

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-5.001	Definitions
5J-5.002	Forms Used with Complaints
5J-5.003	Enforcement Actions and Administrative Penalties

PURPOSE AND EFFECT: The purpose of this rulemaking is to implement Chapters 2018-23 and 2018-84, L.O.F., by amending the definition section, updating incorporated department forms, and amending the penalty section to conform with recent statutory changes.

SUBJECT AREA TO BE ADDRESSED: Definition, incorporated department forms, and the penalty section.

RULEMAKING AUTHORITY: 501.059(12), 570.07(23) FS.

LAW IMPLEMENTED: 501.059(1)(g), (h), (5), (9)(a), (b), 570.544(4), 570.971(4) 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: W. Alan Parkinson, Bureau Chief, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500, phone: (850)410-3697.

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-20.001	Definitions
5J-20.002	Standards of National Fire Protection Association Adopted
5J-20.004	Liquefied Petroleum Gas Forms
5J-20.005	Lack of Trustworthiness
5J-20.012	Installer Licenses
5J-20.013	Minimum Storage as Relates to Liquefied Petroleum Gas
5J-20.021	Testing and Repairing Containers
5J-20.022	Marking of Containers; Posting of Owner Contact Information at Dealer Locations
5J-20.023	Manufacturer's Data Sheets Covering ASME Tasks
5J-20.025	Color Scheme for Piping Identification
5J-20.026	Unsafe Container or System
5J-20.027	Approval of Liquefied Petroleum Gas Containers
5J-20.028	Installation of Containers on Roofs of Buildings
5J-20.029	Inspection of DOT Cylinders
5J-20.033	Truck Safety; Regulations
5J-20.041	Underground Installations
5J-20.042	Underground Tanks; Regulators
5J-20.044	Out-of-gas, Leak Call, and Interrupted Service Procedure
5J-20.046	Introducing Gas into Containers for Transportation; Dealer to Insure Compliance
5J-20.047	Connecting or Disconnecting Containers of Systems; Notice to Owner; Transportation
5J-20.049	Use of Liquefied Petroleum Gas Limited
5J-20.050	Installation of Unvented Room Heaters
5J-20.051	Construction Notification
5J-20.060	Documentation of Training, General
5J-20.061	Qualifier and Master Qualifier Examinations; Applicant Qualifications

- 5J-20.062 Approved Courses of Continuing Education
- 5J-20.063 Approval of Outside Vendor Training Programs
- 5J-20.064 Renewal of Qualifier and Master Qualifier Certificates
- 5J-20.065 Re-examination Procedures
- 5J-20.066 Reporting of Qualifier and Master Qualifier Vacancies
- 5J-20.071 Rate of Assessments; Effective Date
- 5J-20.072 Payment of Assessments; Penalties
- 5J-20.073 Payment Agreements; Purchaser Responsibilities
- 5J-20.078 Facility Inspection Report; Vehicle Inspection Report; Notice of Required Correction; Failure to Correct
- 5J-20.080 Enforcement Actions and Administrative Penalties
- 5J-20.082 Resolution of Violations, Settlement, and Additional Enforcement Remedies

PURPOSE AND EFFECT: The purpose of this rulemaking is to amend the rule chapter to comply with statutory language, repeal unnecessary rules, update incorporated forms, and amend the rule chapter with general updates. Significant changes were made to Chapter 527, Florida Statutes during the 2018 legislative session.

SUBJECT AREA TO BE ADDRESSED: Amended rules to reflect statutory changes, repeal of redundant and unnecessary rules, updated standards and references, new incorporated department forms, elimination of outdated, obsolete department forms, clarified, amended or removed definitions throughout the chapter, updated licensing, containers, transportation of LP gas, installations, general procedures, examinations, training, continuing education, inspections, and penalty rules. General updates to chapter.

RULEMAKING AUTHORITY: 120.569, 527.02(1)(b), (2), (4), (4)(c), 527.0201, 527.055, 527.06, 527.23(13), 570.07(23) FS.

LAW IMPLEMENTED: 119.074(4)(c), 527.01(11), 527.02, (1)(b), (2), (4), (4)(c), 527.0201, (6), 527.021, 527.03, 527.04, 527.055, 527.06, 527.0605, 527.061, 527.062, 527.07, 527.08, 527.09, 527.10, 527.11, 527.12, 527.13, 527.14, 527.23(9), (11), (12) 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: Harold Prince, Chief, Bureau of Standards, 3125 Conner Blvd., Bldg. #2, Tallahassee, Florida, 32399, phone (850)921-1570. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.: **RULE TITLES:**

- 5J-23.001 Standards
- 5J-23.0015 Registration
- 5J-23.002 Registration
- 5J-23.003 Guidelines for Imposing Administrative Penalties

PURPOSE AND EFFECT: The purpose of this rulemaking is to update specifications, further clarify updated statutory requirements, amend the penalty section and add requisite form references. In addition, the recent passage of SB 740 amends the testing and registration requirements and allows for up to a two-year registration. The proposed amendments implement those recent changes.

SUBJECT AREA TO BE ADDRESSED: Incorporated department form and form references, updated adopted versions of ASTM International Designations and references to Rule Chapters 5F-2 and 5F-10, F.A.C.; uniform numbering within the rule chapter and updated the registration and penalty sections to comply with statute.

RULEMAKING AUTHORITY: 501.913, 501.921, 501.922, 570.07(23) FS.

RULEMAKING AUTHORITY: 501.913, 501.921, 501.922, 570.07(23) FS.

LAW IMPLEMENTED: 501.913, 501.917, 501.918, 501.919, 501.921, 501.922, 570.971 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: Harold Prince, Chief, Bureau of Standards, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399 (850)921-1570. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-24.001	Performance Specifications and Standards for Motor Vehicle Brake Fluid
5J-24.002	Registration
5J-24.003	Guidelines for Imposing Administrative Penalties

PURPOSE AND EFFECT: The purpose of this rulemaking is to update specifications, amend the penalties, further clarify updated statutory requirements and add requisite form references. The recent passage of SB 740 amends the testing and registration requirements and allows for up to a two-year registration. The proposed amendments implement those recent changes.

SUBJECT AREA TO BE ADDRESSED: Incorporated department form and form references, updated adopted versions of US Department of Transportation Motor Vehicle Safety Standards, No. 116, Motor Vehicle Brake Fluid specifications, adopts SAE International specifications J1703 “Motor Vehicle Brake Fluid,” and SAE International J1704 “Motor Vehicle Brake Fluid Based Upon Glycols, Glycol Ethers and Corresponding Borates, and amended penalty section.

RULEMAKING AUTHORITY: 526.52(1), 526.53(4), 570.07(23) FS.

LAW IMPLEMENTED: 526.51, 526.52, 526.53, (1), (2), 526.54, 526.55, 570.971 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: Harold Prince, Chief, Bureau of Standards, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399 (850)921-1570.

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.:	RULE TITLE:
5J-26.001	Military Fee Waiver

PURPOSE AND EFFECT: The purpose of this rulemaking is to amend a form incorporated by reference and to provide guidance to applicants seeking a military fee waiver in compliance with ch. 2018-7, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Updated FDACS-10991, Military Fee Waiver Request and rule related to military waiver of initial and renewal registration fee for certain individuals.

RULEMAKING AUTHORITY: 472.008, 501.014(2), 501.626, 507.09(3), 527.06, 539.001(21), 559.92201, 559.9355(3), 570.07(23) FS.

LAW IMPLEMENTED: 472.015(3)(b), 472.016, 501.015(2), 501.605(5)(b), 501.607(2)(b), 501.609, 507.03(3)(b), (c), 527.02(3)(b), (c), 539.001(3)(c), (g), 559.904(3)(b), (c), 559.928(2)(c), (d) 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: Liz Compton, Bureau Chief, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500, phone (850)410-3800.

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-4.027	Behavioral Health Overlay Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.027, Florida Administrative Code (F.A.C.), is to incorporate by reference the Florida Medicaid Behavioral Health Overlay Services Coverage Policy, _____. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Behavioral Health Overlay Services.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: November 14, 2018 from 9:30 a.m. to 10:00 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: Matt Brackett. 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: Matt Brackett, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4151; e-mail: Matt.Brackett@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop 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. on November 15, 2018 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.027 Behavioral Health Overlay Services.

(1) This rule applies to all providers ~~rendering of behavioral health overlay services who are enrolled in the Florida Medicaid behavioral health overlay services to recipients program.~~

(2) All providers ~~of behavioral health overlay services~~ must be in compliance with the provisions of the Florida Medicaid Behavioral Health Overlay Services Coverage Policy, _____ and Limitations Handbook, March 2014, available at http://www.flrules.org/Gateway/reference.asp?No=Ref_03748, incorporated by reference. The policy handbook is available on the Agency for Health Care Administration's Medicaid fiscal agent's website at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and at [DOS place holder Ref-_____], www.mymedicaid-florida.com. ~~Select Public Information for Providers, then Provider Support, and then Provider Handbooks. Paper copies of the handbook may be obtained by calling the Provider Services Contact Center at 1(800)289-7799 and selecting Option 7.~~

(3) ~~The following forms are included in the Florida Medicaid Behavioral Health Overlay Services Coverage and Limitations Handbook and are incorporated by reference: Certification of Eligibility, AHCA Form 5000-3522, Revised March 2014; Provider Agency Self-Certification, AHCA Form 5000-3523, Revised March 2014. These forms are available by~~

~~photocopying them from the Florida Medicaid Behavioral Health Overlay Services Coverage and Limitations Handbook. Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.9081, 409.912, 409.913, 409.973 FS. History—New 3-13-14, _____.~~

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.197 Medical Foster Care Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.197, Florida Administrative Code (F.A.C.), is to update the Florida Medicaid Medical Foster Care Services Coverage Policy, _____. The amendment revises provider requirements in the incorporated coverage policy.

SUBJECT AREA TO BE ADDRESSED: SUBJECT AREA TO BE ADDRESSED: Medical Foster Care Services.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.197, Florida Administrative Code, will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.902, 409.903, 409.905, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: November 14, 2018, 10:00 a.m. to 10:30 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: Martin Fanburg. 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: Martin Fanburg, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4235, e-mail: Martin.Fanburg@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop 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. on November 15, 2018 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.197 Medical Foster Care Services.

(1) This rule applies to all providers rendering Florida Medicaid medical foster care services to recipients.

(2) All providers must be in compliance with the provisions of the Florida Medicaid Medical Foster Care Services Coverage Policy, _____ ~~October 2017~~, incorporated by reference. The policy is available on the Agency for Health Care Administration's website at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and at <http://www.flrules.org/Gateway/reference.asp?No=Ref-08711>.

Rulemaking Authority 409.919, ~~409.961~~ FS. Law Implemented 409.902, 409.903, 409.905, 409.908, 409.912, 409.913, ~~409.973~~ FS. History--New 2-22-00, Amended 3-6-01, 3-1-04, 8-15-07, 12-18-17, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.370 Therapeutic Behavioral On-Site Services

PURPOSE AND EFFECT: The purpose of Rule 59G-4.370, Florida Administrative Code (F.A.C.), is to incorporate by reference the Florida Medicaid Behavioral Health Day and Therapeutic Behavioral On-site Services Coverage Policy, _____. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Behavioral Health Day and Therapeutic Behavioral On-site Services.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: November 14, 2018 from 9:00 a.m. to 9:30 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: Matt Brackett. 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: Matt Brackett, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail

Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4239, e-mail: Matt.Brackett@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop 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. November 15, 2018 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.370 Behavioral Health Day and Therapeutic Behavioral On-site Services.

(1) This rule applies to all providers rendering Florida Medicaid behavioral health day and therapeutic behavioral on-site services to recipients.

(2) All providers must be in compliance with the provisions of the Florida Medicaid Behavioral Health Day and Therapeutic Behavioral On-site Services Coverage Policy, _____, incorporated by reference. The policy is available on the Agency for Health Care Administration's website at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and at [DOS place holder Ref-_____].

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.902, 409.905, 409.907, 409.908, 409.912, 409.913, 409.973 FS. History--New _____.

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

RULE NO.: RULE TITLE:

60FF1-5.011 Text to 911

PURPOSE AND EFFECT: The Board proposes the rule development to clarify the form.

SUBJECT AREA TO BE ADDRESSED: Incorporated form.

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

LAW IMPLEMENTED: 365.172(6)(a)3.b., (e) 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: Matthew Matney, Chairman, E911 Board, 4030 Esplanade Way, Suite 135F, Tallahassee, Florida 32399-0950.

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
 64B16-27.410 Registered Pharmacy Technician to Pharmacist Ratio

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the existing rule requirement that the 3:1 ratio only applies to activities related to sterile compounding and does not limit the ratios for other non-sterile compounding related activities.

SUBJECT AREA TO BE ADDRESSED: Registered Pharmacy Technician to Pharmacist Ratio.

RULEMAKING AUTHORITY: 465.005, 456.069(1), 465.014, 465.017, 465.022 FS.

LAW IMPLEMENTED: 465.014, 465.022 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: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254.

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
 64B16-30.003 Citations

PURPOSE AND EFFECT: The Board proposes the rule amendment to ensure the rule is consistent with statutory language authorizing the issuance of citations.

SUBJECT AREA TO BE ADDRESSED: Citations.

RULEMAKING AUTHORITY: 456.073, 456.077, 465.005 FS.

LAW IMPLEMENTED: 456.077 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: C. Erica White, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:
 69K-25.0025 Licensure by Military Experience; Funeral Directors, Embalmers, and Direct Disposers; Licensure Renewals of Spouses of Armed Forces Members

PURPOSE AND EFFECT: The proposed new rule establishes the definition and criteria for Licensure by Military Experience; Funeral Directors, Embalmers, and Direct Disposers; Licensure Renewals of Spouses of Armed Forces Members.

SUBJECT AREA TO BE ADDRESSED: This is a new rule setting forth the definition and criteria for Licensure by Military Experience; Funeral Directors, Embalmers, and Direct Disposers; Licensure Renewals of Spouses of Armed Forces Members.

RULEMAKING AUTHORITY: 497.103, 497.168, 497.393, 497.602(4) FS.

LAW IMPLEMENTED: 497.168, 497.393, 497.602(4) 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: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@myfloridacfo.com.

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

(d) The school shall develop at least 2 forms of the end-of-course examination, and submit them for approval as provided in paragraph (4)(b) above. No end-of-course examination shall contain more than 15% duplication of questions. Examinations must test the course material. The answer key must be unique for each form of the examination. The answer key must reference the page number(s) containing the information upon which each question and correct answer is based. At least 70% of the questions on each form of the test shall be application oriented. Application level means the ability to use the learned material in a completely new and concrete situation. It usually involves the application of rules, policies, methods, computations, laws, theories, or any other relevant and available information. No more than 10% of the questions on each form of the test shall be at the knowledge level. Knowledge level means the recall of specific facts, patterns, methods, terms, rules, dates, formulas, names, or other information that should be committed to memory. A school offering the Commission-prescribed courses must maintain a sufficient bank of questions to assure examination validity. The sales associate end-of-course examinations shall contain at least 100 items, or 2 items per instruction hour. The broker end-of-course examinations shall contain at least 95 items, of which 5 items are 2 points each, which shall cover closing statements or escrow accounts, or 2 items per instruction hour. All Questions shall be multiple-choice with 4 answer choices each. The order of the examination questions may not follow the sequence of the course content and the item must not refer the student to the course material. The overall time to complete the end-of-course examination must not exceed the equivalent of 1.8 minutes per item.

(5) through (9) No change.

Rulemaking Authority 475.05 FS. Law Implemented 475.04, 475.17, 475.182, 475.183, 475.451 FS. History—New 1-1-80, Amended 8-24-80, 9-16-84, Formerly 21V-3.08, Amended 7-16-86, 10-13-88, 5-20-90, 1-13-91, 7-20-93, Formerly 21V-3.008, Amended 12-13-94, 6-14-95, 8-2-95, 12-30-97, 9-1-99, 1-18-00, 11-6-00, 1-12-04, 11-3-15, 3-27-18,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Florida Real Estate Commission
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Real Estate Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 19, 2018
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 2, 2018

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: 61J2-3.009
 RULE TITLE: Continuing Education for Active and Inactive Broker and Sales Associate Licensees

PURPOSE AND EFFECT: The Commission proposes the rule amendment to update the rule regarding continuing education.

SUMMARY: The rule will be updated in regards to continuing education.

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: 455.2123, 475.05 FS.

LAW IMPLEMENTED: 455.2123, 475.04, 475.17, 475.182, 475.183, 475.451 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: Lori Crawford, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, Florida 32801, lori.crawford@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-3.009 Continuing Education for Active and Inactive Broker and Sales Associate Licensees.

(1) No change.

(2)(a) The Commission-prescribed Core Law course totaling 3 hours of instruction of 50 minutes each will review and update licensees on Florida real estate license law, Commission rules, and agency law, and provide an introduction to other state laws, federal laws, and taxes affecting real estate. Approval or denial of the Commission-required Core Law course will be based on the extent to which the course content covers the above-referenced subject areas. The Commission-prescribed Ethics and Business Practices course totaling 3 hours of instruction of 50 minutes each will cover general business ethics applicable to any business and/or real estate. Examinations, if required, must test the course material. If course approval is denied, the institution or school may resubmit the course, with the mandated changes for re-evaluation.

(b) Licensees must take the 3-hour Core Law course once during each renewal period. A licensee who takes the 3-hour Core Law course in each year of the renewal period shall be allowed a total of 3 hours of Core Law education and 3 hours of specialty education toward the 14 hour requirement. Real estate licensees who hold a license that expires on September 30, 2018, or thereafter, must also take the 3-hour Business Ethics and Business Practices course once during each licensure renewal period. A licensee who takes the 3-hour Business Ethics and Business Practices course in each year of the renewal period shall be allowed a total of 3 hours of Business Ethics and Business Practices and 3 hours of specialty education toward the 14 hour requirement. Licensees who complete the Core Law course and Business Ethics and Business Practices course will receive 6 hours credit toward the 14 hour requirement. The “specialty” course hours must total at least 8 hours.

(3) through (7) No No change.

(8) Current members of the Florida Real Estate Commission may earn three (3) credit hours toward specialty education while serving at a Florida Real Estate Commission meeting during the legal agenda session. This credit may only be earned once during a renewal cycle.

Rulemaking Authority 455.2123, 475.05 FS. Law Implemented 455.2123, 475.04, 475.17, 475.182, 475.183, 475.451 FS. History—New 1-1-80, Amended 8-24-80, 10-19-83, 9-16-84, Formerly 21V-3.09, Amended 10-13-88, 6-17-91, 12-29-91, 12-8-92, 6-28-93, Formerly 21V-3.009, Amended 2-2-94, 11-13-94, 5-13-96, 12-30-97, 10-25-98, 3-7-99, 1-18-00, 9-17-00, 1-12-04, 7-10-06, 11-3-15, 2-2-17, 9-27-17, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Florida Real Estate Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Real Estate Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 19, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 4, 2018

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NOS.: RULE TITLES:

69K-11.001 Disciplinary Guidelines

69K-11.002 Minor Violations; Notice of Non-Compliance

69K-11.003 Citations

PURPOSE AND EFFECT: The proposed rule repeal is intended to remove language no longer in use.

SUMMARY: The current rules are obsolete and are being repealed.

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, and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule does not impose additional rights, obligations, or duties on any persons or any businesses, 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: 497.103, 497.152, 497.152(15)(b), 497.154(1), 497.155, 497.155(2)(d) FS.

LAW IMPLEMENTED: 497.155, 497.164, 497.263, 497.264, 497.266, 497.267, 497.268, 497.269, 497.270, 497.272, 497.276, 497.278, 497.282, 497.462 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: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@MyfloridaCFO.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-11.001 Disciplinary Guidelines and Penalties for Cemeteries, Preneed Sales, and Monument Establishments. Rulemaking Authority 497.103, 497.152, 497.154(1) FS. Law Implemented 497.164, 497.263, 497.264, 497.266, 497.267, 497.268, 497.269, 497.270, 497.272, 497.276, 497.278, 497.282, 497.462 FS. History—New 3-20-91, Formerly 3D-30.111, 3F-11.001, Repealed.

THIS REPEAL SHALL TAKE EFFECT JANUARY 1, 2019.

69K-11.002 Minor Violations and Notice of Non-Compliance for Cemeteries, Preneed Sales, and Monument Establishments.

Rulemaking Authority 497.103, 497.152(15)(b), 497.155(2)(d) FS. Law Implemented 497.155 FS. History—New 8-9-94, Amended 10-25-94, 8-4-97, 3-18-01, Formerly 3F-11.002, Repealed.

THIS REPEAL SHALL TAKE EFFECT JANUARY 1, 2019.

69K-11.003 Citations for Cemeteries, Preneed Sales, and Monument Establishments.

Rulemaking Authority 497.103, 497.155 FS. Law Implemented 497.155 FS. History—New 1-24-95, Amended 5-19-97, 7-5-01, Formerly 3F-11.003, Repealed.

THIS REPEAL SHALL TAKE EFFECT JANUARY 1, 2019.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: n/a

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-17.003 Fees.

PURPOSE AND EFFECT: The proposed rule amendment is intended to modify, clarify and update the language as needed.

SUMMARY: The proposed rule amendment is intended to modify, clarify and update language regarding fees.

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, and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule does not impose additional rights, obligations, or duties on any persons or any businesses, 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: 497.103, 497.140, 497.378, 497.379 FS.

LAW IMPLEMENTED: 497.140, 497.368, 497.373, 497.378, 497.379, 497.603 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: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@MyfloridaCFO.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-17.003 Fees.

(1) Licenses and registrations shall be renewed in accordance with the rules of the Department.

(2) The following biennial active status fees are prescribed by the Board:

(a) Biennial active status fee for license of embalmer shall be \$375.

(b) Biennial active status fee for license of funeral director shall be \$375.

(c) Biennial active status fee for license renewal of funeral director/embalmer shall be \$375.

(3) Unless exempt, pPersons initially licensed in the first year of the biennial period shall pay the full fees as established in subsection 69K-17.003(2), F.A.C., in addition to the examination fees as established in rule 69K-17.003, F.A.C.

(4) Unless exempt, pPersons initially licensed in the second year of the biennial period shall pay fees of one-half (50%) of the fees established in subsection 69K-17.003(2), F.A.C., in addition to the examination fees as established in rule 69K-17.003, F.A.C.

(5) Renewal of an inactive license for an embalmer, funeral director or direct disposer shall be subject to a fee of \$375. Renewal of an inactive license for funeral director/embalmer shall be subject to a fee of \$375.

(6) In the event that a licensee or registrant changes name, legal documentation must be submitted to the Board office. A fee of \$25.00 will be required, in addition to the return of the original license. A duplicate license, reflecting the new name will be generated, upon receipt of the original license and completion of these requirements. Documentation submitted will remain in the Department’s possession.

(7) The fee for each duplicate license shall be \$25.00. To obtain a duplicate license, a licensee or registrant must file a signed statement with the Department that the license has been lost, stolen, or destroyed and pay the duplicate license fee to the Department. Upon receipt of such notification and payment of the fee, the Department shall generate a duplicate license.

(8) The fee for initial registration as a continuing education course provider shall be \$200.

(9) The fee for renewal of previously approved continuing education providers shall be \$200.

(10) Unless exempt, tThe Department shall impose, in addition to all other fees, a special fee of \$5.00, upon each initial license or registration, and renewal thereof, to fund efforts to combat the unlicensed practice of funeral directing and embalming and the unlicensed operation of funeral establishments.

(11) Unless exempt, tThe fee for a temporary license shall be fifty dollars (\$50).

(12) Unless exempt, tThe fees for provisional licenses shall be as follows:

- (a) For a funeral director – \$50.00.
- (b) For an embalmer – \$50.00.

(13) Exemptions. A member of the United States Armed Forces, such member’s spouse, and a veteran of the United States Armed Forces who separated from service within 2 years preceding the application for licensure are exempt from the following fees:

- (a) Unlicensed activity fee associated with initial licensure.
- (b) Burial rights broker – initial license fee.

(c) Direct disposer – application fee.

(d) Embalmer – application fee.

(e) Embalmer apprentice – licensure fee.

(f) Embalmer by endorsement – application fee.

(g) Embalmer intern – application fee.

(h) Embalmer provisional – application fee and initial provisional licensure fee.

(i) Embalmer temporary – initial issuance fee.

(j) Funeral director – application fee.

(k) Funeral director by endorsement – application fee.

(l) Funeral director intern – application fee.

(m) Funeral director provisional – initial provisional licensure fee.

(n) Funeral director temporary – initial issuance fee.

(o) Monument establishment sales agent – application fee.

(p) Preneed – application fee when applying as an individual.

(q) Preneed sales agent – application fee.

The military record must show such member is currently in good standing or such veteran was honorably discharged.

Rulemaking Authority 497.103, 497.140, 497.378, 497.379 FS. Law Implemented 497.140, 497.368, 497.373, 497.378, 497.379, 497.603 FS. History–New 11-11-79, Amended 8-18-82, 4-10-84, Formerly 21J-17.03, Amended 3-10-91, 11-15-92, Formerly 21J-17.003, Amended 4-10-94, 1-10-95, 5-1-96, 9-10-96, 10-13-97, 1-4-98, 2-16-98, 10-12-98, 11-11-99, Formerly 61G8-17.003, Amended 5-19-09, .

NAME OF PERSON ORIGINATING PROPOSED RULE:

Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@MyfloridaCFO.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 19, 2018

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NOS.: **RULE TITLES:**

69K-30.0021 Minor Violations and Notice of Noncompliance for Funeral Directors and Establishments, Embalmers, Removal Services, Refrigeration Services, Direct Disposers and Establishments, and Cinerator Facilities.

69K-30.003 Citations for Funeral Directors and Establishments, Embalmers, Removal Services, Refrigeration Services, Direct

Disposers and Establishments, and Cinerator Facilities.

PURPOSE AND EFFECT: The proposed rule repeal is intended to remove language no longer in use.

SUMMARY: : The current rules are obsolete and are being repealed.

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, and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule does not impose additional rights, obligations, or duties on any persons or any businesses, 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: 497.103, 497.155 FS.

LAW IMPLEMENTED: 497.155 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: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@MyfloridaCFO.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-30.0021 Minor Violations and Notice of Noncompliance for Funeral Directors and Establishments, Embalmers, Removal Services, Refrigeration Services, Direct Disposers and Establishments, and Cinerator Facilities.

Rulemaking Authority 497.103, 497.155 FS. Law Implemented 497.155 FS. History–New 1-8-95, Amended 9-10-96, 10-13-97, 5-26-04, Formerly 61G8-30.0021, Repealed.

THIS REPEAL SHALL TAKE EFFECT JANUARY 1, 2019.

69K-30.003 Citations for Funeral Directors and Establishments, Embalmers, Removal Services, Refrigeration Services, Direct Disposers and Establishments, and Cinerator Facilities.

Rulemaking Authority 497.103, 497.155 FS. Law Implemented 497.155 FS. History–New 12-29-91, Amended 11-2-92, Formerly 21J-30.003, Amended 1-8-95, 9-10-96, Formerly 61G8-30.003, Repealed.

THIS REPEAL SHALL TAKE EFFECT JANUARY 1, 2019.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@MyfloridaCFO.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2018

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.:	RULE TITLE:
64B16-26.351	Standards for Approval of Registered Pharmacy Technician Training Programs 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. 155, August 9, 2018 issue of the Florida Administrative Register.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee, other written comments received, and testimony at the October 1, 2018, public hearing on the rule. The board voted at the public board meeting held October 3, 2018, to amend the rule. The rule shall now read as follows:

64B16-26.351 Standards for Approval of Registered Pharmacy Technician Training Programs.

Pursuant to Section 465.014, F.S., in order to be registered as a pharmacy technician in Florida, an applicant must have completed a pharmacy technician training program approved by the Board. The standards for approval of a registered pharmacy technician training program are as follows.

(1) Preapproved pharmacy technician training programs. The standard for approval of Registered Pharmacy Technician Training programs provided or offered by accredited institutions or entities is whether the program or institution is accredited by one of the following organizations:

(a) through (n) No change.

(o) Pharmacy technician training programs within the public-school system of the State of Florida that comply with the Florida Department of Education Curriculum Framework for Pharmacy Technician, program number H170500.

(2) through (6) No change.

The following changes have been made to incorporated form DH-MQA 1239:

On page 1 of 5, #13 has been amended to read, “Pharmacy technician training programs provided by a branch of the federal armed services using a curriculum developed on or before June 1, 2018.”

On page 2 of 5, #16 has been added and shall read as follows: “Pharmacy technician training programs within the public-school system of the State of Florida that comply with the Florida Department of Education Curriculum Framework for Pharmacy Technician, program number H170500.”

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-30.001
 RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances
 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. 145, July 26, 2018 issue of the Florida Administrative Register.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at the public meeting held October 3, 2018. The rule shall now read as follows:

64B16-30.001 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) No change.

(2) The following disciplinary guidelines shall be followed by the board in imposing disciplinary penalties upon licensees and permittees for violation of the below mentioned statutes and rules. For the purposes of this rule, the descriptions of the violations are abbreviated and the full statute or rule cited should be consulted to determine the prohibited conduct.

VIOLATION	PENALTY RANGE	
	FIRST VIOLATION	SECOND AND SUBSEQUENT VIOLATIONS
(a) Obtaining a license or permit by misrepresentation, fraud, or error. (Section 465.016(1)(a), F.S.); (Section 465.023(1)(a), F.S.)		
1. No change.		
2. By fraudulent misrepresentation on original application or renewal.	<u>\$10,000 fine for each count and Revocation.</u>	<u>\$10,000 fine for each count and Revocation.</u>
3. No change.		
(b) Procuring or attempting to procure a license or permit for another person by false representation. (Section 465.016(1)(b), F.S.); (Section 465.023(1)(b), F.S.)	<u>\$10,000</u> 5,000 fine for each count and Revocation.	\$10,000 fine for each count and Revocation.
(c) through (d) No change.		
(e) Violating laws governing the practice of pharmacy.		
1. Chapter 465, F.S.:		
a. through p. No change.		
q. Failure to request photo or other verification of identity prior to dispensing a controlled substance to a person not known. (465.0155(2), F.S.)	\$500 fine and 12 hour Laws & Rules course or MPJE to one (1) year probation.	\$1,000 fine and one (1) year probation, to revocation.

r. No change.		
2. through 5. No change.		
(f) through (j) No change.		
(k) Violating a rule or order of the Board or Department. (Section 465.016(1)(n), F.S.)		
1. Rules of Board of Pharmacy.		
a. through b. No change.		
c. Knowingly purchase, sell, possess, or distribute counterfeit drugs. (Section 499.005(8), F.S. Rule 64B16-27.101, F.A.C.)	\$5,000 fine, one (1) year suspension followed by one (1) year probation to revocation.	\$10,000 fine to revocation.
d. through t. No change.		
(l) through (v) No change.		

(3) through (4) No change.

Rulemaking Authority 456.072, 456.079, 465.005 FS. Law Implemented 456.072, 456.079, 465.016, 465.023 FS. History—New 3-1-87, Amended 5-11-88, Formerly 21S-17.001, 21S-30.001, 61F10-30.001, Amended 6-26-95, 1-30-96, Formerly 59X-30.001, Amended 12-3-97, 11-15-98, 5-3-00, 1-2-02, 11-29-06, 9-26-12, 2-14-13, 2-5-14, 1-10-17.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

**Section IV
Emergency Rules**

NONE

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

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing
RULE NO.: RULE TITLE:
59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on October 5, 2018, the Agency for Health Care Administration, received a petition for subsection 59A-4.1265(5) from Gardens Health NH LLC d/b/a The Gardens Health & Rehabilitation Center, seeking additional time beyond January 1, 2019, to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2018015269. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing
RULE NO.: RULE TITLE:
59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on October 5, 2018, the Agency for Health Care Administration, received a petition for subsection 59A-4.1265(5) from Carlton Shores NH LLC d/b/a Carlton Shores Health and Rehabilitation Center, seeking additional time beyond January 1, 2019, to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2018015264. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing
RULE NO.: RULE TITLE:
59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on October 3, 2018, the Agency for Health Care Administration, received a petition for subsection 59A-4.1265(5) from CCRC OpCo-Freedom Square, LLC d/b/a Freedom Square Rehabilitation & Nursing Services, seeking additional time beyond January 1, 2019, to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2018015262. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-5.003 Technologist

NOTICE IS HEREBY GIVEN that on September 27, 2018, the Board of Clinical Laboratory Personnel, received a petition for for variance or waiver filed by Nulvis Lucia Machado. Petitioner is seeking a variance or waiver of Rule 64B3-5.003, F.A.C., which sets forth the education, training/experience and examination requirements for a specialty licensure as a medical technologist. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257, telephone: (850)488-0595, or by electronic mail – Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, at the above address.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-5.002 Supervisor

NOTICE IS HEREBY GIVEN that on September 7, 2018, the Board of Clinical Laboratory Personnel, received a petition for variance or waiver filed by Angela Maxwell, BS, MT (AMT). Petitioner is seeking a variance or waiver of paragraph 64B3-5.002(3)(a), F.A.C., which sets forth the education, training/experience and examination requirements for licensure as a supervisor. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257, telephone: (850)488-0595, or by electronic mail – Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, at the above address.

Section VI

Notice of Meetings, Workshops and Public Hearings

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

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

DATE AND TIME: November 8, 2018, 10:00 a.m.

PLACE: Gainesville Regional Utilities Eastside Operations Center, 4747 North Main Street, Gainesville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Dwayne Mundy, Public Safety and Regulatory Compliance Program Director, North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, FL 32653.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

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

DATE AND TIME: November 8, 2018, 1:00 p.m.

PLACE: Gainesville Regional Utilities Eastside Operations Center, 4747 North Main Street, Gainesville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Hazardous Materials Response Team Policy Board.

A copy of the agenda may be obtained by contacting: Dwayne Mundy, Public Safety and Regulatory Compliance Program Director, North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, FL 32653.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

DATE AND TIME: Monday, November 5, 2018, 6:00 p.m.

PLACE: Jarvis Hall, 4501 N Ocean Drive, Lauderdale-by-the-Sea, FL 33308

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the preparedness of the Town of Lauderdale-by-the-Sea for the new state statute of Peril of Flood. This meeting will discuss the implications of sea level rise, and storm surge as it pertains to Lauderdale-By-The-Sea's readiness to reduce flood risk and redevelop following a flood.

A copy of the agenda may be obtained by contacting: writing to the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 221, Hollywood, Florida 33020.

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: South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 221, Hollywood, Florida 33020, (954)924-3653. 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: South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 221, Hollywood, Florida 33020, (954)924-3653.

AGENCY FOR HEALTH CARE ADMINISTRATION Medicaid

RULE NOS.:RULE TITLES:

59G-4.085 Early Intervention Services

59G-4.086 Early Intervention Session Services

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

DATE AND TIME: November 13, 2018, 8:00 a.m. –8:45 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is rescheduling the original October 15, 2018 workshop published in Vol.44/190 on September 28, 2018 for the purpose of discussing the Florida Medicaid Early Intervention Assessment and Evaluation Services and the Florida Medicaid Early Intervention Sessions Coverage Policies.

A copy of the agenda may be obtained by contacting: Matt Brackett, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, FL 32308-5407, telephone: (850)412-4151, e-mail: Matt.Brackett@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/medicaid/review/Rules.shtml>.

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: Matt Brackett. 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 MANAGEMENT SERVICES

E911 Board

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

DATE AND TIME: November 15 and 16, 2018, 9:00 a.m. to conclusion of business

PLACE: Embassy Suites by Hilton Destin-Miramar Beach, Meeting room Coast A/B, 570 Scenic Gulf Drive, Destin, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues related to the Florida E911 Board and reviewing submitted Rural County grants.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Leon Simmonds, (850)921-0041. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Leon Simmonds, (850)921-0041.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

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

DATE AND TIME: Thursday, November 8, 2018, 2:00 p.m. – 4:00 p.m.

PLACE: Department of Environmental Protection, 3800 Commonwealth Blvd., Carr Building, Room 170, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the workgroup for the Statewide Comprehensive Outdoor Recreation Plan (SCORP), and to discuss the draft 2018 SCORP.

A copy of the agenda may be obtained by contacting: Mark Kiser, Office of Park Planning, Division of Recreation and Parks, Florida Department of Environmental Protection, 3800 Commonwealth Boulevard, MS 525, Tallahassee, Florida 32399-3000, email: Mark.Kiser@floridadep.gov, telephone: (850)245-3051.

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: Mark Kiser, 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

Board of Chiropractic Medicine

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

DATE AND TIME: December 18, 2018, 2:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting.

A copy of the agenda may be obtained by contacting: <https://floridaschiropracticmedicine.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: Kelly.Woodard1@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: Kelly.Woodard1@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: November 2, 2018, 9:00 a.m.

PLACE: Dept. of Children & Families, State Mental Health Treatment Facility, 100 N. Main Street, Chattahoochee, FL 32324

GENERAL SUBJECT MATTER TO BE CONSIDERED: Solicitation conference for RFP#: SMHTF2019-002FS, Provision of Food Services Management, and Provision of Food and Food Delivery Services for Florida State Hospital.

A copy of the agenda may be obtained by contacting: Florida Department of Children and Families, Elesha Brown, FCCM, Procurement Manager, Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324, Elesha.Brown@myflfamilies.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 1 days before the workshop/meeting by contacting: Florida Department of Children and Families, Elesha Brown, FCCM, Procurement Manager, Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324, Elesha.Brown@myflfamilies.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: Florida Department of Children and Families, Elesha Brown, FCCM, Procurement Manager, Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324, Elesha.Brown@myflfamilies.com.

DEPARTMENT OF CHILDREN AND FAMILIES

The Florida Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2018, 4:15 p.m.

PLACE: Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposal opening and review of mandatory requirements for RFP #: SMHTF2019-002FS, Provision of Food Services Management, and Provision of Food and Food Delivery Services for Florida State Hospital.

A copy of the agenda may be obtained by contacting: Florida Department of Children and Families, Elesha Brown, FCCM, Procurement Manager, Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324, Elesha.Brown@myflfamilies.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 1 days before the workshop/meeting by contacting: Florida Department of Children and Families, Elesha Brown, FCCM, Procurement Manager, Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324, Elesha.Brown@myflfamilies.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: Florida Department of Children and Families, Elesha Brown, FCCM, Procurement Manager, Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324, Elesha.Brown@myflfamilies.com.

DEPARTMENT OF CHILDREN AND FAMILIES

The Florida Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2018, 10:00 a.m.

PLACE: Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324

GENERAL SUBJECT MATTER TO BE CONSIDERED: Debriefing Meeting of the Evaluators and ranking of the proposals for RFP#: SMHTF2019-002FS, Provision of Food Services Management, and Provision of Food and Food Delivery Services for Florida State Hospital.

A copy of the agenda may be obtained by contacting: Florida Department of Children and Families, Elesha Brown, FCCM, Procurement Manager, Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324, Elesha.Brown@myflfamilies.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 1 days before the workshop/meeting by contacting: Florida Department of Children and Families, Elesha Brown, FCCM, Procurement Manager, Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324, Elesha.Brown@myflfamilies.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: Florida Department of Children and Families, Elesha Brown, FCCM, Procurement Manager, Florida Department of Children and Families, State Mental Health Treatment Facility, Post Office Box 1000, 100 N. Main Street, Chattahoochee, FL 32324, Elesha.Brown@myflfamilies.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

The Florida Department of Economic Opportunity (DEO) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 13, 2018, 10:00 a.m. – 11:00 a.m. (ET)

PLACE: Department of Economic Opportunity, Caldwell Building, 1st Floor, 107 East Madison Street, Conference Room B-50, Tallahassee, Florida 32399-4120 and by calling 1(888)670-3525; Passcode: 8362542558, then #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: DEO is seeking to provide the public an opportunity to comment on the proposed use and distribution of funds to be provided through the Community Service Block Grant (CSBG) for the Federal Fiscal Year (FFY) 2019, as required to develop the FFY 2019 CSBG Model State Plan, which will be submitted to the United States Department of Health and Human Services as required to receive CSBG funds.

If any person decides to appeal any decision made by DEO with respect to any matter considered at this public hearing, he or she will need a record of the proceeding. For such purposes, he or she may need to ensure that a record of the proceeding is made, which includes the testimony and evidence upon which the appeal is to be made.

A copy of the agenda may be obtained by contacting: Ron Lynn, Bureau of Economic Self Sufficiency, Department of Economic Opportunity, 107 East Madison Street, MSC 400, Tallahassee, Florida 32399-4120, (850)717-8450, ron.lynn@deo.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: Ron Lynn, Bureau of Economic Self Sufficiency, Department of Economic Opportunity, 107 East Madison Street, MSC 400, Tallahassee, Florida 32399-4120, (850)717-8450, ron.lynn@deo.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).

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: November 8, 2018, 6:00 p.m.

PLACE: 208 N. Partin Drive, Niceville, FL 32578

GENERAL SUBJECT MATTER TO BE CONSIDERED: Re-scheduled board meeting. General agency business.

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

Section VII

Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE NO.: RULE TITLE:

60Y-5.001 Complaints

NOTICE IS HEREBY GIVEN that the Florida Commission on Human Relations has received the petition for declaratory statement from Elias Makere. The petition seeks the agency's opinion as to the applicability of subsection 60Y-5.001(2), F.A.C. as it applies to the petitioner.

Petitioner asks whether the Florida Commission on Human Relations deems his allegations of employment discrimination to be of a "Continuing Nature."

A copy of the Petition for Declaratory Statement may be obtained by contacting: Tammy Barton, Clerk of the Commission, tammy.barton@fchr.myflorida.com, 4075 Esplanade Way, Suite 110, Tallahassee, FL, 32399.

Please refer all comments to: Tammy Barton, Clerk of the Commission, tammy.barton@fchr.myflorida.com, 4075 Esplanade Way, Suite 110, Tallahassee, FL 32399.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by Old Port Cove Condo Five Association, Inc. on August 7, 2018. The following is a summary of the agency's disposition of the petition:

The Petition requests a determination to: 1) Whether the Fire Safety Evaluation System for Board and Care Facilities using prompt evacuation capabilities parameter values found in FFPC, 6th Ed., National Fire Prevention Association 101A (2013): Guide on Alternative Approaches to Life Safety, provide a method for determining equivalent compliance for (a) all the requirements in NFPA 101: Chapter 31, (b) only the Engineered Life Safety System, or (c) all the requirements in NFPA 101: Chapter 31, except for the Engineered Life Safety

System; and 2) Whether smokeproof enclosures are required for Marina Tower. The Department is not answering the Petition for Declaratory Statement because the Petitioner withdrew the Petition.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: No Order Available.

**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 AGRICULTURE AND CONSUMER SERVICES

Division of Administration

CONSTRUCTION OF A GREENHOUSE COMPLEX – CHIEFLAND, FLORIDA

Invitation to Bid

As a contractor, you are invited to submit a bid to the Florida Department of Agriculture and Consumer Services, Florida Forest Service, hereinafter referred to as owner, for the

construction of a greenhouse complex located at 9870 NW 42nd Court, Chiefland, Florida. The project budget is estimated to be \$700,000.

The contractor shall provide all materials, labor and equipment necessary to successfully complete the project in accordance with the terms and conditions of the Invitation to Bid.

PROJECT NAME AND LOCATION: Construction of a Greenhouse Complex – Chiefland, Florida located at 9870 NW 42nd Court, Chiefland, Florida.

SOLICITATION DOCUMENT: The entire solicitation document, which includes specifications, may be viewed and downloaded from the Vendor Bid System http://www.myflorida.com/apps/vbs/vbs_www.search_r2.crite ria_form, Bid Number ITB/PI-18/19-38, or by calling the purchasing office at (850)617-7181.

MANDATORY PRE-BID CONFERENCE/SITE VISIT: Each bidder must, before submitting a bid, attend the mandatory pre-bid conference/site visit. The pre-bid conference/site visit will be held at 2:00 p.m., EST, on November 14, 2018, at the Division of Plant Industry, 9870 NW 42nd Court, Chiefland, Florida. During the pre-bid conference, a site visit will be held for prospective bidders. It is the bidders' responsibility to consider any and all site conditions or requirements for the project. Specifications will be available at the mandatory pre-bid conference/site visit.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate, who has been placed on the convicted vendor list following a conviction for a public entity crime; may not submit a bid on a contract to provide any goods or services to a public entity; may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work; may not submit bids on leases of real property to a public entity; may not be awarded or perform work as a contractor, supplier, subcontractor or consultant under a contract with any public entity and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes, for category two, for a period of 36 months from the date of being placed on the convicted vendor list.

DISCRIMINATION, DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate, who has been placed on the discriminatory vendor list, may not submit a bid on a contract to provide goods or services to a public entity; may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work; may not submit bids on leases of real property to a public entity; may not award or perform work as a contractor, supplier, subcontractor or consultant under contract with any public entity and may not transact any business with any public entity.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: Each bid shall be accompanied by a performance bond in the amount of one-hundred percent (100%) of the base bid price.

BID BOND: Each bid shall be accompanied by a bid bond guarantee payable to the Department in the amount of five percent (5%) of the base bid price.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: November 30, 2018, 2:00 p.m.

PLACE: Florida Department of Agriculture and Consumer Services, 407 S. Calhoun Street, SB-8, Mayo Building, Tallahassee, Florida 32399-0800, (850)617-7181.

CONTRACT AWARD: The official Notice of Award Recommendation will be by electronic posting at http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

Failure to file a protest within the time prescribed in subsection 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed, the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C. by the owner.

**STATE BOARD OF ADMINISTRATION
INVITATION TO NEGOTIATE**

The State Board of Administration (SBA) announces an Invitation to Negotiate (ITN) to solicit responses from any qualified reputable firms with sufficient resources to implement an Integrated Risk Management (IRM) solution. The ITN will be available on November 5, 2018 and can found on the SBA's website at www.sbafla.com under "Doing Business with the SBA." Responses will be due no later than 4:00 p.m., ET, on Wednesday, January, 16, 2019. The SBA reserves the right to reject any and all responses and to cancel the above ITN at any time. The SBA announces the following meeting dates, times, and locations with respect to this ITN, and all meetings are open to the public.

DATE AND TIME: Thursday, January 31, 2019, 10:00 a.m. – until the conclusion of business

LOCATION: Emerald Coast Room (6th Floor), 1801 Hermitage Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the responses received concerning the above ITN, and to designate short-listed respondents for interviews, if necessary, and further consideration.

DATE AND TIME: Friday, February 22, 2019, 10:00 a.m. – until conclusion of business

LOCATION: Emerald Coast Room (6th Floor), 1801 Hermitage Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss responses received and all other information gathered

concerning the above ITN to determine a final ranking of short-listed respondents and to recommend to the Executive Director & CIO that the SBA enter into an agreement, with the selected respondent to provide and implement an Integrated Risk Management solution as covered in the above ITN.

Any changes to the above meeting dates and/or times (including the cancellation of any meeting) will be posted on the SBA's website at <http://www.sbafla.com> at least 7 days prior to the scheduled meeting.

Anyone requiring special accommodations to participate in any meeting or anyone wishing further information should contact Kimberly Calhoun at (850)413-1243 or by mail at 1801 Hermitage Blvd., Suite 100, Tallahassee, Florida 32308.

DEPARTMENT OF HEALTH

Design & Construction, Florida Department of Health, Jacksonville Laboratory, Porter Annex Building Elevator Modernization, Project #11316100

PROPOSALS ARE REQUESTED FROM State of Florida CERTIFIED GENERAL CONTRACTORS BY THE DEPARTMENT OF HEALTH-DESIGN AND CONSTRUCTION, HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO: 11316100

PROJECT NAME & LOCATION: Porter Annex Building Elevator Modernization, Jacksonville Laboratory, 1217 N. Pearl St., Jacksonville, FL 32202.

FOR: Elevator Modernization of the Porter Annex Building.

PREQUALIFICATION: Each bidder whose field is governed by Chapter 399, 455, 489, and 633 of the Florida Statutes for licensure or certification must submit prequalification data of their eligibility to submit proposals five (5) calendar days prior to the bid opening date. If not previously qualified by the Owner for the current biennium (July 1 through June 30) of odd numbered years, please verify pre-qualification is still valid. Call (850)488-6233 for information on prequalification with the Department of Management Services. After the bid opening, the low bidder must qualify in accordance with Chapter 60D-5.004.

PUBLIC ENTITY CRIME INFORMATION STATEMENT:

A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, for Category Two for a period of

36 months from the date of being placed on the convicted vendor list.

DISCRIMINATION; DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES:

An entity or affiliate who has been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000.00 or less, a Performance Bond and a Labor and Material Payment Bond are not required.

Sealed bids will be received, publicly opened and read aloud on: **DATE AND TIME:** November 27, 2018, Until 2:00 p.m. Local time.

PLACE: Florida Dept. of Health, Jacksonville Laboratory, 1217 N. Pearl Street, Jacksonville, FL 32202: It shall be noted that this facility is a secure compound and bidders are not allowed to wander the site unescorted. Bidders must check-in at the security desk.

SUBMISSION ADDRESS: Larry Revere, Maintenance and Construction Superintendent FDOH Jacksonville Laboratory, 1217 N. Pearl Street, Jacksonville, FL 32202.

MANDATORY PREBID MEETING: A mandatory prebid meeting for all bidders will be held at the project site: Florida Dept. of Health, Jacksonville Laboratory, 1217 N. Pearl Street, Jacksonville, FL 32202 on November 6, 2018 at 10:00 a.m., local time. Prospective prime bidders are required to attend. It shall be noted that this facility is a secure compound and bidders are not allowed to wander the site unescorted. Bidders must check-in at the security desk.

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the:

ARCHITECT-ENGINEER: POND & CO., 10199 Southside Blvd., Suite 103, Jacksonville, FL 32256 **TELEPHONE:** (904)543-0400

Attn. Michael Dennison

Full sets of drawings and specifications in electronic PDF format may be acquired from the Architect listed above.

CONTRACT AWARD: The official Notice of Award Recommendation will be by electronic posting on the Department's website at http://vbs.dms.state.fl.us/vbs/vbs_www.main_menu Failure to file a protest within the time prescribed in subsection 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5 by the Owner.

**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., Friday, October 19, 2018 and 3:00 p.m., Friday, October 26, 2018.

Rule No.	File Date	Effective Date
40D-3.037	10/25/2018	11/14/2018
53ER18-60	10/25/2018	10/25/2018
53ER18-61	10/25/2018	10/25/2018
53ER18-62	10/25/2018	10/25/2018
53ER18-63	10/25/2018	10/25/2018
53ER18-64	10/25/2018	10/25/2018
64ER18-1	10/19/2018	10/19/2018
64B3-3.001	10/25/2018	11/14/2018
64B5-13.005	10/25/2018	11/14/2018
64B8-8.017	10/23/2018	11/12/2018
64B8-30.014	10/26/2018	11/15/2018
64B8-30.015	10/26/2018	11/15/2018
64B15-6.01051	10/26/2018	11/15/2018
64B15-6.011	10/26/2018	11/15/2018
64B15-13.001	10/26/2018	11/15/2018
64B15-13.0025	10/26/2018	11/15/2018
64B15-19.007	10/26/2018	11/15/2018
65C-28.008	10/22/2018	11/11/2018
68B-31.009	10/23/2018	11/12/2018
69A-60.003	10/22/2018	11/11/2018
69B-156.013	10/22/2018	11/11/2018
69B-156.014	10/22/2018	11/11/2018
69B-156.015	10/22/2018	11/11/2018

69B-156.050	10/22/2018	11/11/2018
69B-156.123	10/22/2018	11/11/2018
69B-157.023	10/22/2018	11/11/2018
69B-157.101	10/22/2018	11/11/2018
69B-157.102	10/22/2018	11/11/2018
69B-157.103	10/22/2018	11/11/2018
69L-5.217	10/22/2018	11/11/2018
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		

DEPARTMENT OF HEALTH

Notice of Emergency Action

On October 24, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Heather C. Karneol, L.M.T., License # MA 56033. 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

Notice of Emergency Action

On October 24, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Gazelle G. Baumgard, L.M.T., License # MA 40111. 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

Notice of Emergency Action

On October 26, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Jacqueline Antoinette Hillard, L.M.T., License # MA 31958. 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 Chiropractic Medicine

Notice of Emergency Action

On October 24, 2018, State Surgeon General issued an Order of Emergency Restriction with regard to the license of Vanessa Claire Martinez, D.C. License # CH 9415. 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 Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

Notice of Emergency Action

On October 26, 2018, State Surgeon General issued an Order Lifting Emergency Suspension of Registration with regard to the registration of German Andres Gomez, R.M.H.C.I., Registration No.: IMH 6971. Department orders that the Emergency Suspension of Registration be lifted.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On October 24, 2018, the State Surgeon General issued an Order of Emergency Restriction with regard to the license of Kelly Jones, R.N., License # RN 9294470. 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 October 24, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Joani Crystal Lumpkin, C.N.A. a.k.a. Joani Crystal Ricardez, C.N.A., Certificate # CNA 294240. 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 October 24, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Jessica A. Brave, C.N.A., Certificate # CNA 288696. 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 October 24, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Cierra Antonia Davis, C.N.A., Certificate # CNA 227897. 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 October 24, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Brittany Stern, C.N.A., Certificate # CNA 311121. 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 September 24, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Katherine Darlene Judah, L.P.N., License # PN 5205565. 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 October 24, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Paula K. Fischer, R.N., License # RN 9281609. 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.

CITY OF SOUTH DAYTONA

NOTICE OF PROPOSED ORDINANCE

City of South Daytona

The City of South Daytona, Florida, gives notice of proposed ordinance governing communications facilities in its public rights-of-way.

Pursuant to paragraph 337.401(3)(d) of the Florida Statutes, notice is hereby given that at the City Council Meeting of the South Daytona City Council will be held on Tuesday, November 13, 2018 at City Hall, 1672 S. Ridgewood Avenue, South Daytona, FL 32119 regarding the Communications Facilities Within the Public Rights-of-Way ordinance.

SECOND AND FINAL READING TO BE HELD: Tuesday,
November 13, 2018

TIME: 6:00 p.m. ET

PLACE: South Daytona City Council Chambers, 1672 S.
Ridgewood Avenue, South Daytona, Florida 32119.

Subject: creating the “South Daytona communications rights-of-way ordinance;” providing intent and purpose, applicability and authority to implement; providing definitions; providing for registration for placing or maintaining communications facilities in the public rights-of-way; providing requirement of a permit; providing application requirements and review procedures; providing for a performance bond; providing for construction methods; providing development and objective design standards; providing for fees and taxes; providing enforcement remedies; providing for severability; providing for codification; providing for conflicts; and providing an effective date.

A copy of the proposed ordinance is available at the City Clerk’s Office, South Daytona City Hall, 1672 S. Ridgewood Avenue or by calling (386)322-3011 during regular business hours.

Section XIII Index to Rules Filed During Preceding Week

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