

(t) through (u) renumbered (r) through (s) No change  
~~(v) The allowable grant funding for travel expenses is limited to the authorized amounts established in Section 112.061, F.S., and the Department of Financial Services Guidelines for State Expenditures. Allowable costs for daily per diem shall not exceed \$186.00.~~

(w) through (y) renumbered (t) through (v) No change  
Rulemaking Authority 365.172(6)(a)11. FS. Law implemented 365.172(6)(a)3.b., 365.173(2)(i), 365.172(9)(a), (b), (c) FS. History—New 12-7-08, Amended 10-27-10, Formerly 60FF-5.003, Amended 8-25-11, 9-2-12, 10-22-13, 8-31-14, 9-23-15, 5-31-16, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: E911 Board  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: E911 Board  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 19, 2017  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 18, 2017

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

NONE

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### Section IV Emergency Rules

NONE

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 6, 2017, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition for Broadstone City Center at 400 Datura Street, West Palm Beach, FL. Petitioner seeks a permanent variance of the requirements of ASME A17.1, Sections 2.4.1.5 and 2.15.9.2, as adopted by subsection 61C-5.001(1), Florida Administrative

Code, that requires the pit be 5 feet deep which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2017-204).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, [chr.elevators@myfloridalicense.com](mailto:chr.elevators@myfloridalicense.com).

## Section VI

### Notice of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF STATE

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

DATE AND TIME: December 14, 2017, 10:00 a.m.

PLACE: R. A. Gray Building, 500 S. Bronough Street, Room 307, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525, Florida Statutes, an Evaluation Committee Public Dissemination of Scores is hereby noticed for the following Invitation to Negotiate Number: DOS ITN 10/17-12, titled, DOC COTS Business Registry Solution. 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 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 Vonda Murray, (850)245-6590, [vonda.murray@dos.myflorida.com](mailto:vonda.murray@dos.myflorida.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Vonda Murray, (850)245-6590, [vonda.murray@dos.myflorida.com](mailto:vonda.murray@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 Vonda Murray, (850)245-6590, [vonda.murray@dos.myflorida.com](mailto:vonda.murray@dos.myflorida.com).

#### DEPARTMENT OF STATE

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

DATE AND TIME: December 29, 2017, 10:00 a.m.

PLACE: R. A. Gray Building, 500 S. Bronough Street, Room 307, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525, Florida Statutes, a Negotiation Team Best Value Recommendation is hereby noticed for the following Invitation to Negotiate Number: DOS ITN 10/17-12, titled, DOC COTS Business Registry Solution. 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 Vonda Murray, (850)245-6590, [vonda.murray@dos.myflorida.com](mailto:vonda.murray@dos.myflorida.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Vonda Murray, (850)245-6590 or [vonda.murray@dos.myflorida.com](mailto:vonda.murray@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 Vonda Murray, (850)245-6590, [vonda.murray@dos.myflorida.com](mailto:vonda.murray@dos.myflorida.com).

#### REGIONAL PLANNING COUNCILS

##### Central Florida Regional Planning Council

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

DATE AND TIME: November 29, 2017, 10:30 a.m.

PLACE: Central Florida Regional Planning Council, 555 East Church Street, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the CFRPC Finance Committee to review annual budget items.

A copy of the agenda may be obtained by contacting Kathryn Hall, [khall@cfrpc.org](mailto:khall@cfrpc.org), (863)534-7130, ext. 129.

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 Kathryn Hall, [khall@cfrpc.org](mailto:khall@cfrpc.org), (863)534-7130, ext. 129. 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.

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

The South Florida Water Management District announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, November 15, 2017, 9:00 a.m.

PLACE: There is no physical address.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is rescheduled to Wednesday, November 29, 2017: Everglades Agricultural Area Storage Reservoir Project Government Agency Coordination Meeting.

A copy of the agenda may be obtained by contacting: Michael Albert, malbert@sfwmd.gov.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Building Commission**

The Florida Building Commission, Accessibility Advisory Council, announces a public meeting to which all persons are invited.

DATE AND TIME: November 30, 2017, 2:00 p.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar: join the meeting at <https://global.gotomeeting.com/join/735124733>. Join the conference call: United States (toll-free): 1(877)568-4106; Meeting ID / Access Code: 735-124-733; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of Applications for Waivers from Accessibility Requirements:

1. Greenbrier Hotel – Waiver 277 - 3101 Indian Creek Drive, Miami Beach 33139
2. 8635 Harding Ave. Apartments - Waiver 272 - 8635 Harding Ave. Miami Beach 33141
3. Good Vibrations Only LLC – Waiver 280 - 809 Railroad Ave. Tallahassee 32310
4. MSFM 17002010, Pepper Building, Garage #34 – Waiver 276 - 111 W. Madison Street Tallahassee 32399

A copy of the agenda may be obtained by contacting: Chip Sellers, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Chip Sellers, Accessibility Advisory Council, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission’s website: <https://floridabuilding.org/c/default.aspx>.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Building Commission**

The Florida Building Commission, Product Approval Program Oversight Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: November 30, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/545051013>; join the conference call: United States (toll-free) 1(877)309-2070, access code/meeting ID: 545-051-013; public point of access: 2601 Blair Stone Road, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Product approval & entities statistics report.

Report on conditional approval from the October, 2017 meeting. Review of product approval and entity applications.

To Consider and discuss the following Declaratory Statement: DS 2017-072 by Chris Birchfield of Global Fireproof Solutions, Inc.

A copy of the agenda may be obtained by contacting: Zubeyde Binici, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Zubeyde Binici, Product Approval POC, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436; or access information on the Commission's website, <https://floridabuilding.org/c/default.aspx>.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Energy Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 29, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar: Join the meeting at <https://global.gotomeeting.com/join/673297125>. Join the conference call: United States (toll-free): 1(877)309-2073, meeting ID/access code: 673-297-125; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and provide recommendation to the Commission on possible submittals for approval of Energy compliance software for compliance with the 6th Edition (2017) FBC, Energy Conservation.

To review and accept draft report for project titled "Energy Simulation Tool Approval Technical Assistance Manual Florida Building Code, Energy Conservation, 6th Edition (2017) Residential/Commercial Performance Method (Draft)". A copy of the agenda may be obtained by contacting: Norman Bellamy, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Norman Bellamy, Energy Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission's website: <https://floridabuilding.org/c/default.aspx>.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Education Program Oversight Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: November 28, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/148382085>. Join the conference call: United States (toll-free) 1(877)309-2073, meeting ID/access code: 148-382-085; public point of access 2601 Blair Stone Road, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review pending accretor applications for recommendation to the Commission. Review pending advanced accredited courses for recommendation to the Commission.

A copy of the agenda may be obtained by contacting: Thomas Campbell, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee,

Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Thomas Campbell, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

DATE AND TIME: Tuesday, November 28, 2017, 3:00 p.m.

PLACE: The Apalachicola National Estuarine Research Reserve's Nature Center, 108 Island Drive, Eastpoint, FL 32328

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose is for the members of the Reserve Advisory Committee to review reserve strategies and discuss planned management actions.

A copy of the agenda may be obtained by contacting: Reserve Manager, Jennifer Harper at [Jennifer.Harper@dep.state.fl.us](mailto:Jennifer.Harper@dep.state.fl.us) or (850)670-7716.

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: Jennifer Harper at (850)670-7716. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

DATE AND TIME: Thursday, November 30, 2017, 9:00 a.m.

PLACE: Marion County Growth Management, 2710 East Silver Springs Boulevard, Ocala, FL 34470

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the OSTDS advisory committee associated with the Silver Springs and Rainbow Springs Basin Management Action Plans (BMAP). Meeting items include technical discussions on possible approaches for addressing onsite

sewage treatment disposal system loadings to the Silver and Rainbow Springs basins.

A copy of the agenda may be obtained by contacting Mary Paulic, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, [Mary.Paulic@dep.state.fl.us](mailto:Mary.Paulic@dep.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Mary Paulic at (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF HEALTH**

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

DATE AND TIME: November 21, 2017, 8:00 a.m. – 5:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Co-Chairs of the Cancer Center of Excellence Joint Committee will hold a phone call to discuss the Cancer Center of Excellence Re-designation process.

A copy of the agenda may be obtained by contacting Bonnie Gaughan-Bailey at [Bonnie.Gaughan-Bailey@flhealth.gov](mailto:Bonnie.Gaughan-Bailey@flhealth.gov) For more information, you may contact Bonnie Gaughan-Bailey at [Bonnie.Gaughan-Bailey@flhealth.gov](mailto:Bonnie.Gaughan-Bailey@flhealth.gov).

**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: November 30, 2017, 10:00 a.m.

PLACE: Conference call: phone number 1(888)670-3525, participant code 286-825-0655

GENERAL SUBJECT MATTER TO BE CONSIDERED: Request for Applications (RFA11H20GN1) for the Criminal Justice Mental Health and Substance Abuse (CJMHS) Reinvestment Grant - conference call with the Department to discuss RFA requirements. All interested parties are invited to call in to clarify any areas of ambiguity in the RFA document. For a copy of the agenda or more information, you may contact [michele.staffieri@myflfamilies.com](mailto:michele.staffieri@myflfamilies.com).

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: November 22, 2017, 9:30 a.m.

PLACE: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman's report. No public testimony will be taken. A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. 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: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685

WALTON COUNTY HEALTH DEPARTMENT

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

DATE AND TIME: November 16, 2017, 11:30 a.m.

PLACE: Walton County Health Department

GENERAL SUBJECT MATTER TO BE CONSIDERED: Various Board information.

A copy of the agenda may be obtained by contacting Patricia Hall, (850)892-8040, ext. 6237.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Patricia Hall, (850)892-8040, ext. 6237. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact Patricia Hall, (850)892-8040, ext. 6237.

ENTERPRISE FLORIDA, INC.

Enterprise Florida announces public meetings to which all persons are invited.

DATE AND TIME: November 29, 2017, 9:00 a.m.; November 30, 2017, 9:00 a.m.

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enterprise Florida, Inc. announces public meetings of the Enterprise Florida Board of Directors & Stakeholder Council, to which all persons are invited. On-going issues, developing issues and other matters will be discussed at these meetings.

A copy of the agenda may be obtained by contacting: Katie Richardson.

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: Katie Richardson. 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: Katie Richardson.

Section VII  
Notice of Petitions and Dispositions  
Regarding Declaratory Statements

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DEP ITB 2018012, Viva Waste Tire Site  
NOTICE OF Invitation to Bid: On behalf of the Florida Department of Environmental Protection’s the Procurement Office is soliciting formal, competitive, sealed bids from contractors for bid number 2018012, Viva Waste Tire Site. The Department will post notice of any changes or additional meeting(s) on the Vendor Bid System (VBS) in accordance with section 287.042(3), Florida Statutes, and will not re-advertise any notice in the Florida Administrative Register (FAR). Access the VBS at: [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu).

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DEP RFP 2018015, Innovative Technologies for Petroleum Cleanup – Circle K 37/8510233  
NOTICE OF Request for Proposal: On behalf of the Florida Department of Environmental Protection’s the Procurement Office is soliciting formal, competitive, sealed bids from contractors for bid number 2018015, Innovative Technologies for Petroleum Cleanup – Circle K 37/8510233. The Department will post notice of any changes or additional meeting(s) on the Vendor Bid System (VBS) in accordance with section 287.042(3), Florida Statutes, and will not re-advertise any notice in the Florida Administrative Register (FAR). Access the VBS at: [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu).

**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., Tuesday, November 7, 2017 and 3:00 p.m., Monday, November 13, 2017. An improved electronic publication system is forthcoming on the Florida Administrative Rules

website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
1S-2.047	11/7/2017	11/27/2017
40C-2.031	11/7/2017	7/1/2018
40C-2.041	11/7/2017	7/1/2018
40C-2.042	11/7/2017	7/1/2018
40C-2.051	11/7/2017	7/1/2018
40C-2.101	11/7/2017	7/1/2018
40C-2.301	11/7/2017	7/1/2018
40C-2.331	11/7/2017	7/1/2018
40C-2.900	11/7/2017	7/1/2018
53ER17-73	11/9/2017	11/9/2017
64B19-11.0035	11/6/2017	11/26/2017
69K-21.003	11/7/2017	11/27/2017
69U-105.102	11/8/2017	11/28/2017
69U-105.703	11/8/2017	11/28/2017
69U-130.101	11/8/2017	1/1/2018
69U-130.102	11/8/2017	1/1/2018
69U-130.104	11/8/2017	1/1/2018
69U-130.105	11/8/2017	1/1/2018
69U-130.106	11/8/2017	1/1/2018
69U-130.107	11/8/2017	1/1/2018
69U-130.109	11/8/2017	1/1/2018
69U-130.110	11/8/2017	1/1/2018
69U-140.002	11/8/2017	1/1/2018
69U-140.003	11/8/2017	1/1/2018
69U-140.0045	11/8/2017	1/1/2018
69U-140.005	11/8/2017	1/1/2018
69U-140.006	11/8/2017	1/1/2018
69U-140.008	11/8/2017	1/1/2018

69U-140.015	11/8/2017	1/1/2018
69U-140.016	11/8/2017	1/1/2018
69U-140.017	11/8/2017	1/1/2018
69U-140.018	11/8/2017	1/1/2018
69U-140.019	11/8/2017	1/1/2018
69U-140.023	11/8/2017	1/1/2018
69U-140.120	11/8/2017	1/1/2018

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

Rule No.	File Date	Effective Date
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	**/**/****

**DEPARTMENT OF THE LOTTERY**

53ER17-73 11/9/2017 11/9/2017 43/219

**DEPARTMENT OF HEALTH**

**Board of Psychology**

64B19-11.0035 11/6/2017 11/26/2017 43/167

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Funeral, Cemetery, and Consumer Services**

69K-21.003 11/7/2017 11/27/2017 43/186

**FSC – Financial Institution Regulation**

69U-105.102	11/8/2017	11/28/2017	43/161	43/189
69U-105.703	11/8/2017	11/28/2017	43/161	43/189
69U-130.101	11/8/2017	1/1/2018	43/161	43/189
69U-130.102	11/8/2017	1/1/2018	43/161	43/189
69U-130.104	11/8/2017	1/1/2018	43/161	43/189
69U-130.105	11/8/2017	1/1/2018	43/161	43/189
69U-130.106	11/8/2017	1/1/2018	43/161	43/189
69U-130.107	11/8/2017	1/1/2018	43/161	43/189
69U-130.109	11/8/2017	1/1/2018	43/161	43/189
69U-130.110	11/8/2017	1/1/2018	43/161	43/189
69U-140.002	11/8/2017	1/1/2018	43/161	43/189
69U-140.003	11/8/2017	1/1/2018	43/161	43/189
69U-140.0045	11/8/2017	1/1/2018	43/161	43/189
69U-140.005	11/8/2017	1/1/2018	43/161	43/189
69U-140.006	11/8/2017	1/1/2018	43/161	43/189
69U-140.008	11/8/2017	1/1/2018	43/161	43/189
69U-140.015	11/8/2017	1/1/2018	43/161	43/189
69U-140.016	11/8/2017	1/1/2018	43/161	43/189
69U-140.017	11/8/2017	1/1/2018	43/161	43/189
69U-140.018	11/8/2017	1/1/2018	43/161	43/189
69U-140.019	11/8/2017	1/1/2018	43/161	43/189
69U-140.023	11/8/2017	1/1/2018	43/161	43/189
69U-140.120	11/8/2017	1/1/2018	43/161	43/189

**Section XIII**

**Index to Rules Filed During Preceding Week**

**INDEX TO RULES FILED BETWEEN NOVEMBER 6, 2017 AND NOVEMBER 9, 2017**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF STATE**

**Division of Elections**

1S-2.047 11/7/2017 11/27/2018 43/190

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

40C-2.031	11/7/2017	7/1/2018	43/183
40C-2.041	11/7/2017	7/1/2018	43/183
40C-2.042	11/7/2017	7/1/2018	43/183
40C-2.051	11/7/2017	7/1/2018	43/183
40C-2.101	11/7/2017	7/1/2018	43/183
40C-2.301	11/7/2017	7/1/2018	43/183
40C-2.331	11/7/2017	7/1/2018	43/183
40C-2.900	11/7/2017	7/1/2018	43/183

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

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

40C-2.101 8/2/2017 \*\*/\*\*/\*\*\*\* 43/71

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

60FF1-5.009 7/21/2016 \*\*/\*\*/\*\*\*\* 42/105

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-10.003 12/9/2015 \*\*/\*\*/\*\*\*\* 39/95 41/49

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

69L-7.100 12/19/2016 \*\*/\*\*/\*\*\*\* 42/191 42/218

69L-7.501 12/19/2016 \*\*/\*\*/\*\*\*\* 42/191 42/218

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

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