

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.0071 Fiscal Reporting Dates

PURPOSE AND EFFECT: To revise Forms ESE 348, Report of Financial Data to the Commissioner of Education, and ESE 145, Superintendent’s Annual Financial Report.

SUBJECT AREA TO BE ADDRESSED: Annual financial reporting submission procedures.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1011.01(3)(a), 1011.60(1), (5), FS.

LAW IMPLEMENTED: 1011.01(3)(a), 1011.60(1), (5), FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Eggers, Assistant Deputy Commissioner, Finance and Operations, Florida Department of Education, 325 West Gaines Street, Room 814, Tallahassee, Florida 32399-0400, (850)245-0351. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or e-mail Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://web02.fldoe.org/rules>.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.0503 Definition of Qualified Instructional Personnel

PURPOSE AND EFFECT: To insert the definition of out-of-field necessary to define qualified instructional personnel to be consistent with changes to State Board of Education rule. The definition was inadvertently omitted during prior rulemaking process.

SUBJECT AREA TO BE ADDRESSED: Qualifications of instructional personnel.

RULEMAKING AUTHORITY: 1002.33(12)(f), 1012.32, 1012.55(1), 1012.56(6), FS.

LAW IMPLEMENTED: 1002.33, 1012.05, 1012.32, 1012.55, 1012.56, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: David LaJeunesse, Chief of Educator Certification, 325 W. Gaines St., Suite 201, Tallahassee, FL 32399, (850)245-0431. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601, or e-mail: Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://web02.fldoe.org/rules>.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-10.002 Definitions

PURPOSE AND EFFECT: Revise rule in accordance with recent statutory changes.

SUBJECT AREA TO BE ADDRESSED: Revise and eliminate definitions based on recent statutory changes (Chapter 2018-24, Laws of Florida).

RULEMAKING AUTHORITY: 395.0197, FS.

LAW IMPLEMENTED: 395.0197, FS.

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

DATE AND TIME: September 10, 2018, 3:00 p.m. – 4:00 p.m.

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

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: Sean Massey, Florida Center for Health Information and Transparency, 2727 Mahan Drive, Tallahassee, Florida, (850)412-3759. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sean Massey, (850)412 3759, email: sean.massey@ahca.myflorida.com.
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

Section II Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-11.002	Definitions
59A-11.003	Licensure Procedures
59A-11.005	Requirements for Licensure
59A-11.009	Risk Status Criteria for the Acceptance of Clients and Continuation of Care
59A-11.014	Surgical Services
59A-11.016	Postpartum Care
59A-11.019	Reports
59A-11.030	Pharmaceuticals and Anesthetics

PURPOSE AND EFFECT: The Agency proposes to update birth center rules to align with recently revised statutory requirements per Chapters 2018-24 and 2018-98, Laws of Florida. Revisions will remove obsolete language, clarify requirements and update statutory references.

SUMMARY: Birth Center Standards and Licensure
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 SERC has not been prepared by the agency. For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity 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: 383.305, 383.309, 408.805, 408.819 FS.

LAW IMPLEMENTED: 20.42(2)(a), 383.04, 383.14, 383.302, 383.305, 383.307, 383.308, 383.309, 383.31, 383.313, 383.315, 383.316, 383.318, 383.32, 383.327, 383.335, 408.805, 408.806, 408.809, 408.810 FS.

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

DATE AND TIME: September 18, 2018, 8:30 a.m. – 10:00 a.m.

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

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: Jessica Munn, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. 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: Jessica Munn at (850)412-4359 or email at Jessica.Munn@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-11.002 Definitions.

(1) “AAAHC” means the Accreditation Association for Ambulatory Health Care.

(2) “Accrediting Organization” means a recognized organization whose standards are comparable to the licensure regulations required by this state. ~~“Adjacent” means nearby and easily accessible.~~

(3) “Agency” means the Agency for Health Care Administration.

(4) “CABC” means the Commission for the Accreditation of Birth Centers.

(5) “CLIA certification” means having applied for and received a federal Clinical Laboratory Improvement Amendments (CLIA) certificate documenting compliance with Title 42, Chapter IV, Subchapter G, Part 493 of the Code of Federal Regulations. ~~“Ordinary” construction means that type of housing commonly found in residential areas.~~

(6) “Qualified personnel” means ~~that~~ an the individual is trained and competent in the services which he or she provides and is licensed or certified when required by statute or professional standard.

Rulemaking Authority 383.309 FS. Law Implemented 383.309 FS. History—New 3-4-85, Formerly 10D-90.02, 10D-90.002, Amended 9-17-96, 5-15-14, _____.

59A-11.003 Licensure Procedures.

(1) An applicant or licensee requesting licensure for All persons contemplating the operation of a birth center under the provision of Chapter 383, F.S., shall make application to the Agency on the Health Care Licensing Application, Birth Center, AHCA Form 3130-3001, June 2018 July 2014, which is incorporated by reference, and shall receive a standard or provisional license prior to the acceptance of clients. The form is available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>. <https://www.flrules.org/Gateway/reference.asp?No=Ref-04594> and available from the Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #31, Tallahassee, Florida 32308, or at the web address at: <http://ahca.myflorida.com/HQAlicensureforms>. Applicants for renewal and change during licensure period may submit the Health Care Licensing Online Application, Birth Center, AHCA Form 3130-3001OL, June 2018, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. The application forms are also available at <http://www.ahca.myflorida.com/HQAlicensureforms> or, for online submissions, at: <http://apps.ahca.myflorida.com/SingleSignOnPortal>.

(2) Each birth center applying for a license shall be designated by a distinctive name and the name shall not be changed without first notifying the Agency and receiving approval in writing. Duplication of an existing birth center's name is prohibited in new birth centers. The birth center's occupancy permit and in the case of persons applying for a license prior to purchase, where the birth center is licensed under other ownership, a signed agreement to correct physical deficiencies listed in the most recent licensure inspection and the most recent life safety inspection, unless otherwise modified herein, shall accompany the initial application.

(3) In addition to the requirements found in Chapter 408, Part II, F.S., an application for initial licensure shall include proof of compliance with local zoning requirements for the address of record.

(4) In addition to the requirements found in Chapter 408, Part II, F.S., an application for a change of ownership shall include:

(a) Proof of accreditation, if applicable;

(b) A signed agreement with the Agency to correct deficiencies listed in the most recent licensure and life safety inspections; and,

(c) A copy of the closing documents, which must include an effective date and the signatures of both the transferee and the transferor.

~~(5)(3) A licensure license fee of \$392.80 per birth center shall accompany the application for an initial, renewal or change of ownership license. Licensure fees may be annually adjusted as outlined in Section 408.805, F.S. The licensure fee shall be made payable to the Agency for Health Care Administration and is not refundable.~~

~~(4) An application for licensure is required when a majority of the ownership or controlling interest of a licensed facility has been transferred or assigned and when a lessee agrees to undertake or provide services to the extent that legal liability for operation of the facility rests with the lessee. The application for a license reflecting such change shall be made at least 60 days but no more than 120 days prior to the date of the sale, transfer, assignment or lease and must meet all application requirements as outlined in Chapter 408, F.S and Chapter 59A-35, F.A.C.~~

~~(5) Each license shall be returned to the Agency by the licensee immediately upon change in ownership or classification, suspension, revocation, or voluntary cessation of operations.~~

~~(6) A licensee shall notify the Agency of impending voluntary closure of a birth center not less than 30 days prior to such closure. The birth center shall be responsible for advising the licensing agency as to the placement of patients and disposition of medical records.~~

~~(7) Upon receipt of a complete application, the Agency shall conduct a survey to determine compliance with Chapters 383 and 408, F.S. and Chapters 59A-11 and 59A-35, F.A.C.~~

~~(8) When the applicant and birth center is in compliance with Chapters 383 and 408, F.S. and Chapters 59A-11 and 59A-35, F.A.C., the Agency shall issue a standard license.~~

Rulemaking Authority 383.305, 383.309, 408.805, 408.819 FS. Law Implemented 383.305, 408.805, 408.806, 408.809, 408.810 FS. History—New 3-4-85, Formerly 10D-90.03, 10D-90.003, Amended 9-27-94, 2-12-96, 9-17-96, 9-28-14, _____.

59A-11.005 Requirements for Licensure.

In addition to other requirements specified in these rules, all licensed birth centers shall have at least the following:

(1) A governing body organized under and have written bylaws, rules and regulations, which it reviews at least every two years, denotes dates to indicate time of last review, and revises as necessary and enforces. The governing body bylaws shall state the role and purpose of the birth center, including an organizational chart defining the lines of authority.

(2) A chief executive officer or other similarly titled official to whom the governing body delegates the full-time authority for the operation of the birth center in accordance with the established policy of the governing body;

(3) An organized clinical staff to which the governing body delegates responsibility for maintaining proper standards of medical and other health care, which responsibilities include:

(a) The clinical staff of the birth center shall be responsible for maintaining quality of care provided to the clients patients by:

1. Having at least one clinical staff member available for every two clients in labor;

2. Having a clinical staff member or qualified personnel available on site during the entire time the client is in the birth center. Services during labor and delivery shall be provided by physicians or by certified nurse midwives or licensed midwives, assisted by at least one other staff member, under protocols developed by the clinical staff and approved by the governing body in accordance with accepted standards of care;

3. Ensuring all qualified personnel and clinical staff of the birth center shall be trained in infant and adult resuscitation. Clinical staff or qualified personnel who have demonstrated ability to perform neonatal resuscitation procedures shall be present during each birth;

4. Maintenance of clinical records describing the history, conditions, treatment and progress of the client patient in sufficient completeness and accuracy to assure transferable comprehension of the case at any time;

5. Clinical record reviews to evaluate the quality of clinical care on the basis of documented evidence;

6. Review of admissions with respect to eligibility, course of pregnancy and outcome, evaluation of services, condition of mother and newborn on discharge, or transfer to other providers; and,

7. Surveillance of infection risk and cases and the promotion of a preventive and corrective program designed to minimize these hazards.

(b) Services of a consultant physician are required in those birth centers which do not have a physician on the clinical staff who is certified or eligible for certification by the American Board of Obstetrics and Gynecology, the American Board of Osteopathic Obstetricians and Gynecologists or has hospital obstetrical privileges.

(c) The responsibilities and functions of the consultant shall be specifically described in the policy and procedure manual and the client patient care protocols.

(d) The governing body shall maintain in writing a consultation agreement, signed within the current license year, with each consultant who agrees to provide advice and services to the birth center as requested.

~~(e) Any facility which as of June 15, 1984, has an agreement with a consultant who is licensed pursuant to Chapters 458 or 459, F.S., but who is not practicing obstetrics, shall be exempt from the provisions of Chapter 383, F.S., requiring that the consultant be certified or eligible for~~

~~certification by the American Board of Obstetrics and Gynecology, the American Board of Osteopathic Obstetricians and Gynecologists or has hospital obstetrical privileges.~~

(4) The birth center shall have a defined client record system, policies and procedures which provide for identification, security, confidentiality, control, retrieval, and preservation of client care data and information. A current and complete clinical record for each client patient accepted for care in the birth center shall include at a minimum, the following data:

(a) Identifying information including client's name, address and telephone number;

(b) Initial history and physical examination including laboratory findings and dates;

(c) Obstetrical risk assessments and pre-term labor risk assessments including the dates of the assessments;

(d) The dates and topics of the educational sessions attended;

(e) The date and time of the onset of labor;

(f) The course of labor including all pertinent examinations and findings;

(g) The exact date and time of birth, the presenting part, the sex of the newborn, the numerical order of birth in the event of more than one newborn, to include filing of the birth certificate, and the Apgar score at one minute and five minutes;

(h) Time of expulsion and condition of placenta;

(i) All treatments rendered to the mother and newborn including prescribing prescriptions, the time, type, and dose of eye prophylaxis;

(j) Copy of the ~~metabolic~~ Metabolic screening report;

(k) Condition of the mother and newborn including any complications and action taken;

(l) All medical consultations relevant to the client specifically;

(m) Referrals for medical care and transfers to hospitals including that information germane to the circumstances;

(n) Examinations of the newborn and postpartum mother; and,

(o) Information and instructions given to the client regarding postpartum care ~~as outlined in Rule 59A-11.016, F.A.C., family planning, care of the newborn, arrangements for metabolic testing, immunizations, and follow up pediatric care.~~

1. All entries shall be dated and signed by the attending clinical staff members.

2. The clinical record is confidential and shall not be released without the written consent of the client except under the following conditions:

a. When the client is transferred to another source of care; and,

b. For audit by the agency during licensure inspection or complaint investigation.

3. The clinical records shall be kept on file for a minimum of seven years from the date of last entry.

4. The clinical record shall be immediately available at the time of the client's admission to the birth center in labor and to the practitioner or hospital when the client is transferred.

(5) A policy requiring that all clients ~~patients~~ be accepted on the authority of and under the care of a member of the organized clinical staff;

(6) A procedure for providing care and transfer in an emergency;

(a) The birth center shall have a written protocol which shall include at a minimum:

1. The name, address, telephone numbers and contact persons of the licensed ambulance service, the hospital licensed to provide emergency obstetrical and neonatal services, and other hospitals in the vicinity;

2. The conditions specified in the arrangements between the birth center and the ambulance service and the hospital, including financial responsibility for services rendered; and,

3. Criteria to determine risk status which require medical consultation or transfer to a hospital of the newborn or the mother for any conditions such as:

a. Premature labor, meaning labor occurring at less than 37 weeks gestation;

b. Estimated fetal weight less than 2,500 grams or greater than 4,000 grams;

c. Hypertension;

d. Pre-eclampsia;

e. Failure to progress in labor;

f. Evidence of an infectious process;

g. Premature rupture of the membranes, meaning rupture occurring more than 12 hours before onset of active labor;

h. Suspected placenta praevia or abruptio;

i. Non-vertex presentation;

j. Hemorrhage of greater than 500 cc of blood;

k. Anemia consisting of less than 10 grams of hemoglobin per 100 milliliters of blood or 30 percent hematocrit;

1. Persistent fetal tachycardia (heart rate more than 160 beats per minute), repetitive fetal bradycardia (heart beat less than 120 beats per minute) or undiagnosed abnormalities of the fetal heart tones; and,

m. Persistent hypothermia in the newborn.

4. Criteria to determine risk status which require immediate emergency transfer to a hospital of the newborn or mother for any condition such as:

a. Prolapsed cord;

b. Uncontrolled hemorrhage;

c. Placenta abruptio;

d. Convulsions;

e. Major anomaly of the newborn;

f. Apgar score four or less at five minutes;

g. Fetal heart rate of 90 or less beats per minute for three minutes;

h. Thick meconium staining;

i. Respiratory distress in the newborn; and,

j. Weight less than 2,000 grams.

5. The criteria and protocols for transfer shall be readily accessible to clinical staff members at all times.

(b) The names and telephone numbers of the ambulance service, neonatal transport service, and hospital shall be clearly posted at each telephone in the birth center.

(c) A written report of the transfer shall be documented and available for quality assurance review and agency inspection.

The report shall include:

1. The client's name;

2. The date of the event;

3. The reason for transfer;

4. The provider and mode of transportation to the hospital;

5. The exact time of the initial call, any subsequent calls;

6. Arrival of the emergency personnel;

7. Departure of the client;

8. Arrival at the hospital;

9. Name of the hospital;

10. Initiation of emergency medical services;

11. The condition of the client at the time of transfer; and,

12. Any information regarding the medical care of the client and outcome.

(d) The clinical staff, consultants, and governing body shall review and evaluate the criteria, protocols, and emergency transfer reports annually. The findings of the evaluation shall be documented.

(7) A method and policy for infection control.

(a) There shall be an Infection Control Committee, composed of the clinical staff and consultants, delegated responsibility for developing and maintaining current written policies and procedures for the prevention, control and investigation of infection in the birth center, and for assuring the effectiveness of current procedural techniques.

(b) There shall be current written policies and procedures to assure, define, and validate infection control for any of the following subjects and areas:

1. Medical asepsis;

2. Surgical asepsis;

3. Sterilization and disinfection;

4. Housekeeping;

5. Clean and soiled utility areas;

6. Linen;

7. Traffic flow patterns;

8. Staff health status requirements;

9. Infection control inservice education for all personnel;

10. Recording and reporting of all potential infections;

11. Bacteriological testing of potential infections, recording results and reporting to Infection Control Committee;

12. Management of clients with specific or suspected infections;

13. Postpartum follow-up system; and,

14. Reporting of notifiable communicable disease in an infectious stage.

(8) An ongoing program to enhance the quality of client patient care and review the appropriateness of utilization of services. To ensure the program is effective, the following will be accomplished:

(a) An interdisciplinary committee shall be appointed to do periodic quality assurance review. Two members of the committee shall have clinical expertise in maternal-infant care such as a physician or registered nurse. All members of the committee will be health care providers who are involved in the care or treatment of the clients patients being audited.

(b) Clinical records shall be audited by the clinical staff at least every three months and a sample audited by the quality assurance committee at least every six months. The audit shall evaluate the following:

1. Initial history, physical examination, risk assessments and laboratory tests;

2. Documentation of clinical observations, examinations and treatments;

3. Evidence that appropriate actions have been taken in response to clinical findings;

4. Counseling, education, consultation, and referral activities are recorded;

5. Consent forms are signed as required by subsections 59A-11.010(2), (3), F.A.C.; and,

6. All entries are legible, dated, and signed.

(c) The quality assurance committee shall analyze the incidence of maternal and perinatal morbidity and mortality, obstetrical risk assessments, pre-term labor risk assessments, consultants' referrals and outcomes, and transfers of care and outcomes.

(9) Laboratory testing may be provided onsite by qualified birth center staff or by written agreement with a laboratory that holds the appropriate federal Clinical Laboratory Improvement Amendments (CLIA) certificate. The birth center must maintain CLIA certification in order for staff to perform the laboratory tests required by this rule.

Rulemaking Authority 383.309 FS. Law Implemented ~~20.42(2)(a), 383.302, 383.307, 383.308, 383.309, 383.313, 383.315, 383.316, 383.318, 383.32, 383.327, 383.335~~ FS. History—New 3-4-85, Formerly 10D-90.05, 10D-90.005, Amended 2-12-96, 9-17-96,_____.

59A-11.009 Risk Status Criteria for the Acceptance of Clients and Continuation of Care.

(1) Birth center clients are limited to those women who are initially determined to be at low maternity risk and who are

evaluated regularly throughout pregnancy to assure that they remain at low risk for a poor pregnancy outcome.

(2) Each birth center shall establish a written risk assessment system which shall be a part of the policy and procedure manual. The individual risk assessment shall be included in the client's clinical record.

(3) The general health status and risk assessment shall be determined by a physician, certified nurse midwife, licensed midwife, licensed physician assistant or advanced practice registered nurse practitioner after obtaining a detailed medical history, performing a physical examination, and taking into account family circumstances and other social and psychological factors.

(4) The following criteria shall be used as a minimum baseline upon which the risk status of clients shall be determined. These criteria shall be applied to all clients prior to acceptance for birth center services and throughout the pregnancy for continuation of services. Clients with any of the following risk factors shall be referred to a physician for continuing maternity care and hospital delivery:

(a) Age limits to be determined on an individual basis.

(b) Major medical problems including but not limited to:

1. Chronic hypertension, heart disease, or pulmonary embolus;

2. Congenital heart defects assessed as pathological by a cardiologist, placing mother and/or fetus at risk;

3. Severe renal disease;

4. Drug addiction or required use of anticonvulsant drugs;

5. Diabetes mellitus or thyroid disease which is not maintained in a euthyroid state, or

6. Bleeding disorder or hemolytic disease.

(c) Previous history of significant obstetrical complications, including, but not limited to:

1. Rh sensitization;

2. Previous uterine wall surgery including Caesarean section;

3. Seven or more term pregnancies;

4. Previous placenta abruptio.

(d) Significant signs or symptoms of:

1. Hypertension;

2. Preeclampsia;

3. Poly or oligo hydramnios;

4. Abruptio placenta;

5. Chorioamnionitis;

6. Severe fetal anomalies;

7. Multiple gestation;

8. Intrauterine growth restriction;

9. Non-reassuring fetal status;

10. Alcoholism or drug addiction;

11. Thrombophlebitis, or

12. Pyelonephritis.

(5) ~~With the exception of those facilities exempted under Section 383.335, F.S.,~~ Acceptance ~~acceptance~~ for and continuation of care throughout pregnancy and labor is limited to those women for whom it is appropriate to give birth in a setting where anesthesia is limited to local infiltration of the perineum or a pudendal block and where analgesia is limited. Rulemaking Authority 383.309 FS. Law Implemented 383.309, 383.31, ~~383.335~~ FS. History—New 3-4-85, Formerly 10D-90.09, Amended 7-20-92, Formerly 10D-90.009, Amended 2-21-17, _____.

59A-11.014 Surgical Services.

No surgical procedures shall be performed except episiotomy, repair of episiotomy or laceration, or circumcision ~~except in those birth centers exempted pursuant to Section 383.335, F.S.~~ Rulemaking Authority 383.309 FS. Law Implemented 383.313 FS. History—New 3-4-85, Formerly 10D-90.14, 10D-90.014, _____.

59A-11.016 Postpartum Care.

(1) A cord blood sample shall be secured for laboratory testing for type, Rh determination, and direct Coombs test when the mother is Rh negative.

(2) The newborn shall be weighed, measured, inspected for abnormalities and examined for complications. An identification tape shall be placed on the newborn if more than one newborn is at the center at the same time.

(3) One half milligram of Vitamin K shall be administered to the newborn within 24 hours after birth. If no one on the birth center staff is licensed to administer this medication, the parents shall be instructed to take the infant to a private physician or clinic for the injection.

(4) The newborn shall be referred to physician or hospital care if the following conditions occur:

- (a) Low birthweight (under 2500 grams);
- (b) Apgar score of six or less at five minutes;
- (c) Signs of pre or post maturity;
- (d) Jaundice;
- (e) Persistent hypothermia consisting of a body temperature of less than 97 degrees Fahrenheit for more than two hours after birth;
- (f) Respiratory difficulties;
- (g) Major congenital anomalies;
- (h) Exaggerated tremors; and,
- (i) Any other condition requiring medical care.

(5) The condition of the mother shall be monitored frequently to detect signs of hemorrhage, or other complications, requiring prompt transfer to a physician or hospital.

(6) The mother and infant shall be discharged from the birth center within 24 hours after the birth occurs except under the following conditions:

(a) The mother is in a deep sleep when the 24 hour period is completed. In this case the mother shall be discharged as soon after waking as feasible; or

(b) The 24 hour period is completed during the middle of the night.

(7) If the mother, or infant, is retained at the birth center longer than 24 hours after birth, except as identified in paragraphs 59A-11.016(6)(a) and (b), F.A.C., a report shall be filed with the local county public health unit within 48 hours after the birth describing the circumstances and reasons for the decision.

(8) A postpartum examination shall be performed within 72 hours after delivery and at approximately four to six weeks after delivery.

(a) The examination within 72 hours shall include at a minimum:

- 1. Interval history;
- 2. Mental health screening;
- ~~3.2~~ Blood pressure measurement; and,
- ~~4.3~~ Observation of the breasts, perineum and abdomen.

(b) The examination at four to six weeks shall include all of the above and also:

- 1. Weight;
- 2. Hemoglobin or hematocrit; and,
- 3. Bi-manual pelvic examination.

(9) The mother shall be counseled regarding breast feeding, perineal care, family planning, signs of common complications, postpartum depression including the provision of the telephone number of the Family Health Line operated pursuant to Section 383.011, F.S., activities and exercises, sex relations, care and feeding of the newborn, and changing family relationships.

(10) The metabolic screening test shall be performed on the newborn in accordance with Section 383.14, F.S.

(11) The parents shall be referred to providers of pediatric care and instructed about immunization.

(12) If complications in the mother or newborn occur during the postpartum period, a consultation or referral shall be made to the appropriate source of secondary or tertiary care.

(13) If the mother refuses to permit eye prophylaxis on account of religious beliefs contrary to the use of drugs, Vitamin K injection, or metabolic screening test, a waiver indicating this decision shall be signed by the mother, witnessed by a clinical staff member, and filed with the clinical record.

(14) The Healthy Start Postnatal Screening Instrument, shall be offered as specified in Rule 64C-7.008, F.A.C.

Rulemaking Authority 383.309, ~~408.819~~ FS. Law Implemented ~~20.42(2)(a), 383.04, 383.14,~~ 383.318 FS. History—New 3-4-85, Formerly 10D-90.16, 10D-90.016, Amended 9-27-94, 2-12-96, _____.

59A-11.019 Reports.

Each birth center shall submit a Birth Center Annual Report on AHCA Form 3130-3004OL, XXXXX 2018 3130-3004, February 2015, which is incorporated by reference. The form is only accepted electronically and is available at: <https://apps.ahca.myflorida.com/SingleSignOnPortal/Login.aspx>. <http://www.flrules.org/Gateway/reference.asp?No=Ref-06268> A copy of the form can also be found at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX> and available from the Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 31, Tallahassee, Florida 32308, or at the web address at: <http://ahca.myflorida.com/HQAlicensureforms>. The report shall include a summary of client information for the period from July 1 of the previous year to June 30 of the current year. The report shall be due July 30th each year. Failure to submit this report so that it is timely received by the Agency will result in an administrative fine being imposed pursuant to Section 383.33, F.S.

Rulemaking Authority 383.309 FS. Law Implemented 383.327 FS. History—New 3-4-85, Formerly 10D-90.19, 10D-90.019, Amended 9-27-94, 2-12-96, 3-16-16, _____.

59A-11.030 Pharmaceuticals and Anesthetics.

(1) There shall be written prescriptions or protocols signed by a practitioner legally authorized to prescribe for all drugs administered to clients within the birth center. Systemic analgesics and local anesthetics may be administered under the following conditions:

(a) The clinical staff member who administers the systemic analgesic or local anesthetic is legally authorized to do so and shall be present in the birth center during the use of intravenous analgesics;

(b) The dosage and drugs are specifically noted in the protocols for clinical services; and,

(c) The use of such drugs is in conformance with the policies and procedures of the birth center.

(2) General and conduction anesthesia shall not be administered at birth centers, ~~except in those birth centers exempted from restrictions pursuant to Section 383.335, F.S., and only when the following conditions are met:~~

~~(a) The anesthesia service shall have written policies and procedures that are approved by the governing body and clinical staff, are reviewed annually, signed and dated at the time of review, revised and enforced as necessary;~~

~~(b) A qualified anesthesiologist or certified registered nurse anesthetist designated by the governing body shall be responsible for coordinating the functions, equipment, and supplies of the service;~~

~~(c) All general anesthesia shall be administered by an anesthesiologist or certified registered nurse anesthetist;~~

~~(d) A physician shall be present in the birth center during the anesthesia and post anesthesia recovery period until the client is fully alert;~~

~~(e) Prior to the administration of anesthesia, the patient's condition shall be assessed;~~

~~(f) The responsibilities and qualifications of all anesthesia personnel, including physician, nurse anesthetists and all other trainees, must be defined in a policy statement, job description, or other appropriate document; and,~~

~~(g) Anesthetic safety regulations shall be developed, posted and enforced. Such regulations shall include at least the following requirements:~~

~~1. All operating room electrical and anesthesia equipment shall be inspected on no less than a quarterly basis, and a written record of the results and corrective actions shall be maintained;~~

~~2. Flammable anesthetic agents shall not be employed in birth centers;~~

~~3. Each anesthetizing location shall be identified by a prominently posted permanent sign that clearly states that the anesthetizing location is not approved for flammable anesthetic agents;~~

~~4. Electrical equipment in anesthetizing areas shall be on an audiovisual line isolation monitor, with the exception of radiological equipment and fixed lighting more than five feet above the floor;~~

~~5. Each anesthetic gas machine shall have a pin index system, a fail safe mechanism, a minimum oxygen flow safety device which will prevent administration of less than 25% percent oxygen and less than 300 milliliters per minute oxygen flow, and an in line oxygen monitor; and,~~

~~6. All reusable anesthesia equipment in direct contact with the patient shall be cleaned or sterilized as appropriate after each use;~~

~~7. At a minimum, the following monitors shall be applied to all patients receiving conduction or general anesthesia:~~

~~a. Precordial or esophageal stethoscope;~~

~~b. Blood pressure cuff;~~

~~c. Electrocardiogram;~~

~~d. Continuous temperature device; and,~~

~~e. Inspired oxygen concentration.~~

(3) There shall be policies and procedures addressing the receiving, transcribing, and implementing of orders for administration of drugs.

(4) Written policies shall be established addressing the type and intended use of any drug to be used by clients patients within the facility.

(5) Anesthetic agents other than systemic analgesics and local anesthetics for pudendal blocks shall not be used.

(6) Drugs shall be administered only by personnel or clinical staff licensed to administer drugs.

(7) Drugs, medications, and chemicals kept anywhere in the center shall be handled pursuant to Chapters 465 and 499, F.S., and rules promulgated thereunder.

(8) Drugs, chemicals, and medications shall be stored and secured in specifically designated cabinets, closets, drawers, or storerooms and made accessible only to authorized persons pursuant to the provisions in Chapters 465 and 499, F.S., and rules promulgated thereunder.

(9) Poisonous chemicals, caustic materials, or drugs shall show appropriate warning or poison labels and shall be stored separately from other drugs. Drugs for external use shall be separated from drugs for internal use.

Rulemaking Authority 383.309 FS. Law Implemented 383.308, 383.309, 383.313, ~~383.335~~, 465, 499 FS. History—New 3-4-85, Formerly 10D-90.30, 10D-90.030, Amended 9-17-96,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jessica Munn
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin M. Senior
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 08/14/2018
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 06/19/2018

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.: RULE TITLE:
6M-4.741 Program Assessment Threshold Requirements for the School Readiness Program

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 164, August 22, 2018 issue of the Florida Administrative Register. In the text of the body of Notice of Proposed Rulemaking, the title to rule 6M-4.741, F.A.C. inadvertently omitted the word threshold. The correct title of the rule is Program Assessment Threshold Requirements for the School Readiness Program.

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: RULE TITLE:
64B14-4.003 Documentation of Eligibility for Licensure
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph

120.54(3)(d)1., F.S., published in Vol. 44 No. 32, February 15, 2018 issue of the Florida Administrative Register.

THE TEXT OF THE PROPOSED RULE WILL NOW READ:
64B14-4.003 Documentation of Eligibility for Licensure.

(1) In order to establish eligibility for licensure as an orthotist, ~~or~~ prosthetist, orthotic fitter, orthotic fitter assistant, or pedorthist under Section 468.803(5)(a), ~~(b), (c), (d) or (e)~~, F.S., the applicant must submit an Application for Licensure, form DH-MQA 1132, 08/2017, herein incorporated by reference, which is available at <https://www.flrules.org/Gateway/reference.asp?No=Ref->, or at the Board’s website <http://floridasorthotistsprosthetists.gov/>, and provide:

(a) through (f) No change.

(2) through (4) No change.

Rulemaking Authority 468.802 FS. Law Implemented 456.013(1), (7), ~~456.0635~~, 468.803 FS. History—New 12-10-98, Amended 11-11-02, 11-1-05, 9-21-06, 4-19-09, 4-12-10, Amended 6-19-12, 11-13-12, 6-10-13, 3-5-15,_____.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-2.0040 Sanitation Standards in K-12 Private Schools

The Department of Education hereby gives notice: that on July 26, 2018, the Office of the Clerk for the Department of Education, received a Petition for Variance from subsection 6A-2.0040(7), F.A.C., Sanitation Standards in K-12 Private Schools. The petition, dated July 25, 2018, requests a variance permitting the school to provide drinking water for students in a format other than the slant jet type drinking fountains prescribed by rule. The Petitioner is the Flagler Beach Montessori School, located in Bunnell, Florida.

Notice of the petition was published in Vol. 44, No. 151, F.A.R., on August 3, 2016. Having received no public comment on the petition, the order on this petition was executed on August 21, 2018. After a complete review of the petition, the Department finds that the rule, as applied, will create a financial hardship for Petitioner. The Department further finds that Petitioner’s proposed alternative scheme would adequately address the concerns and purpose set forth by the rule’s underlying statutes.

Petitioner shall strictly adhere to the operating procedures outlined and adopted by the order, and shall maintain a copy at its location during all periods of operation.

A copy of the Order or additional information may be obtained by contacting: Chris Emerson, Agency Clerk, Department of Education, 325 West Gaines St., Tallahassee, FL 32399 or email: christian.emerson@fldoe.org.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice:

that on August 22, 2018, it has issued an order granting a variance.

Petitioner's Name: Savannah Landings HOA – File Tracking No. 18-4286

Date Petition Filed: July 9, 2018

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought: Lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register: July 17, 2018

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, 1(813)985-7481, ext. 2298, water.variances@watermatters.org. (J2018024-2)

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-28.0052 Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

NOTICE IS HEREBY GIVEN that on August 20, 2018, the Board of Accountancy, received a petition for variance or waiver filed by Nataliya Tyutyunyk, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), F.A.C., that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained

by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-52.003 Procedure for Approval of Attendance at Continuing Education Courses

The Board of Medicine hereby gives notice:

that on August 21, 2018, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Jessica Cooper on June 25, 2018, seeking a waiver or variance from Rule 64B8-52.003, F.A.C., with regard to the restriction on the number of continuing education hours which may be completed via home study. The Notice was published in Volume 44, No. 128, of the Florida Administrative Register, on July 2, 2018. The Board, at its meeting held on August 3, 2018, voted to deny the waiver, finding that the Petitioner failed to demonstrate how she intends to meet the purpose of the underlying statute by only taking home study courses.

A copy of the Order or additional information may be obtained by contacting: the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-51.006 Rule Governing Licensure and Inspection of Electrology Facilities

The Board of Medicine hereby gives notice:

that on August 21, 2018, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Kristin Nielsen on June 15, 2018, seeking a waiver or variance from Rule 64B8-51.006, F.A.C., with regard to the requirement for hot water to be available in an electrology facility. The Notice was published in Volume 44, No. 127, of the Florida Administrative Register, on June 29, 2018. The Board, at its meeting held on August 3, 2018, voted to deny the waiver, finding that the Petitioner failed to demonstrate a substantial hardship; failed to demonstrate violation of the principles of fairness; and failed to demonstrate that she meets the purpose of the underlying statute.

A copy of the Order or additional information may be obtained by contacting: the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice hereby gives notice: that on May 18, 2018, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by Cintia Zanetti Almeida Deobber, on January 30, 2018, seeking a variance or waiver of subparagraph 64B17-3.007(3)(a)3., F.A.C., by requesting waiver of the credentials reviews as described in the petition.

The Board considered the Petition at a duly-noticed public meeting held on May 4, 2018 in Lake Mary, Florida. At its meeting, the Board denied the Petition stating that Petitioner has not demonstrated that the purpose of the underlying statute will be or has been achieved by other means, because course equivalency has not been demonstrated by the Petitioner and also that Petitioner has not demonstrated a hardship or that principles of fairness would be violated, because Petitioner did not explain how the literal application of the rule would affect her in a manner significantly different from the way it would affect other similarly persons who are subject to this rule.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice hereby gives notice: that on March 27, 2018, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by George Ibrahim, on December 29, 2017, seeking a variance or waiver of paragraph 64B17-3.007(2)(g), F.A.C., by requesting waiver of certain requirements for credentials review as described in the petition.

The Board considered the Petition at a duly-noticed public meeting held on February 9, 2018 in Tampa, Florida. At its meeting, the Board granted the Petition stating that Petitioner is permitted to use copies of his certified educational documents, as submitted to the states of New York and New Jersey for licensure as a physical therapist, for evaluation of foreign education credentials.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice hereby gives notice: that on December 11, 2017, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by Francisco Gutierrez, on October 18, 2017, seeking

a variance or waiver of paragraph 64B17-3.001(3)(b), F.A.C., by requesting waiver of the licensure without examination (by endorsement) requirements as described in the petition. The Notice was published in Volume 43, No. 205, of the Florida Administrative Register, on October 23, 2017.

The Board considered the Petition at a duly-noticed public meeting held on November 9, 2017 in Lake Buena Vista, Florida. At its meeting, the Board denied the Petition stating that Petitioner has not demonstrated that the purpose of the underlying statute will be or has been achieved by other means, because the New York standards for Petitioner's license were not as high as those for Florida licensure.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice hereby gives notice: that on August 18, 2017, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by Nestor Mora Casares, on July 20, 2017, seeking a variance or waiver of paragraph 64B17-3.007(2)(g), F.A.C., which requires original documentation for FCCPT (Foreign Credentialing Commission on Physical Therapy) to evaluate the credentials of the Petitioner's studies and educational credentials as described in the petition.

The Board considered the Petition at a duly-noticed public meeting held on August 4, 2017 in Tampa, Florida. At its meeting, the Board granted the Petition stating that Petitioner has demonstrated a substantial hardship under subsection 120.542(2), F.S.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice hereby gives notice: that on August 18, 2017, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by Wirt Villanueva, on July 13, 2017, seeking a variance or waiver of Rule 64B17-3.001, F.A.C., regarding licensure as a physical therapist without examination (by endorsement). Petitioner requested that the ICD evaluation used by the New Jersey Physical Therapy Board be accepted to satisfy Florida the requirements, and described additional education and credentials in the petition.

The Board considered the Petition at a duly-noticed public meeting held on August 4, 2017 in Tampa, Florida. At its

meeting, the Board denied the waiver of subparagraph 64B17-3.001(2)(c)3., F.A.C., stating that Petitioner showed that he lacks the requisite course work in physics and that it was not a substantial hardship or a violation of principles of fairness to require the Petitioner to take the necessary course work in physics.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice hereby gives notice: that the Petition for Variance or Waiver filed on behalf of Chitra Lakshmi K. Balasubramanian on October 9, 2017, has been withdrawn. The Notice of Petition for Variance or Waiver was published in Volume 43, No. 197, of the October 11, 2017, issue of the Florida Administrative Register.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3257, Allen.Hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice hereby gives notice: that on August 18, 2017, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by Frances Villanueva, on July 13, 2017, seeking a variance or waiver of Rule 64B17-3.001, F.A.C., regarding licensure as a physical therapist without examination (by endorsement). Petitioner requested that the IERF evaluation used by the New Jersey Physical Therapy Board be accepted to satisfy Florida requirements, and described additional education and credentials in the petition.

The Board considered the Petition at a duly-noticed public meeting held on August 4, 2017 in Tampa, Florida. At its meeting, the Board denied the waiver of paragraph 64B17-3.001(2)(c), F.A.C., stating that Petitioner showed that she received her education in a foreign country but she did not use the proper coursework evaluation tool. The Board determined that it was not a substantial hardship or a violation of principles of fairness to require the Petitioner to have her credentials evaluated in accordance with paragraph 64B17-3.001(2)(c), F.A.C.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.031 Child's Case Records

NOTICE IS HEREBY GIVEN that on August 15, 2018, the Department of Children and Families, received a petition for waiver of Rule 65C-15.031, Florida Administrative Code, from 4KIDS of South Florida, assigned Case No. 18-036W. Rule 65C-15.031, F.A.C., outlines a child-placing agency's requirement of maintaining case records for all children they place in any setting.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700 or via email to agency.clerk@myflfamilies.com.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.002 Definitions

NOTICE IS HEREBY GIVEN that on August 21, 2018, the Florida Housing Finance Corporation, received a petition for waiver of subsection 67-48.002(95), F.A.C. and Section II.K of the 2016 Qualified Allocation Plan ("QAP") from Suwannee Pointe, LP to waive the QAP's limitation on timing of the tax credit exchange, to allow a credit exchange at this time rather than in the last calendar quarter of 2019 and grant a corresponding extension of deadlines relative to those credits.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

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

DATE AND TIME: August 29, 2018 2:00 p.m. – 3:00 p.m. ET (or until business concludes)

PLACE:

<https://zoom.us/meeting/register/47e4a20d0829c1aacde7dc3c8da9331e>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Strategic planning.

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

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

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

FLORIDA COMMISSION ON OFFENDER REVIEW

The Florida Commission on Offender Review announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, September 12, 2018, 9:00 a.m.; Thursday, September 13, 2018, 9:00 a.m.; Wednesday, September 19, 2018, 9:00 a.m.; Thursday, September 20, 2018, 9:00 a.m.

PLACE: Betty Easley Conference Center, Room #152, 4075 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Commission on Offender Review, (850)488-1293.

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: Florida Commission on Offender Review at ada@fcor.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

REGIONAL PLANNING COUNCILS

Northeast Florida Regional Planning Council

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

DATE AND TIME: September 6, 2018, 10:00 a.m.

PLACE: 100 Festival Park Avenue, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting followed by CEO interviews.

A copy of the agenda may be obtained by contacting: (904)279-0880.

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: (904)279-0880. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Board of Accountancy announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 4, 2018, 9:30 a.m., until all business is concluded

PLACE: Conference call, dial in number: 1(888)670-3525; Pass code number: 2029260550#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to discuss any additional changes to the education Rules 61H1-27.001 and 61H1-27.002 and discuss the Annual Regulatory Plan.

A copy of the agenda may be obtained by contacting: June Carroll, Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, FL 32607.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: June Carroll. 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: June Carroll.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

The Nursing Home Administrators announces a public meeting to which all persons are invited.

DATE AND TIME: September 21, 2018, 9:00 a.m.

PLACE: Embassy Suites, 4955 Kyngs Heath Road, Kissimmee, Florida 34746

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business, to include licensure and discipline.

A copy of the agenda may be obtained by contacting: <https://floridasnursinghomeadmin.gov/>.

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

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

For more information, you may contact: Anthony.Spivey@flhealth.gov.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: September 5, 2018, 2:00 p.m., Eastern Time.

PLACE: The workshop will be available by telephone or interested parties may attend in person at Florida Housing's offices located at 227 N. Bronough Street, Seltzer Room, Suite 6000, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The call-in information for the workshop is posted to the websites <http://www.floridahousing.org/programs/developers-multifamily-programs/competitive/2018/2018-114> and <http://www.floridahousing.org/programs/developers-multifamily-programs/competitive/2018/2018-115>.

The workshop will be held to solicit comments and suggestions from interested persons relative to Florida Housing's proposed RFA 2018-114 SAIL Financing for the Construction of Workforce Housing and RFA 2018-115 SAIL and Housing Credit Financing for the Construction of Workforce Housing for Hurricane Recovery in Monroe County.

The agenda for the workshop will be posted to the website prior to the workshop. A WebBoard notice will be issued when this information is available.

A copy of the agenda may be obtained by contacting: Elizabeth Thorp, (850)488-4197.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jean Salmonsens, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

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

DATES AND TIMES: September 6, 2018, 2:00 p.m. – 4:00 p.m. (ET); September 12, 2018, 1:00 p.m. – 3:00 p.m. (ET); September 19, 2018, 10:00 a.m. – 12:00 Noon (ET)

PLACE: All workshops will be broadcast via webinars. All webinars will have the same presentation. Information will be available at <http://myfwc.com/wildlifehabitats/imperiled>. Participation in the webinar will require access to a computer AND access to a telephone. Those that do not have computer access can listen in on the phone. Alternatively, persons may view the webinar at the following location where staff also will be available to accept comments. Florida Fish and Wildlife Conservation Commission, 1239 SW 10th Street, Conference Room, Ocala, FL 34471. The webinar will be broadcast online at http://fwc.adobeconnect.com/taxa_coordination/ and by conference line: 1(888)670-3525, participant code: 703-646-4874 #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will present Draft Species Conservation Measures and Permitting Guidelines for the Crystal Darter, four Dark Wading Birds, Florida Bog Frog, Georgia Blind Salamander, Sherman's short-tailed shrew, and Southern Tessellated Darter. These guidelines will outline biological background, recommended survey methodology, and recommendations for avoidance, minimization, and mitigation for these species. The meeting will provide the public an opportunity to provide feedback and offer suggestions on the proposed guidelines. Comments can also be sent after the meeting to Imperiled@myfwc.com.

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

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

For more information, you may contact: Claire Sunquist, Species Conservation Planning, 1239 SW 10th Street, Ocala, FL 34471 or (352)299-1532.

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: August 28, 2018, 10:00 a.m.

PLACE: 5090 Commerce Park Circle, Pensacola, FL 32505

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to review recommendations of the CCE Okaloosa Lead Agency RFP Review Committee.

A copy of the agenda may be obtained by contacting: Amber McCool, (850)494-7101.

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: Amber McCool, (850)494-7101. 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: Amber McCool, (850)494-7101.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The Center for Independent Living in Central Florida announces a public meeting to which all persons are invited.

DATE AND TIME: August 29, 2018, 8:00 a.m.

PLACE: 720 North Denning Drive, Winter Park, FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Executive Committee meeting to discuss the agenda for the Board Meeting.

A copy of the agenda may be obtained by contacting: Jennifer Lebron at (407)623-1070.

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

agency at least 1 days before the workshop/meeting by contacting: jlebron@cilorlando.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).

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

The FWCJUA Rates & Forms Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 11, 2018, 4:00 p.m. (ET)

PLACE: Hyatt Regency, Orlando International Airport, 9300 Jeff Fuqua Blvd., Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include legal, legislative & regulatory matters; premium level indication; actuarial services engagement; NCCI engagement; Operations Manual; and review of rates, rating plans & policy forms and associated matters to include application forms.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at www.fwcjua.com.

QCAUSA

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

DATE AND TIME: Thursday, September 6, 2018, 5:00 p.m. – 7:00 p.m.

PLACE: City of North Miami Library, 835 NE 132 St., North Miami, FL 33161

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public information meeting is being held for the upcoming FDOT roadway safety improvement project along State Road (SR) 922/NW 125 Street in the City of North Miami.

A copy of the agenda may be obtained by contacting: Community Outreach Specialist Sergies Duarte by phone at (305)216-3617 or email at Sergies.Duarte@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 7 days before the workshop/meeting by contacting: Ivette Ruiz-Paz by telephone at (305)470-5225 or by writing to her at the FDOT Public Information Office, 1000 NW 111 Ave., Miami, FL 33172, or via e-mail at Ivette.Ruiz-Paz@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).

QCAUSA

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

DATE AND TIME: Monday, September 17, 2018, 9:00 a.m. – 11:00 a.m.

PLACE: Tampa Westshore Marriott – Grand Ballroom, 1001 N. Westshore Boulevard, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) is hosting an Industry Forum on Monday, September 17, 2018, 9:00 a.m. to 11:00 a.m. at the Tampa Westshore Marriott – Grand Ballroom, 1001 N. Westshore Boulevard, Tampa, Florida 33607. Registration/Check-In begins at 8:15 a.m., and the formal presentation begins at 9:00 a.m. Complimentary on-site parking is available.

The project to be presented is the Howard Frankland Bridge - I-275 Howard Frankland Bridge from North of SR 687 (4th St. N.) to South of SR 60 in Hillsborough and Pinellas Counties, Florida.

The Howard Frankland Bridge project includes replacing the existing northbound bridge. The new bridge will include four non-tolled/general use lanes, two tolled express lanes in both the north and southbound directions, and a 12-foot shared use path adjacent to the non-tolled/general use lanes. Once the new bridge is constructed, the existing northbound bridge will be removed. Traffic will then switch directions on both bridges and the new bridge will become the southbound bridge.

The Industry Forum provides an opportunity for Design-Build teams, including contractors, subcontractors, and design consultants, to learn more about the elements and considerations of the Howard Frankland Bridge project. Attendance is not mandatory but is recommended to firms considering bidding on the project. After the presentation, time will be allotted for questions from industry partners. Advanced registration is required by completing a registration form available at www.TampaBayNext.com.

Technical Review Committee Team Meetings: Following the Industry Forum, Design-Build teams are invited to meet one-on-one with the project Technical Review Committee (TRC) members and with Disadvantage Business Enterprise (DBE) Support Services Program representatives from the Equal Employment Opportunity Office. The one-on-one meetings will be held on Monday, September 17, 2018 in the afternoon and on Tuesday, September 18, 2018 at the FDOT District Seven Headquarters, 11201 N. McKinley Drive, Tampa, FL 33612. Maximum meeting durations will be 40 minutes with the TRC members and 40 minutes for FDOT Support Services. TRC one-on-one meetings must be prescheduled. To schedule a one-on-one meeting please contact Rahnee Oliver at rahnee.oliver@dot.state.fl.us no later than 5:00 p.m., Monday, September 10, 2018.

The most current Draft Request for Proposal (RFP) and Concept Plans will be available on September 10, 2018 for industry review. The Howard Frankland Bridge Draft RFP and other preliminary project documents will be available on FDOT's File Transfer Protocol (FTP) directory at the provided link:

<https://ftp.fdot.gov/file/d/FTP/FDOT/LTS/D7/Procurement/DB/E7R10/>

User Name: Guest

Password: Leave Blank

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

A copy of the agenda may be obtained by contacting: Lori Buck at Lori.Buck@dot.state.fl.us or 1(813)975-6398.

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: Stephen Benson, by phone at 1(813)975-6427, or via email at Stephen.Benson@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: Tampa Bay Next at TampaBayNext@dot.state.fl.us or 1(813)975-6398 or Rahnee Oliver at Rahnee.Oliver@dot.state.fl.us.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has received the petition for declaratory statement from David Porter Associates Architects, Inc. The petition seeks the agency's opinion as to the applicability of section R403.5.1, Florida Building Code, Energy, 6th Edition (2017), as it applies to the petitioner.

Petitioner seeks clarification about whether section R403.5.1 requires all single family dwellings to install a hot water recirculating system, or rather that if such a system is installed, it must then conform to the specified control system requirements.

A copy of the Petition for Declaratory Statement may be obtained by contacting: the Agency Clerk's Office, Department of Business and Professional Regulation, 2601 Blair Stone

Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, mo.madani@myfloridalicense.com or W. Justin Vogel, Office of the General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1795, wjustin.vogel@myfloridalicense.com.

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

NOTICE IS HEREBY GIVEN that the Board of Physical Therapy Practice has issued an order disposing of the petition for declaratory statement filed by Jillanne Abigail Stearns on October 19, 2017. The following is a summary of the agency’s disposition of the petition: The original Notice of Petition for Declaratory Statement was published in Vol. 43, No. 205, of the October 23, 2017, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on November 9, 2017 in Lake Buena Vista, Florida. At its meeting, the Board denied the Petition due in part to lack of clarity regarding the Petitioner’s individual circumstances, and also because the Board opines that paragraph 486.021(11)(a), F.S., is clear as written, as the statute cited pertains to educational as well as other practice settings. The Order was filed on December 11, 2017.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

NOTICE IS HEREBY GIVEN that the Board of Physical Therapy Practice has issued an order disposing of the petition for declaratory statement filed by Jolene Faught on October 06, 2017. The following is a summary of the agency's disposition of the petition:

The original Notice of Petition for Declaratory Statement was published in Vol. 43, No. 203, of the October 19, 2017, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on November 9, 2017 in Lake Buena Vista, Florida. At its meeting, the Board granted intervenor status to the Florida State Oriental Medical

Association and then denied to grant the Petition for Declaratory Statement. The Board set forth the following reasons for denying the Petition for Declaratory Statement: the practice of dry needling by a licensed physical therapist in the State of Florida is not prohibited by subsection 486.021(11), F.S., the Board already issued a Declaratory Statement, Final Order No. DOH-17-1605-DS-MQA filed August 30, 2017, for Robert Stanborough, PT, citing qualifications necessary to provide dry-needling services to his patients, and the Board is moving forward with rulemaking to set forth the competencies required for a Physical Therapist to practice dry needling in Florida. The Order was filed on February 20, 2018.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program

RULE NO.: RULE TITLE:

65D-30.0081 Standards for Day or Night Treatment with Community Housing

NOTICE IS HEREBY GIVEN that the Department of Children and Families has issued an order disposing of the petition for declaratory statement filed by Amethyst Recovery Center, LLC., Case No., 18-064CF on August 21, 2018. The following is a summary of the agency’s disposition of the petition:

A provider licensed for day or night treatment with community housing is not required to comply with the voluntary certification requirements outlines in Sections 397.487 and 397.4871, F.S., in order to operate the community housing portion of its license. The standards for this licensing component are found in Rule 65D-30.0081.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk in writing at Agency Clerk, Office of the General Counsel, Department of Children and Families, 1317 Winewood Boulevard, Building 2, Room 204, Tallahassee, Florida 32399-0700, by telephone at (850)488-2381 or via email to agency.clerk@myflfamilies.com.

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

STATE BOARD OF ADMINISTRATION

Invitation to Negotiate

The State Board of Administration of Florida (SBA) is re-soliciting competitive responses from parties interested in offering loss reimbursement examination services to the Florida Hurricane Catastrophe Fund (FHCF). The Invitation to Negotiate (ITN) will be available on August 23, 2018, and may be obtained from the FHCF website at www.sbafla.com/fhcf under "Announcements." The deadline for submitting responses is 2:00 p.m. (ET) on September 6, 2018. A meeting will be held on September 24, 2018, to discuss and evaluate the responses received and to determine if oral interviews are necessary. If oral interviews are scheduled, a meeting will be held on October 3, 2018, to select a respondent to provide loss reimbursement examination services to the FHCF. The SBA reserves the right to reject any or all competitive responses and to cancel any ITNs.

The meetings are open to the public and shall take place at the time and locations shown below.

TIME: 2:00 p.m. (ET) until conclusion of meeting. Persons who wish to participate by phone may call: 1(888)670-3525, conference code: 7135858151.

PLACE: The September 24, 2018 meeting shall take place in Room 116, Hermitage Conference Room, Hermitage Centre, 1801 Hermitage Boulevard, Tallahassee, Florida 32308. The

October 3, 2018 meeting shall take place in Room 506, Gold Coast Conference Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308.

Any changes to the above meeting dates and/or times (including the cancellation of any meeting) will be posted on the FHCF website at www.sbafla.com/fhcf at least 7 days prior to the meeting.

Any person requiring special accommodations to participate in the meeting is asked to advise Linda Guyas, State Board of Administration, P.O. Box 13300, Tallahassee, FL 32317-3300; (850)413-1336; linda.guyas@sbafla.com; at least seven (7) calendar days before the meeting.

**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 3:00 p.m., Thursday, August 16, 2018 and 3:00 p.m., Friday, August 22, 2018.

Rule No.	File Date	Effective Date
12AER18-07	8/16/2018	8/16/2018
23-21.002	8/21/2018	9/10/2018
23-21.015	8/21/2018	9/10/2018
33-601.901	8/16/2018	9/5/2018
59A-7.019	8/20/2018	9/9/2018
59A-7.020	8/20/2018	9/9/2018
59A-7.021	8/20/2018	9/9/2018
59A-7.022	8/20/2018	9/9/2018
59A-7.023	8/20/2018	9/9/2018
59A-7.024	8/20/2018	9/9/2018
59A-7.025	8/20/2018	9/9/2018
59A-7.026	8/20/2018	9/9/2018
59A-7.027	8/20/2018	9/9/2018
59A-7.028	8/20/2018	9/9/2018
59A-7.029	8/20/2018	9/9/2018
59A-7.030	8/20/2018	9/9/2018

59A-7.031	8/20/2018	9/9/2018
59A-7.032	8/20/2018	9/9/2018
59A-7.033	8/20/2018	9/9/2018
59A-7.034	8/20/2018	9/9/2018
59A-7.035	8/20/2018	9/9/2018
59A-7.036	8/20/2018	9/9/2018
59A-7.037	8/20/2018	9/9/2018
59A-12.016	8/17/2018	9/6/2018
59A-12.017	8/17/2018	9/6/2018
59A-12.018	8/17/2018	9/6/2018
59A-12.019	8/17/2018	9/6/2018
59A-12.020	8/17/2018	9/6/2018
59A-17.102	8/17/2018	9/6/2018
61D-6.011	8/16/2018	9/5/2018
61H1-23.001	8/22/2018	9/11/2018
64B8-13.005	8/21/2018	9/10/2018
64B8-13.008	8/21/2018	9/10/2018
64B8-51.006	8/22/2018	9/11/2018
64B12-16.003	8/22/2018	9/11/2018
69K-5.0016	8/16/2018	9/5/2018
69K-7.010	8/20/2018	9/9/2018
69K-7.017	8/20/2018	9/9/2018
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF HEALTH

Notice of Emergency Action

On August 22, 2018, State Surgeon General issued an Order Lifting Emergency Restriction of Certificate with regard to the certificate of William Eric Glazer, C.R.T., Certificate No.: CRT 87534. Department orders that the Emergency Suspension of Certificate be lifted.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

Notice of Emergency Action

On August 22, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the registration of Erica Yvette Johnson, R.M.H.C.I., Registration # IMH 14025. 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 subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On August 22, 2017, State Surgeon General issued an Order Lifting Emergency Restriction of Certification with regard to the certification of Jessica Tedeschi, C.N.A., Cert. No.: CNA 340163. The Department orders that the Emergency Restriction of Certification be lifted.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On August 22, 2018, the State Surgeon General issued an Order of Emergency Restriction with regard to the license of Robin Leigh Dewitt, R.N., License # RN 9170394. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On August 22, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Shakira Barnett Felton, C.N.A., Certificate # CNA 116317. 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 subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On August 22, 2018, the State Surgeon General issued an Order of Emergency Restriction with regard to the certification of Kristian M. Quintanal, C.N.A., Certificate # CNA 249465. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On August 22, 2018, the State Surgeon General issued an Order of Emergency Restriction with regard to the license of Kristian M. Quintanal, R.N., License # RN 9464829. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On August 22, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Bernette Hall, L.P.N., License # PN 5177034. 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 subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On August 22, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Dineasha Vonshay Cooper, C.N.A., Certificate # CNA 133636. 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 subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Notice of Emergency Action

On August 22, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the registration of Darinelis Cobos, R.P.T., a/k/a Darinelis Cobos Benitez, R.P.T., Registration No. # RPT 40438. 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 subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Notice of Emergency Action

On August 22, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the registration of Yarima Cobos, R.P.T., Registration No. # RPT 26921. 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 subsections 456.073(8) and 120.60(6) Florida Statutes (2018). 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.

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.
