

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
 59G-4.002 Provider Reimbursement Schedules and
 Billing Codes

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.002, Florida Administrative Code, (F.A.C.), is to update fee schedule information in the existing rule.

SUMMARY: The amendment adds the Respiratory Therapy Services Fee Schedule and revises the Immunization Fee Schedule, the Prescribed Pediatric Extended Care (PPEC) Services Fee Schedule, and the Practitioner Fee Schedule.

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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: December 12, 2017, 2:00 p.m. to 2:30 p.m.

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

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: Shameria Davis. 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: Shameria Davis, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4235, e-mail: Shameria.Davis@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received from the date of this notice until 5:00 p.m. December 13, 2017. Comments may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.002 Provider Reimbursement Schedules and Billing Codes.

(1) This rule applies to providers rendering Florida Medicaid services to recipients.

(2) Florida Medicaid reimburses for services rendered in the fee-for-service delivery system based on a fee schedule, cost report, or contract. The following fee schedules and billing codes are incorporated by reference and available on the Agency for Health Care Administration's website at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

(3) Florida Medicaid Fee Schedules Effective January 1, 2017:

(a) Ambulatory Surgical Center Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08196>.

(b) Assistive Care Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08197>.

(c) Behavior Analysis Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08198>.

(d) Behavioral Health Overlay Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08199>.

(e) Birth Center Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08200>.

(f) Child Health Services Targeted Case Management Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08201>.

(g) Community-Based Substance Abuse County Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08202>.

(h) Community Behavioral Health Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08203>.

(i) County Health Department Certified Match Program Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08204>.

(j) Dental Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08205>.

(k) Florida Medicaid Durable Medical Equipment and Medical Supply Services Provider Fee Schedule for All Medicaid Recipients

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08206>.

(l) Florida Medicaid Durable Medical Equipment and Medical Supply Services Provider Fee Schedule for Medicaid Recipients Under the Age of 21 Years

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08207>.

(m) Early Intervention Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08208>.

(n) Transportation Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08209>.

(o) Hearing Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08210>.

(p) Home Health Visit Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08211>.

(q) Immunization Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08212>.

(r) Independent Laboratory Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08213>.

(s) Licensed Midwife Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08214>.

(t) Medicaid Certified School Match Program Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08215>.

(u) Medical Foster Care Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08216>.

(v) Mental Health Targeted Case Management Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08217>.

(w) Occupational Therapy Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08218>.

(x) Personal Care Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08219>.

(y) Physical Therapy Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08220>.

(z) Physician and Outpatient Laboratory Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08221>.

(aa) Physician Pediatric Surgery Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08222>.

(bb) Practitioner Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08223>.

(cc) Prescribed Drug Fee Schedule (Not Reviewed by the Pharmaceutical and Therapeutic Committee)

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08224>.

(dd) Prescribed Pediatric Extended Care Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08225>.

(ee) Private Duty Nursing Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08226>.

(ff) Radiology Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08227>.

(gg) Regional Perinatal Intensive Care Center (RPICC) Neonatal Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08228>.

(hh) Regional Perinatal Intensive Care Center (RPICC) Obstetrical Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08229>.

(ii) Specialized Therapeutic Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08230>.

(jj) Speech-Language Pathology Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08231>.

(kk) Targeted Case Management for Children at Risk of Abuse and Neglect Services Fee Schedule

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08232>.

(ll) Visual Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08233>.

(4) Florida Medicaid Billing Codes Effective January 1, 2017:

(a) County Health Department Billing Codes
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08234>.

(b) Federally Qualified Health Center Billing Codes
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08235>.

(c) Hospice Services Billing Codes
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08236>.

(d) Hospital Outpatient Services Billing Codes
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08237>.

(e) Intermediate Care Facility for Individuals with Intellectual Disabilities Services Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08238>.

(f) Nursing Facility Services Billing Codes
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08239>.

(g) Rural Health Clinic Billing Codes
<https://www.flrules.org/Gateway/reference.asp?No=Ref-08240>.

(h) Statewide Inpatient Psychiatric Program Services Billing Codes

<https://www.flrules.org/Gateway/reference.asp?No=Ref-08241>.

(5) Florida Medicaid Fee Schedule Effective July 1, 2017:

(a) Respiratory Therapy Services Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref->

(6) Florida Medicaid Fee Schedule Effective October 1, 2017:

(a) Immunization Fee Schedule
<https://www.flrules.org/Gateway/reference.asp?No=Ref->

(7) Florida Medicaid Fee Schedule Effective January 1, 2018:

(a) Prescribed Pediatric Extended Care Services Fee Schedule

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

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New 8-18-05, Amended 11-30-05, 4-16-06, 10-11-06, 3-27-07, 7-25-07, 9-29-08, 4-28-09, 2-11-10, 1-31-11, 7-16-13, 5-21-14, 6-20-16, 6-22-17, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Shameria Davis

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin Senior

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 28, 2017

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.300 State Mental Health Hospital Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.300, Florida Administrative Code (F.A.C.) is to incorporate by reference the Florida Medicaid State Mental Health Hospital Services Coverage Policy, _____.

SUMMARY: The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not 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: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

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

DATE AND TIME: December 11, 2017, 11:00 a.m. to 11:30 a.m.

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

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: Jackie Gaylord. 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: Jackie Gaylord, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4239, e-mail: Jackie.Gaylord@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received until 5:00 p.m. December 12, 2017. Comments may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.300 State Mental Health Hospital Services.

(1) This rule applies to all providers rendering Florida Medicaid state mental health hospital services to recipients that provide long term inpatient mental health services to Medicaid recipients age 65 and older who meet the Medicaid Institutional Care Program eligibility requirements.

(2) All providers state mental hospitals that provide long term inpatient mental health services to Medicaid recipients age 65 and older who meet the Medicaid Institutional Care Program eligibility requirements must be in compliance with the provisions of the Florida Medicaid State Mental Health Hospital Services Coverage Policy, _____ and Limitations Handbook, January 2010, incorporated by reference, AHCA Med Serv Form 034, January 2008, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, UB 04, July 2008, which is incorporated in Rule 59G-4.200, F.A.C. The policy is Both handbooks are available on from the Agency for Health Care Administration's Web site Medicaid fiscal _____ agent's _____ Web _____ Portal at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and at [DOS place holder Ref- _____] <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on

~~Provider Support, and then on Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Medicaid fiscal agent at 1(800) 289-7799 and selecting Option 7.~~

(3) The Physician Certification State Mental Health Hospital Services Form – AHCA Med Serv Form 034, January 2008, is incorporated by reference, and available at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and [DOS place holder Ref- _____].

Rulemaking Authority 409.919 FS. Law Implemented 409.906 409.905, 409.908 FS. History–New 5-29-06, Amended 6-30-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jackie Gaylord

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin M. Senior

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 6, 2017

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

| RULE NOS.: | RULE TITLES: |
|-------------|---|
| 60S-1.003 | Preservation of Rights |
| 60S-1.0045 | Renewed Membership in the Regular Class and Senior Management Service Class |
| 60S-1.0051 | Criteria for Special Risk Class Membership - Law Enforcement |
| 60S-1.0052 | Criteria for Special Risk Class Membership - Firefighters |
| 60S-1.00535 | Criteria for Special Risk Class Membership - Emergency Medical Technicians and Paramedics |
| 60S-1.00537 | Criteria for Specific Risk Class Membership-Certain Professional Health Care Workers |
| 60S-1.00539 | Criteria for Special Risk Class Membership- Forensic Disciplines |
| 60S-1.0055 | Elected Officers' Class |
| 60S-1.008 | Retirement Membership for Dual Employment |

PURPOSE AND EFFECT: The purpose and effect of this Notice is to repeal Rules 60S-1.003, 60S-1.0045, 60S-1.0051, 60S-1.0052, 60S-1.00535, 60S-1.00537, 60S-1.00539, 60S-1.0055, and 60S-1.008, F.A.C. which are unnecessary to implement the laws implemented.

SUMMARY: The repeal of Rules 60S-1.003, 60S-1.0045, 60S-1.0051, 60S-1.0052, 60S-1.00535, 60S-1.00537, 60S-1.00539, 60S-1.0055, and 60S-1.008, F.A.C.

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 economic review conducted 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: 121.031, 121.052(14) FS.

LAW IMPLEMENTED: 112.25-.31, 121.011(13), 121.021(15), 121.021(15), 121.031, 121.051, 121.0515, 121.052, 121.053, 121.091, 121.122 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: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-1.003 Preservation of Rights.

Rulemaking Authority 121.031 FS. Law Implemented 121.011(3), 121.051, 112.0515, 112.25-.31 FS. History–New 1-1-72, Amended 10-20-72, Repromulgated 12-31-74, Amended 1-16-77, 7-1-79, 1-19-82, Formerly 22B-1.03, Amended 5-15-91, Formerly 22B-1.003, Repealed.

60S-1.0045 Renewed Membership in the Regular Class and Senior Management Service Class.

Rulemaking Authority 121.031 FS. Law Implemented 121.091, 121.122 FS. History–New 11-14-91, Formerly 22B-1.0045, Amended 3-18-93, 5-10-99, 9-17-03, 4-5-12, 3-25-13, Repealed.

60S-1.0051 Criteria for Special Risk Class Membership – Law Enforcement.

Rulemaking Authority 121.031 FS. Law Implemented 121.021(15), 121.0515, 121.052 FS. History–New 10-2-78, Amended 9-9-82, 4-17-85, Formerly 22B-1.051, 22B-1.0051, Amended 3-18-93, 4-5-12, Repealed.

60S-1.0052 Criteria for Special Risk Class Membership – Firefighters.

Rulemaking Authority 121.031 FS. Law Implemented 121.021(15), 121.0515 FS. History–New 10-2-78, 4-17-85, Formerly 22B-1.052, 22B-1.0052, Amended 9-17-03, 4-5-12, Repealed.

60S-1.00535 Criteria for Special Risk Class Membership – Emergency Medical Technicians and Paramedics.

Rulemaking Authority 121.031 FS. Law Implemented 121.021(15), 121.0515, FS. History–New 9-17-03, Amended 4-5-12, Repealed.

60S-1.00537 Criteria for Special Risk Class Membership – Certain Professional Health Care Workers.

Rulemaking Authority 121.031 FS. Law Implemented 121.021(15), 121.0515 FS. History–New 4-2-12, Repealed.

60S-1.00539 Criteria for Special Risk Class Membership – Forensic Disciplines.

Rulemaking Authority 121.031 FS. Law Implemented 121.021(15), 121.0515 FS. History–New 4-2-12, Repealed.

60S-1.0055 Elected Officers’ Class.

Rulemaking Authority 121.031, 121.052(14) FS. Law Implemented 121.052, 121.053 FS. History–New 11-6-84, Amended 4-17-85, Formerly 22B-1.055, Amended 3-11-87, 11-14-91, Formerly 22B-1.0055, Amended 3-18-93, 2-24-99, 9-17-03, 4-5-12, 3-25-13, Repealed.

60S-1.008 Retirement Membership for Dual Employment.

Rulemaking Authority 121.031 FS. Law Implemented 121.031, 121.052 FS. History–New 12-31-74, Amended 7-1-79, 1-18-83, 2-6-84, Formerly 22B-1.08, Amended 5-15-91, 11-14-91, Formerly 22B-1.008, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Elizabeth Stevens, Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

Erin Rock, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

November 16, 2017

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: RULE TITLSE:

- 60S-2.0042 Credit for Periods of Withdrawal from the Elected Officers' Class
- 60S-2.008 Credit for Service Performed After Retirement
- 60S-2.011 Credit for Future Service
- 60S-2.014 Credit for Teaching Service in a Federally Operated School

PURPOSE AND EFFECT: The purpose and effect of this Notice is to repeal Rules 60S-2.0042, 60S-2.008, 60S-2.011, and 60S-2.014, F.A.C. which are unnecessary to implement the laws implemented.

SUMMARY: The repeal of Rules 60S-2.0042, 60S-2.008, 60S-2.011, and 60S-2.014, F.A.C.

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 economic review conducted 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: 121.031, 121.052, 238.175(2) FS.

LAW IMPLEMENTED: 121.021(21), 121.051(1), 121.052, 121.053, 121.091(9), 121.122, 238.175 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: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-2.0042 Credit for Periods of Withdrawal from the Elected Officers' Class.

Rulemaking Authority 121.031, 121.052 FS. Law Implemented 121.052 FS. History–New 11-14-91, Formerly 22B-2.0042, Repealed

60S-2.008 Credit for Service Performed After Retirement. Rulemaking Authority 121.031 FS. Law Implemented 121.051(1), 121.053, 121.091(9), 121.122 FS. History–New 1-1-72, Amended 10-20-72, Repromulgated 12-31-74, Amended 7-1-79, Formerly 22B-2.08, Amended 11-14-91, Formerly 22B-2.008, Amended 3-18-93, 4-5-95, 2-24-99, Repealed.

60S-2.011 Credit for Future Service.

Rulemaking Authority 121.031 FS. Law Implemented 121.021(21) FS. History–New 1-1-72, Formerly 22B-2.11, 22B-2.011, Repealed

60S-2.014 Credit for Teaching Service in a Federally Operated School.

Rulemaking Authority 238.175(2) FS. Law Implemented 238.175 FS. History–New 10-20-72, Repromulgated 12-31-74, Amended 1-16-77, Formerly 22B-2.14, 22B-2.014, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elizabeth Stevens, Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Erin Rock, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 16, 2017

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: RULE TITLES:

- 60S-3.015 Retirement Contributions for Retroactive Special Risk Class Service
- 60S-3.016 Retirement Contributions for Terms of Elected Office Shortened by Apportionment, Federal Intervention, or Compulsory Termination Because of Age
- 60S-3.017 Retirement Contributions for Periods of Disability

PURPOSE AND EFFECT: The purpose and effect of this Notice is to repeal Rules 60S-3.015, 60S-3.016, and 60S-3.017, F.A.C. which are unnecessary to implement the laws implemented.

SUMMARY: The repeal of Rules 60S-3.015, 60S-3.016, and 60S-3.017, F.A.C.

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 economic review conducted 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: 121.031 FS.

LAW IMPLEMENTED: 121.0515, 121.052, 121.091(4) 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: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-3.015 Retirement Contributions for Retroactive Special Risk Class Service.

Rulemaking Authority 121.031 FS. Law Implemented 121.0515 FS. History—New 11-6-84, Formerly 22B-3.15, 22B-3.015, Amended 4-5-12, Repealed.

60S-3.016 Retirement Contributions for Terms of Elected Office Shortened by Apportionment, Federal Intervention, or Compulsory Termination Because of Age.

Rulemaking Authority 121.031 FS. Law Implemented 121.052 FS. History—New 4-17-85, Formerly 22B-3.16, Amended 9-5-90, Formerly 22B-3.016, Amended 8-4-94, Repealed.

60S-3.017 Retirement Contributions for Periods of Disability.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(4) FS. History—New 2-4-86, Amended 3-11-87, Formerly 22B-3.017, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elizabeth Stevens, Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Erin Rock, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 16, 2017

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: RULE TITLE:

60S-4.021 Forfeiture of Benefits

PURPOSE AND EFFECT: The purpose and effect of this Notice is to repeal Rule 60S-4.021, F.A.C. which is unnecessary to implement the laws implemented.

SUMMARY: The repeal of Rule 60S-4.021, F.A.C.

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 economic review conducted 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: 121.031 FS.

LAW IMPLEMENTED: 121.091(5) 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: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-4.021 Forfeiture of Benefits.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(5) FS. History—New 8-4-94, Amended 4-5-95, 12-12-96, 2-24-99, 4-5-12, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elizabeth Stevens, Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Erin Rock, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 16, 2017

DEPARTMENT OF MANAGEMENT SERVICES

Senior Management Service Optional Annuity Program

RULE NO.: RULE TITLE:

60V-3.005 Forfeiture of Benefits

PURPOSE AND EFFECT: The purpose and effect of this Notice is to repeal Rule 60V-3.005, F.A.C. which is unnecessary to implement the laws implemented.

SUMMARY: The repeal of Rule 60V-3.005, F.A.C.

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 economic review conducted 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: 121.031 FS.

LAW IMPLEMENTED: 121.091(5) 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: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60V-3.005 Forfeiture of Benefits.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(5) FS. History—New 4-5-95, Amended 2-24-99, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elizabeth Stevens, Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Erin Rock, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 16, 2017

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

| RULE NOS.: | RULE TITLES: |
|-------------|--|
| 61G7-5.001 | Application Procedure; Application Form; Fees; Confidential Information; Denial of Application; Request for Hearing |
| 61G7-5.0011 | Registration and Fee for De Minimus Operations |
| 61G7-5.0012 | Historical Sketch |
| 61G7-5.003 | Attestation of Financial Statements |
| 61G7-5.0033 | Consolidated and Combined Financial Statements |
| 61G7-5.005 | Deficiency in Tangible Accounting and Accounting Net Worth; Guaranty Form Acceptable to Board; Sufficient Evidence of Guarantor's Adequate Resources |

PURPOSE AND EFFECT: Rule 61G7-5.001, F.A.C.-The amendment assists the public in applying for licensure. Rule 61G7-5.0011-The amendment assists the public in applying for de minimis operations registration. Rule 61G7-5.0012, F.A.C.-The amendment assists the public in applying for licensure. Rule 61G7-5.003, F.A.C.-The amendment modifies rule language to conform with the statute permitting affirmations and with the existing title of the form. Rule 61G7-5.0033, F.A.C.-The amendment assists the public in applying for licensure and in submitting consolidated or combined financial statements to the Board. Rule 61G7-5.005, F.A.C.-The amendment modifies rule language to make it easier for applicants to apply for licensure.

SUMMARY: Rule 61G7-5.001, F.A.C.-The amendment adds a reference citing to the Department’s rule for Employee Leasing Companies, where the applications can be found. Rule 61G7-5.0011, F.A.C.-The amendment identifies the Department rule where the application forms for de minimis operations registration can be found. Rule 61G7-5.0012, F.A.C.-The amendment updates the text to reference the Board’s Historical Sketch Form DBPR EL-4512 adopted elsewhere, and Form OFR-S-7-91, which under certain circumstances may be filed in lieu of the Historical Sketch form. The forms remain unchanged. Rule 61G7-5.003, F.A.C.-The amendment changes “attestation of” to “affirmation by written declaration.” Board Form DBPR EL-4503 remains unchanged from when it was approved by the Board in 2011. The rule text is updated to reflect the correct form and the correct form title. Rule 61G7-5.0033, F.A.C.-The amendment adds a reference citing to the Department’s rule for Employee Leasing Companies for application forms that include the Board Approved Cross Guarantee Form, and updates a reference to Board Form DBPR EL-4518. The Board Form DBPR EL-4518 remains unchanged. Rule 61G7-5.005, F.A.C.-The amendment updates information on how to access Board Form DBPR EL-4505. Board Form DBPR EL-4505 remains unchanged.

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, based upon the expertise and experience of its members, determined that a Statement of

Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 455.227(3), 468.522, 468.524, 468.524(2), 468.5245, 468.525(3)(d), 468.5275(2) FS.

LAW IMPLEMENTED: 455.213(11), 455.2281, 468.524, 468.524(2), 468.5245, 468.525, 468.525(2)(c), (3)(e), 468.525(3), 468.526, 468.527, 468.5275, 468.529 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: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, Florida 32399-0783, Richard.Morrison@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61G7-5.001 Application Procedure; Application Form; Fees; Confidential Information; Denial of Application; Request for Hearing.

(1) Applicants for licensure as an employee leasing company shall file a completed application on a form prescribed by the Department in rule 61-35.013, F.A.C. Applicants shall cure all deficiencies in their application noted by the board within 90 days from the date of the letter notifying the applicant or the application will be denied as an incomplete application. For purposes of this rule, an application is complete when all items on the application form have been fully answered, the applicant has paid the application fee specified in subsection (2), and has submitted all attendant documentation, certifications, electronic fingerprints through the Department's vendor, explanations of answers, and other items specified in the form and its attached instructions. An application for licensure as an employee leasing company or group will not be deemed complete until both the controlling person(s) and employee leasing company parts are complete.

(2) through (12) No change.

Rulemaking Authority 468.522, 468.524, 468.5245 FS. Law Implemented 455.213(11), 455.2281, 468.524, 468.5245, 468.525, 468.526, 468.527, 468.5275, 468.529 FS. History—New 5-5-92, Amended 7-15-92, 10-20-92, Formerly 21EE-5.001, Amended 10-24-93, 3-14-94, 7-4-94, 9-8-94, 11-13-94, 2-13-95, 6-4-95, 11-9-95, 5-26-96, 5-19-97, 4-29-99, 9-5-04, 5-29-12, 1-2-13, _____.

61G7-5.0011 Registration and Fee for De Minimis Operations.

(1) Any employee leasing company or group which meets the qualifications for de minimis operations pursuant to Section 468.5275, F.S., shall register with apply to the Board on a form prescribed by the Department in rule 61-35.013, F.A.C. Form DBPR EL 4501, entitled "Application for Licensure as an Employee Leasing Company" effective 3-18-04, incorporated by reference in Rule 61G7-5.001, F.A.C. The annual fee for de minimis registration shall be \$250 for an employee leasing company and \$500 for an employee leasing company group.

(2) No change.

~~Rulemaking Authority Specific Authority~~ 468.522, 468.5275(2) FS. Law Implemented 468.5275 FS. History—New 8-17-94, Amended 1-31-95, 11-9-95, 9-5-04, _____.

61G7-5.0012 Historical Sketch.

(1) Each initial application for an Employee Leasing Company license shall be accompanied by a completed Historical Sketch, found as part of Department application forms incorporated by Rule 61-35.013, F.A.C., and provided separately as Board Form DBPR EL-4512, incorporated by Rule 61G7-10.002. The Historical Sketch is required "Historical Sketch," Form DBPR EL 4512, effective 5/2011, which is hereby incorporated by reference <http://www.flrules.org/Gateway/reference.asp?No=Ref-02097> and available by mail from the Board office at 2601 Blair Stone Road, Tallahassee, Florida 32399-0767 or from its Website at www.myflorida.com, from those individuals who:

(a) through (c) No change

(2) In lieu of filing the above mentioned form, the applicant may file updated copies of Form OFR-S-7-91, Exhibit 1 (General Issue) (as incorporated by Rule 69W-301.002, F.A.C.), and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-02098> "Exhibit 1," Form OFR S 7 91, effective 11/22/10, which is hereby incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-02098> or www.flofr.com/securities/reg_forms.aspx, for the same individuals which the applicant has previously filed as part of an application for registration of securities with the Florida Office of Financial Regulation, or its predecessor form, which have been incorporated in Rule 69W-301.002, F.A.C., or other filings containing similar information which have been filed with the U.S. Securities and Exchange Commission or with any state securities regulatory agency.

(3) through (7) No change.

Rulemaking Authority 468.522, 468.524(2), 468.5245 FS. Law Implemented 468.524(2), 468.5245 FS. History—New 1-25-98, Amended 9-5-04, 1-2-13, _____.

61G7-5.003 Affirmation by Written Declaration to Attestation of Financial Statements.

~~Quarterly~~ Financial statements submitted to the Board by an employee leasing company shall be accompanied by a completed Board Form DBPR EL-4503, Employee Leasing Company Affirmation by Written Declaration to Financial Statements, effective 5/2011, incorporated herein by reference and available at http://www.flrules.org/Gateway/reference.asp?No=Ref-_____. ~~Form DBPREL 4503, entitled "Employee Leasing Company Attestation To Financial Statements," effective 3-18-04, which is incorporated herein by reference and may be obtained by contacting the Board's office at 2601 Blair Stone Road, Tallahassee, Florida 32399-0767 or its Website at www.myflorida.com.~~ The form shall be executed by the chief financial officer, the chief executive officer, and the controlling person of the employee leasing company.

Rulemaking Authority 455.227(3) FS. Law Implemented 468.524(2) FS. History—New 7-20-92, Formerly 21EE-5.003, Amended 9-5-04, .

61G7-5.0033 Consolidated and Combined Financial Statements.

(1) through (4) No change.

(5) Cross guarantees must be submitted, either at the time of initial application for licensure on a form prescribed by the Department in rule 61-35.013, F.A.C., or as part of any consolidated or combined financial statement submissions by using Board Form DBPR EL-4518, Board Approved Cross Guarantee Form, incorporated by Rule 61G7-10.002, F.A.C. ~~or as part of any consolidated or combined financial statement submissions, using Form EL 4518, entitled "Board Approved Cross Guarantee Form," which is incorporated by reference herein, effective November 18, 2015, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06416> or _____ at http://www.myfloridalicense.com/dbpr/pro/emplo/documents/el-4518_enterable.pdf.~~

Rulemaking Authority 468.522 FS. Law Implemented 468.525(2)(c), (3)(e), 468.526 FS. History—New 5-26-96, Amended 9-5-04, 11-9-06, 8-1-11, 2-8-16, _____.

61G7-5.005 Deficiency in Tangible Accounting and Accounting Net Worth; Guaranty Form Acceptable to Board; Sufficient Evidence of Guarantor's Adequate Resources.

(1) When an applicant chooses to have a guaranty to offset any deficiency in tangible accounting net worth regarding an initial application, accounting net worth or working capital regarding a renewal application, such guaranty shall be made on Board Form DBPR EL-4505, Board Approved Guaranty Form, effective March 2013, incorporated herein by reference and available at

http://www.flrules.org/Gateway/reference.asp?No=Ref-_____. ~~Form DBPR EL 4505, entitled "Board Approved Guaranty Form," effective March 2013, which is incorporated herein by reference and available from the Board at 2601 Blair Stone Road, Tallahassee, Florida 32399-0767 and from its Website _____ located _____ at <http://www.myflorida.com/dbpr/pro/emplo/forms.html>, or from _____ the _____ website _____ located _____ at <http://www.flrules.org/Gateway/reference.asp?No=Ref-02755>.~~ Such guaranty shall be irrevocable until such time that the deficiency causing the guaranty has been corrected, as demonstrated by the applicant's annual financial statement, meeting the requirements of either Rule 61G7-5.0031 or 61G7-5.0032, F.A.C., or until a new guaranty has been submitted and found acceptable by the Board to replace the previously submitted guaranty.

(2) through (3) No change.

Rulemaking Authority 468.522, 468.525(3)(d) FS. Law Implemented 468.525(3) FS. History—New 9-6-93, Amended 5-29-94, 5-26-96, 9-5-04, 6-8-08, 8-16-11, 6-19-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Employee Leasing Companies

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Employee Leasing Companies

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 19, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: November 3, 2017

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE NOS.:

RULE TITLES:

61G7-10.001

Examination of Financial Records:

Verification of Compliance

61G7-10.0011

Annual Financial Statements

61G7-10.0012

Workers' Compensation Liability Statement

61G7-10.0014

Requirements for Evidence of Workers' Compensation Coverage

61G7-10.002

Reporting of Change of Status Required; Effect on Licensees; Change of Licensee Name

PURPOSE AND EFFECT: Rule 61G7-10.001, F.A.C.-The amendment assists licensees with filing required quarterly reports. Rule 61G7-10.0011, F.A.C.-The amendment assists the public in applying for licensure and updates the text to refer to the correct form. Rule 61G7-10.0012, F.A.C.-The amendment simplifies the requirement for submitting the Workers' Compensation Liability Statement by incorporating a form. Rule 61G7-10.0014, F.A.C.-The amendment updates the rule text to incorporate a previously referenced form. Rule 61G7-

10.002, F.A.C.-The amendment assists licensees, as well as companies registered as de minimis operations, in maintaining current information with the Board.

SUMMARY: Rule 61G7-10.001, F.A.C.-The amendment simplifies the incorporation of the Quarterly Report Form and clarifies that the form to be used is controlled by the Board. Board Form DBPR EL-4504 remains unchanged. Rule 61G7-10.0011, F.A.C.-The amendment adds a reference citing to the Department's rule for Employee Leasing Companies, where the applications can be found. Board Form DBPR EL-4506 remains unchanged from its approval by the Board in 2011. Rule 61G7-10.0012, F.A.C.-The amendment simplifies the rule by referring to an existing Board form rather than duplicating the form within the rule. Board Form DBPR EL-4516 remains unchanged from its approval by the Board in 2011. Rule 61G7-10.0014, F.A.C.-The amendment incorporates existing Board Form DBPR EL-4522. Board Form DBPR EL-4522 remains unchanged from its approval by the Board in 2008. Rule 61G7-10.002, F.A.C.-The amendment clarifies and updates the references to Department forms, and incorporates certain Board forms referenced in other 61G7 rules, all of which are to be used under the specified conditions of status change. Board Forms DBPR EL-4512, 4514, and 4518 remain unchanged from the indicated dates of approval by the Board.

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, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 468.522, 468.524(2), 468.525(3), 468.526, 468.529, 468.529(4), 468.530(3), 468.531, 455.201(2), FS.

LAW IMPLEMENTED: 468.524(2), 468.524(4)(f), 468.5245, 468.525, 468.525(3), 468.525(3)(e), 468.526, 468.529, 468.529(4), 468.531, 468.535, 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: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, Florida 32399-0783, Richard.Morrison@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61G7-10.001 Examination of Financial Records; Verification of Compliance.

(1) In accordance with Sections 468.525(3)(d) and 468.535, F.S., the department may make investigations, audits or reviews of each individual or company licensed pursuant to Section 468.526(1), F.S., to determine whether it has violated or is in danger of violating Chapter 468, Part XI, F.S.; Chapter 455, F.S.; or any rule of the board or department. An examination of each company's balance sheet and income statement will be made each quarter to verify positive working capital and accounting net worth. In order to determine that each employee leasing company has maintained net worth and positive working capital, each employee leasing company shall submit a balance sheet and income statement every quarter to the department for verification. Each employee leasing company shall also submit a statement to the Board of Employee Leasing Companies affirming that it is in compliance with Section 468.529(4), F.S., in that it has adequate reserves to pay, when due, all payroll and payroll-related taxes, workers' compensation and health related premiums, and amounts due under any plan of self insurance. This statement shall be made on Board Form DBPR EL-4504, "Quarterly Report Form," effective 5/2011, ~~which is hereby incorporated herein~~ by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-02203> or <http://www.myfloridalicense.com/dbpr/pro/emplo/forms.html>, and filed with a copy of the company's workers' compensation certificate of insurance in effect for the current quarter. All required submissions shall be made in furtherance of a licensure renewal application and shall be submitted to the department within 75 days of the end of each quarter. The department will accept a timely filed annual financial report in lieu of a quarterly report for the last quarter in an employee leasing company's fiscal year.

(2) through (3) No change.

Rulemaking Authority 468.522, 468.529(4) FS. Law Implemented 468.529(4), 468.535 FS. History—New 8-12-92, Amended 6-1-93, Formerly 21EE-10.001, Amended 5-8-94, 12-19-94, 3-1-05, 2-3-13, 2-18-15, _____.

61G7-10.0011 Annual Financial Statements.

(1) Each employee leasing company shall submit, not later than 120 days after their fiscal year end, a copy of their current fiscal year end financial statements, prepared in accordance with generally accepted accounting principles, which shall include statement of income and retained earnings, balance sheet, statement of changes in financial position (cash flows), and applicable footnotes. This information may ~~shall~~ be submitted on Board Form DBPR EL-4506, Standard Financial Statement, effective 5/2011, incorporated herein by reference and _____ available _____ at http://www.flrules.org/Gateway/reference.asp?No=Ref-_____ or in equivalent format, the form entitled Standard Financial Statement, DBPR EL 4506, herein incorporated by reference and effective 03-18-04, copies of which may be obtained from the Board office or its Website at www.myflorida.com. The financial statements are to reflect positive working capital and positive accounting net worth, as required in Section 468.525(3), F.S. Quarterly ~~Financial~~ statements ~~which are not audited~~ must be accompanied by a completed Board Form DBPR EL 4503, entitled Employee Leasing Company Attestation to Financial Statements, as required ~~by~~ in Rules 61G7-5.003 and 61G7-5.0032, F.A.C.

(2) through (4) No change.

~~Rulemaking Authority Specific Authority 468.522 FS. Law Implemented 468.525 FS. History—New 5-8-94, Amended 6-23-99, 5-21-00, 3-1-05, _____.~~

61G7-10.0012 Workers' Compensation Liability Statement.

Each audited or reviewed financial statement submitted to the Board pursuant to Section 468.525(3)(e), F.S., and Rules 61G7-5.0031 and 61G7-5.0032, F.A.C., shall include a statement, signed by the chief executive officer (CEO) and chief financial officer (CFO) of the employee leasing company using Board Form DBPR-4516, Workers' Compensation Liability Statement, effective 5/2011, incorporated herein by reference and _____ available _____ at http://www.flrules.org/Gateway/reference.asp?No=Ref-_____, ~~in~~ substantially one of the following forms:

(1) ~~For the period(s) represented in the attached financial statements, we had a guaranteed cost policy for workers' compensation provided by an admitted insurance carrier licensed to do business in the State of Florida. This policy does not have a deductible feature or other retention and is not subject to additional premium or assessment on the basis of claims and loss experience. We have no financial exposure to~~

~~workers' compensation insurers with respect to policies covering prior periods. Thus, we have no additional liability for workers' compensation that must be presented on our financial statements.~~

Signed: _____ Year End: _____
CEO CFO
Date: _____ Date: _____

~~Or~~

~~(2) Workers' compensation constitutes a very significant cost in the operation of an employee leasing company. Many employee leasing companies choose to provide workers' compensation coverage through insurance arrangements that may involve certain retention of risks.~~

~~The determination of an appropriate accrual that adequately reflects the cost retained by the employee leasing company is essential to the fair representation of the employee leasing company's financial position and results of operation for the reporting period, in accordance with generally accepted accounting principles.~~

~~Ultimate costs for workers' compensation must include a reserve for loss development and a provision for incurred but not reported claims, as determined through the utilization of a variety of generally acceptable actuarial methodologies.~~

~~We hereby represent that our financial statements' accrual for workers' compensation is based upon a methodology that accounts for loss development and incurred but not reported claims for the period covered by the attached financial statements, and for all prior periods for which we may have continued financial exposure, as follows:~~

~~(a) By an opinion by a Fellow or Associate of the Casualty Actuarial Society, and that such reserve or accrual lies within the range opined upon by such actuary; or~~

~~(b) By application of National Council on Compensation Insurance's state wide loss development factors for each state where the employee leasing company has exposure; or~~

~~(c) Through our workers' compensation carriers' loss development factors as furnished to us in writing by an appropriate corporate underwriter or actuary employed by the carrier; or~~

~~(d) Through other methodologies described in detail on Exhibit A hereto, resulting in a loss development factor of _____, which our independent accountants consider adequate to enable them to express an opinion on the financial statements as required by Section 468.525(3)(e), F.S., and Rules 61G7-5.0031 and 61G7-5.0032, F.A.C.~~

Signed: _____ Year End: _____
CEO CFO

Date: _____ Date: _____
 Year End: _____

Rulemaking Authority 468.522, 468.524(2), 468.525(3), 468.526, 468.530(3), 468.531 FS. Law Implemented 468.525(3)(e), 468.529 FS. History—New 1-17-99, Amended 8-1-11, _____.

61G7-10.0014 Requirements for Evidence of Workers' Compensation Coverage.

(1) through (2) No change.

(3) Evidence which meets the requirements of subsection (2) above shall consist of:

(a) No change.

(b) If the employee leasing company performs its duties regarding workers' compensation coverage utilizing method paragraph (2)(c) either alone or in combination with methods paragraph (2)(a) or (b), then the employee leasing company shall submit a written statement to the Department, initially with the application and thereafter quarterly with the statements provided for in Rule 61G7-10.001, F.A.C., which has been executed by all of the controlling persons, the CEO, the CFO, and the Chairman of the Board of the employee leasing company. The statement shall include an attestation by the signing parties that the statement was executed after due inquiry of the employee leasing company's books and records and that, after making such an inquiry, the signing persons have taken reasonable steps to ascertain that all leased employees have workers' compensation coverage under methods paragraphs (2)(a)-(c) above. This statement shall be made on Board Form DBPR EL-4522, "Quarterly Compliance Form" (3-08) effective ~~on July 17, 2008~~, incorporated herein by reference and available at

http://www.flrules.org/Gateway/reference.asp?No=Ref-_____ copies of which may be obtained from the Board office at 2601 Blair Stone Road, Tallahassee, Florida 32399-0767 or from its website at http://www.myflorida.com/dbpr/pro/emplo/forms.html. The term "Reasonable Steps" as used herein is defined as requiring those persons making the above attestation, at a minimum:

1. and 2. No change.

(c) and (d) No change.

Rulemaking Authority 468.522, 468.529 FS. Law Implemented 468.524(4)(f), 468.529 FS. History—New 11-25-02, Amended 3-26-03, 7-17-08, _____.

61G7-10.002 Reporting of Change of Status Required; Effect on Licensees; Change of Licensee Name.

(1) To enable the Board and the Department to enforce more effectively the prohibition against the unlicensed practice of employee leasing, contained in Section 468.526, F.S., and to enforce other provisions of Part XI of Chapter 468, F.S., licensees shall apply for approval or notify the Board in writing, as appropriate, if the licensee experiences any changes in status

listed in subsection (2). The following forms/rule are to be used as indicated/is hereby incorporated by reference:

(a) Department Form DBPR ELC 1, entitled—Application for Licensure as an Employee Leasing Company Controlling Person, incorporated by (as adopted in Rule 61-35.013, F.A.C.), and _____ effective _____ 8/13; available at http://www.flrules.org/Gateway/reference.asp?No=Ref-03289 or https://www.myfloridalicense.com/intentions2.asp?chBoard=true&boardid=63&SID=.

(b) Department Form DBPR ELC 2, entitled—Application for Licensure as an Employee Leasing Company, incorporated by (as adopted in Rule 61-35.013, F.A.C., and effective 8/13; available at http://www.flrules.org/Gateway/reference.asp?No=Ref-03290 or https://www.myfloridalicense.com/intentions2.asp?chBoard=true&boardid=63&SID=.

(c) Department Form DBPR ELC 3, entitled—Application for Licensure as an Employee Leasing Company Group, incorporated by (as adopted in Rule 61-35.013, F.A.C., and available _____ effective _____ 8/13; available at http://www.flrules.org/Gateway/reference.asp?No=Ref-03291 or https://www.myfloridalicense.com/intentions2.asp?chBoard=true&boardid=63&SID=.

(d) Department Form DBPR ELC 6, entitled—Application for Certificate of Approval for/Notification of Change of Ownership (Asset Purchase), incorporated by Rule 61-35.013, F.A.C., and effective _____ 11/12, available at http://www.flrules.org/Gateway/reference.asp?No=Ref-03390 or https://www.myfloridalicense.com/intentions2.asp?chBoard=true&boardid=63&SID=;

(e) Department Form DBPR ELC 7, entitled—Application for Certificate of Approval for/Notification of Change of Ownership (Stock Purchase), adopted by Rule 61-35.013, F.A.C.; and effective _____ 11/12, available at http://www.flrules.org/Gateway/reference.asp?No=Ref-03391 or https://www.myfloridalicense.com/intentions2.asp?chBoard=true&boardid=63&SID=;

(f) Department Form DBPR ELC 8, Request for Address or Name Change, adopted by Rule 61-35.013, F.A.C. and ~~EL-4513, entitled License Relinquishment Agreement, effective 5/2011,~~ available at http://www.flrules.org/Gateway/reference.asp?No=Ref-03391 or https://www.myfloridalicense.com/intentions2.asp?chBoard=true&boardid=63&SID=. ~~http://www.flrules.org/Gateway/refer~~

~~nee.asp?No=Ref 03392~~ or ~~http://www.myfloridalicense.com/dbpr/pro/emplo/forms.html;~~

(g) Board Form DBPR EL-45124514, Historical Sketch, effective 11/2012, incorporated herein by reference and available at

~~http://www.flrules.org/Gateway/reference.asp?No=Ref-_____~~, entitled Termination of Employee Leasing Company Operations, effective 5/2011, available at ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 03393~~ or ~~http://www.myfloridalicense.com/dbpr/pro/emplo/forms.html;~~ and,

(h) Board Form DBPR EL-4514 4518, Termination of Employee Leasing Company Operations, effective 5/2011, incorporated herein by reference and available at ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-03393~~, entitled Board Approved Cross Guarantee Form, effective 11/18/15, available at ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 06416;~~

(i) Board Form DBPR EL-4518, Board Approved Cross Guarantee Form, effective 11/18/15, incorporated herein by reference and available at ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-06416~~. ~~Rule 61 35.013, F.A.C., effective 11 13 13~~ available at ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 03394~~.

(2) Licensees experiencing a change in status listed below in the left column shall file or do what is listed in the corresponding right column as follows:

| CHANGE IN STATUS | NEEDED ACTION BY COMPANY, GROUP, OR CONTROLLING PERSON |
|---|--|
| (a) Group adds new member(s) | New cross guarantees (DBPR EL-4518), new application(s), (DBPR ELC 3), and application fees for new member(s) but no new licensure fee(s); new controlling person license application(s) (DBPR ELC 1), and fee(s) for new controlling person(s) – at least one controlling person required for each new company unless it has one already. |
| (b) Group dissolves into single companies | New company applications (DBPR ELC 2), and fees and |

(c) From individual license to group license (e.g., single company wishes to form group with other licensed company(ies) or with unlicensed, newly created company(ies) or with both)

(d) Purchase or acquisition of control in which purchasing employee leasing company maintains licensed controlling person from either the purchasing or purchased employee leasing company

(e) Purchase or acquisition of control in which purchasing employee leasing company does not maintain licensed

assessments – group license fee shall be credited to the individual applicants who have same ownership as group.

New company applications (DBPR ELC 3), with cross guarantees (DBPR EL-4518), and group license fees and assessments – at least one controlling person license application (DBPR ELC 1), for each newly created company (unless already licensed controlling person will serve in that capacity); new controlling person license applications (DBPR ELC 1) for each new controlling person as defined in Rule 61G7-5.0016-003, F.A.C.

Within 30 days of purchase or acquisition of control, application for approval or notification of change of asset purchase (DBPR ELC 6), entitled or application for approval or notification of change of stock purchase (DBPR ELC 7), as appropriate. Where applicable, new controlling person license application(s), (DBPR ELC 1) and historical sketch (DBPR EL-4512)); as adopted in Rule 61G7-5.0012, F.A.C.

Prior to the purchase or acquisition of control, application for approval or notification of change

controlling person from either the purchasing or purchased employee leasing company.

of asset purchase (DBPR ELC 6), or application for approval or notification of change of stock purchase (DBPR ELC 7), as appropriate, and new controlling person license application, (DBPR ELC 1), and historical sketch (DBPR 4512).

(f) Member of group leaves but at least two members remain as group

New company application (DBPR ELC 3), and fee from leaving company; new controlling person license application (DBPR ELC 1) and fee for any new controlling person as defined in Rule 61G7-~~5.001~~ 6.003, F.A.C.

(g) Controlling person no longer in capacity to act as a Controlling person for a licensed employee leasing company or group

Notification to Board from both company and controlling person. If the controlling person's departure leaves the entity without a controlling person, then the entity may accept no new clients and must submit an application for a new licensed controlling person (DBPR ELC 1) within 30 days or cease operation. Notification to the Board of the name of the new licensed controlling person is a specific requirement prior to taking on new clients or resuming operations.

(h) Controlling person resigns from Company A and is employed by Company B as controlling person

Notification to Board from Company A and controlling person; notification to Board from Company B regarding new

controlling person no new application needed from controlling person license goes with controlling person; \$5 transfer fee from controlling person.

(i) Name or address change of a licensed or registered employee leasing company, group, or controlling person Notify Department using Department Form DBPR ELC 8.

(3) through (8) No change.

Rulemaking Authority 468.522, 468.524(2), 468.525(3), 468.526, 468.531, 455.201(2) FS. Law Implemented 468.524(2), 468.5245, 468.525(3), 468.526, 468.531 FS. History—New 1-27-93, Amended 5-20-93, Formerly 21EE-10.002, Amended 10-24-93, 8-17-94, 11-9-95, 5-21-96, 11-24-96, 3-18-97, 3-1-05, 10-23-05, 12-31-06, 11-24-13, 2-8-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Employee Leasing Companies

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Employee Leasing Companies

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 19, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 3, 2017

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-621.300 Permits

PURPOSE, EFFECT AND SUMMARY: The proposed rule adopts and incorporates by reference requirements that are substantively identical to regulations adopted by the United States Environmental Protection Agency (EPA) pursuant to Title 40, Code of Federal Regulations (“CFR”), Part 122 – Subpart B (40 CFR 122.28(d), 122.33, 122.34 and 122.35), as published in the Federal Register (FR) at 81 FR 89320 – 89352. The proposed rule establishes permitting requirements for Phase II MS4s regulated under the Department’s National Pollutant Discharge Elimination System (NPDES) program.

RULEMAKING AUTHORITY: 373.043, 373.1131, 373.413, 373.414, 373.416, 403.061, 403.087, 403.0877, 403.088, 403.0885 FS.

LAW IMPLEMENTED: 373.043, 373.1131, 373.413, 373.414, 373.416, 403.061, 403.087, 403.0877, 403.088, 403.0885 FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION

403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Borja Crane-Amores, Florida Department of Environmental Protection, Division of Water Resource

Management, Bob Martinez Center, 2600 Blair Stone Road,
Tallahassee, FL 32399-2400;
Borja.Craneamores@dep.state.fl.us; (850)245-7520

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

THE FULL TEXT OF THE PROPOSED RULE IS:

62-621.300 Permits

(1) through (6) No change.

(7) Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems.

(a) through (b) No change.

(c) References. Title 40, Code of Federal Regulations (CFR), Part 122, Subpart B - Permit Application and Special NPDES Program Requirements. The Department adopts and incorporates by reference the following subparts of 40 CFR Part 122, Subpart B, codified as of July 1, 2017, which are applicable to permitting regulated Phase II municipal separate storm sewer systems (MS4) under the Department’s National Pollutant Discharge Elimination System program:

1. 40 CFR 122.28(d) (except for the reference to 40 CFR 124.13 in 122.28(d)(2)(ii)), (<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>), which establishes the two general permit approaches for regulated Phase II municipal separate storm sewer systems.¹

2. 40 CFR 122.33, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>), which establishes requirements for obtaining permit coverage for regulated Phase II municipal separate storm sewer systems.

3. 40 CFR 122.34, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>), containing permit requirements for regulated Phase II municipal separate storm sewer systems.

4. 40 CFR 122.35, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>), which establishes requirements for when the operator of a regulated Phase II may share responsibility to implement the minimum control measures with other entities.

(8) No change.

Rulemaking Authority 373.043, 373.1131, 373.413, 373.414, 373.416, 403.061, 403.087, 403.0877, 403.088, 403.0885 FS. Law Implemented 373.043, 373.1131, 373.413, 373.414, 373.416, 403.061, 403.087, 403.0877, 403.088, 403.0885 FS. History—New 12-24-96, Amended 5-1-97, 2-14-00, 10-22-00, 5-1-03, 12-23-04, 4-20-05, 5-10-05, 2-17-09, 4-14-11, 2-10-15.

¹ Public notice, public comments and request for public hearing shall follow the applicable procedures of Rules 62-620.550(2) through (4) and Rule 62-620.555, F.A.C.

Section III

Notice of Changes, Corrections and Withdrawals

NONE

Section IV

Emergency Rules

NONE

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF EDUCATION

Office of Early Learning

RULE NO.: RULE TITLE:

6M-4.610 Statewide Provider Contract for the School Readiness Program

NOTICE IS HEREBY GIVEN that on or about November 14, 2017, the Office of Early Learning received a petition for waiver of subsection (3) of Rule 6M-4.610 from Eric D. Brock, Pensacola, FL. The Petition seeks a permanent waiver as to the ineligibility of an individual associated with a provider that was or is associated with another provider that is currently ineligible to participate in the school readiness program. Any interested person may submit written comments on the Petition within 14 days after publication of this notice. To be considered, comments must be received before 5:00 p.m. ET. Comments may be sent to Agency Clerk, Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399.

A copy of the Petition for Waiver may be obtained by contacting: Maggi Parker, General Counsel, Office of Early Learning, 250 Marriott Diver, Tallahassee, FL 32399, maggi.parker@oel.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on November 15, 2017, the Agency for Health Care Administration, received a petition for Variance from Rule 59AER17-1 from Waterman Communities Inc. d/b/a The Edgewater at Waterman Village. The Petition has been assigned Agency case number 2017013823. The Petition seeks a variance from Rule 59AER17-1 requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop #28A Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on November 14, 2017, the Agency for Health Care Administration, received a petition for Variance from Rule 59AER17-1 from Lafayette Nursing and Rehabilitation. The Petition has been assigned Agency case number 2017014105. The Petition seeks a variance from Rule 59AER17-1 requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop 28A, Tallahassee, Florida 32308 or by email to Kimberly.Stewart@ahca.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

RULE NO.: RULE TITLE:

60H-1.017 Turnkey Lease

NOTICE IS HEREBY GIVEN that on November 17, 2017, the Department of Management Services, received a petition for the waiver of paragraph 60H-1.017(1)(a), F.A.C., from the Department of State, Division of Corporations. Paragraph 60H-1.017(1)(a), F.A.C., requires an agency to conduct one unsuccessful competitive procurement for existing space before then issuing another procurement for "build-to-suit" or Turnkey Lease space.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Diane Wint, Agency Clerk at 4050 Esplanade Way, Suite 160, Tallahassee, FL 323299, diane.wint@dms.myflorida.com.

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on August 24, 2017, by Diane Ventre. The Notice of Petition for Waiver or Variance was published August 30, 2017 in Vol. 43, No. 169 of the Florida Administrative Register. Petitioner sought a variance or waiver of Rule 64B7-25.001, F.A.C. regarding examination requirements. The Board considered the instant Petition at a duly-noticed public meeting held on October 20, 2017, in Tampa, Florida.

The Board's Order, filed on November 13, 2017, denied the Petitioner's request for a waiver or variance of 64B7-25.001, F.A.C. The petition is in substantial compliance with the provisions of Section 120.542, FS, and Chapter 28-104, F.A.C. The Board found that the Petitioner has not met the purpose of the underlying statute because the petition seeks waiver of the statutory provisions, and Petitioner does not have an active license in New York.

A copy of the Order or additional information may be obtained by contacting Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin C06, Tallahassee, Florida 32399-3256, (850)245-4162, Kama.Monroe@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice that the Petition for Variance or Waiver, filed August 24, 2017, by Ariel T. Jackson was withdrawn at the October 19, 2017 board meeting. The Notice of Petition for Waiver or Variance was published October 3, 2017 in Vol. 43, No. 191 of the Florida Administrative Register.

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

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Florida Forest Service

The Florida Forest Service announces a public meeting to which all persons are invited.

DATE AND TIME: December 19, 2017, 11:00 a.m.

PLACE: Bear Creek Educational Forest, 8125 Pat Thomas Parkway Quincy, Florida 32351

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting items of the Friends of Florida State Forest Board of Directors.

A copy of the agenda may be obtained by contacting: Doug Ott, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, (850)681-5875, doug.ott@freshfromflorida.com.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission (FTC) announces a workshop to which all persons are invited.

DATE AND TIME: December 6, 2017, 1:00 p.m.

PLACE: Florida Department of Transportation Central Office, Burns Building Auditorium, 605 Suwannee Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: FTC will hear updates related to Hurricane Recovery and other presentations.

A copy of the agenda may be obtained by contacting: FTC, 605 Suwannee Street, MS 9, Tallahassee, Florida 32399, (850)414-4105.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the FTC, 605 Suwannee Street, MS 9, Tallahassee,

Florida 32399, (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the FTC, 605 Suwannee Street, MS 9, Tallahassee, Florida 32399, (850)414-4105.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission (FTC) announces a public meeting to which all persons are invited.

DATE AND TIME: December 6, 2017, 9:00 a.m.

PLACE: Florida Department of Transportation Central Office, Burns Building Auditorium, 605 Suwannee Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: FTC will present the Florida Department of Transportation's Performance and Production Review for FY 2016/17.

A copy of the agenda may be obtained by contacting: the FTC, 605 Suwannee Street, MS 9, Tallahassee, Florida 32399, (850)414-4105.

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 days before the workshop/meeting by contacting: the FTC, 605 Suwannee Street, MS 9, Tallahassee, Florida 32399, (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the FTC, 605 Suwannee Street, MS 9, Tallahassee, Florida 32399, (850)414-4105.

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: Monday, November 27, 2017, 3:30 p.m., ET, telephone conference call

PLACE: Public access: The Hermitage Centre, Everglades Conference Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308; for instructions on accessing conference call, please call (850)488-8514

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Recent investment manager personnel changes.

A copy of the agenda may be obtained at <http://www.myfloridaprepaid.com/> or by calling (850)488-8514.

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 Florida Prepaid College Board. 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).

METROPOLITAN PLANNING ORGANIZATIONS

Martin Metropolitan Planning Organization

The Local Coordinating Board for the Transportation Disadvantaged (LCB-TD) announces a public meeting to which all persons are invited.

DATE AND TIME: December 4, 2017, 10:00 a.m.

PLACE: Administration Center, 2401 SE Monterey Road, 4th Floor Workshop Conference Room, Stuart, Florida 34996

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Transportation services for the Transportation Disadvantaged.

A copy of the agenda may be obtained by contacting: www.martinmpo.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: Bolivar Gomez, Senior Planner, Title VI/Non-discrimination contact, (772)288-5412. 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: Bolivar Gomez, Senior Planner, Title VI/Non-discrimination contact, (772)288-5412.

DEPARTMENT OF ELDER AFFAIRS

Division of Volunteer and Community Services

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

DATE AND TIME: December 6, 2017, 9:00 a.m.

PLACE: Brookdale, 7460 Lake Breeze Drive, Fort Myers 33907

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Meeting of the Dementia Cure and Care Initiative Task force for the City of Ft. Myers. The goal of the DCCI Task force is to engage communities across the state to be more dementia friendly, promote better care for Floridians affected by dementia, and support research efforts to find a cure. The vision of the DCCI Task Force is to see all Florida communities engaged in providing better care for those affected by dementia while we work towards a cure.

A copy of the agenda may be obtained by contacting: Christine Sherrill, Department of Elder Affairs, (850)414-2028, sherrillc@elderaffairs.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: Christine Sherrill, Department of Elder Affairs, (850)414-2028, sherrillc@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).

For more information, you may contact: Christine Sherrill, Department of Elder Affairs, (850)414-2028, sherrillc@elderaffairs.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, December 5, 2017, 10:00 a.m. – 12:00 Noon

PLACE: GotoWebinar:
<https://register.gotowebinar.com/register/4518868932141453314>; dial-in number is provided at registration

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Webinar to assess the current state of the HIE, as well as future changes.

A copy of the agenda may be obtained by contacting: Dana Watson, (850)412-3784.

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 Dana Watson. 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 Dana Watson, (850)412-3784.

AGENCY FOR HEALTH CARE ADMINISTRATION

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

DATE AND TIME: Friday, December 1, 2017, 10:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration 2727 Mahan Dr. Tallahassee, FL 32308, Building 3, Conference Room D

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Legal Work Group meets to discuss general topics relating to legal policies for health information exchange including provisions of a participation agreement and other subscription agreements for health information exchange.

A copy of the agenda may be obtained by contacting Dana Watson, (850)412-3784.

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 Dana Watson, (850)412-3784. 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 Dana Watson, (850)412-3784.

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

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

DATES AND TIMES: December 13, 2017, 9:00 a.m. to conclusion of business; December 14, 2017, 9:00 a.m. to conclusion of business

PLACE: Betty Easley Conference Center, Room 152, Tallahassee, FL; join the meeting using your smartphone, computer or tablet: <http://global.gotomeeting.com/join/802085821>; join by conference call: 1(888)670-3525, participant code: 2323004133

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters relating to the Florida E911 Board.

A copy of the agenda may be obtained by contacting: Leon Simmonds, (850)921-0421, Leon.Simmonds@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 5 days before the workshop/meeting by contacting: Leon Simmonds, (850)921-0421, Leon.Simmonds@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: Leon Simmonds, (850)921-0421, Leon.Simmonds@dms.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners Deputy Pilot Advancement Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 28, 2017, 9:00 a.m.

PLACE: Dial 1(888)670-3525, enter participant code 7004064007#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancements.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

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 Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982. 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 Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

The Florida Real Estate Appraisal Board announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 4, 2017, 8:30 a.m. Eastern Time

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 W. Robinson St., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board - topics include, but are not limited to, proposed legislation affecting Chapter 475, Part II, F.S., Chapter 61J1, F.A.C. rule amendments, budget discussions, education issues, and disciplinary actions. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Board members or Board counsel.

A copy of the agenda may be obtained by contacting: Beverly.Ridenauer@myfloridalicense.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 five days before the workshop/meeting by contacting: Department of Business and Professional Regulation at (407)481-5632. 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 BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

The Florida Real Estate Appraisal Board Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 6, 2017, 9:00 a.m. Eastern Time

PLACE: Zora Neale Hurston Building, 400 West Robinson Street, Suite N901, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or Board counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772. Only public portions of the agenda are available upon request.

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: Division of Real Estate, (407)481-5662. 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

Division of Recreation and Parks

The Florida Department of Environmental Protection, Division of Recreation and Parks, announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, November 30, 2017, 5:30 p.m. – 8:00 p.m.

PLACE: Gilchrist County Public Library, 105 NE 11th Avenue, Trenton, FL 32693

GENERAL SUBJECT MATTER TO BE CONSIDERED: An opportunity for the public to provide input on future management of Gilchrist Blue Springs State Park.

A copy of the agenda may be obtained by contacting George Paxton, Park Manager, c/o O'Leno Administration, 18730 W Newberry Road, Newberry, FL 32669, (352)472-1142, fax (352)472-1145, George.Paxton@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 George Paxton, as listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

The Department of Health, Board of Respiratory Care announces a public meeting to which all persons are invited.

DATE AND TIME: January 5, 2018, 8:30 a.m. ET

PLACE: CORRECTED ADDRESS: Four Points Tallahassee Downtown, 316 W Tennessee St., Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: contacting The Board of Respiratory Care, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255, by calling the board office at (850)245-4373 or by visiting the website: <http://floridasrespiratorycare.gov/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Department of Health at (850)245-4444, ext. 3565. 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 HEALTH

Athletic Trainers

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

DATE AND TIME: December 20, 2017, 12:00 Noon ET

PLACE: Dial 1(888)670-3525, when prompted enter conference code 4552635641#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained at www.floridasathletictraining.gov. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and the evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment, can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact the Board Office at least one week in advance by phone at (850)245-4474.

NORTHWEST FLORIDA AREA AGENCY ON AGING

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

DATE AND TIME: December 6, 2017, 9:30 a.m.

PLACE: 5090 Commerce Park Circle, Pensacola, FL 32505

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2018 Area Plan.

For more information or a copy of the agenda, you may contact Amber P. McCool at (850)494-7101.

CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Corporation Market Accountability Advisory Committee (MAAC) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 12, 2017, 1:00 p.m.

PLACE: Sheraton Orlando North, 600 N. Lake Destiny Drive, Maitland, FL 32751; teleconference: 1(888)942-8686, participant code 574 373 5657#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Subject matter includes, but is not limited to, Agency Services, Depopulation and Clearinghouse.

A copy of the agenda may be obtained at www.citizensfla.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Barbara Walker at (850)513-3744. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA INDEPENDENT LIVING COUNCIL

The Florida Independent Living Council, Inc. announces telephone conference calls to which all persons are invited.

DATE AND TIME: Friday, December 1, 2017, 1:30 p.m. until completion of agenda

MEETING: Public Policy/Advocacy Committee

DATE AND TIME: Monday, December 11, 2017, 10:00 a.m. until completion of agenda

MEETING: Finance Committee

DATE AND TIME: Thursday, December 21, 2017, 1:30 p.m. until completion of agenda

MEETING: Public Policy/Advocacy Committee

PLACE: 1882 Capital Circle NE, Suite 202, Tallahassee, Florida 32308; phone conference call-in number 1(888)670-3525, participant code 5073148497

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee Work.

Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Jenny Bopp at jenny@floridasilc.org.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1882 Capital Circle NE, Suite 202, Tallahassee, Florida 32308, (850)488-5624 or toll-free 1(877)822-1993.

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

GRAYROBINSON, P.A.

The City of South Miami Health Facilities Authority and the Executive Office of the Governor announce public hearings to which all persons are invited.

DATE AND TIME: December 5, 2017, 10:00 a.m.

PLACE: City Hall, 6130 Sunset Drive, South Miami, Florida 33143

DATE AND TIME: December 6, 2017, 9:00 a.m.

PLACE: Office of Governor of the State of Florida, General Counsel's Conference Room (#209), The Capitol, 400 S. Monroe Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: A plan of finance of the Issuer to issue one or more series of its revenue bonds (the "Bonds") in an aggregate principal amount not to exceed \$950,000,000.

Hearings will be held by the City of South Miami Health Facilities Authority (the "Issuer"), and the Governor of the State of Florida regarding a plan of finance of the Issuer to issue one or more series of its revenue bonds (the "Bonds") in an aggregate principal amount not to exceed \$950,000,000. The proceeds of the Bonds will be loaned to one or more of Baptist Health South Florida, Inc. ("BHSF"), Baptist Hospital of Miami, Inc. ("Baptist Hospital"), Baptist Outpatient Services, Inc. ("BOS"), Doctors Hospital, Inc. ("Doctors Hospital"), Homestead Hospital, Inc. ("Homestead Hospital"), Mariners Hospital, Inc. ("Mariners Hospital"), South Miami Hospital, Inc. ("South Miami Hospital"), West Kendall Baptist Hospital, Inc. ("West Kendall Hospital"), Fishermen's Health, Inc. ("Fishermen's"), Bethesda Health, Inc. ("BHI"), Bethesda Health Outpatient Services, Inc. ("BHC"), Bethesda Health Comprehensive Imaging Services, Inc. ("WDC"), and Bethesda Payroll Services, Inc. ("Payroll" and, together with BHSF, Baptist Hospital, BOS, Doctors Hospital, Homestead Hospital, Mariners Hospital, South Miami Hospital, Fishermen's, BHI, BHC and WDC, the "Borrowers"). The proceeds of the Bonds will be used, together with certain other moneys, to (i) pay or reimburse BHSF and its affiliated corporations for, or refinance any indebtedness incurred to pay, the costs of acquiring, constructing, expanding, renovating, rehabilitating and equipping certain healthcare facilities and all necessary, attendant or related facilities, equipment, site work and utilities thereto; (ii) refund all or a portion of the outstanding portion of the (a) \$800,000,000 original aggregate principal amount City of South Miami Health Facilities Authority Hospital Revenue Bonds, Series 2007 (Baptist Health South Florida Obligated Group) (the "Series 2007 Bonds"), (b) \$130,000,000 original aggregate principal amount Palm Beach County Health Facilities Authority Health Facilities Revenue Bonds (Bethesda

Healthcare System, Inc. Project) Series 2010A (the "Series 2010A Bonds") and (c) \$85,000,000 original aggregate principal amount Palm Beach County Health Facilities Authority Health Facilities Revenue Bonds (Bethesda Healthcare System, Inc. Project) Series 2010B (the "Series 2010B Bonds" and, together with the Series 2010A Bonds, the "Series 2010 Bonds"); (iii) fund a debt service reserve fund for the benefit of the Bonds, if deemed necessary or desirable by the Issuer and BHSF; (iv) fund working capital for any of the Borrowers, if deemed necessary or desirable by BHSF; (v) fund interest accruing on the Bonds, if deemed necessary or desirable by BHSF; and (vi) pay certain expenses incurred in connection with the issuance of the Bonds, including the cost of any credit or liquidity enhancement, all as permitted by the Health Facilities Authorities Law, Part III, Chapter 154, Florida Statutes and the Florida Industrial Development Financing Act, Part II, Chapter 159, Florida Statutes (the "Acts").

The proceeds of the Series 2007 Bonds were used, together with certain other moneys, to (i) refund all or a portion of the outstanding portion of (a) the Dade County Health Facilities Authority's \$116,400,000 Hospital Revenue Refunding Bonds, Series 1993A (Baptist Hospital of Miami Project) (the "Series 1993A Bonds"); (b) the Issuer's \$69,985,000 Hospital Revenue Refunding Bonds, Series 1995 (Baptist Health Systems Obligated Group) (the "Series 1995 Bonds"); (c) the Issuer's \$104,205,000 Hospital Revenue Bonds, Series 1998 (Baptist Health Systems Obligated Group) (the "Series 1995 Bonds"); (c) the Issuer's \$104,205,000 Hospital Revenue Bonds, Series 1998 (Baptist Health Systems Obligated Group) (the "Series 1998 Bonds"); (d) the Issuer's \$150,000,000 Hospital Revenue Bonds, Series 2003 (Baptist Health South Florida Obligated Group) (the "Series 2003 Bonds"); (e) the City of Coral Gables Health Facilities Authority's \$149,920,000 Hospital Revenue Bonds, Series 2004 (Baptist Health South Florida Obligated Group) (the "Series 2004 Bonds," and together with the Series 1993A Bonds, the Series 1995 Bonds, the Series 1998 Bonds and the Series 2003 Bonds, the "1993A/1995/1998/2003/2004 Bonds"); and (f) the Borrowers' outstanding obligations incurred in connection with some or all of the 1993A/1995/1998/2003/2004 Bonds; (ii) pay or reimburse one or more of the Borrowers for the payment of costs of acquiring, constructing, renovating, rehabilitating and equipping certain healthcare facilities of the Borrowers; and (iii) pay certain expenses incurred in connection with the issuance of the Bonds and such refundings, all as permitted by the Acts.

The proceeds of the 1993A/1995/1998/2003/2004 Bonds were loaned to one or more of the Borrowers and were used to finance or refinance costs of acquiring, constructing, renovating, rehabilitating and equipping certain healthcare facilities of the Borrowers.

The proceeds of the Series 2010 Bonds were used, together with certain other moneys, to (i) pay or reimburse BHI for, or refinance outstanding indebtedness the proceeds of which were used for, the payment of the costs of acquiring, constructing, renovating, remodeling and equipping certain of its health facilities (the "2010 Project"), (ii) currently refund all or a portion of the outstanding principal amount of the Palm Beach County Health Facilities Authority Health Facilities Revenue Bonds (Bethesda Healthcare System, Inc. Project), Series 2001 (the "Series 2001 Bonds"); (iii) refinance all or a portion of the outstanding principal amount of loans to BHI from the Palm Beach County Health Facilities Authority (the "Palm Beach Authority") from proceeds of the Palm Beach County Health Facilities Authority Refunding Program Revenue Bonds, Series 1985 (Pooled Hospital Loan Program) (the "Pool Loans" and, together with the Series 2010 Bonds, the Series 2007 Bonds, the Series 2001 Bonds and the 1993A/1995/1998/2003/2004 Bonds, the "Prior Bonds"); (iv) fund a debt service reserve fund for the benefit of the Series 2010 Bonds, if deemed necessary or advisable by the Palm Beach Authority and BHI; (v) pay a portion of the interest on the Series 2010 Bonds, if deemed necessary or advisable by the Palm Beach Authority and BHI; (vi) provide working capital, if deemed necessary or advisable by the Palm Beach Authority and BHI; and (vii) pay certain expenses incurred in connection with the issuance of the Series 2010 Bonds, including but not limited to the costs of refunding the Series 2001 Bonds and refinancing the Pool Loans.

The proceeds of the Series 2001 Bonds were used to (i) finance any or all of certain capital expenditures incurred and to be incurred by BHI and/or Bethesda Hospital, Inc. (formerly, Bethesda Memorial Hospital, Inc.) in connection with the acquisition, construction, improving and equipping of its health care facilities; (ii) refinance indebtedness of BHI to the Orange County Health Facilities Authority associated with the Orange County Health Facilities Authority Refunding Program Revenue Bonds, Series 1985 (Pooled Hospital Loan Program), the proceeds of which loans were used to finance capital expenditures related to BHI's health care facilities located at 2815 South Seacrest Boulevard, Boynton Beach, Florida, and BHC's health care facilities located at 10301 Hagen Ranch Road, Boynton Beach, Florida; and (iii) pay the costs of issuance of the Series 2001 Bonds.

The proceeds of the Pool Loans were used to finance certain equipment expenditures related to BHI's health care facilities. Each of the facilities financed or refinanced with the proceeds of the Bonds and the Prior Bonds are or will be initially owned, operated or managed by one or more of the Borrowers at the following locations: 6855 Red Road, 10 Giralda Avenue, 5000 University Drive, 1150 Campo Sano Avenue, 1171 Campo Sano Avenue, 1500 Monza Avenue, 1501 Venera Ave, 1575 San Ignacio, 1500 San Remo and Gables Grand Plaza in Coral

Gables, Florida; 8500 SW 117th Road, 7535 N. Kendall Drive, 8900 N. Kendall Drive, 8940 N. Kendall Drive, 8950 N. Kendall Drive, 9035 Sunset Drive, 8780 S.W. 92nd Street, 9045 S.W. 87th Court, 9049 S.W. 87th Court, 8740 S.W. 94th Street, 8755 8785 S.W. 92nd Street, 9200 S.W. 87th Avenue, S.W. 92nd Street and 88th Avenue, 8755 S.W. 94th Avenue, 8750 S.W. 14th Street, 13001 S.W. 88th Street, 9915 N.W. 41st Street, 14701 NW 77 Ave, 1240 S. Dixie Hwy, 14660 SW 8th Street, 11805 S Dixie Hwy, 1222 S. Dixie Hwy, 2660 Brickell Ave, 8820 S.W. 40th Street, 8840 S.W. 40th Street, 8301 N.W. 12th Street , 9000 S.W. 13th Avenue, 12400 S.W. 127th Avenue, 13611 S.W. 142nd Avenue, the 30 acres north and east of the intersection of S.W. 96th Street and S.W. 162nd Avenue, 9555 S.W. 162 Avenue, 13500 S.W. 152nd Street, 14100 S.W. 136th Street, 6140 S.W. 70th Ave., 9350 Sunset Drive, 8741 S.W. 94th Street, and S.W. 154th Street and 134th Avenue in Miami, Florida; 2100 N.W. 84th Avenue in Doral, Florida; 160 N.W. 13th Street, 104 N.W. 12th Street, 112 N.W. 12th Street, 192 N.W. 12th Street, 127 N.W. 11th Street, 119 N.W. 11th Street, 111 N.W. 11th Street, 105 N.W. 11th Street, 1220 N.W. 1st Avenue, 151 N.W. 11th Street, 135 N.W. 13th Street, 143 N.W. 11th Street, 3377 N.E. 8th Street, 136 N.W. 12th Street, the 60 acres located on the north side of S.W. 312th Street approximately 0.4 miles west of S.W. 142nd Avenue and approximately 0.25 miles east of S.W. 152nd Avenue and the 30 acres south of Campbell Drive at S.W. 312 Street and S.W. 142nd Avenue, and 975 Baptist Way in Homestead, Florida; 7400 S.W. 62nd Avenue, 6200 S.W. 73rd Street, 6200 S.W. 72nd Street, 6842 S.W. 80th Street 5975 Sunset Drive, 7330 S.W. 62nd Place, 8250 Sunset Drive, 6250 Sunset Drive, 7401 S.W. 62nd Avenue, 7411 S.W. 63rd Avenue, 7421 S.W. 63rd Avenue, 7431 S.W. 63rd Avenue, 7500 S.W. 62nd Court, 6320 Manor Ln, 7401 SW 62 Ave, 7211 SW 62 Ave, 6790 – 6880 S.W. 80th Street, 7150 SW 62 Ave and 6233 Sunset Drive in South Miami, Florida; 4741 S. University Drive in Davie Florida; 6264 West Sample Road in Coral Springs, Florida; 15885 Pines Blvd in Pembroke Pines, Florida; 1642 Town Center Circle in Weston, Florida; 12472 W Sunrise Blvd in Sunrise, Florida; 40 High Point Road, 91550 Overseas Highway, 91500 Overseas Highway, 87465 Old Highway and 87455 Old Highway in Tavernier, Florida; 103400 Overseas Highway, 100210 Overseas Highway and 100360 Overseas Highway in Key Largo, Florida; and 2815 South Seacrest Boulevard, 10301 Hagen Ranch Road, 2623 South Seacrest Blvd. and 9655 West Boynton Beach Boulevard in Boynton Beach, Florida.

The public hearings are required by Section 147(f) of the Internal Revenue Code of 1986, as amended. Written comments may be submitted to the Issuer or the Governor in care of the Chair of the Issuer, Subrata Basu, City Hall, 6130 Sunset Drive, South Miami, Florida 33143 until 10:00 a.m. on December 5,

2017. Copies of the documents pursuant to which the Bonds will be issued will be available for inspection in the office of the City Clerk and the office of Deputy General Counsel Meredith Sasso, Executive Office of the Governor, prior to the hearing and meeting.

Pursuant to Section 286.0105 of the Florida Statutes, as amended, the Issuer and the Governor hereby advise that if a person decides to appeal any decision made by the Issuer or the Governor with respect to any matter considered at such hearing and meeting, such person will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

In accordance with the Americans with Disabilities Act ("ADA"), if any person with a disability as defined by the ADA needs special accommodations to participate in the South Miami or Tallahassee public hearings, then (i) not later than two (2) business days prior to the public hearing in South Miami, Florida, he or she should contact the Office of the City Clerk at 305-663-6340 and (ii) not later than two (2) business days prior to the public hearing in Tallahassee, Florida, he or she should contact Meredith Sasso, Deputy General Counsel, at (850)717-9321.

HDR ENGINEERING, INC. - TAMPA

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

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

PLACE: Florida Department of Transportation District Five Urban Office, Lake George Conference Room, 133 S. Semoran Boulevard, Orlando, FL 32807

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation is conducting a districtwide Truck Parking Study to address the shortage of available truck parking spaces, identify solutions that will support truck drivers, and plan for the anticipated need over the next 10 to 20 years. As part of this study, one of the objectives is to identify issues and trends facing truck drivers and to help identify how tractor-trailer truck parking is currently being addressed off of the interstate highway system. The District Five study area includes Brevard, Flagler, Lake, Marion, Orange, Osceola, Seminole, Sumter, and Volusia Counties.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator, Jennifer.Smith2@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: Jim Wikstrom, (407)482-7874, James.Wikstrom@dot.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 seven (7) days before the workshop/meeting by contacting Jim Wikstrom, (407)482-7874, James.Wikstrom@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Mr. Jim Wikstrom, the FDOT District Five Freight and Logistics Manager, (407)482-7874, James.Wikstrom@dot.state.fl.us. Media inquiries can be directed to the Public Information Manager, Steve Olson, (386)943-5497, Steve.Olson@dot.state.fl.us.

THE CORRADINO GROUP, INC.

The Florida Department of Transportation (FDOT), District Six announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 5, 2017, 5:30 p.m. – 7:30 p.m.; Open House; 6:00 p.m., Presentation

PLACE: West Dade Regional Library, Auditorium 1, 9445 Coral Way, Miami, Florida 33165

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District Six, has scheduled a Public Kick-Off Meeting regarding the proposed improvements to State Road (SR) 826/Palmetto Expressway from US 1/SR 5/Dixie Highway to SR 836/Dolphin Expressway in Miami-Dade County. The study will evaluate corridor improvements that will add highway and interchange capacity with the implementation of an express lanes system and interchange improvements. The study will focus on addressing existing and future traffic needs, improving travel time reliability, enhancing safety and long-term mobility options along the corridor. This meeting will provide an opportunity for the public to learn about the project, become familiar with the study process, and provide initial feedback.

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

A copy of the agenda may be obtained by contacting: Ms. Maria I. Perdomo, P.E., Project Manager, (305)640-7186, Maria.Perdomo@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by

contacting: Ms. Hong Benitez, P.E., (305)470-5219, in writing at 1000 NW 111th Avenue, Miami, Florida 33172, hong.benitez@dot.state.fl.us. Any persons who require translation services (free of charge) should also contact Ms. Hong Benitez, P.E. at least seven (7) days before the meeting. 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: Ms. Maria I. Perdomo, P.E., Project Manager, (305)640-7186, Maria.Perdomo@dot.state.fl.us.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

NOTICE IS HEREBY GIVEN that the Board of Building Code Administrators and Inspectors has issued an order disposing of the petition for declaratory statement filed by Rune Lero, President of Innovative Construction Inspections, Inc. on May 4, 2017. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published June 5, 2017 in Volume 43, No. 108 of the, Florida Administrative Register. Petitioner sought interpretation and clarification of Sections 468.604(2), 469.621(1)(g), and 468.621(1)(i), Florida Statutes, as they pertain to the licensing required to conduct virtual inspections. The Board's Order, filed on July 28, 2017, states that the opinion of the Board that a licensed building inspector operating as a private provider under the provisions of 553.791(1)(i), F.S. who conducts a virtual inspection of the type specifically identified utilizing the smartphone application, web based, video guided, biometrically protected program as specifically described in the Petition and by sworn testimony of the Petitioner is not, ipso facto failing to lawfully execute the duties and responsibilities of their license nor are they failing to ensure compliance with applicable building codes or requirements. None of this is to imply that the utilization of the aforementioned technique will shield the licensed building inspector from discipline for failing to perform a competent inspection or for violating any provision of Chapter 468 Part XII, F.S.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Robyn Barineau, Executive Director, Board of Building Code Administrators and Inspectors, 2601 Blair Stone Road, N12, Tallahassee, FL

32399-0790, (850)717-1394,
Robyn.Barineau@myfloridalicense.com.

DEPARTMENT OF HEALTH

Office of Medical Marijuana Use

NOTICE IS HEREBY GIVEN that the Department of Health received a petition for declaratory statement from George Hackney, Inc., d/b/a Trulieve on November 8, 2017. The petition seeks the department's opinion on the applicability of section 120.60(1), Florida Statutes, to petitioner's request to amend processing aspects of their initial application. Motions for leave to intervene must be filed within 21 days of publication and must contain the information required in subsection 28-105.0027(2), Florida Administrative Code.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Amanda Bush, (850)245-4027, amanda.bush@flhealth.gov. Please refer all comments to Amanda Bush at the contact information previously listed.

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

FAU BT609 - Cooling Tower Replacement - Professional Services

ENGINEERING ADVERTISEMENT

BT- 609

COOLING TOWERS REPLACEMENT

BOCA RATON CAMPUS

NOTICE TO PROFESSIONAL CONSULTANTS

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

Project No. BT- 609 Cooling Towers Replacement

Project and Location: Located on Florida Atlantic University's Boca Raton Campus. The project consists of engineering design services to remove and replace the existing cooling towers build a common pump house, install a common water supply manifold with variable speed pumps and new cooling towers while maintaining chilled water service to the campus. The total Construction Budget is estimated at approximately \$2,700,000. The selected firm will provide site development, schematic design, design development, construction documents and construction administration for the referenced project. This project will be delivered via a construction management at risk. 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. 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 Azita Dotiwala, Campus Planner, at dashtaki@fau.edu. 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. All inquiries about the project or the selection process are to be submitted by 4:00 p.m. on Monday, December 11, 2017. 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 in writing via 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 Wednesday, December 20, 2017.

GULF COUNTY BOARD OF COUNTY COMMISSIONERS
Gulf County Unsolicited Proposal No. 2017-01 / Design, Construction and Operation of a Ship Repair and Haul Out Facility at Port St. Joe

PUBLIC NOTICE

NOTICE OF UNSOLICITED PROPOSAL

Unsolicited Proposal No. 2017-01

Design, Construction and Operation of a Ship Repair and Haul Out Facility at Port St. Joe

NOTICE IS HEREBY GIVEN that Gulf County, a political subdivision of the State of Florida (the "County"), has received an unsolicited proposal for a qualifying public-private partnership in accordance with Section 255.065, Florida Statutes, for the design, construction and operation of a ship repair and haul out facility, including a floating dry dock. At a duly noticed public meeting held on November 7, 2017, the Gulf County Board of County Commissioners ("Board") unanimously voted to designate the project as a qualifying project as defined in Section 255.065(1)(i), Florida Statutes. The County is advertising this Public Notice pursuant to Section 255.065(3)(b) because the County intends to enter into a comprehensive agreement for the project described in the unsolicited proposal. The purpose of this Public Notice is to advise the public and interested parties that the County has received the unsolicited proposal and will accept other proposals for the same project that is outlined herein until 1:00 p.m. on December 11, 2017. The project is identified in the unsolicited proposal as follows:

Design and construction of a floating, self-docking dry dock capable of handling vessels up to 10,000 LT weight at Port St. Joe. The floating dry dock would be owned by the County.

The floating dry dock will be leased on a long-term, exclusive basis by the County to a private sector entity that has an existing contract to build vessels for which the floating dry dock will be used. The private sector entity will commit to create jobs in Gulf County and work to maximize commercial use of the dry dock.

The private sector entity has agreed to pay a monthly fee to the County for leasing the dry dock.

Necessary repairs will be completed to the existing wharf, including the existing bulkhead and related facilities, as well as certain upland improvements.

The project will also involve completion of dredging to a depth of at least -45 feet at or near the proposed submergence location of the floating dry dock and -35 along the remainder of the bulkhead at Port St. Joe in an approximate area of 100' x 1000'. The schedule provided by the unsolicited proposal is as follows: design to be complete by May 2018 and construction of the dry dock to be complete by May 2020.

The total budget for this project under the unsolicited proposal is \$34,425,000.

The County will accept and evaluate other proposals for the same project as provided in this Public Notice. Persons or entities wishing to submit other proposals for the same project may do so by delivering proposals to: County Administration Office, 1000 Cecil G. Costin Jr. Blvd., Room 302, Port St. Joe, Florida 32456. The entire proposal package shall be enclosed in a sealed envelope or container and shall have the following information clearly printed or written on the exterior of the envelope or container: Proposal in Response to Unsolicited Proposal No. 2017-01 Design, Construction and Operation of a Ship Repair and Haul Out Facility at Port St. Joe and the name of the proposer (person or entity responding to this Notice). Proposals must be received by the County Administration Office, either by mail or hand delivery, no later than 1:00 p.m. EST on December 11, 2017. Delivery must be made during the County Administration Office's normal working hours (7:00 a.m. a.m. to 5:30 p.m. ET, Monday through Thursday), and any proposal received after the above stated deadline will be returned unopened and will not be considered.

Proposals shall include all information and materials required by Section 255.065, Florida Statutes. Proposals must also be accompanied by an application fee of \$2,500. The County reserves the right to waive minor irregularities, to reject any or all proposals received, and to otherwise make a decision in the best interests of the County. The County also reserves the right to charge additional application review fees if deemed necessary and appropriate pursuant to Section 255.065(3)a(3), Florida Statutes. The Board shall have the final decision-making authority concerning any final award or interim or comprehensive agreement entered into by the County.

Proposals shall be evaluated and negotiations shall proceed in accordance with Section 255.065, Florida Statutes. Proposals will be evaluated and ranked in order of preference by a Selection Committee to be appointed by the County Administrator. The Selection Committee will consider factors in accordance with Section 255.065 that include, but are not limited to, professional qualifications, general business terms,

innovative design techniques, and/or cost-reduction terms. The County intends to negotiate an interim and/or comprehensive agreement with the highest ranked proposer. The Selection Committee, at its option, may request that proposers make presentations and/or participate in questions and answers sessions. The County may also request additional information from proposers that may be necessary to fully evaluate a proposal. After the Selection Committee has ranked proposals, the County will then begin negotiations with the highest-ranked firm. If only one proposal is received, the County may negotiate in good faith.

All proposals that are timely received shall become the property of the County and any costs or expenses incurred in relation to preparation and submission of proposals shall be borne by the proposer. Such proposals and related information shall be subject to the applicable provisions of the Florida Public Records Act.

A reading and additional public hearing regarding this and any and all other proposals will be held during the Gulf County Board of County Commissioner’s Special Meeting on Tuesday, December 12 at 9:00 a.m. (Eastern) to be held in the Donald H. Butler Commissioner Chamber and meeting room in the Robert M. Moore Administration Building, Gulf County Courthouse Complex, Port St. Joe, Florida.

All interested persons may appear and be heard with respect to the unsolicited proposal. If a person decides to appeal any decisions made by the Gulf County Commission with respect to any matter considered at this hearing, he/she will need a record of the proceedings and that for such purpose he/she may need to ensure a verbatim record of the proceedings made and which would include any evidence upon which the appeal is to be based.

BOARD OF COUNTY COMMISSIONERS
 GULF COUNTY, FLORIDA
 BY: WARD McDANIEL, CHAIRMAN

**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, November 13, 2017 and 3:00 p.m., Friday, November 17, 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 |
|--------------|------------|----------------|
| 5I-6.001 | 11/16/2017 | 12/6/2017 |
| 5I-6.002 | 11/16/2017 | 12/6/2017 |
| 5I-6.003 | 11/16/2017 | 12/6/2017 |
| 5I-6.004 | 11/16/2017 | 12/6/2017 |
| 5I-6.005 | 11/16/2017 | 12/6/2017 |
| 5I-6.006 | 11/16/2017 | 12/6/2017 |
| 61G15-33.001 | 11/14/2017 | 12/4/2017 |
| 61G15-33.002 | 11/14/2017 | 12/4/2017 |
| 61G15-33.003 | 11/14/2017 | 12/4/2017 |
| 61G15-33.004 | 11/14/2017 | 12/4/2017 |
| 61G15-33.005 | 11/14/2017 | 12/4/2017 |
| 61G15-33.006 | 11/14/2017 | 12/4/2017 |
| 61G15-33.007 | 11/14/2017 | 12/4/2017 |
| 61G15-33.008 | 11/14/2017 | 12/4/2017 |
| 61G15-33.010 | 11/14/2017 | 12/4/2017 |
| 64B-9.002 | 11/13/2017 | 12/3/2017 |
| 64b4-5.001 | 11/17/2017 | 12/7/2017 |
| 65C-30.001 | 11/14/2017 | 12/4/2017 |
| 68B-31.0156 | 11/15/2017 | 12/5/2017 |
| 69K-33.001 | 11/16/2017 | 12/6/2017 |

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

| Rule No. | File Date | Effective Date |
|-------------|------------|----------------|
| 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 LAW ENFORCEMENT
 Division of Local Law Enforcement Assistance
 RULE NO.: RULE TITLE:

11D-9.004 Eligible Purposes and Programs
 NOTICE OF ANTICIPATED AMENDMENT TO FEDERAL AWARDS

The State of Florida, Department of Law Enforcement (FDLE), Office of Criminal Justice Grants will be submitting grant amendments to the United States Department of Justice, Bureau of Justice Assistance, to modify Federal Fiscal Year 2015 and 2016 grant awards made under Part E of Title I of the Omnibus Crime Control and Safe Streets Act of 1968, Section 500, as amended.

A copy of the amended grants will be available for review and comment by the public at FDLE, Business Support Program, Office of Criminal Justice Grants, Tallahassee, Florida 32308. Interested parties should contact the Office of Criminal Justice Grants at (850)617-1250 to obtain a copy for review.

Chapter 11D-9, Florida Administrative Code, governs program administration and funding. If the Bureau of Justice Assistance approves the grant amendments, there will be no impact to existing or anticipated subawards to units of local government from the Department of Law Enforcement. "Units of local government" means any city, county, town, township, borough, parish, village, or other general-purpose political subdivision of a State and includes Native American Tribes that perform law enforcement functions as determined by the Secretary of the Interior. Please direct questions regarding this amendment to Petrina T. Herring, Bureau Chief, Office of Criminal Justice Grants, FDLE, at (850)617-1250.

DEPARTMENT OF TRANSPORTATION

Pending Site Approval Order for Air-Med Eye Care Helistop
 The Florida Department of Transportation intends to issue an "Airport Site Approval Order," in accordance with Chapter 330, Florida Statutes, "Regulation of Aircraft, Pilots, and Airports" and Chapter 14-60, Florida Administrative Code, "Airport Licensing, Registration, and Airspace Protection" for the following site:

Air-Med Eye Care Helistop, a private airport, in Hillsborough County, at Latitude 27° 55' 54.5" and Longitude 82° 17' 23.4", to be owned and operated by Dr. Gregory Henderson, 631 Eichenfield Drive, FL 33511.

A copy of the Airport Site Approval Order, the Airport's application, the applicable rules, and other pertinent information may be obtained by contacting Aaron N. Smith, State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450; (850)414-4514; aviation.fdot@dot.state.fl.us. Website: <http://www.dot.state.fl.us/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

DEPARTMENT OF HEALTH

Office of Medical Marijuana Use Notice of Adoption
 The Department of Health, Office of Medical Marijuana Use hereby provides notice that Regulation 2-1.02 below has been filed for adoption with the Department Agency Clerk and is effective as of November 17, 2017, pursuant to the Department's authority under Article X, Section 29, of the Florida Constitution. The Department previously provided notice of the proposed regulation in Vol. 43 No. 207, October 25, 2017 issue of the Florida Administrative Register.

2-1.02 Disciplinary Guidelines and Fines

Pursuant to Article X, Section 29 of the Florida Constitution and consistent with section 381.986, Florida Statutes, the penalties listed for the following violations of section 381.986, Florida Statutes, department rule or regulation, shall be used as guidelines in disciplinary cases, absent aggravating or mitigating circumstances and subject to other provisions of this regulation. Penalties are applicable per instance of each violation and every day that a violation occurs shall be considered a separate violation.

(a) Approval and renewal violations.

Attempt by any person or entity to procure initial medical marijuana treatment center approval by bribery, fraudulent misrepresentation, or extortion. Any violation, revocation or denial of approval and \$5,000 fine.

Attempt by any person or entity to renew a license by bribery or fraud. For the first violation, revocation of the license with the ability to reapply upon payment of a \$5,000 fine to permanent revocation. After the first violation, permanent revocation with a \$5,000 fine.

(b) Improper Dispensations and Misuse of the Medical Marijuana Use Registry (MMUR).

Dispensation by a MMTC of more than a 70-day supply of low-THC cannabis or medical cannabis to a patient or caregiver. First violation, from a letter of warning to a \$500 fine; second

violation, \$500 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Failure of a MMTC to enter an employee name or unique employee identifier into the MMUR for each dispensation of low-THC cannabis, medical cannabis, or cannabis delivery device. First violation, from a letter of warning to a \$500 fine; second violation, \$500 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Failure of a MMTC to verify in the MMUR, prior to dispensing to the patient or their caregiver, that a physician has entered a valid order for low-THC cannabis, medical cannabis, or a cannabis delivery device for that patient. First violation, from a letter of warning to a \$500 fine; second violation, \$500 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Failure of a MMTC to verify in the MMUR, prior to dispensing to the patient or their caregiver, that: (1) the patient has an active registration in the MMUR, (2) the patient or the patient's caregiver holds a valid and active identification card, and (3) that there is a sufficient number of milligrams of recommended product remaining to fill an order. Failure to verify any of these three requirements constitutes a violation. First violation, from a letter of warning to a \$500 fine; second violation, \$500 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Failure of a MMTC to record in the MMUR the: (1) date, (2) time, (3) quantity of medical marijuana dispensed, (4) form of medical marijuana dispensed, (5) type of marijuana delivery device dispensed if applicable, and (6) the name and MMUR identification number of the patient or caregiver for each dispensation. Failure to record any of these six requirements constitutes a violation. First violation, from a letter of warning to a \$500 fine; second violation, \$500 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Dispensation of low-THC cannabis, medical cannabis, or cannabis delivery device by a MMTC to a qualified patient who is younger than 18 years of age. First violation, \$500 fine; subsequent violation, from a \$500 fine to a \$500 fine and suspension or revocation.

Dispensation or selling of any other type of cannabis, alcohol, or illicit drug-related product, including pipes, bongs, or wrapping papers, other than a marijuana delivery device required for the medical use of marijuana as specified in a physician certification, by an MMTC at a dispensing facility. First violation, \$500 fine; subsequent violation, from a \$500 fine to a \$500 fine and suspension or revocation.

Dispensation of low-THC cannabis, medical cannabis, or a cannabis delivery device from the premises of a MMTC between the hours of 9 p.m. and 7 a.m. First violation, \$500

fine; subsequent violation, from a \$500 fine to a \$500 fine and suspension or revocation.

Creates a patient or caregiver in the MMUR using misleading, incorrect, false, or fraudulent information. Any qualified ordering physician who violates this subparagraph is subject to a 180-day suspension from access to the MMUR. This penalty does not prohibit any further appropriate action by the department or respective board against the qualified ordering physician.

Creates a duplicate patient or caregiver in the MMUR. Any qualified ordering physician who violates this subparagraph is subject to a 180-day suspension from access to the MMUR. This penalty does not prohibit any further appropriate action by the department or respective board against the qualified ordering physician.

Failure to update the MMUR within 7 days after any change(s) is made to the original physician certification to reflect such change(s). Any qualified ordering physician who violates this subparagraph is subject to a 180-day suspension from access to the MMUR. This penalty does not prohibit any further appropriate action by the department or respective board against the qualified ordering physician.

Improper disclosure of personal information of a qualified patient or caregiver. Personal information includes the patient and caregiver names, birth dates, telephone numbers, addresses, electronic mail addresses, social security numbers and biometric identifiers. Violations of this subparagraph by an MMTC or an approved law enforcement MMUR user, first violation, from a letter of warning to a \$500 fine; second violation, \$500 fine and a 180-day suspension from access to the MMUR; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation of access to the MMUR. Any physician who violates this subparagraph is subject to a 180-day suspension from access to the MMUR and this penalty does not prohibit any further appropriate action by the department or respective board against the physician.

Misuse of or improper access to the MMUR. Misuse or improper access includes:

Failure of a MMTC or other approved user to establish or enforce policies and procedures restricting access to the MMUR only to those individuals authorized by section 381.986, Florida Statutes, and whose access has been approved by the department;

Failure of a MMTC or other approved user to establish or enforce policies and procedures preventing personnel from sharing login and password information or accessing the MMUR on another individual's account; and

Use of data from the MMUR for cold-calling or otherwise soliciting patients or caregivers.

Violations of this subparagraph by an MMTC or an approved law enforcement MMUR user, first violation, from a letter of warning to a \$500 fine; second violation, \$500 fine and a 180-day suspension from access to the MMUR; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation of access to the MMUR. Any physician who violates this subparagraph is subject to a 180-day suspension from access to the MMUR and this penalty does not prohibit any further appropriate action by the department or respective board against the physician.

(c) MMTC operational violations.

Failure of a MMTC to maintain qualifications for approval. Suspension or revocation of MMTC license.

Endangering the health, safety, or security of a qualified patient by a MMTC. First violation, a letter of warning and a fine up to \$500; second violation, \$1,000 fine; subsequent violation, \$1,000 fine to a \$1,000 fine and suspension or revocation.

Employment of an owner, officer, board member, manager, or employee by a MMTC who has been rendered ineligible under section 381.986(9), Florida Statutes, or who has been convicted or found guilty of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the business of a medical marijuana treatment center. First violation, a \$250 to \$500 fine and license suspension. Subsequent violation, from a \$1,000 fine and license suspension to a \$5,000 fine and license revocation.

Employment of an owner, officer, board member, manager, or employee by a MMTC whose license or the authority to engage in any regulated profession, occupation, or business that is related to the business practices of a medical marijuana treatment center has been suspended, revoked, or otherwise acted against by the licensing authority of any jurisdiction, including its agencies or subdivisions, for a violation that would constitute a violation under Florida law. First violation, a \$250 fine to \$500 fine and license suspension; subsequent violation, from a \$1,000 fine and license suspension to a \$5,000 fine and license revocation. If the license or authority to engage in a regulated profession, occupation, or business has been reinstated or otherwise cleared of disciplinary obligations, the department will consider such reinstatement as a mitigating factor.

Making or filing a report or record that the MMTC knows to be false. First violation, from a letter of warning to a \$500 fine; second violation, \$1,000 fine; subsequent violations, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Willfully failing to maintain a record required by section 381.986, Florida Statutes, or department rule or regulation. First violation, letter of warning and a fine up to \$500; second violation, \$1,000 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Willfully impeding or obstructing an employee or agent of the department in furtherance of his or her official duties. First violation, letter of warning to a \$500 fine; subsequent violation, from a \$1,000 to \$5,000 fine up to a \$1,000 to \$5,000 fine and suspension or revocation.

Engaging in fraud or deceit, negligence, incompetence, or misconduct in the business practices of a MMTC. First violation, letter of warning and a fine up to \$500; second violation, \$1,000 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Making misleading, deceptive, or fraudulent representations in or related to the business practices of a MMTC. First violation, from a letter of warning to a \$500 fine; second violation, \$1,000 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Making misleading, deceptive, or fraudulent representations in its advertising. Advertising means the act of providing consideration for the publication, dissemination, solicitation, or circulation of visual, oral, or written communication, to induce directly or indirectly any person to patronize a particular MMTC, or to purchase particular medical marijuana or a medical marijuana-infused product. Advertising includes marketing, but does not include packaging or labeling. Advertising proposes a commercial transaction or otherwise constitutes commercial speech. First violation, from a letter of warning to a \$500 fine; second violation, \$1,000 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Violating a lawful order of the department or an agency of the state, or failure to comply with a lawfully issued subpoena of the department or an agency of the state. First violation, from a letter of warning to a \$500 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Employment of a qualified physician by a MMTC or independent testing laboratory. First violation, from a letter of warning to a \$500 fine; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Use of a pesticide, fungicide, or herbicide other than those permitted for use by department rule or regulation. The presence of an unapproved pesticide, fungicide, or herbicide in the proximity of a MMTC facility or a failed test for an unapproved pesticide, fungicide, or herbicide constitute the use of an unapproved pesticide, fungicide, or herbicide. In addition to the mitigating or aggravating factors listed in subsection (2) below, the following factors will be considered:

- a. The toxicity of the unapproved pesticide, fungicide, or herbicide;
- b. The number of plants exposed; and
- c. The number of individuals exposed.

For the first violation, from a \$1,000 to \$5,000 fine up to a \$1,000 to \$5,000 fine and license suspension; subsequent violations, from a \$1,000 to \$10,000 fine up to a \$1,000 to \$10,000 fine and license suspension or revocation.

The wholesale of low-THC cannabis, medical cannabis, low-THC cannabis products, or medical cannabis products to any entity other than a licensed MMTC. The sale of each plant or cannabis product constitutes a separate violation. From a \$1,000 to \$10,000 fine up to a \$1,000 to \$10,000 fine and suspension or revocation.

Operating a cultivation, processing, or dispensing facility without prior authorization from the department. First violation, a letter of warning and fine up to \$500; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Operating a number of dispensing facilities that exceed the provision of section 381.986(8)(a)5., Florida Statutes. First violation, a letter of warning and fine up to \$500; subsequent violation, from a \$1,000 fine to a \$1,000 fine and suspension or revocation.

Failure to notify the department of a sale of a dispensing facility slot within 3 days of sale. First violation, a letter of warning and fine up to \$500; subsequent violation, \$1,000 fine to a \$1,000 fine and suspension or revocation.

Failure to possess a valid certification of registration issued by the Department of Agriculture and Consumer Services pursuant to section 581.131, Florida Statutes, unless the licensee was licensed under the provisions of section 381.986(8)(a)2.b., Florida Statutes. First violation, a letter of warning and fine up to \$500; subsequent violation, \$1,000 fine to a \$1,000 fine and suspension or revocation.

Failure to employ a medical director to supervise the activities of the MMTC. Any violation, \$1,000 fine to a \$1,000 fine and suspension or revocation.

The wholesale purchase of marijuana or low-THC cannabis from, or a distribution of marijuana or low-THC cannabis to, another MMTC, without the MMTC seeking to make a wholesale purchase of marijuana submitting proof of harvest failure to and approval from the department. Harvest failure means a catastrophic loss of growing plants that presents a substantial risk of severe impact of a MMTC's ability to supply patients with low-THC or medical cannabis products. Any violation, a \$1,000 to \$10,000 fine up to a \$1,000 to \$10,000 fine and suspension or revocation.

Contracting for services related to the operations of a MMTC in violation of section 381.986(8)(e), Florida Statutes. Any violation, \$1,000 to \$10,000 fine up to a \$1,000 to \$10,000 fine and suspension or revocation.

Failure to notify the department in writing at least 60 days prior to the anticipated date of a change in ownership of a MMTC. Any violation, \$1,000 to \$10,000 fine up to a \$1,000 to \$10,000 fine and suspension or revocation.

Executing a change in ownership of a MMTC without prior department approval. Any violation, from a \$1,000 to \$5,000 fine up to a \$1,000 to \$5,000 fine and suspension or revocation. Failure to execute a recall as required by the department. Any violation, a \$1,000 to \$5,000 fine up to a \$1,000 to \$5,000 fine and suspension or revocation.

Operating a MMTC dispensing facility within 500 feet of the real property that comprises a public or private elementary, middle, or secondary school, unless the county or municipality approves the location through a formal proceeding. Any violation, from a \$1,000 fine up to a \$1,000 fine and suspension or revocation.

Growing low-THC cannabis or medical marijuana in an environment other than an enclosed structure. Any violation, \$500 fine per plant to \$500 fine per plant and suspension or revocation.

Growing low-THC cannabis or medical marijuana in the same enclosed structure as other plants. Any violation, a \$500 fine per plant to a \$500 fine per plant and suspension or revocation. Failure to inspect seeds and growing plants for plant pests that endanger or threaten the horticultural and agricultural interests of the state, or failure to notify the Department of Agriculture and Consumer Services within 10 calendar days after a determination that a plant is infested or infected by such plant pest, and implement and maintain phytosanitary policies and procedures. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Failure to perform fumigation or treatment of plants, or remove and destroy infested or infected plants, in accordance with Chapter 581, Florida Statutes, and any rules adopted thereunder. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Processing of low-THC cannabis, medical cannabis, low-THC cannabis products, or medical cannabis products in an environment other than an enclosed structure. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Processing of low-THC cannabis or medical cannabis in the same enclosed structure as other plants or products. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Failure to package low-THC cannabis products or medical cannabis products in compliance with the United States Poison Prevention Packaging Act of 1970, 15 U.S.C. ss. 1471 et seq. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Failure to label low-THC cannabis products or medical cannabis products in compliance with section 381.986(8)(e)10.f., Florida Statutes. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Failure to reserve two processed samples from each batch and retain such samples for at least 9 months in compliance with Section 381.986(8)(e)10.d., Florida Statutes. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Failure to maintain a security system or video surveillance system in compliance with section 381.986(8)(f), Florida Statutes. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Failure to ensure at least two MMTC employees, or two employees of a security agency with whom the MMTC contracts, are on site at cultivation, processing, and storage facilities at all times. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Failure to establish or enforce policies and procedures which require each employee to wear a photo identification badge at all times while on the premises. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Failure to establish or enforce policies and procedures which require each visitor to wear a visitor's pass at all times while on the premises. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

Failure to establish or enforce policies and procedures which require an alcohol and drug-free workplace. Any violation, a \$1,000 to \$10,000 fine to a \$1,000 to \$10,000 fine and suspension or revocation.

Failure to report to local law enforcement within 24 hours after the MMTC is notified or becomes aware of the theft, diversion, or loss of low-THC cannabis or medical cannabis. Any violation, a \$1,000 to \$10,000 fine to a \$1,000 to \$10,000 fine and suspension or revocation.

Failure to establish or enforce policies and procedures which require the safe transport of low-THC cannabis or medical marijuana to MMTC facilities, independent testing laboratories, or patients or caregivers in compliance with section 381.986(8)(g), Florida Statutes. Any violation, a \$500 fine to a \$500 fine and suspension or revocation. The minimum requirements for safe transport are:

- a. Maintenance of a transportation manifest for each delivery, which must be retained for at least 1 year;
- b. Ensuring that only vehicles in good working order are used to transport low-THC and medical cannabis;
- c. Ensuring that low-THC cannabis and medical cannabis is locked in a separate compartment or container within the vehicle;
- d. Ensuring that at least two persons are in a vehicle transporting low-THC cannabis or medical cannabis, and that at least one

person remains in the vehicle while low-THC cannabis or medical cannabis is being delivered; and

e. Ensuring that all employees transporting or delivering low-THC cannabis or medical cannabis receive specific safety and security training.

42. Materially deviating from an application for licensure without prior approval from the department. Any violation, a \$1,000 fine to \$10,000 fine up to a \$1,000 fine to \$10,000 fine and suspension or revocation.

43. Failure to comply with a record inspection request from the department within 14 days. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

44. Failure to ensure that all employees are at least 21 years of age or older. Any violation, a \$500 fine to a \$500 fine and suspension or revocation.

45. Failure to ensure that all marijuana and marijuana products are secured in a secured, locked room or vault. Any violation, a \$1,000 to \$10,000 fine up to a \$1,000 fine to \$10,000 fine and suspension or revocation.

46. Displaying marijuana or marijuana products in a waiting room of a dispensing facility, or dispensing in a waiting room of a dispensing facility. Any violation, \$500 fine to \$500 fine and suspension or revocation.

(d) Violation of any other provision of section 381.986, Florida Statutes, or of department rule or regulation. The full range of penalties listed in this regulation shall be considered for violations pursuant to this paragraph.

(2) Circumstances which shall be considered for the purposes of mitigation or aggravation of penalty shall include the following:

(a) Severity of the violation;

(b) Danger to the public;

(c) Actual damage, physical or otherwise, to the patient;

(d) Effort to prevent the violation;

(e) Effort to correct the violation, or the refusal to correct or stop the violation;

(f) Level of cooperation with the department's investigation into the violation;

(g) The number of previous violations for failure to comply with provisions of the Florida Statutes or department rules or regulations;

(h) Efforts to conceal violations; and

(i) Any other mitigating or aggravating circumstances.

(3) Where several of the violations occur in one case, or several cases being considered together, the penalties shall be cumulative and consecutive.

(4) A MMTC may not avoid penalty for a violation or application of the provision for subsequent violations by changing the corporate structure, for example, by adding or dropping a partner or converting to another form of legal entity

when the individuals who own, operate, or control the MMTC are substantially similar.
Regulation Authority Art. X, § 29(d), Fla. Const. History—New 11-17-17.

DEPARTMENT OF HEALTH

Board of Pharmacy
 Emergency Action

On November 16, 2017, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the licenses of Matthew Scott Kaye, R. Ph., License No. # PS 35041 & PU 6914. 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 FINANCIAL SERVICES

FSC - Financial Institution Regulation
 Office of Financial Institutions
 Office of Financial Regulation
 November 20, 2017

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

| | | |
|---------------------------------|----|----------------------------------|
| By Mail or Facsimile | OR | By Hand Delivery |
| Agency Clerk | | Agency Clerk |
| Office of Financial Regulation | | Office of Financial Regulation |
| P.O. Box 8050 | | The Fletcher Building, Suite 118 |
| Tallahassee, Florida 32314-8050 | | 101 East Gaines Street |
| Phone (850)410-9889 | | Tallahassee, Florida 32399-0379 |
| Fax: (850)410-9663 | | Phone: (850)410-9889 |

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 P.M., December 11, 2017):

APPLICATION TO ESTABLISH AN INTERNATIONAL BRANCH OFFICE

Applicant and Location: Abanca Corporación Bancaria, S.A., Calle Cantón Claudino Pita, 2, Betanzos 15300, La Coruña, Spain
 Proposed Florida Location: To be determined
 Received: November 16, 2017

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.