

## Section I

### Notice of Development of Proposed Rules and Negotiated Rulemaking

**STATE BOARD OF ADMINISTRATION**

**RULE NOS.:**      **RULE TITLES:**  
 19-8.010          Reimbursement Contract  
 19-8.013          Revenue Bonds Issued Pursuant to Section 215.555(6), F.S.

**PURPOSE AND EFFECT:** To discuss proposed amendments to the following rules: Rule 19-8.010, F.A.C., Reimbursement Contract, and Rule 19-8.013, F.A.C., Revenue Bonds Issued Pursuant to Section 215.555(6), F.S.

**SUBJECT AREA TO BE ADDRESSED:** Reimbursement Contract requirements for the 2022-2023 Contract Year and deleting a reference to an obsolete statutory provision in Rule 19-8.013.

**RULEMAKING AUTHORITY:** 215.555, F.S.

**LAW IMPLEMENTED:** 215.555, F.S.

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

**DATE AND TIME:** August 26, 2021, 9:00 a.m. (ET) until conclusion of meeting.

**PLACE:** Conference Call-in Number: 1 (888)585-9008, Participant Code 973-664-296

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: Mary Linzee Branham, Florida Hurricane Catastrophe Fund, State Board of Administration, P.O. Box 13300, Tallahassee, Florida 32317-3300; (850)413-1335; marylinzee.branham@sbafla.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).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Mary Linzee Branham at the number or email listed above.

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

**DEPARTMENT OF CORRECTIONS**

**RULE NO.:**      **RULE TITLE:**  
 33-602.205      Inmate Telephone Use

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule is to modify the provisions concerning inmate telephone use to align with the Department’s updated inmate telephone system, such as elimination of the use of Form DC6-223, Inmate Telephone Agreement and Number List; add

requirements relating to the telephone system’s inmate biometric PIN confirmation process; revises the persons with access to records and recordings of monitored calls; provides additional clarification for calls to attorneys; removes the use of Form DC6-214, Inclusion of Attorney on Inmate Telephone List; reorganizes the rule to provide better clarity and usability; and any other “clean-up” revisions needed or deemed necessary for inclusion/deletion.

**SUBJECT AREA TO BE ADDRESSED:** Inmate Telephone Use

**RULEMAKING AUTHORITY:** 944.09, F.S.

**LAW IMPLEMENTED:** 944.09, F.S.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Office of the General Counsel, Attn: FDC Rule Correspondence, 501 South Calhoun Street, Tallahassee, Florida 32399, FDCRuleCorrespondence@fdc.myflorida.com. A copy of the preliminary draft may also be obtained using the following link: <http://www.dc.state.fl.us/legal/ch33/notices/index.html>

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

## Section II

### Proposed Rules

**DEPARTMENT OF STATE**

**Division of Library and Information Services**

**RULE NO.:**      **RULE TITLE:**  
 1B-26.003      Electronic Recordkeeping

**PURPOSE AND EFFECT:** The purpose of this amendment is to update guidelines for managing public records created or maintained in electronic form. Updated guidelines reflect current technologies and best practices in managing electronic records and ensuring their retention and accessibility in accordance with public records provisions of Chapter 119, Florida Statutes.

**SUMMARY:** The proposed amendment updates references to required technical standards, clarifies ambiguous language, reorganizes and consolidates various provisions, and provides for greater flexibility in agency technology practices while continuing to require adherence to records retention and access requirements set forth in Chapters 119 and 257, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the nature and substance of the proposed amendments to the existing Rule 1B-26.003.

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: 257.14, 257.36

LAW IMPLEMENTED: 257.14, 257.36

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: Beth Golding, Bureau Chief, Division of Library and Information Services, at R. A. Gray Building, 500 S. Bronough Street, Tallahassee, FL 32399, or via email at Beth.Golding@dos.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

**1B-26.003 Electronic Recordkeeping.**

(1) ~~Purpose.~~ These rules provide standards for record (~~master~~) copies of public records which reside in electronic ~~form recordkeeping~~ systems. ~~Recordkeeping~~ These requirements must be incorporated in the system design and implementation of new systems and enhancements to existing systems in which electronic records reside. Public records are those as defined by section 119.011(~~412~~), F.S.

(2) ~~Authority.~~ The authority for the establishment of this rule is sections 257.14 and 257.36(1) and (6), F.S.

(3) ~~Scope.~~

(a) 1. These rules are applicable to all agencies as defined by section 119.011(2), F.S. and

2. ~~These rules~~ establish minimum requirements for the creation, utilization, maintenance, retention, preservation, storage and disposition of electronic record (~~master~~) copies, regardless of the media.

3. ~~Electronic records include numeric, graphic, audio, video, and textual information which is recorded or transmitted in analog or digital form.~~

4. ~~These rules apply to all electronic recordkeeping systems, including, but not limited to, microcomputers, minicomputers, main-frame computers, and image recording systems (regardless of storage media) in network or stand-alone configurations.~~

(b) ~~Before existing records are committed to an electronic recordkeeping system, the agency shall conduct a cost-benefit analysis to insure that the project or system contemplated is cost effective.~~

(34) ~~Intent.~~ Electronic recordkeeping systems and practices in use at the effective date of this rule, that are not in compliance with the requirements of this rule, may be used until the systems or practices are replaced or upgraded. New and upgraded electronic recordkeeping systems and practices created or implemented after the effective date of this rule shall comply with the requirements contained herein. ~~The Department is aware that it may not be possible to implement this rule in its entirety immediately upon its enactment, and it is not the intent by this rule to disrupt existing recordkeeping practices provided that agencies make no further disposition of public records without approval of the Division of Library and Information Services of the Department of State.~~

(45) ~~Definitions.~~ For the purpose of these rules:

(a) ~~“ASCII” means the American Standard Code for Information Interchange, a 7 bit coded character set for information interchange which was formerly ANSI (American National Standards Institute) Standard X3.4 and has since been incorporated into the Unicode standard as the first 128 Unicode characters.~~ “Checksum” means a hashing algorithm or procedure for checking that electronic records have not been altered by transforming a string of characters into a usually shorter fixed-length “hash value” or key that represents the original string.

(b) “Database” means an organized collection of automated information.

(c) “Database management system” means a set of software programs that controls the organization, storage and retrieval of data (fields, records and files) in a database. It also controls the security and integrity of the database.

(d) “Digital signature” means a type of electronic signature (any letters, characters, or symbols executed with an intent to authenticate) that can be used to authenticate the identity of the sender of a message or the signer of a document and to ensure that the original content of the message or document that has been sent is unchanged. Digital signatures can be created through ~~checksums~~ hashing algorithms.

(e) “Electronic record” means any information that is recorded in machine readable form.

(f) “Electronic recordkeeping system” means an automated information system for the organized collection, processing,

transmission, and dissemination of information in accordance with defined procedures.

~~(g) “Hashing algorithm” (hash function, checksum) means a formula or procedure for checking that electronically transmitted messages or documents have not been altered by transforming a string of characters into a usually shorter fixed-length “hash value” or key that represents the original string. The receiver of the message can execute the same hashing algorithm as the sender and compare the resulting hash values; any difference in the hash values indicates an alteration of the message or document sent. Hashing algorithms can be used to create digital signatures.~~

~~(g) “Logical access controls” means those administrative controls and permissions allowing or limiting user access to a system’s records and resources.~~

~~(h) “Metadata” means structured or semi-structured data about records that enables identification, access, use, understanding and preservation of those records over time.~~

~~(ih) “System design” means the design of the nature and content of input, files, procedures, and output, and their interrelationships.~~

~~(ji) “Permanent or long-term records” means any public records as defined by section 119.011(4+12), F.S., which have an established retention period of more than 10 years.~~

~~(kj) “Record (master) copy” means public records specifically designated by the custodian as the official record.~~

~~(lk) “Geographic information system” means a computer system for capturing, storing, checking, integrating, manipulating, analyzing and displaying data related to positions on the Earth’s surface.~~

~~(ml) “Open format” means a data format that is defined in complete detail, allows transformation of the data to other formats without loss of information, and is open and available to the public free of legal restrictions on use. An open format may be either standards based or proprietary.~~

~~(nm) “Unicode” means the universal character encoding standard maintained by the Unicode Consortium, providing the basis for processing, storage, and interchange of text data in any language in all modern software and information technology protocols.~~

~~(6) Agency duties and responsibilities. Each agency shall:~~

~~(a) Develop and implement a program for the management of electronic records.~~

~~(b) Ensure that all records are included within records retention schedules, either by being included within an applicable General Records Schedule, or by developing and obtaining approval for an individual agency specific records retention schedules in accordance with Rule 1B-24.003, F.A.C., Records Retention Scheduling and Disposition.~~

~~(c) Integrate the management of electronic records with other records and information resources management programs of the agency.~~

~~(d) Incorporate electronic records management objectives, responsibilities, and authorities in pertinent agency directives, or rules, as applicable.~~

~~(e) Establish procedures for addressing records management requirements, including recordkeeping requirements and disposition, before approving, recommending, adopting, or implementing new electronic recordkeeping systems or enhancements to existing systems.~~

~~(f) Provide training for users of electronic recordkeeping systems in the operation, care, and handling of the equipment, software, and media used in the system.~~

~~(g) Ensure that agency electronic recordkeeping systems meet state requirements for public access to records in accordance with chapter 119, F.S.~~

~~1. Standard. Each agency which maintains public records in an electronic recordkeeping system shall provide, to any person making a public records request pursuant to chapter 119, F.S., a copy of any data in such records which is not exempt from disclosure by statute. Said copy shall be on paper, disk, tape, optical disk, or any other electronic storage device or media requested by the person, if the agency currently maintains the record in that form, or as otherwise required by chapter 119, F.S. Except as otherwise provided by state statute, the cost for providing a copy of such data shall be in accordance with the provisions of sections 119.07(4), F.S.~~

~~2. Standard. Except as otherwise provided by law, no agency shall enter into a contract with, or otherwise obligate itself to, any person or entity for electronic recordkeeping hardware, software, systems, or services if such contract or obligation impairs the right of the public under state law to inspect or copy the agency’s nonexempt public records, or impairs the agency’s ability to retain the records in accordance with established records retention schedules.~~

~~3. Standard. In providing access to electronic records, agencies shall ensure that procedures and controls are in place to maintain confidentiality for information which is exempt from public disclosure.~~

~~(75) Documentation standards.~~

~~Standard. Agencies shall develop and maintain adequate and up-to-date technical and descriptive documentation for each electronic recordkeeping system to specify characteristics necessary for reading or processing the records. Documentation for electronic records systems shall be maintained in electronic or printed form as necessary to ensure access to the records. The minimum documentation required is:~~

~~(a) A narrative description of the system, including all inputs and outputs of the system; the organization and contents of the files and records; policies on access and use; security~~

controls; purpose and function of the system; update cycles or conditions and rules for adding information to the system, changing information in it; or deleting information; and the location and media in which electronic records are maintained and their retention requirements to ensure appropriate disposition of records in accordance with Chapter 1B-24, F.A.C.

(b) The physical and technical characteristics of the records, including:

1. ~~a~~ record layout or markup language that describes each file or field including its name, size, starting or relative position, and description of the form of the data (such as alphabetic, decimal, or numeric), or

2. ~~a~~ data dictionary or the equivalent information associated with a database management system including a description of the relationship between data elements in databases;

(c) For information coming from geographic information systems, the physical and technical characteristics of the records must be described including a data dictionary, a quality and accuracy report, and a description of the graphic data structure, such as recommended by the federal Spatial Data Transfer Standards; and,

(d) Any other technical information needed to read or process the records.

~~(8) Creation and use of electronic records.~~ Electronic recordkeeping systems that maintain record (master) copies of public records on electronic media shall meet the following minimum requirements:

(a)1. Provide a method for all authorized users of the system to retrieve desired records;

2. Provide an appropriate level of security to ensure the integrity of the records; in accordance with the requirements of chapter 282, F.S. Security controls should include, at a minimum, physical and logical access controls, backup and recovery procedures, and training for custodians and users. Automated methods for integrity checking should be incorporated in all systems that generate and use official file copies of records. ~~Hashing algorithms~~ Checksums and digital signatures should be considered for all official file copies of electronic records. The use of automated integrity controls, such as ~~hashing algorithms~~ checksums and digital signatures, can reduce the need for other security controls. ~~Hashing algorithms~~ Checksums used to protect the integrity of official file copies of records should meet the requirements of U.S. Federal Information Processing Standards Publication 180-24 (FIPS-PUB 180-24) (August 4, 2002~~2015~~) entitled "Secure Hash Standard (SHS)," (or "Secure Hash Signature Standard") which is hereby incorporated by reference, and made a part of this rule. This publication is available from the National ~~Technical Information Service (NTIS)~~ Institute of Standards

~~and Technology, 5285 Port Royal Road, U.S. Department of Commerce, 100 Bureau Drive, Gaithersburg, MD 20899, Springfield, VA 22161, and at the Internet Uniform Resource Locator:~~

~~https://csrc.nist.gov/publications/detail/fips/180/4/final~~ http://es ~~re.nist.gov/publications/fips/fips180-2/fips180-2.pdf.~~ Agencies utilizing hashing algorithms shall only use validated implementations of hashing algorithms.

3. Identify the open format or standard interchange format when necessary to permit the exchange of records on electronic media between agency electronic recordkeeping systems using different software/operating systems and the conversion or migration of records on electronic media from one system to another. ~~For text records in the absence of other conversion capabilities, the word processing or text creation system should be able to import and export files in the ASCII or Unicode format as prescribed by the Unicode 5.0 Standard (or successor Unicode Standard), which is hereby incorporated by reference, and made a part of this rule. This publication is available from the Unicode Consortium, P.O. Box 391476, Mountain View, CA 94039 1476, and at the Internet Uniform Resource Locator: http://www.unicode.org/book/bookform.html; and~~

4. Provide for the disposition of the records including, when appropriate, transfer to the Florida State Archives.

(b) ~~Standard.~~ Before a record (master) copy is created on an electronic recordkeeping system, the record shall be uniquely identified to enable authorized personnel to retrieve, protect, and carry out the disposition of records in the system. Agencies shall ensure that records maintained in such systems can be correlated with any existing related records on paper, microfilm, or other media.

(c) Systems or programs used to create, store or access record copies of electronic records must capture structural, descriptive, administrative and technical metadata standard to the system or program employed and must generate additional metadata whenever a record is moved within the system or migrated to another format or storage medium.

~~(9) Legal authentication.~~ Agencies shall implement the following procedures to enhance the legal admissibility of electronic records:

(a) Document that similar kinds of records generated and stored electronically are created by the same processes each time and have a standardized retrieval approach.

(b) Substantiate that security procedures prevent unauthorized addition, modification, or deletion of a record and ensure systems are protected against such problems as power interruptions.

(c) Identify the electronic media on which records are stored throughout their life cycle, the maximum time span that records remain on each storage media; and the official retention

requirements as approved by the Division of Library and Information Services.

(d) Maintain in unaltered form a record copy of any and all documents signed, dated and sealed by a professional engineer prior to or upon submission to the agency. The record copy of signed, dated and sealed documents must be retained in unaltered form for the duration of the record's retention period. This provision does not prohibit agencies from scanning the unaltered document and maintaining the scanned copy as the record copy.

(e) State agencies shall, and other agencies are encouraged to, establish and maintain integrity controls for record (master) copies of electronic records in accordance with the requirements of chapter 282, F.S.

(108) Selection of electronic records storage media. For storing record (master) copies of electronic public records throughout their life cycle, agencies shall select appropriate media and systems which meet the following requirements:

(a) Permit easy and accurate retrieval in a timely fashion;

(b) Retain the records in a usable format until their authorized disposition and, when appropriate, meet the requirements necessary for transfer to the Florida State Archives.

(c) Standard. Agencies shall not use the following floppy disks, audio cassettes, or VHS format video cassettes for the storage of record (master) copies of permanent or long-term records:

1. Flash memory media (such as thumb drives, SD cards, CF cards, micro-SD cards);

2. Audio cassette tape;

3. VHS video cassette tape;

4. Floppy disks.

(d) Permanent or long-term records on magnetic tape shall may be stored on using one or more of the following methods: polyester-based media. Agencies shall use only previously unrecorded audio or video tape for record (master) copies of permanent or long-term audio or video recordings.

1. Hard drive, preferably high-reliability, solid-state drive (SSD); spinning hard disk drive (HDD) is also acceptable;

2. Optical disc, preferably write-once discs with an inert dye layer;

3. Polyester-based magnetic data tape;

4. Cloud storage, preferably high-reliability, web-based storage services.

(e) Standard. A scanning density with a minimum of 300 PPI (300 DPI) dots per inch is required for scanned images created by the agency from hard copy permanent or long-term records.

(f) Standard. Record (master) copies of scanned images created by the agency from hard copy permanent or long-term records must be stored in accordance with a published

International Organization for Standardization (ISO) open standard image format.

(fg) The following factors are to be considered before selecting a storage media or converting from one media to another:

1. The authorized retention of the records as determined during the scheduling process;

2. The maintenance necessary to retain the records;

3. The cost of storing and retrieving the records;

4. The access time to retrieve stored records;

5. The portability of the medium (that is, selecting a medium that can be read by equipment offered by multiple manufacturers); and,

6. The ability to transfer the information from one medium to another, such as from optical disk to magnetic tape.

(119) Maintenance of electronic records.

(a) Standard. Agencies shall back up electronic records on a regular basis to safeguard against the loss of information due to equipment malfunctions, human error, or other disaster. Additional backups are strongly recommended for permanent and long-term records. Agencies shall maintain backup electronic recording media. Backups created for disaster recovery purposes, and all preservation duplicates of permanent or long-term records, shall be maintained in an off-site storage facility, which may include cloud storage, geographically separated from the risks associated with the agency's location. The storage environment must be maintained with at constant temperature (below 68 degrees Fahrenheit) and relative humidity (20 to 45 percent) controls levels. Storage and handling of permanent or long-term records on magnetic tape shall conform to the standards contained in Standard AES22-1997 (r20038) "AES recommended practice for audio preservation and restoration – Storage and handling – Storage of polyester-base magnetic tape" (published 1997, reaffirmed 2003 and 2008, stabilized 2012) which is hereby incorporated by reference and made a part of this rule. This publication is available from the Audio Engineering Society, Incorporated, 60 East 42nd Street, Room 2520, New York, New York 10165-2520, and at the Internet Uniform Resource Locator: <https://www.aes.org/publications/standards/search.cfm?docID=25> <http://www.aes.org/publications/standards/search.cfm>.

If an agency cannot practicably maintain backups and preservation duplicates as required in this section, the agency shall document the reasons why it cannot do so. Other electronic records media should be stored in a cool, dry, dark environment when possible (maximum temperature 73 degrees Fahrenheit, relative humidity 20-50 percent).

(b) Standard. Agencies shall annually read a statistical sample of all electronic media containing permanent or long-term records to identify any loss of information and to discover and correct the cause of data loss.

(c) ~~Standard.~~ Agencies shall conduct data integrity testing on all media containing permanent or long-term electronic records at least every 10 years and verify that the media are free of permanent errors. More frequent testing (e.g., at least every 5 years) is highly recommended. If a checksum was previously run on the digital media, testing can be conducted by running the same checksum.

(d) ~~Standard.~~ Agencies shall only rewind tape reels immediately before use to restore proper tension, or at a minimum every three years. When tapes with extreme cases of degradation are discovered, they should be rewound to avoid more permanent damage and copied to new media as soon as possible. Tapes shall be played continuously from end to end to ensure even packing. Tapes shall be stored so that the tape is all on one reel or hub. The requirement for rewinding does not apply to tape cartridges.

(e) ~~Standard.~~ Agencies shall prohibit smoking, eating, and drinking in areas where electronic records are created, stored, used, or tested.

(ef) ~~Standard.~~ External labels (or the equivalent automated management system) for electronic recording media used to store permanent or ~~long-long-term~~ records shall provide unique identification for each storage media, including:

1. The name of the organizational unit responsible for the data;
2. System title, including the version number of the application;
3. Special security requirements or restrictions on access, if any; and,
4. Software in use at the time of creation.

(fg) ~~Standard.~~ For all media used to store permanent or long-term electronic records, agencies shall maintain human readable information specifying recording methods, formats, languages, dependencies, and schema sufficient to ensure continued access to, and intellectual control over, the records. Additionally, the following information shall be maintained for each media used to store permanent or long-term electronic records:

1. File title;
2. Dates of creation;
3. Dates of coverage; and,
4. Character code/software dependency.

(hg) ~~Standard.~~ Electronic records storage media shall not be stored closer than 2 meters (about 6 feet, 7 inches) from to sources of magnetic fields, including generators, elevators, transformers, loudspeakers, microphones, headphones, magnetic cabinet latches and magnetized tools.

(hi) ~~Standard.~~ Electronic records on magnetic tape or disk shall not be stored in metal containers unless the metal is non-magnetic. Storage containers shall be resistant to impact, dust

intrusion and moisture. Compact disks shall be stored in hard cases, and not in cardboard, paper or flimsy sleeves.

(ij) ~~Standard.~~ Agencies shall ensure that record ~~(master)~~ copies of electronic records are maintained by personnel properly trained in the use and handling of the records and associated equipment.

(jk) Agencies shall establish and adopt procedures for external labeling of physical storage media ~~the contents of~~ diskettes, disks, tapes, or optical disks and for descriptive file naming and/or labeling of electronic files and directories so that all authorized users can identify and retrieve the stored information.

(kl) Agencies shall convert storage media to provide compatibility with the agency's current hardware and software to ensure that information is not lost due to changing technology or deterioration of storage media. Before conversion of information to different media, agencies must determine that authorized disposition of the electronic records can be implemented after conversion. Permanent or long-term electronic records ~~stored on magnetic tape~~ shall be transferred to new media compliant with this rule as needed to prevent loss of information due to changing technology or deterioration of storage media.

~~(1210) Retention of electronic records.~~ Each agency is responsible for ensuring the continued accessibility and readability of public records throughout the entire life cycle regardless of the format or media in which the records are maintained. Agencies shall establish policies and procedures to ensure that electronic records and their documentation are retained and accessible as long as needed. These procedures shall include provisions for:

(a) ~~Standard.~~ Scheduling the retention and disposition of all electronic records, as well as related access documentation and indexes, in accordance with the provisions of Chapter 1B-24, F.A.C.

(b) ~~Standard.~~ Establishing procedures for regular recopying, reformatting, and other necessary maintenance to ensure the retention and usability of the electronic records throughout their authorized life cycle.

(c) ~~Standard.~~ Transferring a copy of the electronic records and any related documentation and indexes to the Florida State Archives at the time specified in the records retention schedule, if applicable. Transfer may take place at an earlier date if convenient for both the agency and the Archives.

(1311) Destruction of electronic records. Electronic records may be destroyed only in accordance with the provisions of Chapter 1B-24, F.A.C. ~~At a minimum each agency shall ensure that:~~

~~(a) Electronic records scheduled for destruction are disposed of in a manner that ensures that any information that is confidential or exempt from disclosure, including proprietary~~

~~or security information, cannot practicably be read or reconstructed; and,~~

~~(b) Recording media previously used for electronic records containing information that is confidential or exempt from disclosure, including proprietary or security information, are not reused if the previously recorded information can be compromised in any way by reuse.~~

Rulemaking Authority 257.14, 257.36(1), 257.36(6) FS. Law Implemented 257.36(1)(a) FS. History—New 8-16-92, Amended 5-13-03, 5-21-08, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Amy Johnson, Director Division of Library and Information Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Laurel M. Lee, Secretary of State

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 12, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 18, 2021

**DEPARTMENT OF EDUCATION**

**Office of Early Learning**

RULE NOS.:	RULE TITLES:
6M-4.200	School Readiness Eligibility Provisions
6M-4.208	Documenting Eligibility for the School Readiness Program

PURPOSE AND EFFECT: The rules are being amended to add eligibility and documentation provisions for families with an Intensive Service Account or an Individual Training Account under section 445.009, F.S., as an at-risk category to existing requirements to guarantee compliance with federal and a new statutory mandate in s. 1002.87(1), F.S.

SUMMARY: The proposed rules establish eligibility and eligibility documentation requirements for the School Readiness Program.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The division's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S.

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: 1001.02, F.S  
LAW IMPLEMENTED: 1002.81(1), (8), (16), 1002.82(2)(f), 1002.84(7), 1002.87(1), (5), (6), FS.

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

DATE AND TIME: Thursday, September 2, 2021 2:30 p.m. – 3:30 p.m. ET, or at the conclusion of business whichever is earlier.

PLACE: via GoToWebinar only. To register for the webinar, please visit:  
[http://www.floridaearlylearning.com/statewide\\_initiatives/laws\\_and\\_rules/proposed\\_rules.aspx](http://www.floridaearlylearning.com/statewide_initiatives/laws_and_rules/proposed_rules.aspx)

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: Katerina Maroney (850)717-8614; Katerina.Maroney@oel.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Katerina Maroney, Deputy Director of Programs and Policy, Division of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8614; Katerina.Maroney@oel.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

**6M-4.200 School Readiness Eligibility Provisions.**

- (1) Definitions
  - (a) through (c) No change
  - (d) “Parent” means a person who has legal custody of a minor as a:
    - 1. No change
    - 2. No change.
    - 3. No change.
    - 4. Person who has legal custody of the minor by order of a court.
    - ~~5.If the minor by order of a court.~~
  - (e) through (k) No change
- (2) Authorization period and purpose for care. A family’s eligibility for school readiness services depends on an established purpose for care. A coalition must authorize services in accordance with the family’s purpose for care. During the authorization period the child shall be considered eligible and shall receive services at least at the same level,

regardless of a change in family income remaining at or below 85% SMI or a temporary change in the ongoing status of the child's parent as working or attending a job training or educational program.

(a) No change.

(b) Twelve-month authorization period. The coalition shall authorize at-risk, Economically Disadvantaged, ~~and~~ Special Needs children, and a parent who has an Intensive Service Account or an Individual Training Account under s. 445.009, F.S. for 12-months of child care funding.

1. No change.

2. Intensive Service Account or an Individual Training Account under s. 445.009, F.S. Eligibility is based on a documented child care authorization from the local workforce development board or its contracted provider, as defined in section 445.009, F.S.

a. Child care authorizations for a parent with an Intensive Service Account or an Individual Training Account shall be valid for the duration determined by the referring entity.

b. A child may continue to maintain eligibility under the Intensive Service Account or an Individual Training Account category as long as there is a current and valid child care authorization. Each time a child care authorization is renewed during the 12-month authorization of child care funding, child care services will continue in increments defined by the referring agency. If an additional referral is granted to the parent that extends the purpose for care beyond the initial 12-month authorization period, the coalition shall authorize the parent for an additional 12-month authorization period.

~~3.~~ 2. Economically disadvantaged. To be eligible under this category the family must meet the following requirements –

- a. No change.
- b. No change.
- c. No change.

~~4.~~ 3. Special needs. To be eligible under this category, a child must be age three to kindergarten admission and have documentation of an individual education plan from the local school district.

(c) No changes

(3) Re-establishment period for purpose of care. When a parent experiences a loss in purpose for care, the coalition must provide the parent a three (3) month period to re-establish purpose for care, at which time the parent must meet purpose for care to remain eligible. If the child served is subject to twelve-month eligibility, then the child will remain eligible for the remainder of the twelve-month authorization period. The child shall continue to receive services at the same level and provider shall continue being reimbursed during the three (3) month re-establishment period.

(a) At-risk, relative caregiver, ~~and~~ welfare transition program and Intensive Service Account or an Individual

Training Account participant. The parent no longer maintains the current purpose for care upon the child care authorization's expiration or upon notification of termination from the referring agency to the coalition, whichever comes first. The coalition or contracted designee shall inform the parent and DCF or local workforce referral agency that when the child care authorization expires or is terminated the parent will have three (3) months to provide documentation to establish a purpose for care under the same eligibility category or another eligibility category to continue to receive services.

(b) through (d) No change.

(4) Redetermination. All redetermining eligible At-risk, Economically Disadvantaged, ~~and~~ Special Needs children and Intensive Service Account or an Individual Training Account participants, will be authorized for 12-months of child care.

(a) through (c) No change.

(5) No change.

(6) No change.

(7) Transfer of School Readiness Services. Eligible families shall continue to receive school readiness services during the 12-month authorization period due to a change in residence within the state to a different coalition service area.

(a) The school readiness funding shall transfer to the coalition service area that the family relocates to. Funding shall reflect the remaining balance of 12-month authorization. Transferring families are subject to the same documentation document-requirements found under subsection 6M-4.208(4), F.A.C. The coalition shall make every effort to coordinate with the transferring coalition to obtain documents that would be valid regardless of the location of the coalition, such as birth certificates, shot records or proof of parental relationship.

(b) through (d) No change.

(8) Termination of School Readiness Services. Services shall be discontinued for a family prior to the end of the 12-month authorization period under limited circumstances. The family and provider will be notified of disenrollment at a minimum of two weeks prior to termination of services or at the end of the current authorization period, whichever comes first. The notification to the parent shall include the reason for termination. Qualifying events for termination include:

(a) No change.

(b) Substantiated fraud or intentional program violation determined by the coalition or its designee pursuant sections 1002.91 and 1002.84 ~~(18)(47)~~, F.S.

(c) through (e) No change.

Rulemaking Authority ~~1001.02+001-213(2)~~ FS. Law Implemented 1002.81(1), (8), (16), 1002.82(2)(f), 1002.87(1), (5), (6) FS. History—New 4-21-03, Formerly 60BB-4.200, Amended 7-31-14, 12-18-16, 8-20-18, 6-11-20, DATE

**6M-4.208 Documenting Eligibility for the School Readiness Program.**



(1) through (3) No change.

(4) Documentation required for school readiness services eligibility. During the initial determination and redetermination an applicant must submit documentation, as applicable, to verify compliance with eligibility requirements. An office visit shall not be required for the submission of eligibility documentation or establishment of eligibility. Prior to the eligibility determination and enrollment, new applicants shall submit required documentation within 30 calendar days from the date on the funding notification. Redetermining applicants shall submit required documentation through the statewide information system prior to the redetermination date. The coalition shall determine eligibility within ten (10) calendar days of receipt of ~~completed~~ the documentation.

(a) through (b) No change.

(c) Residency. Each applicant must submit verification of current residency to qualify for the program in the county in which the applicant applied. The coalition shall keep a record of at least one of the following supporting documents that shows the name and current residential address of a parent with whom the child resides:

1. No change.

2. No change.

3. Current and signed residential rental agreement, mortgage statement or receipt that contains a name and address, from a rental payment, dated within 12 months of the date the child application is submitted.

4. No change.

5. No change.

6. For children identified in section 1002.87 (1), F.S., the child's status as a TANF recipient, as indicated on a child care authorization submitted by the referring agency, is sufficient to establish the child's residency.

7. For children identified in sections 1002.81(1)(a)-(d), F.S., the child's Florida Medicaid-eligible status, as indicated on a child care authorization submitted by the referring agency, is sufficient to establish the child's residency.

8. No change.

9. No change.

(d) through (e) No change.

(f) Purpose for Care. Each applicant must meet the purpose for care requirements of the program in accordance with sections 1002.81(1), (7), (16) and 1002.87(1), F.S. The coalition shall keep a record of at least one of the following supporting documents establishing purpose for care for the authorization period:

1. No change.

2. For children identified in section 1002.87(1)(a), F.S., the child's status as a TANF recipient or a parent who has an Intensive Service Account or an Individual Training Account under s. 445.009, as indicated on a child care authorization

submitted by the referring agency, is sufficient to establish purpose for care as long as the families income meets the School Readiness Program income standards, remaining at or below 85 percent of the State Median Income (SMI).

3. through .6 No change.

(g) An acknowledgement of income and family size used to establish the family copayment in accordance with rule 6M-4.400, F.A.C., if applicable, shall be documented by every family applying for school readiness service, including families of children identified in Section 1002.81(1), F.S. This acknowledgement shall be made and documented at each determination of eligibility. The acknowledgement may be recorded on locally created income worksheets that includes the information listed on the income worksheet generated by the statewide information system ~~or worksheets generated by the statewide information system~~, if available.

1. Each early learning coalition shall maintain for each authorization period, documentation of the income calculations used to establish the family unit income for each family receiving school readiness services within the statewide information system. This may include documenting information on a locally created income worksheet or in case notes.

2. A family shall acknowledge a documented change in income or family size during the authorization period, if applicable.

Rulemaking Authority ~~1001.02+001-213(2)~~ FS. Law Implemented 1002.81(1), (8), (16), 1002.82(2)(f), 1002.84(8)(7), 1002.87(1), (5), (6) FS. History--New 4-21-03, Formerly 60BB-4.208, Amended 12-18-16, 8-20-18, 6-11-20, DATE

NAME OF PERSON ORIGINATING PROPOSED RULE:

Katerina Maroney, Deputy Director of Programs and Policy

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Shan Goff, Director

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: July 26, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: June 18, 2021

**DEPARTMENT OF EDUCATION**

**Office of Early Learning**

RULE NO.: 6M-8.201  
 RULE TITLE: Child Enrollment Procedure for the Voluntary Prekindergarten (VPK) Education Program

PURPOSE AND EFFECT: The proposed revisions update the rule and incorporated forms based on legislative changes to sections 1002.53 F.S.

SUMMARY: The rule and its incorporated forms include the child registration procedures, eligibility requirements and the requirements that a parent must provide certification of their

understanding of the VPK program requirements. The rule text also establishes the Early Learning Coalitions responsibilities for child enrollment.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S.

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:** 1001.213(2), 1002.75(2), 1002.79 FS.

**LAW IMPLEMENTED:** 1002.53(4), (5), (6), 1002.75(2)(a), (b), 1002.82(2)(n) F.S.

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

**DATE AND TIME:** Wednesday, September 1, 2021 from 1:00 p.m. – 2:00 p.m. or until business in concluded.

**PLACE:** via GoToWebinar only. To register for the webinar, please visit: <https://attendee.gotowebinar.com/register/4558768040109627918>

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: Cassandra Jackson (850)717-8583; [Cassandra.Jackson@oel.myflorida.com](mailto:Cassandra.Jackson@oel.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Cassandra Jackson, VPK Educational Policy Consultant, Division of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8583; [Cassandra.Jackson@oel.myflorida.com](mailto:Cassandra.Jackson@oel.myflorida.com)

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

**6M-8.201 Child Enrollment Procedure for the Voluntary Prekindergarten (VPK) Education Program.**

(1) Child registration.

(a) A parent wishing to register a child in the Voluntary Prekindergarten Education Program must complete and submit Form ~~DELOEL~~-VPK 01 (October 2021) (~~May 2016~~), titled Voluntary Prekindergarten (VPK) Education Program Child Application, through the single point of entry (known as the Family Portal) established under Section 1002.53, Florida Statutes (F.S.), and available at the following web address: <https://familyservices.floridaeearlylearning.com> using personal means or with assistance available at an early learning coalition. Form ~~DELOEL~~-VPK 01 (October 2021) (~~May 2016~~), is hereby incorporated by reference and a copy may be obtained as provided in Rule 6M-8.900, F.A.C., or at: (Insert New Link) <http://www.flrules.org/Gateway/reference.asp?No=Ref-07032>.

(b) Beginning with the 2022-2023 program year, a parent wishing to register a child in the Voluntary Prekindergarten Education Program must complete and submit Form ~~DEL~~-VPK 01A (October 2021), titled Voluntary Prekindergarten (VPK) Education Program Child Application, through the single point of entry (known as the Family Portal) established under Section 1002.53, Florida Statutes (F.S.), and available at the following web address: <https://familyservices.floridaeearlylearning.com> using personal means or with assistance available at an early learning coalition. Form ~~DEL~~-VPK 01A (October 2021), is hereby incorporated by reference and a copy may be obtained as provided in Rule 6M-8.900, F.A.C., or at: (insert new web link)

(2) Handbook. The Voluntary Prekindergarten Handbook, Form ~~DELOEL~~-VPK 07 (October 2021) (~~February 2017~~), is hereby incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-08024>, and is available at the following website: <https://familyservices.floridaeearlylearning.com>.

(3) No Change

(a) 1. through 4. No Change

5. An immunization record signed by a public health officer or licensed practicing physician; ~~or~~

6. A valid military dependent identification card or a federal or state government issued identification card, or

(b) Residential Eligibility. To be eligible for VPK, a child must reside in Florida. The early learning coalition shall keep a record of at least one of the following supporting documents that shows the name and residential address of a parent with whom the child resides:

1. Utility bill (electric, gas, water), cable, internet or home or cellular phone bill dated within 12 months of the date the child application is submitted;

2. through 8. No Change

9. If no supporting documents listed in subparagraphs (2)(b)1.-8. above are available for a child who is experiencing homelessness as defined in Section 1003.01(12), F.S., a coalition shall document residency based on other supporting documents showing that the child who is experiencing homelessness and resides in Florida (for example, but not limited to: letter from a homeless shelter, homeless referral, student residency questionnaire issued by the local school district or notarized statement from the child’s parent).

- (c) No Change
- (4) Early Learning Coalition Responsibilities.
- (a) through (b) No Change

~~(e) An early learning coalition shall coordinate with the Department of Children and Families to keep current profiles of VPK providers in the coalition’s geographic region on the Child Care Information System found on the website: <https://cares.myflfamilies.com/PublicSearch>.~~

~~(c)(4)~~ The early learning coalition shall assist all parents enrolling a child in the VPK program who present themselves or contact the early learning coalition with available information to help the parent make informed child care decisions. This information may be provided in person, by telephone or electronically through online resources and shall include:

- 1. No Change
- 2. No Change
- 3. An early learning provider performance profile as described in s.1002.92(3) F.S. for every VPK provider within the county where the child is being enrolled in accordance with s. 1002.53(5) F.S. Assistance navigating profiles of VPK providers in the coalition’s geographic region through the Child Care Information System website.

(e) The early learning coalition shall make available the use of technology at the early learning coalition or contracted service provider to all parents who present themselves requesting assistance with completing the Voluntary Prekindergarten (VPK) Education Program Child Application (Form DELOEL-VPK 01 or Form DEL-VPK 01A) on the Family Portal.

(5) Enrollment. A VPK provider may only enroll a child in the VPK or VPK SIS program after the early learning coalition determines that the child is eligible for the program. A VPK provider shall collect Form DELOEL-VPK 02, titled Child Certificate of Eligibility (October 2021) ~~(February 2017)~~, or Form DELOEL-VPK 04, as incorporated by Rule 6M-8.210, F.A.C., from the child’s parent. Both forms are generated by the Family Portal after the early learning coalition determines the child is eligible. The VPK provider shall complete the remainder of the form and submit verification of the completed form to the early learning coalition to finalize the child’s enrollment with that VPK provider. Form DELOEL-VPK 02,

is hereby incorporated by reference and may be obtained as described in Rule 6M-8.900, F.A.C., or at <http://www.flrules.org/Gateway/reference.asp?No=Ref-08025>.

- (a) No Change
- (b) A coalition must allow a VPK provider to enroll a child who resides in a Florida county other than the county where the provider’s VPK site is located. If the county listed on Form DELOEL-VPK 02 or Form DELOEL-VPK 04 is different than the county where services will be provided, the early learning coalitions shall coordinate to change the county of services on the child’s application in the Family Portal to the correct county (if the child has not yet attended VPK). After eligibility for the VPK program is determined by an early learning coalition, no further resubmission or reverification of age and residential eligibility documentation is required.

- (c) No Change
- (d) A coalition, upon receipt of the completed or verification of the completed Form DELOEL-VPK 02 or Form DELOEL-VPK 04, shall complete a child’s enrollment in the statewide information system by recording an association between the child and the child’s selected VPK provider.

(e) No Change  
 Rulemaking Authority 1001.213(2), 1002.73(2)(d)(1)~~1002.75(2)~~, 1002.79 FS. Law Implemented 1002.53(4), (5), 1002.73(2)(d)(1)~~1002.75(2)(a), (b)~~, 1002.82(2)(n) FS. History—New 1-19-06, Amended 5-24-07, Formerly 60BB-8.201, Amended 1-1-15, 7-28-16, 3-20-17. DATE

NAME OF PERSON ORIGINATING PROPOSED RULE: Katerina Maroney, Deputy Director of Programs and Policy  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Shan Goff, Director  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2021  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 18, 2021

**DEPARTMENT OF EDUCATION**

**Office of Early Learning**

RULE NO.: 6M-8.610  
 RULE TITLE: Voluntary Prekindergarten (VPK) Director Credential for Private Providers

PURPOSE AND EFFECT: The proposed revisions update the rule based on legislative changes to sections 1002.55 (3)(g) and 1002.57 F.S.

SUMMARY: The rule establishes the minimum standards for the VPK Director Credential.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly

regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The department's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S.

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: 1002.79 F.S.

LAW IMPLEMENTED: 1002.53(3)(g), 1002.57 F.S.

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

DATE AND TIME: Wednesday, September 1, 2021 from 2:00 p.m.- 3:00 p.m. EST or until business is concluded whichever is earlier

PLACE: via GoToWebinar only. To register for the webinar, please visit [http://www.floridaeearlylearning.com/statewide\\_initiatives/laws\\_and\\_rules/proposed\\_rules.aspx](http://www.floridaeearlylearning.com/statewide_initiatives/laws_and_rules/proposed_rules.aspx)

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: Cassandra Jackson (850)717-8583; Cassandra.Jackson@oel.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cassandra Jackson, VPK Educational Policy Consultant, Division of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8583; Cassandra.Jackson@oel.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

**6M-8.610 Voluntary Prekindergarten (VPK) Director Credential for Private Providers.**

(1) A private prekindergarten program delivering the Voluntary Prekindergarten (VPK) Education Program must have a director who has a VPK Director Credential. An administrator of a private prekindergarten program who holds a valid certificate in educational leadership issued by the Florida Department of Education (department) as defined in rule 6A-

4.0082 F.A.C. satisfies the requirement for a prekindergarten director credential under section 1002.57, F.S.

~~(a) Successful completion of the Director Credential, as required by section 402.305(2)(f), F.S., and paragraph 65C-22.003(8)(a), F.A.C., prior to December 31, 2006, shall satisfy this requirement.~~

~~(b) Successful completion of the minimum standards listed in paragraphs (2)(a) through (d), of this rule, and completion of the education and onsite requirements listed in paragraphs (3)(a) through (d) of this rule, prior to November 1, 2017, shall satisfy this requirement.~~

(2) In accordance with section 1002.57(1), F.S., the ~~department Office of Early Learning (OEL)~~ adopts the following minimum standards for a VPK Director Credential. The VPK Director Credential must include each of the following:

(a) An instructor-led or online course, approved by the department OEL, on the VPK performance standards adopted under rule 6M-8.602, F.A.C.

(b) An online course, approved by the department OEL, on emergent literacy standards adopted under rule 6M-8.615, F.A.C.

(c) An online course, approved by the department OEL, designed to deepen an individual's understanding of mathematical concepts and skills appropriate for preschool-aged children.

(d) An online course, approved by the department OEL, designed to deepen an individual's understanding of the use of language and vocabulary in VPK classrooms.

(e) An online course, approved by the department OEL, that addresses the following VPK Director competencies:

1. through 3. No Change

(f) Education and onsite experience through the successful completion of the Director Credential, as established in ~~in~~ section 4.7 and subsection 4.8.3 as adopted in the Florida Department of Children and Families Child Care Facility Handbook, ~~May 2019~~~~October 2017~~, incorporated by reference in rule 65C-22.001, F.A.C. The Florida Department of Children and Families Child Care Facility Handbook, ~~May 2019~~~~October 2017~~ is incorporated by reference. The handbook may be obtained from the Department of Children and Families website at <https://www.myflfamilies.com/service-programs/child-care/> [www.myflorida.com/childcare](https://www.myflorida.com/childcare) or from the following link: <https://www.flrules.org/gateway/reference.asp?No=Ref-11491> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-09845>~~.

(3) The following ~~department OEL~~ approved courses and credential will satisfy the minimum standards for the VPK Director Credential as established in subsection (2) of this rule:

(a) Implementing the Florida Standards in Preschool Classrooms: 3 Years Old to Kindergarten (instructor-led ~~or and~~ online);

(b) through (e) No Change

(f) A Director Credential issued in accordance with standards set forth in section 4.7 and subsection 4.8.3 as adopted in the Florida Department of Children and Families Child Care Facility Handbook, ~~May 2019~~~~October 2017~~, incorporated by reference in rule 65C-22.001, F.A.C.

(4)(a) No Change

(b) For purposes of this rule “successfully completed” is defined as follows:

1. No Change

2. For the Implementing the Florida Standards in Preschool Classrooms: 3 Years Old to Kindergarten instructor-led course, attendance and participation in full course, as verified by the ~~department~~~~OEL~~ approved instructor of the course.

3. For the Director’s Credential, a current credential issued in accordance with in section 4.7 and subsection 4.8.3 as adopted in the Florida Department of Children and Families Child Care Facility Handbook, ~~May 2019~~~~October 2017~~, incorporated by reference in rule 65C-22.001, F.A.C.

Rulemaking Authority ~~1002.73(2)(b)~~, 1002.79 FS. Law Implemented 1002.55(3)(g), 1002.57 FS. History—New 12-31-06, Amended 5-19-08, Formerly 6A-6.040, Amended 1-11-16, 10-15-17, 10-21-18, DATE

NAME OF PERSON ORIGINATING PROPOSED RULE:

Katerina Maroney, Deputy Director of Programs and Policy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Shan Goff, Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 18, 2021

**DEPARTMENT OF EDUCATION**

**Office of Early Learning**

RULE NO.: 6M-9.300  
 RULE TITLE: Child Care Resource and Referral and Consumer Education

PURPOSE AND EFFECT: The rule is being amended to update information included in child care listings, provider profile updates, training and data reporting requirements and technical assistance provided to existing and potential providers and to guarantee compliance with federal and a new statutory mandate in s. 1002.92, F.S.

SUMMARY: The proposed rule establishes an early learning provider performance profile that identifies existing public and private child care programs and ongoing documentation requirements of profiles and requests for services via the single statewide information system.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The division's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S.

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: 1002.92(2), F.S.

LAW IMPLEMENTED: 1002.92, F.S

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

DATE AND TIME: Thursday, September 2, 2021 11:00 a.m. – 12:00 p.m. ET, or at the conclusion of business whichever is earlier.

PLACE: via GoToWebinar only. To register for the webinar, please visit:

[http://www.floridaearlylearning.com/statewide\\_initiatives/laws\\_and\\_rules/proposed\\_rules.aspx](http://www.floridaearlylearning.com/statewide_initiatives/laws_and_rules/proposed_rules.aspx)

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: Katerina Maroney (850)717-8614; Katerina.Maroney@oel.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Katerina Maroney, Deputy Director of Programs and Policy, Office of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8614; Katerina.Maroney@oel.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

**6M-9.300 Child Care Resource and Referral and Consumer Education**

(1) The ~~Division~~~~Office~~ of Early Learning, Child Care Resource and Referral (CCR&R) state network, shall ensure

delivery of CCR&R services as defined in the Child Care Development Block Grant of 2014, Title 45 Part 98 Code of Federal Regulations, and section 1002.92, Florida Statutes (F.S.).

(2) Definitions

(a) through (c) No change.

(d) "Community resources" refers to social service and financial assistance programs that a family may be eligible for, such as the DCF Office on Homelessness, home visiting programs, mental health service, including School Readiness, Voluntary Prekindergarten, Temporary Assistance for Needy Families (TANF), Low-Income Home Energy Assistance Program (LIHEAP), Supplemental Nutrition Assistance Program (SNAP), Special supplemental nutrition program for women, infants, and children (WIC), Head Start and Early Head Start, as well as any organization or service that a family may qualify for that will support the family's financial independence, assist with developmental concerns and help fill an unmet need.

(e) "Community outreach" refers to activities in the CCR&R service area that increase awareness of CCR&R services. This can include involvement in community events, establishing community partnerships, displaying program materials in public spaces and on social media platforms, and marketing activities.

(f) through (n) No change.

(3) No change.

(4) Accessibility of Information and Services.

(a) Each CCR&R organization shall provide the Division Office of Early Learning with an annual accessibility report no later than the last business day in August, identifying how CCR&R services are made accessible to families and providers within its service area, including families who have limited access to telephone services, internet services, or transportation. The report shall also outline the CCR&R organization's plan for family engagement and community outreach. The CCR&R organization shall coordinate with other community entities in order to expand the accessibility of services and document such coordination in the accessibility report.

(b) Each CCR&R organization shall maintain a website and at least one other form of outreach and awareness within its service area that describes the services offered. The outreach and awareness must include a statement of CCR&R and services offered through the program. The home page of the website for the early learning coalition and the contracted CCR&R organization, if applicable, shall clearly display at a minimum, a brief description of CCR&R and family services and provider services-contact information, the primary family and provider telephone number(s), as well as provider services contact information, including phone numbers, and hours of

~~operation and a brief description of services available for families and providers.~~

(5) Location and Hours of Service.

(a) No change.

(b) No change.

(c) If the CCR&R organization is closed at any time during standard business hours, the CCR&R organization shall provide a message on their family services line and home page of its website, with its hours of operation and contact information for an alternative organization that can assist families during emergency situations, such as those outlined in paragraph (3)(d), above.

(d) No change.

(6) Customized Child Care Listings.

(a) No change.

(b) Child care listings shall be generated using the single statewide information system maintained by the Division Office of Early Learning.

(c) through (f) No change.

(7) Consumer Education and Community Resources.

(a) No change.

(b) No change.

(c) Each CCR&R organization shall maintain a current directory or access to community resources, which shall include:

1. through 6. No change.

7. Resources provided by the Division Office of Early Learning or identified through collaboration with other entities; and

8. No change.

(8) Provider Profile Updates.

(a) Each CCR&R organization shall ensure that contracted and non-contracted provider information for each legally operating child care early learning or school-age provider, and each provider receiving state or federal funds within the CCR&R organization's service area, is updated and approved between January 1 and May 31 of each calendar year in the single statewide information system maintained by the Division Office of Early Learning.

(b) No change.

(c) At a minimum, the CCR&R organization shall ensure that the following information, as applicable, is updated for each provider:

1. No change.

2. Gold Seal designation under s. 1002.945, F.S., and ~~or~~ accreditation status, if applicable;

3. Quality rating, if available;

4. through 11. No change.

12. Special services offered or information about what the provider offers, including but not limited to, arts and crafts, computer activities, family engagement, music lessons,



therapeutic services, web cam on site with special education programs for prekindergarten children with disabilities, services for children with developmental disabilities, and vacation care programs;

- 13. No change.
- 14. Transportation; ~~and~~,
- 15. Meal options;-
- 16. Family discounts;
- 17. Legal operating status;
- 18. Participation in the Child Care Food Program, if applicable;

19. A link to licensing inspection reports, if applicable;  
20. The components of the Voluntary Prekindergarten Education Program performance metric calculated under s. 1002.68, F.S. which must consist of the program assessment composite score, learning gains score, achievement score, and the provider’s designations, if applicable;

21. The school readiness program assessment composite score and program assessment care level composite score results delineated by infant, toddler classrooms, and preschool classrooms results under s. 1002. 82, F.S., if applicable;

22. Provider implementation of a DOE-approved curriculum and the name of that curriculum, if applicable; and  
23. Participation in school readiness child assessment under s. 1002.82, F.S..

- (d) No changes.
- (e) Legally operating providers shall be included in the provider update process upon request by the provider. The early learning coalition must review and approve the provider profile submitted within the single statewide information system.

(9) The CCR&R organization shall document each request for CCR&R services described in paragraph six (6) above in the single statewide information system. Monthly, the CCR&R organization shall review the Division of Early Learning specified data report(s) to monitor CCR&R customer intake data in the single statewide information system. If DEL determines through its quarterly review that the organization’s data is not representative of CCR&R services offered, the CCR&R organization shall review procedures to determine if revisions are needed to increase the number of CCR&R customer intakes in the single statewide information system.

- (10)-(9) Technical Assistance.
- (a) No change.
- (11)(10) Staff Training Requirements.

(a) The CCR&R organization shall ensure all CCR&R staff, including staff in blended positions who provide CCR&R services, are trained; by a CCR&R Coordinator or designated trainer, in customer service, consumer education, community resources, financial assistance programs for families, and available types of child care and early learning providers and programs, specific to their service area, and have successfully

completed the CCR&R specialist evaluation within four (4) months of employment as a CCR&R specialist. Designated trainers for the CCR&R program, if not the coordinator, must comply with the coordinator training requirements.

- (b) No change.
- (c) Each CCR&R organization shall accurately complete and submit the staff list to the DEL-designated location by the established deadline. Staff lists shall not be changed nor removed from its designated location once submitted. The CCR&R organization shall provide email notification to the CCR&R state network office within five (5) business days of a change in the designated CCR&R coordinator position.

(d) Each CCR&R organization shall complete assessments on 50 percent of its CCR&R staff by December 31 and complete assessments on the remaining 50 percent of CCR&R staff by June 30. The organization shall deliver training to CCR&R staff based on assessment results for quality assurance. The organization shall retain records of completed assessments and trainings, and staff assessment data for each CCR&R staff member on the staff list.

(12) Each CCR&R organization shall establish written procedures for training CCR&R staff on serving families and providers, monitoring CCR&R program data, completing provider updates and CCR&R customer intakes in the single statewide information system, and technical assistance provided in accordance with subparagraph (10) of this rule.

(13)(11)—Early learning coalitions and CCR&R organizations are prohibited from charging a provider or other organization a fee for identifying the provider or other organization through the single statewide information system. Rulemaking Authority 1002.92 FS. Law Implemented 1002.92 FS. History—New 8-10-09, Formerly 60BB-9.300, Amended 9-1-15, 10-21-18, DATE

NAME OF PERSON ORIGINATING PROPOSED RULE: Katerina Maroney, Deputy Director of Programs and Policy  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Shan Goff, Director  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2021  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 18, 2021

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Medicaid**  
 RULE NO.: 59G-4.132      RULE TITLE: Home Health Electronic Visit Verification Program

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.132, Florida Administrative Code (F.A.C.), is to update language relating to providers who must comply with

the Florida Medicaid Electronic Visit Verification Program and revise the rule title.

**SUMMARY:** The amendment specifies that providers of behavior analysis services must render services to recipients in accordance with Rule 59G-4.132, F.A.C. The rule title is changed to Electronic Visit Verification Program.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

**RULEMAKING AUTHORITY:** 409.919, 409.961 FS.

**LAW IMPLEMENTED:** 409.906, 409.913, 409.9132, 409.973 FS.

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

**DATE AND TIME:** August 30, 2021 from 2:30 p.m. to 3:00 p.m.

**PLACE:** The Agency is offering both a remote and an in-person option to attend the hearing at the Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5407.

**Remote Listeners:** Attendees may register for the hearing at: <https://attendee.gotowebinar.com/register/5367014639660092941>. After registering, a confirmation email will be received containing information about joining the webinar, and opportunities to offer comments and questions will be available. 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: MedicaidRuleComments@ahca.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).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:**

MedicaidRuleComments@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the hearing at <http://ahca.myflorida.com/Medicaid/review/index.shtml>. Official comments to be entered into the rule record will be received until 5:00 p.m. on August 31, 2021 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com.

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

**59G-4.132 Home Health Electronic Visit Verification Program.**

(1) This rule applies to providers enrolled ~~directly~~ in the Florida Medicaid program that furnish home health services (home health visits, private duty nursing, and personal care services) and behavior analysis services to eligible recipients in accordance with Rules 59G-4.130, 59G-4.261, 59G-4.215, and 59G-4.125, Florida Administrative Code (F.A.C.), respectively, through the fee-for-service delivery system as specified on the Agency for Health Care Administration's (AHCA) website at [http://ahca.myflorida.com/Medicaid/home\\_health/dmv.shtml](http://ahca.myflorida.com/Medicaid/home_health/dmv.shtml) in accordance with section 409.9132, Florida Statutes (F.S.).

(2) ~~Definitions. Direct service provider—An individual who personally (face to face) provides services to recipients in accordance with rule 59G-4.261, 59G-4.215 or 59G-4.130, Florida Administrative Code, (F.A.C.).~~

(a) Electronic visit verification (EVV) - A process by which service encounters are electronically verified with respect to the type of service performed, the recipient receiving the service, the date of the service, the location of service delivery, the provider rendering the service, and the time the service begins and ends.

(b) Service encounter - A visit occurring on a specific day between a provider and an eligible recipient.

~~(3) Home Health Electronic Visit Verification Program.~~

(a) All providers must fully participate in the EVV process ~~comply with section 409.9132, F.S.~~

(b) For providers participating in the fee-for-service delivery system - The Agency for Health Care Administration (AHCA) contracts with a vendor(s) to electronically verify the delivery of ~~home health~~ services provided to recipients in their residence or other authorized setting.

1. Providers must document the ~~home health~~ service encounter for each recipient served (in accordance with the recipient's approved plan of care) and verify ~~the~~ delivery of the services rendered using AHCA's designated vendor's ~~electronic visit verification (EVV) system, or the provider's EVV system which must be interoperable with AHCA's designated vendor's EVV system.~~



(c) For providers participating in the Statewide Medicaid Managed Care program - Florida Medicaid managed care plans contract with a vendor(s) to electronically verify the delivery of services covered by the managed care plans and provided to recipients in their residence or other authorized setting.

1. Providers must document the service encounter for each recipient served (in accordance with the recipient’s approved plan of care) and verify delivery of the services rendered using the managed care plan’s designated vendor’s EVV system, or the provider’s EVV system which must be interoperable with the managed care plan’s designated vendor’s EVV system.

2. Direct service providers must verify delivery of the service using the vendor’s system at the beginning and end of each home health service encounter.

~~(4)3.~~ Providers must submit claims through the AHCA’s designated EVV vendor’s system to the Florida Medicaid fiscal agent for services rendered and verified in accordance with the prior authorizations in the Florida Medicaid Management Information System.

~~(5)4.~~ Providers that fail to comply with Florida Medicaid EVV requirements the Home Health Electronic Visit Verification Program are subject to potential denial or non-payment of claims, sanctions, fines, and suspension or termination from the Florida Medicaid program, in accordance with Rule 59G-9.070, F.A.C.

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.905, 409.906, 409.913, 409.9132, 409.973 FS. History—New 2-22-17, \_\_\_\_\_

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Cathy Cross  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Simone Marsteller  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 30, 2021  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 14, 2021

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

NONE

**Section IV**  
**Emergency Rules**

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6AER21-01      RULE TITLE: Pupil Attendance Records for COVID-19  
SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Given the recent rise in COVID-19 infections, largely driven by the spread of the delta variant, and the impending start to the 2021-2022 school year, the Florida Department of Education has been working to assist the Florida Department of Health in the development of minimum protocols governing the control of COVID-19 in public schools. As school districts seek to impose new COVID-19 restrictions on students, emergency rulemaking is necessary here to protect the rights of students and their parents or guardians.

This rule conforms to Executive Order Number 21-175, which ordered the Florida Department of Health and the Florida Department of Education to immediately execute rules and to take any additional agency action necessary, using all legal means available to ensure safety protocols for controlling the spread of COVID-19 in schools that (1) do not violate Floridians’ constitutional freedoms; (2) do not violate parents’ rights under Florida law to make health care decisions for their minor children; and (3) protect children with disabilities or health conditions who would be harmed by certain protocols, such as face masking requirements. The order, which is incorporated by reference, located at <https://www.fldoe.org/policy/state-board-of-edu/meetings/>, directs that any actions taken by school districts comply with the Parents’ Bill of Rights, codified in Sections 1014.02 – 1014.06, Fla. Stat., and “protect parents’ right to make decisions regarding masking of their children in relation to COVID-19.” Parental rights include the right to make health care decisions for minor children, unless prohibited by law and the right to direct the education and care of minor children. See, Section 1014.04, Fla. Stat. In order to ensure compliance with the law and state board rule, under Section 1008.32, Fla. Stat., the State Board of Education has authority to withhold from school districts state funds, discretionary grant funds, discretionary lottery funds or any other funds specified as eligible for this purpose by the legislature, until the district comes into compliance.

Many school districts have or are expected to implement “stay-home” directives for students who have been exposed to or who contracted COVID-19 for the upcoming school year. These directives will result in learning loss for students unless plans are enacted to continue learning during “stay-home” days. As a

result, it is necessary to amend the pupil attendance rule to set forth the requirements to count these days as an educational activity for the purpose of pupil attendance. Section 1003.23, Fla. Stat. provides that “[s]tudents may be counted in attendance only if they are actually present at school or are away from school on a school day and are engaged in an educational activity which constitutes a part of the school-approved instructional program for the student. While Rule 6A-1.044, Pupil Attendance Records, includes similar language, there is no criteria to establish “an educational activity which constitutes a part of the school-approved instructional program for the student.” Given that public schools throughout the state open in August and some open in less than one week, there is not sufficient time to proceed through normal rulemaking procedures before school starts in order to address the potential for learning loss to students under “stay-home” directives.

Based upon the foregoing and in compliance with the Governor’s executive order, the agency finds that the potential for learning loss for certain students when school starts in August, creates an immediate danger to the public health, safety and welfare of students and requires emergency action.

**REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES:** There are multiple reasons for concluding that the procedure used is fair under these circumstances. First, as noted above, because school begins in August, there is not sufficient time to adopt a rule through non-emergency means before the start of the 2021-22 school year. The Governor’s Executive Order 21-175—issued just days ago. Next, the agency has received multiple requests to clarify the protocols and processes schools should utilize when planning for reopening schools given the presence of COVID-19 and the varied health and educational needs of students. Further, the procedure is fair because the rule relies upon an order of the Governor, which is public, and the emergency rule was made public by publishing it on the Department’s website in an effort to reach interested persons prior to consideration by the State Board of Education. Finally, because the agency is headed by a board, rather than an individual, the rule will be considered at a public meeting before the State Board of Education, with the opportunity for public input prior to adoption. While this period is an abbreviated one, given the need to act quickly to avoid harm to students, the agency is of the opinion that the procedure utilized is fair to interested and affected persons.

**SUMMARY:** The emergency rule provides criteria to avoid learning loss and consider a student in attendance, when under a “stay-home” directive due to COVID-19.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Jacob Oliva, Chancellor of Public Schools.

THE FULL TEXT OF THE EMERGENCY RULE IS:

6AER21-01 Pupil Attendance Records for COVID-19.

(1) Definitions. “Stay-home” directive means a public K-12 student who is under a quarantine order or is not physically present in school due to contact with, or the asymptomatic contraction of, COVID-19.

(2) In accordance with Rule 6A-1.044, Pupil Attendance Records, Fla. Admin. Code R., a pupil shall be deemed to be in attendance if actually present at school, or away from school on a school day and engaged in an educational activity which constitutes a part of the school-approved instructional program for that pupil.

(3) Where an asymptomatic student is under a stay-home directive, the student may only be considered in attendance if the following criteria are met:

(a) The district has adopted procedures to continue the education of the student during the stay-home directive;

(b) These procedures rely upon continuing the student’s access to assignments and curriculum the student would be receiving were the student was physically present in school; and

(c) Instructional personnel or administrative personnel, as defined in section 1012.01, F.S., must be available to assist the student with assignments and curriculum during the stay-home directive.

Rulemaking Authority 1001.02(1), (2)(n) FS. Law Implemented 1003.23 FS. History – New

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: RULE TITLE:

6AER21-02 COVID-19 Hope Scholarship Transfer Procedures

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE:** Given the recent rise in COVID-19 infections, largely driven by the spread of the delta variant, and the impending start to the 2021-2022 school year, the Florida Department of Education has been working to assist the Florida Department of Health in the development of minimum protocols governing the control of COVID-19 in public schools. As public school districts seek to impose new COVID-19 restrictions on students, emergency rulemaking is necessary here to protect the rights of students and their parents or guardians.

This rule conforms to Executive Order Number 21-175, which ordered the Florida Department of Health and the Florida Department of Education to immediately execute rules and to

take any additional agency action as necessary, using all legal means available, to ensure safety protocols for controlling the spread of COVID-19 in schools that (1) do not violate Floridians' constitutional freedoms; (2) do not violate parents' rights under Florida law to make health care decisions for their minor children; and (3) protect children with disabilities or health conditions who would be harmed by certain protocols, such as face masking requirements. The Order, which is incorporated by reference, located at <https://www.fldoe.org/policy/state-board-of-edu/meetings/>, directs that any actions taken by school districts comply with the Parents' Bill of Rights, codified in Sections 1014.02 – 1014.06, Fla. Stat., and "protect parents' right to make decisions regarding masking of their children in relation to COVID-19." Parental rights include the right to make health care decisions for minor children, unless prohibited by law, and the right to direct the education and care of minor children. See, Section 1014.04, Fla. Stat. In order to ensure compliance with the law and state board rule, under Section 1008.32, Fla. Stat., the State Board of Education has authority to withhold from school districts state funds, discretionary grant funds, discretionary lottery funds or any other funds specified as eligible for this purpose by the legislature, until the district comes into compliance.

Because of the importance of in-person learning to educational, social, emotional and mental well-being, it is important to protect parents' right to make health care decisions for their minor children at school and provide in-person education for their children. Unnecessarily isolating, quarantining, or subjecting children to physical COVID-19 constraints in schools poses a threat to developmental upbringing and should not occur absent a heightened showing of actual illness or serious risk of illness to other students.

The Hope Scholarship Program provides funding for a K-12 public school student to transfer to a private school or to another district in the state if the student has been subjected to harassment or other qualifying adverse, intimidating treatment at school. Applying the Hope Scholarship Program to instances where a child has been subjected to COVID-19 harassment will provide parents another means to protect the health and education of their child by moving their child to another school. In light of the recent increase in COVID-19 infections, school districts throughout the state are contemplating adoption of additional COVID-19 restrictions. Given that public schools throughout the state open in August and some open in less than one week, there is not sufficient time to proceed through normal rulemaking procedures before school starts. Accordingly, the Department finds that there is an immediate danger to the health, safety and welfare of students that requires emergency action by the department.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: First, as noted above, because the recent increase in COVID-19 cases has prompted school districts to consider imposing additional COVID-19-related requirements on students and because school begins in August, there is not sufficient time to adopt a rule through non-emergency means before the start of the 2021-22 school year. Second, the agency has received multiple inquiries about school district COVID-19 protocols, which currently vary from district to district and even from school to school. Third, the emergency rule relies upon an Order of the Governor, which is public, and the rule was published on the Department's website to reach interested persons prior to consideration by the State Board of Education. Finally, because the Department is headed by a board, rather than an individual, the rule will be considered at a public meeting before the State Board of Education, with the opportunity for public input prior to final adoption. While this period is an abbreviated one, given the need to act quickly, the Department concludes that the procedure utilized is fair to interested and affected persons.

SUMMARY: The emergency rule provides a mechanism to transfer a child to a private school or another school district under a Hope Scholarship when a student is subjected to harassment in response to a school district's COVID-19 mitigation protocols.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Dr. Dakeyan C. Graham, Executive Director, Office of Independent Education and Parental Education.

THE FULL TEXT OF THE EMERGENCY RULE IS:

6AER21-02 COVID-19 Hope Scholarship Transfer Procedures.

(1) Definitions. "COVID-19 harassment" means any threatening, discriminatory, insulting, or dehumanizing verbal, written or physical conduct an individual student suffers in relation to, or as a result of, school district protocols for COVID-19, including masking requirements, the separation or isolation of students, or COVID-19 testing requirements, that have the effect of substantially interfering with a student's educational performance, opportunities or benefits.

(2) A student who is subject to COVID-19 harassment is eligible for a Hope Scholarship under Rule 6A-6.0951, The Hope Scholarship Program, Fla. Admin. Code R.

(3) School District Parent Notification Requirements. Pursuant to the requirements of Section 1002.40(6), a school district must timely notify a parent of the Hope Scholarship program and provide the parent with a completed Hope Scholarship Notification Form, (Form IEPC-HS1), as provided in Rule 6A-6.0951, Fla. Admin. Code R., when a parent

reports COVID-19 Harassment. A parent whose child has, in the view of the parent, experienced COVID-19 Harassment, may submit Form IEPC-HS1 without regard to district notification.

(4) Hope Scholarship Application Procedure. To receive a Hope Scholarship, a parent must:

(a) Follow the procedures set forth in subsection (4) of Rule 6A-6.0951, Fla. Admin. Code R;

(b) Designate the Incident Type as “Harassment” on Form IEPC-HS1; and

(c) Write COVID-19 next to the Incident Type on the form.

(5) The nonprofit scholarship-funding organization shall confirm eligibility for each student and award all scholarships consistent with the requirements of section 1002.40, F.S., Rule 6A-6.0951, Fla. Admin. Code R., and this rule.

Rulemaking Authority 1001.02(2)(n), 1002.40(16) FS. Law Implemented 1002.40 FS. History –New

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

**DEPARTMENT OF HEALTH**

**Division of Disease Control**

RULE NO.: RULE TITLE:  
64DER21-12 Protocols for Controlling COVID-19 in School Settings

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE:** Because a recent increase in COVID-19 infections, largely due to the spread of the COVID-19 delta variant, coincides with the imminent start of the school year, it is imperative that state health and education authorities provide emergency guidance to school districts concerning the governance of COVID-19 protocols in schools. Accordingly, pursuant to its authority to adopt rules governing the control of preventable communicable diseases in public schools, see section 1003.22, Florida Statutes, the Florida Department of Health, after consultation with the Department of Education, hereby promulgates an emergency rule regarding COVID-19 protocols in public schools to encourage a safe and effective in-person learning environment for Florida’s schoolchildren during the upcoming school year; to prevent the unnecessary removal of students from school; and to safeguard the rights of parents and their children.

This emergency rule conforms to Executive Order Number 21-175, which ordered the Florida Department of Health and the Florida Department of Education to ensure safety protocols for controlling the spread of COVID-19 in schools that (1) do not violate Floridians’ constitutional freedoms; (2) do not violate parents’ rights under Florida law to make health care decisions

for their minor children; and (3) protect children with disabilities or health conditions who would be harmed by certain protocols, such as face masking requirements. The order, which is incorporated by reference, directs that any COVID-19 mitigation actions taken by school districts comply with the Parents’ Bill of Rights, and “protect parents’ right to make decisions regarding masking of their children in relation to COVID-19.”

Because of the importance of in-person learning to educational, social, emotional and mental well-being, removing healthy students from the classroom for lengthy quarantines should be limited at all costs. Under Florida law, parents have a fundamental right to direct the upbringing, education, health care, and mental health of their minor children and have the right to make health care decisions for their minor children. HB 241, Ch. 2021-199, Laws of Fla. In furtherance of the Florida Department of Health’s authority to adopt rules governing the control of preventable communicable diseases—and because students benefit from in-person learning—it is necessary to immediately promulgate a rule regarding COVID-19 safety protocols that protects parents’ rights and to allow for in-person education for their children. Removing children from school poses a threat to developmental upbringing and should not occur absent a heightened showing of illness or risk of illness to other students.

**REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES:** This emergency rule is necessary in light of the recent rise in COVID-19 cases in Florida and the urgent need to provide COVID-19 guidance to school districts before the upcoming school year commences. Given that a majority of schools will resume in-person learning for the 2021-2022 school year within the next four weeks, there is insufficient time to adopt the rule through non-emergency process.

**SUMMARY:** Emergency rule 64DER21-12 sets forth the procedures for controlling COVID-19 in school settings.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Carina Blackmore, Florida Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida 32399-1703, (850) 245-4732.

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

64DER21-12 Protocols for Controlling COVID-19 in School Settings

(1) GENERAL PROTOCOLS AND DEFINITION. The following procedures should be instituted to govern the control of COVID-19 in public schools:

(a) Schools should encourage routine cleaning of classrooms and high-traffic areas.

(b) Students should be encouraged to practice routine handwashing throughout the day.

(c) Students should stay home if they are sick.

(d) Students may wear masks or facial coverings as a mitigation measure; however, the school must allow for a parent or legal guardian of the student to opt-out the student from wearing a face covering or mask.

(e) For purposes of this rule, "direct contact" means cumulative exposure for at least 15 minutes, within six feet.

(2) PROTOCOLS FOR SYMPTOMATIC OR COVID-19 POSITIVE STUDENTS. Students experiencing any symptoms consistent with COVID-19 or who have received a positive diagnostic test for COVID-19 should not attend school, school-sponsored activities, or be on school property until:

(a) The student receives a negative diagnostic COVID-19 test and is asymptomatic; or

(b) Ten days have passed since the onset of symptoms or positive test result, the student has had no fever for 24 hours and the student's other symptoms are improving; or

(c) The student receives written permission to return to school from a medical doctor licensed under chapter 458, an osteopathic physician licensed under chapter 459, or an advanced registered nurse practitioner licensed under chapter 464.

(3) PROTOCOLS FOR STUDENTS WITH EXPOSURE TO COVID-19. Students who are known to have been in direct contact with an individual who received a positive diagnostic test for COVID-19 should not attend school, school-sponsored activities, or be on school property until:

(a) The student is asymptomatic and receives a negative diagnostic COVID-19 test after four days from the date of last exposure to the COVID-19 positive individual; or

(b) The student is asymptomatic and seven days have passed since the date of last exposure to the COVID-19 positive individual.

(c) If a student becomes symptomatic following exposure to an individual that has tested positive for COVID-19, the student should follow the procedures set forth in subsection (2), above.

(4) PROTOCOL FOR STUDENTS WITH PRIOR COVID-19 INFECTION. A student who has received a positive diagnostic test for COVID-19 in the previous 90 days and who is known to have been in direct contact with an individual who has received a positive diagnostic test for COVID-19 is not subject to the protocols set forth in subsection (3), so long as the student remains asymptomatic. If a student with a previous COVID-19 infection becomes symptomatic, the student should follow the procedures set forth in subsection (2), above. This subsection applies equally to students that are fully vaccinated for COVID-19.

(5) TESTING. Any COVID-19 testing of minors at school requires informed written consent from a parent or legal guardian.

(6) NON-DISCRIMINATION. Students whose parents or legal guardian have opted them out of a mask or face covering requirement shall not be subject to any harassment or discriminatory treatment, including but not limited to:

(a) Relegation to certain physical locations;

(b) Isolation during school activities; or

(c) Exclusion from any school-sponsored events or activities.

Rulemaking Authority 1003.22(3) FS. Law Implemented 1003.22(3) FS. History--New.

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

EFFECTIVE DATE: August 6, 2021

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

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

RULE NO.: RULE TITLE:

60FF1-5.002 Rural County Grants

NOTICE IS HEREBY GIVEN that on August 5, 2021, the E911 Board, received a petition for variance or waiver filed by Tashonda Whaley on behalf of Gadsden County Sheriff's Office. The Petitioner is seeking a variance of subsection 60FF1-5.002(4), F.A.C., which states, in part that the applicant must provide the completed, signed Application Form, and associated quotes. The grant application must be postmarked or delivered by hand or email to: E911BoardElectronicGrantReports@dms.fl.gov on or before the submission date specified in the E911 Board notification of a State E911 Program as published in the Florida Administrative Register. Comments on this petition should be filed with Matthew Matney, Chairman, E911 Board, 4030 Esplanade Way, Suite 135F, Tallahassee, Florida 32399-0950, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Matthew Matney, Chairman, E911 Board, at the above address or telephone: (850)922-4135, or by electronic mail, Matthew.Matney@dms.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on August 4, 2021, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Porto Vista Bld C at 503 N Tamiami Trl, Venice, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2016 edition, Sections 2.4.1.5 and 2.15.9.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires platform guards and bottom car clearances operations which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2021-127).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on August 4, 2021, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Delamarre Apartments at 650 Dumont St, Celebration, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2013 edition, Sections 2.8.1 and 2.8.2.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires an antenna not be placed in the elevator shaft/pit which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2021-121).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on August 4, 2021, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Delamarre Apartments at 650 Dumont St, Celebration, FL. Petitioner seeks an emergency variance of the

requirements of ASME A17.1, 2013 edition, Sections 2.8.1 and 2.8.2.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires an antenna not be placed in the elevator shaft/pit which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2021-122).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on August 4, 2021, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Delamarre Apartments at 670 Dumont St, Celebration, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2013 edition, Sections 2.8.1 and 2.8.2.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires an antenna not be placed in the elevator shaft/pit which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2021-123).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on August 4, 2021, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Delamarre Apartments at 1200 Ambassador Dr, Celebration, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2013 edition, Sections 2.8.1 and 2.8.2.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires an antenna not be placed in the elevator shaft/pit which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of

Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2021-124).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on August 4, 2021, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Delamarre Apartments at 1210 Ambassador Dr, Celebration, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, 2013 edition, Sections 2.8.1 and 2.8.2.2, as adopted by Rule 61C-5.001, Florida Administrative Code that requires an antenna not be placed in the elevator shaft/pit which poses a significant hardship. Any interested person may file comments within 5 days of the publication of this notice with Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2021-125).

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-2.021 Additional Education Requirements for Reexamination

NOTICE IS HEREBY GIVEN that on August 5, 2021, the Board of Dentistry, received a petition for variance or waiver filed by Ana Bernard, D.D.S., regarding subsection 64B5-2.021(1), F.A.C, which states, “[a]ny applicant who has failed to pass the clinical examination in three attempts shall not be eligible for reexamination until he or she completes a one year general practice residency, advanced education general dentistry residency, or pedodontic residency or a minimum of one academic year of undergraduate clinical coursework in dentistry at a dental school approved by the American Dental Association’s Commission on Dental Accreditation.” Due to subsection 120.542(2) F.S., “substantial hardship,” the Petitioner is requesting a variance and waiver to be granted the ability to retake the restorative portion of the clinical examination without having to take the required certification or approved courses, but instead accept the Petitioners extensive professional experience and continuing education as a condition

to the requested variance. Comments on this petition should be filed with the Board of Dentistry within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jessica Sapp, Executive Director, Board of Dentistry, /MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; [Jessica.Sapp@myflhealth.gov](mailto:Jessica.Sapp@myflhealth.gov).

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

NOTICE IS HEREBY GIVEN that on August 05, 2021, the Board of Physical Therapy Practice, received a petition for Variance or Waiver filed by Tommy Navarro, Petitioner. Petitioner seeks a permanent variance or waiver of sub paragraph 64B17-3.001(3)(c)2.a., F.A.C., which requires that an applicant for licensure without examination who has been educated in an foreign country shall demonstrate minimum educational qualifications, as used in paragraph (3)(a), by obtaining a determination of educational credentials equivalency as provided by Rule 64B17-3.007, F.A.C., or providing a certified copy of the credential evaluation used by the physical therapy licensing board of another state. The evaluation must be on the appropriate coursework tool (CWT) adopted by the Federation of State Boards of Physical Therapy (FSBPT) and reflect the education criteria in place at the time of graduation.

Comments on this petition should be filed with the Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, or by electronic mail- [Allen.Hall@flhealth.gov](mailto:Allen.Hall@flhealth.gov).

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Arts and Culture announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 9, 2021, 9:00 a.m. until conclusion

PLACE: This meeting will be held via webinar and teleconference. Please join the meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/505533837>

You can also dial in using your phone. United States: 1(872)240-3212, Access Code: 505-533-837

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 505 533 837 or dial directly: 505533837@67.217.95.2 or 67.217.95.2##505533837

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review and score grant applications for the 2022-2023 Community Theatre Level 1 General Program Support and Projects grant programs.

A copy of the agenda may be obtained by contacting: The Division of Arts and Culture at (850)245-6470 or by visiting our website: [www.dos.myflorida.com/cultural](http://www.dos.myflorida.com/cultural).

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: Rachele Ashmore, (850)245-6490, [rachele.ashmore@dos.myflorida.com](mailto:rachele.ashmore@dos.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Summer Callahan, (850)245-6482, [summer.callahan@dos.myflorida.com](mailto:summer.callahan@dos.myflorida.com).

**DEPARTMENT OF LEGAL AFFAIRS**

The Education and Awareness Committee of the Statewide Council on Human Trafficking announces a public meeting to which all persons are invited. announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, August 19, 2021, 2:00 p.m. until conclusion

**PLACE:** GoToMeeting-  
<https://global.gotomeeting.com/join/145141181>, (646)749-3122, Access Code: 145-141-181

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Committee Business

A copy of the agenda may be obtained by contacting: Ned Hance at [Ned.Hance@myfloridalegal.com](mailto:Ned.Hance@myfloridalegal.com) or by accessing the board's website at: [http://myfloridalegal.com/\\_85256CC5006DFCC3.nsf/0/8AE A5858B1253D0D85257D34005AFA72?Open&Highlight=0, statewide,council,meeting](http://myfloridalegal.com/_85256CC5006DFCC3.nsf/0/8AE A5858B1253D0D85257D34005AFA72?Open&Highlight=0, statewide,council,meeting)

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: The Office of the Attorney General Ashley Moody at (850)414-3300. 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 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: Ned Hance at [Ned.Hance@myfloridalegal.com](mailto:Ned.Hance@myfloridalegal.com) by telephone at 1(813)287-7900.

**DEPARTMENT OF EDUCATION**

State Board of Education

The State Board of Education held an emergency meeting by conference call to which all persons were invited.

**DATE AND TIME:** August 6, 2021, 11:00 a.m.

**PLACE:** Conference Call: 1(800)367-2403, Confirmation Code: 8000177. This meeting was also webcast on the Florida Channel at <https://thefloridachannel.org/>.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This meeting was noticed on the agency's web site, in the F.A.R. and to the media through the agency's state-wide media distribution list. The meeting was open to the public and the emergency rules were posted on the Department's website.

Pursuant to Executive Order Number 21-175, Governor DeSantis ordered the Florida Department of Health and the Florida Department of Education to immediately execute rules and to take any additional agency action necessary, using all legal means available to ensure safety protocols for controlling the spread of COVID-19 in schools that (1) do not violate Floridians' constitutional freedoms; (2) do not violate parents' rights under Florida law to make health care decisions for their minor children; and (3) protect children with disabilities or health conditions who would be harmed by certain protocols, such as face masking requirements. The order directs that action taken by school districts must be in accordance with the Parents' Bill of Rights, codified in Sections 1014.02 – 1014.06, Fla. Stat., and "protect parents' right to make decisions regarding masking of their children in relation to COVID-19." Parental rights include the right to make health care decisions for his or her minor child, unless prohibited by law and the right to direct the education and care of his or her minor child. See, Section 1014.04, Fla. Stat. A public comment period on both rules under consideration was provided. After considering the presentations and public comment, the action of the SBOE was to unanimously approve Emergency Rule 6AER21-01, Pupil Attendance Records for COVID-19 and 6AER21-02, COVID-19 Hope Scholarship Transfer Procedures. See notice of emergency rule as advertised in the F.A.R. on August 9, 2021, Vol. 47/153. A copy of the audio archive may be obtained at <https://thefloridachannel.org/>.



For more information, you may contact: Chris Emerson at (850)245-9601 or [Christian.Emerson@fldoe.org](mailto:Christian.Emerson@fldoe.org).

**DEPARTMENT OF TRANSPORTATION**

The Florida Department of Transportation, District One announces a public meeting to which all persons are invited.

**DATE AND TIME:** August 12, 2021, 5:00 p.m. – 6:00 p.m., open house

**PLACE:** [www.swflroads.com/i75/atcolonialblvd/](http://www.swflroads.com/i75/atcolonialblvd/)

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Department of Transportation (FDOT) will conduct a virtual questions and answer session for the I-75 at Colonial Boulevard (SR 884) improvements project. The purpose of this meeting is to provide the public with information about upcoming construction phases and answer questions about the project. The meeting will be held online and will be accessible through the project website at [www.swflroads.com/i75/atcolonialblvd/](http://www.swflroads.com/i75/atcolonialblvd/). To attend the online, live question and answer session, please visit the project website anytime from 5:00 p.m. – 6:00 p.m. on Thursday, August 12, 2021 to enter the public meeting. Project information will be available in a virtual meeting room, and from here participants can attend the live question and answer session. All attendees will be muted, and questions can be entered through the chat function. Public meeting displays will remain posted on the project website following the meeting. If you do not have internet access and would like project information mailed to you, or if you require further information, please contact Brian Bollas at 1(813)262-8499 or via e-mail at [Brian.Bollas@dot.state.fl.us](mailto:Brian.Bollas@dot.state.fl.us).

The improvements will enhance access to I-75, as well as improve overall safety, increase capacity, and facilitate emergency evacuation within the County. In addition, the improvements will help serve travel demands created by anticipated countywide population and employment growth. The improvements will reconfigure the I-75 at Colonial Boulevard Interchange to a Diverging Diamond Interchange (DDI). I-75 will also be widened to provide an auxiliary lane in each direction from Colonial Boulevard to SR 82/Dr. Martin Luther King Jr. Boulevard, and emergency stopping sites at the Colonial Boulevard interchange and the northbound off-ramp at SR 82. Other improvements along Colonial Boulevard include a Continuous Flow Intersection (CFI) at the intersection of Six Mile Cypress Parkway/Ortiz Avenue and a Redirected Crossing U-Turn (RCUT) intersection at the Colonial Boulevard/Forum Boulevard intersection. The contractor is Ajax Industries of Florida and construction cost is \$52.7 million and completion is expected in mid-2024.

A copy of the agenda may be obtained by contacting: Brian Bollas at 1(813)262-8499 or via e-mail at [Brian.Bollas@dot.state.fl.us](mailto:Brian.Bollas@dot.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Cynthia Sykes, Florida Department of Transportation, District One, 801 N. Broadway Street, Bartow, Florida 33830-3809. 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: Brian Bollas at 1(813)262-8499 or via e-mail at [Brian.Bollas@dot.state.fl.us](mailto:Brian.Bollas@dot.state.fl.us).

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

The South Florida Water Management District announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, August 19, 2021, 9:30 a.m., Lake Belt Mitigation Committee Meeting

**PLACE:** This meeting will be held via teleconference

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a public meeting of the Lake Belt Mitigation Committee, created pursuant to Section 373.41492, Florida Statutes. Meeting content will include an Abiaki Prairie Restoration Project update, project cost and payment schedule discussion, and Fiscal Year 2022 funding requests.

All members of the public and stakeholders are invited to participate and provide comment to the Lake Belt Mitigation Committee.

Teleconference information: 6800 (Internal Number), (561)682-6800 (WPB Local Number), 1(855)682-6800 (Toll Free Nationwide), Access Code: 995 312 046

A copy of the agenda may be obtained by contacting: Lourdes Elias, (561)682-2706, [lelias@sfwmd.gov](mailto:lelias@sfwmd.gov), or online at [SFWMD.gov/our-work/lake-belt-committee](http://SFWMD.gov/our-work/lake-belt-committee) seven days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven days before the workshop/meeting by contacting: Rosie Byrd at [rbyrd@sfwmd.gov](mailto:rbyrd@sfwmd.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).

For more information, you may contact: Lourdes Elias, (561)682-2706, [lelias@sfwmd.gov](mailto:lelias@sfwmd.gov).

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Purchasing**

State of Florida

Florida Administrative Register (FAR)

Notice of Meeting

Department of Management Services

## Division of State Purchasing

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

DATE AND TIME: Tuesday, August 17, 2021, 10:01 a.m. ET

Place: Conference Room 380K, 4050 Esplanade Way, Tallahassee, Florida 32399-0950

Conference Call Number: 1(888)585-9008, Access Code: 582-904-411

General Subject Matter to be Considered: In accordance with Section 120.525, Florida Statutes, a bid opening is hereby notified for the following Invitation to Bid Number: 21-25101600-ITB, Medium and Heavy Trucks. The Department reserves the right to issue addenda and changes to the timeline and specifically to the meeting notice listed above. The Department will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with subsection 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Register (FAR). Access the VBS at: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

To obtain a copy of the Invitation to Bid agenda or timeline you may contact, Keith Smith, (850)488-4945 and [keith.smith@dms.fl.gov](mailto:keith.smith@dms.fl.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the DMS ADA Coordinator at [ada.coordinator@dms.fl.gov](mailto:ada.coordinator@dms.fl.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).

For additional information you may contact, Keith Smith at (850)488-4945, [Keith.Smith@dms.fl.gov](mailto:Keith.Smith@dms.fl.gov).

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

The University of Florida and the Florida Department of Environmental Protection, Office of Resilience and Coastal Protection's Coral Reef Conservation Program announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, August 31, 2021, 6:00 p.m. – 8:00 p.m.; Thursday, September 2, 2021, 6:00 p.m. – 8:00 p.m.

PLACE: This is an online event; registration is free through Eventbrite:

<https://www.eventbrite.com/e/uf-dep-coral-reef-prog-stakeholder-engagement-project-committee-meeting-tickets-163315851107>

Registrants will receive a Zoom link to attend the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: DEP's Coral Reef Conservation Program is supporting a Southeast Florida Coral Reef Initiative (SEFCRI) stakeholder engagement project. Selected participants, or committee

members, will represent various fisheries-related stakeholder groups to harness the capacity of the fishing community (fishing stakeholders and industry) to advance conservation of the Kristin Jacobs Coral Reef Ecosystem Conservation Area (Coral ECA), formerly known as the Southeast Florida Coral Reef Ecosystem Conservation Area. This capacity includes knowledge/experience, outreach/advocacy, and standing and commitment to achieving conservation outcomes for resources and the coral reef ecosystem. During this seventh of nine committee meetings, facilitators will lead discussions with committee members regarding the following:

- Identify potential set of criteria for water quality
- Identify potential set of criteria for fisheries management
- Co-develop survey for constituency

A copy of the agenda may be obtained by contacting: Katie Lizza by email: [Kaitlyn.Lizza@floridadep.gov](mailto:Kaitlyn.Lizza@floridadep.gov), or phone (561)681-6630.

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: Katie Lizza at [Kaitlyn.Lizza@floridadep.gov](mailto:Kaitlyn.Lizza@floridadep.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).

## DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: Friday, August 13, 2021, 10:00 a.m.

PLACE: CALL IN ONLY 1(888)585-9008 and Code 191-850-997

GENERAL SUBJECT MATTER TO BE CONSIDERED: ongoing Hendry/Glades Community Alliance business.

A copy of the agenda may be obtained by contacting: [stephanie.jones@myflfamilies.com](mailto:stephanie.jones@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 5 days before the workshop/meeting by contacting: 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: [stephanie.jones@myflfamilies.com](mailto:stephanie.jones@myflfamilies.com).

## DEPARTMENT OF ECONOMIC OPPORTUNITY

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

DATE AND TIME: August 18, 2021, 1:05 p.m. ET

PURPOSE: Reply Opening

DATE AND TIME: September 7, 2021 and September 24, 2021, times TBD ET

PURPOSE: Intent to Negotiate

DATE and TIME: 09/27/2021 – 09/29/2021, at TBD., ET -

PURPOSE: Intent to Award Recommendation

PLACE: Caldwell Building, 107 East Madison Street, Tallahassee, FL 32399-0950

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525 Florida Statutes, public meetings for Invitation to Negotiate 400:0078 ITN For Leased Space Leon County are hereby noticed. Florida Department of Economic Opportunity (DEO), requests your participation in a space search in Leon County, Florida [see detailed boundaries listed in Article IV., Lease Terms and Conditions, Subsection A]. The Department is seeking detailed and competitive replies to provide built-out office facilities and related infrastructure for occupancy by the Department. The Department's specifications that detail the build-out requirements for the space sought are attached as Attachment "A," and hereby incorporated by reference. The Department has authorized Savills Occupier Services to be its exclusive representative during this solicitation for space.

All responses to this Invitation to Negotiate (hereinafter referred to as a "Reply" or "Replies") must be received by the key date required in Article II, Section C, in written/typed form. The Reply must be sent to the Department at the address specified in Article II, Section A of this Invitation to Negotiate. The "Proposer" shall mean the individual submitting a Reply to this Invitation to Negotiate, such person being the owner of the proposed facility or an individual duly authorized to bind the owner of the facility. The term "State" shall mean the State of Florida and its Agencies. The "Lessor" shall mean the Proposer ultimately selected by the Department.

By submitting a Reply, Proposers agree to be bound to all of the ITN's terms and conditions as the Lessor.

This is an Invitation to Negotiate. Nothing contained herein shall be deemed an offer to lease, and the State reserves the right to negotiate with all or none of the Proposers in its sole discretion. Please note that the State has the right, at any time during the process, to reject any and all Replies that are not, in the State's sole discretion, in the best interests of the State. The Department reserves the right to issue amendments, addenda, and changes to this timeline and specifically to the meeting notices listed above. Notice of any change will be posted within the Vendor Bid System (VBS) in accordance with subsection 287.042(3), Florida Statutes, and will not be re-advertised in the Florida Administrative Register (F.A.R.). It is the responsibility of anyone interested in these meetings to check the VBS for updates. The VBS can be accessed at: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

A copy of the agenda may be obtained by contacting: Melinda Gill at (850)245-7440, [melinda.gill@deo.myflorida.com](mailto:melinda.gill@deo.myflorida.com) or Tina Peacock at (850)245-7443, [Tina.Peacock@deo.myflorida.com](mailto:Tina.Peacock@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 48 hours before the workshop/meeting by contacting: Melinda Gill at (850)245-7440, [melinda.gill@deo.myflorida.com](mailto:melinda.gill@deo.myflorida.com) or Tina Peacock at (850)245-7443, [Tina.Peacock@deo.myflorida.com](mailto:Tina.Peacock@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).

For more information, you may contact: Melinda Gill at (850)245-7440, [melinda.gill@deo.myflorida.com](mailto:melinda.gill@deo.myflorida.com) or Tina Peacock at (850)245-7443, [Tina.Peacock@deo.myflorida.com](mailto:Tina.Peacock@deo.myflorida.com).

**FLORIDA DEVELOPMENT FINANCE CORPORATION**

The Board of Directors for the Florida Development Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 18, 2021, 2:00 p.m. ET

PLACE: Florida Development Finance Corporation, 156 Tuskawilla Road, Suite 2340, Winter Springs, FL 32708

- OR -

Via Tele-Conference: Dial-In Number: (646)741-5292, Meeting ID: 111 515 3533

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss the following:

- Bond Resolution No. 21-18: Mater Academy Foundation, Inc., Phase II

The Board may also consider any other business which may properly come before it.

A copy of the agenda may be obtained by contacting: Jennifer Jenkins, FDFC Administrative Coordinator, (407)712-6351.

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: Jennifer Jenkins, FDFC Administrative Coordinator, (407)712-6351. 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: Jennifer Jenkins, FDFC Administrative Coordinator, (407)712-6351.

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

FLORIDA DEPARTMENT OF CORRECTIONS  
NOTICE IS HEREBY GIVEN that the Florida Department of Corrections received a Petition for Declaratory Statement on August 3, 2021, from inmate Kelvin Frazier, DC# 099699. The petitioner seeks the opinion of the Department regarding the interpretation of Rules 33-103.013, 33-208.002, and 33-208.003, Florida Administrative Code. The petition seeks to resolve a controversy or answer questions or doubts regarding the interpretation and application of the above-referenced rules as it relates to the Department notifying an inmate of the nature of the investigation and the criteria for dorm reassignment. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice. A copy of the Petition for Declaratory Statement may be obtained by contacting: Lauren Sanchez, 501 South Calhoun Street, Tallahassee, Florida 32399, Lauren.Sanchez@fdc.myflorida.com, (850)717-3605.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
Division of Florida Condominiums, Timeshares and Mobile Homes  
NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has received the petition for declaratory statement from Guido M. Deutschler, In Re: Mediterranea of Destin Condominium Association, Inc., Docket No. 2021028999The petition seeks the agency's opinion as to the applicability of subsection 718.113(2) as it applies to the petitioner.  
1. Whether the Association can follow subsection 718.113(2), F.S., to raze the tennis court facility and replace it with proposed sandboxes and pavers alternative considering the materiality of such a change.  
A copy of the Petition for Declaratory Statement may be obtained by contacting: The Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030, (850)488-1631, lscmhpublicrecords@myfloridalicense.com.

Please refer all comments to: James Richardson, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

**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**

PASCO COUNTY BOARD OF COUNTY COMMISSIONERS  
RSQ-DS-21-072  
RSQ-DS-21-072 WESLEY CHAPEL LIBRARY; CLOSES 9/14/2021, 2:00 p.m.; WWW.BIDNETDIRECT.COM

PASCO COUNTY BOARD OF COUNTY COMMISSIONERS

RFP-DS-21-171  
 RFP-DS-21-171 ANCLOTE RIVER PARK RESTAURANT;  
 CLOSES 8/17/2021, 2:00 p.m.;  
 WWW.BIDNETDIRECT.COM

**Section XII  
 Miscellaneous**

**DEPARTMENT OF STATE**

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 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., Monday, August 2, 2021 and 3:00 p.m., Friday, August 6, 2021.

Rule No.	File Date	Effective Date
1S-2.0001	8/5/2021	8/25/2021
6A-1.0017	8/3/2021	8/23/2021
6A-1.09401	8/6/2021	8/26/2021
6A-10.024	8/3/2021	8/23/2021
60R-1.00481	8/5/2021	8/25/2021
61G15-19.004	8/2/2021	8/22/2021
61G15-19.0051	8/2/2021	8/22/2021
61G15-19.0071	8/2/2021	8/22/2021
61G-15-31.006	8/2/2021	8/22/2021
64B9-15.009	8/2/2021	8/22/2021
64B9-15.0015	8/2/2021	8/22/2021
64DER21-12	8/6/2021	8/6/2021
68B-12.004	8/5/2021	8/25/2021
68B-14.0036	8/5/2021	8/25/2021
68B-23.004	8/5/2021	8/25/2021
68B-30.003	8/5/2021	8/25/2021

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

Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****

60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

**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.