

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NOS.: RULE TITLES:

61G15-35.0021 Definitions

61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings and Special Inspectors of Threshold Buildings (Limited)

PURPOSE AND EFFECT: The purpose of the amendment is to update the SI/SI (Limited) to clarify new vs. existing buildings, experience, etc.

SUMMARY: Update rule text.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 471.008, 471.015(7) FS.

LAW IMPLEMENTED: 471.015(7), 553.79(5)(a) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2400 Mahan Drive, Tallahassee, FL 32308; 850-521-0500 or by electronic mail ZRaybon@fbpe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-35.0021 Definitions.

As used hereinafter in this chapter, the following words or phrases shall be defined as follows. The Board does not intend for these definitions to apply to any similar wording, term, role, or description outside of Chapter 471 or 553, F.S. or the Florida Building Code Section 110.8 Threshold Building; or as such term may be used by a local Authority Having Jurisdiction in local regulations, codes, or ordinances.

(1) through (5) No change.

(6) “All Structural Components” shall mean each structural element necessary to the complete load path of the structure.

~~(7)(6)~~ No later than 90 days prior to December 31, 2023, the Board shall review and consider amendment, modify modification, or sunset repeal of this rule if it review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs. Failure by the Board to act in accordance with this provision will result in the expiration of this rule on December 31, 2023.

Rulemaking Authority 471.008, 471.015(7) FS. Law Implemented 471.015(7), 553.79(5)(a) FS. History–New 3-28-21, _____.

61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings and Special Inspectors of Threshold Buildings (Limited).

(1) Special Inspectors of Threshold Buildings: The minimum qualifying criteria for Special Inspectors of Threshold Buildings, also referred to as Threshold Inspectors, established by the Board shall be as follows:

(a) No change.

(b) Licensed professional engineers whose principal practice is structural engineering shall also have three (3) years of experience in performing structural field inspections on all structural components involved in the new construction of Threshold Buildings or equivalent pursuant to a threshold/special inspection plan relevant to the work performed and two (2) years of experience in the structural design of all structural components of new threshold buildings. For the purpose of these criteria, structural design and/or inspection shall mean the design and/or inspection of all structural components of the building under construction and shall not be limited to specific structural components only, such as foundations, prestressed or post-tensioned concrete, etc.

(c) Licensed professional engineers whose principal practice is structural field inspections shall have five (5) years of experience in performing structural field inspections on the new construction of Threshold Buildings or equivalent pursuant to a threshold/special inspection plan relevant to the work performed and possess each of the certifications identified in paragraph 61G15-35.004(2)(f), F.A.C., at the time of application. In addition, the threshold/special inspection plan must be prepared by the Engineer of Record for the project.

(d) Design and/or inspection experience of restoration, repair or alteration of existing buildings is not creditable towards the design and inspection experience required for SI Certification.

(2) Special Inspectors of Threshold Buildings Limited

(a) No change.

(b) The minimum qualifying criteria for Threshold Inspectors (Limited) are established by the Board to be as follows:

1. Proof of current licensure in good standing as a licensed professional engineer in the State of Florida whose principal practice is structural engineering.

1. through 2. renumbered to 2. through 3. No change.

(3) Applications For Special Inspector of Threshold Buildings.

(a) The instructions and application form for Special Inspector, Form FBPE/006 (12/21+9) is hereby incorporated by reference, "Application for Special Inspector Certification." Copies of Form FBPE/006 may be obtained from the Board office or by downloading it from the internet website www.fbpe.org/licensure/application-process or at <https://www.flrules.org/Gateway/reference.asp?No=Ref-11953>.

(b) No change.

(c) Applications shall contain the following basic information pertaining to the applicant:

1. through 2. No change.

3. A list of new construction projects submitted for experience credit.

a. Project descriptions. For each project identified, the following shall be clearly listed:

(I) though (III) No change.

(IV) Whether the experience is claimed to be new construction or restoration/repair/alteration of existing threshold buildings.

b. Credible experience. The Board will only grant experience for work on new construction projects identified pursuant to sub-subparagraph (2)(c)3.a. For projects with overlapping time periods, the total amount of time claimed for all projects, including design and/or inspection activities, cannot exceed one hundred percent (100%) of the applicant's time during the period claimed. Experience is based on a forty

(40) hour per week full time employment in engineering basis. No additional experience credit is allowed for overtime work in excess of 40 hours, nor is experience credit allowed during periods when the applicant was not employed full time in the practice of engineering (for example, construction management unrelated to design or inspection of the project).

c. No change.

4. through 6. No change.

(d) No change.

(4) Application for Special Inspectors of Threshold Buildings (Limited).

(a) The instructions and application form for Special Inspectors of Threshold Buildings (Limited), Form FBPE/011 (12/2120) is hereby incorporated by reference, "Application for Special Inspector of Threshold Building (Limited) Certification." Copies of Form FBPE/011 may be obtained from the Board office or by downloading it from the internet website www.fbpe.org/licensure/application-process or at <https://www.flrules.org/Gateway/reference.asp?No=Ref-12822>.

(b) No change.

(c) Applications shall contain the following basic information pertaining to the applicant:

1. through 2. No change.

3. A list of projects submitted for experience credit.

a. Project descriptions. For each project identified, the following shall be clearly listed:

(I) through (III) No change.

(IV) Whether the experience is claimed to be new construction or restoration/repair/alteration of existing threshold buildings.

b. through c. No change.

4. through 6. No change.

(d) No change.

(5) through (6) No change

(7) No later than 90 days prior to December 31, 2023, the Board shall review and ~~consider~~ amendment, modify modification, or sunset repeal of this rule if it review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs. Failure by the Board to act in accordance with this provision will result in the expiration of this rule on December 31, 2026.

Rulemaking Authority 471.008, 471.015(7) FS. Law Implemented 471.015(7), 553.79(5)(a) FS. History—New 4-19-01, Amended 7-7-02, 4-5-04, 11-29-04, 2-4-13, 2-28-16, 6-6-16, 6-26-17, 4-8-18, 12-27-18, 5-31-20, 4-14-21_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 8, 2021
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 1, 2021

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
 65C-28.022 State Institutional Claims for Damages
 Caused by Children in Out-of-Home Care

PURPOSE AND EFFECT: The Department intends to create new rule 65C-28.022, F.A.C., to set forth the process in which claimants may request and receive restitution for medical injury and/or property damage caused by a resident of a licensed child-caring agency, pursuant to section 402.181, F.S.

SUMMARY: The new rule provides that individuals providing care and supervision for children in licensed out-of-home care may seek restitution for direct medical expenses and/or property damage caused by a child. The new rule sets forth the amounts of restitution based on the legal status of the child. The new rule sets forth the responsibilities of the claimant and the responsibilities of the child welfare professional.

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.

A SERC has not been prepared.

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 used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in section 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to 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: 402.181(3), F.S.

LAW IMPLEMENTED: 402.181, F.S.

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: Elizabeth Floyd. Elizabeth can be reached at (850)488-4119 or Elizabeth.Floyd@myflfamilies.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

65C-28.022 State Institutional Claims for Damages Caused by Children in Out-of-Home Care.

(1) Definitions.

(a) "Department" means the Department of Children and Families.

(b) "Child" means a child in licensed out-of-home care.

(c) "Claimant" means a licensed caregiver who submits a restitution claim alleging property damages and/or direct medical expenses for his or her injuries under section 402.181, Florida Statutes.

(d) "Incident" means the occurrence of property damage and/or medical injury resulting from the same or similar event or occurrence in time.

(e) "Preponderance of the evidence" means the party bearing the burden of proof must present evidence which shows that the fact to be proven is more probable than not.

(f) "Restitution" means recompense for injury or loss.

(g) "Restitution claim" means any reimbursement claim resulting from property damages and/or direct medical expenses for injuries caused by a resident(s) that has not been restored or recompensed through another entitlement.

(2) Individuals providing care and supervision for children in licensed out-of-home care may seek restitution for direct medical expenses and/or property damage caused by a child. The individual may seek restitution on behalf of a child in licensed out-of-home care whose medical expenses and/or property damages were caused by another child in licensed out-of-home care.

(3) If the child was responsible at the time the injury or damage occurred, the claimant may receive restitution up to \$1,500 per claimant per incident based on the child's legal status and upon availability of funding.

(a) When a child is in shelter legal status (pursuant to a court's shelter order), restitution up to \$1,000.00 may be claimed.

(b) When a child is in foster care legal status (pursuant to a court order granting custody to the Department for placement in foster care), restitution up to \$1,500.00 may be claimed.

(c) The child's placement, such as a foster home, group home, or residential treatment center, has no bearing on the above distinction. It is based solely on the child's legal status at the time the injury or damage occurred.

(4) Responsibilities of the Claimant.

(a) A claimant filing a restitution claim under section 402.181, F.S., with the Department has the burden to provide a preponderance of the evidence to prove:

1. That the action(s) of a child in licensed out-of-home care is the direct cause of claimant’s property damages and/or direct medical expenses for injuries; and

2. The monetary amounts of the claimant’s damages and/or expenses, by means of a receipt or quote.

(b) Only one restitution claim can be submitted per claimant per incident.

(c) The claimant must complete and file the Restitution Claim Form, CF-FSP XXX, July 2021, incorporated by reference and available at XXXX, within 90 days of the occurrence of the incident upon which the claim is based.

(d) If the claimant received compensation for the same incident not pursuant to section 402.181, F.S., such as from workers’ compensation, homeowner’s insurance, private insurance, or any other entitlement, the Institutional Claims Fund may be used only to request restitution for any deductible amount and/or repair of damage the other compensation did not pay. Documentation from such compensation must be included with the form and receipts.

(5) Responsibilities of the child welfare professional.

(a) When a licensed caregiver advises the child welfare professional of expenses they have incurred as a result of personal injury or property damage caused by a child in out-of-home care, the child welfare professional shall:

1. Assist the claimant in applying for funding by assisting the completion of the Restitution Claim Form.

2. Ensure that the form is completed in its entirety and that legible receipts or estimates from a licensed vendor are attached.

3. Confirm the damage described on the application through observation of the home or facility, or by reviewing validated documentation provided by the claimant.

4. Confirm that the claimant has provided pictures of the damage, two written estimates for repair, or receipt(s) if the repair has been paid for.

5. Review the circumstances of the claim and have the claimant sign the form.

(a) The child welfare professional shall complete Part A. of the State Institutional Claims for Damages Recommendation form, CF-FSP XXX, July 2021, incorporated by reference and available at XXXX. The child welfare professional shall submit the State Institutional Claims for Damages Recommendation form, Restitution Claim Form, and all supporting documentation to the Regional Manager Director (RMD) or Department designee. The RMD or Department designee shall review all documentation submitted, provide a recommendation, and forward to the Department’s Headquarters Office of General Counsel for approval.

(b) If the request for restitution is denied, the applicant shall be notified in writing within 10 business days of the determination and the applicant’s right to appeal pursuant to Chapter 120, F.S.

(c) If the request for restitution is granted, the applicant shall be notified in writing within 10 business days of the determination and a copy of the approved State Institutional Claims for Damages Recommendation form shall be provided by the Office of General Counsel to the Office of Finance and Accounting for processing of payments.

(d) In the event a claim is denied, and the claimant requests a 120 hearing, the child welfare professional must attend the hearing.

(e) Claims for damages shall not be granted for:

1. A child purchasing entertainment through the internet using the licensed caregiver’s account or credit card.

2. Damages resulting from circumstances where the biological or adoptive child and foster child are equally responsible.

Rulemaking Authority 402.181(3), FS. Law Implemented 402.181, FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Vanessa Snoddy
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Shevaun Harris
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 8, 2021
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 28, 2021

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-503.300	General Program Information
62-503.430	Loan Applications and Agreements
62-503.700	Planning, Design, Construction, and Procurement Requirements
62-503.800	Audits Required

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 47 No. 241, December 15, 2021 issue of the Florida Administrative Register.

The following changes are made in response to written comments received from the staff of the Joint Administrative Procedures Committee.

62-503.300 General Program Information

(1) No change.

(2) Allowable project costs. Categories of allowable project costs include the following water pollution control activities subject to such limitations for leveraged loans as are necessary to maintain the tax-exempt status of bonds issued by the FWPCFC:

(a) through (o) No change

(p) The refinancing of unretired debt principal for a qualifying sponsor whose project meets the environmental review and procurement process of these rules, and only if in conjunction with a construction project being funded by SRF; however, a project that is financed with a loan from the Department shall not be refinanced by the Department at a lower interest rate.

(3) through (6) No Change.

62-503.430 Loan Applications and Agreements

(1) General.

(a) through (f) No change.

(g) The loan recipient shall certify that it is not listed on the governmentwide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), "Debarment and Suspension."-

(2) through (5) No Change

(6) Disbursements. Disbursements to the project sponsor shall be for allowable invoiced costs, unless the project ~~the project~~ sponsor qualifies and is approved for advanced payments in accordance with Section 216.181(16), F.S. Disbursements shall be subject to the following requirements:

(a) through (c) No Change.

(7) through (8) No Change.

~~(9) Annual certification. No later than three (3) months prior to the first loan repayment and annually thereafter~~

~~until the final loan repayment is made, the project sponsor's authorized representative or its chief financial officer shall submit a certification that:~~

~~(a) Pledged revenue collections satisfy the rate coverage requirement;~~

~~(b) The restricted or assigned pledged revenue account contains the funds required;~~

~~(c) The debt service account contains the funds required, if applicable; and~~

~~(d) For loans awarded after 4-22-14, that the revenue generation system is in conformance with subparagraph 62-503.700(2)(h)3., F.A.C.~~

(9) No Change.

62-503.700 Planning, Design, Construction, and Procurement Requirements

(1) No Change.

(2) Project planning documentation shall include the following:

(a) through (f) No Change.

(g) The public participation process used to explain the project and the financial impacts to the public.

1. No Change. 2. When an agricultural practice identified in subparagraphs (e)1. through 2.4. above, is selected for implementation on the project sponsor's property and it is eligible for funding as a result of section 319 or 320 of the Act, the public participation requirement shall be deemed to have been met as a result of the environmental review process in Rule 62-503.751, F.A.C.

3. When an agricultural practice identified in subparagraphs (e)1. through 2.4., above, is selected for implementation on property the project sponsor will acquire, and it is eligible for funding as a result of section 319 or 320 of the Act, the public participation requirement shall be as described in subparagraph (g)1., above.

(h) through (l) No Change.

(3) through (5) No Change.

(6) Procurement must be in conformance with 40 CFR 31.36, (July 1, 2011), hereby adopted and incorporated by reference. This document is available from the Department's Clean Water State Revolving Fund Program, 3900 Commonwealth Blvd., MS 3505, Tallahassee, Florida 32399-3000, or at <http://www.flrules.org/gateway/reference.asp?No=Ref-03917>.

When procuring property and services under a SRF loan, a project sponsor shall follow the policies and procedures it uses for procurements from its non-SRF funds provided that the procurement conforms to applicable federal, State and local laws and regulations, and the following requirements. ÷ The procurement of professional services for planning, design, and construction shall meet CCNA requirements and shall not exceed the monetary limits of a continuing contract.

(a) through (o) No Change.

(7) through (8) No Change.

62-503.800 Audits Required

(1) Federal or State Audit Required.

(a) In the event that the project sponsor expends more than the federal audit threshold in federal awards in its fiscal year, the project sponsor must have a single or program-specific audit conducted in accordance with the provisions of 2 CFR Part 200, Subpart F, Appendix XI Compliance Supplement, June 2019, hereby adopted and incorporated by reference. This document is available from the Department's Clean Water State Revolving Fund Program, 3900 Commonwealth Blvd., MS

3505, Tallahassee, Florida 32399-3000 or electronic versions are available at http://www.whitehouse.gov/wp-content/uploads/2019/07/2-CFR_Part-200_Appendix-XI_Compliance-Supplement_2019_FINAL_07.01.19.pdf or at <http://www.flrules.org/gateway/reference.asp?No=Ref-XXXXX>.

(b) Section 215.97, Florida Statutes; applicable rules of the Department of Financial Services; and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General, imposes audit requirements on the project sponsor and sub-recipients based on designated thresholds for expenditures. Each agreement entered into pursuant to this rule chapter shall include the audit requirements applicable to the project at the time the agreement is executed.

(2) No Change.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-552.200	Definitions
62-552.800	Audits Required

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 47 No. 241, December 15, 2021 issue of the Florida Administrative Register.

The following changes are made in response to written comments received from the staff of the Joint Administrative Procedures Committee.

62-552.200 Definitions

(1) through (7) No Change.

(8) “Continuing contract” shall have the same meaning as provided in the Consultants’ Competitive Negotiation Act (CCNA), Section 287.055, F.S., ~~F.H.~~

(9) through (35) No Change.

62-552.800 Audits Required

(1) Federal or State Audit Required.

(a) In the event that the project sponsor expends more than the federal audit threshold in federal awards in its fiscal year, the project sponsor must have a single or program-specific audit conducted in accordance with the provisions of 2 CFR Part 200, Subpart F, Appendix XI Compliance Supplement, June 2019, hereby adopted and incorporated by reference. This document is available from the Department’s Drinking Water State Revolving Fund Program, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000, or electronic versions are available at [https://www.whitehouse.gov/wp-content/uploads/2019/07/2-CFR_Part-200_Appendix-XI_Compliance-Supplement_2019\)FINAL_07.01.19.pdf](https://www.whitehouse.gov/wp-content/uploads/2019/07/2-CFR_Part-200_Appendix-XI_Compliance-Supplement_2019)FINAL_07.01.19.pdf) or

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

(b) No Change.

(2) No Change.

**Section IV
Emergency Rules**

NONE

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: **RULE TITLE:**

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On December 17, 2021 the Division of Hotels and Restaurants received a Petition for a Routine Variance for paragraph 3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA Food Code, Section 6-202.16, 2017 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from PERALTA LLC located in Hialeah. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol 47/244 on December 20, 2021. The Order for this Petition was signed and approved on January 12, 2022. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer’s specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the

currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting: Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

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The Petition for this variance was published in Vol 47/246 on December 22, 2021. The Order for this Petition was signed and approved on January 12, 2022. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer’s specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting: Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

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61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On December 21, 2021 the Division of Hotels and Restaurants received a Petition for a Routine Variance for paragraph 3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA Food Code, Section 6-202.16, 2017 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from ST MARTINS CATERING CORP located in Hialeah. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol 47/246 on December 22, 2021. The Order for this Petition was signed and approved on January 18, 2022. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting: Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On January 4, 2022 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA Food Code, Section 6-202.16, 2017 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Alegre's Food and Drink located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol 48/03 on January 5, 2022. The Order for this Petition was signed and approved on January 12, 2022. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting: Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-15.002 Sites - Mobile Home, Lodging, and Recreational Vehicle Parks

NOTICE IS HEREBY GIVEN that on December 27, 2021, the Department of Health, received a petition for variance from Florida Administrative Code paragraph 64E-15.002(2)(b), from Seahorse MHP, LLC, Petitioner. This rule prescribes the minimum space requirements for the placement of a double-wide mobile home. The Petitioner requests a variance from the

rule to allow for the placement of seven double-wide mobile homes on spaces not meeting the minimum requirements. Comments on this petition should be filed with Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, or by fax at (850)413-8743, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chad Bailey, Bureau of Environmental Health, Facility Programs Section, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710, or by calling (850)901-6488.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Fruit and Vegetables

The Florida Tobacco Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: February 9, 2022, 5:00 p.m.

PLACE: Suwannee County Farm Bureau, 407 Dowling Avenue SE, Live Oak, FL 32064

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Meeting to discuss assessment rates, revenues and expenditures, and updates on ongoing research.

A copy of the agenda may be obtained by contacting: Kandi Futch at 1(863)578-1946 or Kandice.Futch@FDACS.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 5 days before the workshop/meeting by contacting: Kandi Futch at Kandice.Futch@FDACS.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Kandi Futch at Kandice.Futch@FDACS.gov.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 26, 2022, 1:30 p.m. – 2:30 p.m. ET or until complete

PLACE: Conference Call: 1(888)585-9008 and code (873574258)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Evaluation and Planning Committee - General Business

A copy of the agenda may be obtained by contacting: FRC staff at FRCCustomers@vr.fldoe.org or (850)245-3397.

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: FRC staff at FRCCustomers@vr.fldoe.org or (850)245-3397. 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: FRC staff at FRCCustomers@vr.fldoe.org or (850)245-3397.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces its regularly scheduled Commission Conference, to which all interested persons are invited.

DATE AND TIME: Tuesday, February 1, 2022, 9:30 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S. Persons who may be affected by Commission action on certain items on the Conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C. The Commission Conference Notice, Agenda, related documents, and FPSC contact information are available at www.floridapsc.com.

ADA: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

EMERGENCY CANCELLATION OF CONFERENCE: If a named storm or other disaster requires cancellation of the Conference, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission’s website (www.floridapsc.com) under the Hot Topics link on the home page. Cancellation can also be confirmed by calling the Office of Commission Clerk at (850)413-6770.

REGIONAL PLANNING COUNCILS

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

DATE AND TIME: January 27, 2022, 7:00 p.m.

PLACE: Virtual Meeting via Communications Media Technology

To join the meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/726422605>

DIAL IN NUMBER: Toll Free: 1(866)899-4679, ACCESS CODE: 726-422-605

Communications media technology facilities will be available at 2009 NW 67th Place, Gainesville, Florida 32653-1603 for persons interested in accessing the virtual meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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

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

REGIONAL PLANNING COUNCILS

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

DATE AND TIME: January 27, 2022, 6:00 p.m.

PLACE: Virtual Meeting via Communications Media Technology

The meeting will be conducted via communications media technology in the following format:

DIAL IN NUMBER: Toll free 1(888)585-9008, CONFERENCE CODE: 568 124 316

Communications media technology facilities will be available at 2009 NW 67th Place, Gainesville, Florida 32653-1603 for persons interested in accessing the virtual meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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

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

REGIONAL PLANNING COUNCILS

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

DATE AND TIME: January 27, 2022, 6:00 p.m.

PLACE: Virtual Meeting via Communications Media Technology

The meeting will be conducted via communications media technology in the following format:

DIAL IN NUMBER: Toll free: 1(888)585-9008, CONFERENCE CODE: 381 777 570

Communications media technology facilities will be available at 2009 NW 67th Place, Gainesville, Florida 32653-1603 for persons interested in accessing the virtual meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

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

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

REGIONAL PLANNING COUNCILS

Northeast Florida Regional Planning Council

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

DATE AND TIME: February 3, 2022, 9:00 a.m. Personnel, Budget & Finance Committee meeting, 10:00 a.m. Board of Directors meeting, 11:30 a.m. Affordable Housing Ad Hoc Committee meeting

PLACE: 100 Festival Park Avenue, Jacksonville, FL 32202 and Virtually via Zoom. Visit www.nefrc.org for joining information

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 business days before the workshop/meeting by contacting: (904)279-0880. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, January 26, 2022, 6:00 p.m.

PLACE: Online. Attendees can register for the event with the following link:
<https://attendee.gotowebinar.com/register/5211724018960984592>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to conduct a workshop for the public regarding the upcoming minimum levels that are being established for Lake Hampton (also known as Hampton Lake). One or more Governing Board members from the District may attend the Workshop.

A copy of the agenda may be obtained by contacting: by visiting www.MySuwanneeRiver.com/calendar. The agenda will be posted seven days before 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 48 days before the workshop/meeting by contacting: District Clerk, (386)329-4127. 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).

For more information, you may contact: Louis Mantini, SRWMD, 9225 CR 49, Live Oak, FL 32060, (386)362-1001, LFM@srwmd.org.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 26, 2022, 2:00 p.m.

PLACE: SWFWMD Brooksville Office, 2379 Broad Street, Brooksville, FL 34604

This meeting is also being conducted by means of communications media technology (CMT). Register in advance for this Zoom webinar at https://us06web.zoom.us/webinar/register/WN_ArHt4S7FSC-7u-t-_cO6Ng.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Springs Coast Steering Committee Meeting. To discuss committee business. Additional instructions regarding viewing of and participation in the meeting are available on the District's website at WaterMatters.org or by calling 1(800)423-1476 and requesting assistance.

A copy of the agenda may be obtained by contacting: WaterMatters.org, Boards, Meetings & Event Calendar, 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office Chief at 2379 Broad St., Brooksville, FL 34604-6899, telephone (352)796-7211 or 1(800)423-1476 (FL only), ext. 4747, or email ADACoordinator@WaterMatters.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Lauren.Vossler@WaterMatters.org, 1(800)423-1476 (FL only) or (352)796-7211, x4400 EXE0821.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District
 The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATES AND TIMES: Northern Region: Wednesday, February 2, 2022, 10:00 a.m.; Southern Region: Thursday, February 3, 2022, 10:00 a.m.; Heartland Region: Wednesday, February 9, 2022, 10:00 a.m.; Tampa Bay Region: Thursday, February 10, 2022, 10:00 a.m.

PLACE: Wednesday, February 2, 2022: Northern Region (Citrus, Hernando, Lake, Levy, Marion and Sumter counties), Brooksville Office, 2379 Broad Street, Brooksville, FL 34604
 Thursday, February 3, 2022: Southern Region (Charlotte, DeSoto, Manatee and Sarasota counties), Sarasota County Commission Chambers, 1660 Ringling Blvd., Sarasota, FL 34236

Wednesday, February 9, 2022: Heartland Region (Polk, Highlands and Hardee counties), Bartow City Hall, 450 N. Wilson Ave., Bartow, FL 33830

Thursday, February 10, 2022: Tampa Bay Region (Hillsborough, Pasco and Pinellas counties), Tampa Office, 7601 US Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FY2023 Cooperative Funding Initiative Regional Subcommittee Public Meeting: Governing Board members will discuss, evaluate and prioritize fiscal year 2023 requests for project funding in SWFWMD counties. All or part of this meeting may be conducted via CMT in order to permit maximum participation of Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org, Boards, Meetings & Event Calendar, 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4747, TDD (FL only) 1(800)231-6103, or email to ADACoordinator@WaterMatters.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Virginia.Singer@WaterMatters.org, 1(800)423-1476 (FL only) or (352)796-7211, x4662 Ad Order EX/E0822.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NO.: **RULE TITLE:**

59C-1.008 Certificate of Need Application Procedures

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

DATE AND TIME: February 24, 2022, 2:00 p.m. – 3:00 p.m.

PLACE: No public face-to-face meeting. This hearing will be conducted via teleconference. Participate by dialing the Open Voice conference line, 1(888)585-9008, then enter the conference room number followed by the pound sign, 476-211-242#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency will hold a rule hearing to allow for additional public input for its proposal to amend Rule 59C-1.008 to: remove references to Rule Chapter 59A-3 Hospital Licensure and remove references of the terms hospitals and general hospitals; revise incorporated forms AHCA Form 3150-0001 and AHCA Form 3150-0003; specify the process for expedited reviews and batched reviews for checks returned by the bank for insufficient funds; clarify sunset language; and include clarification for reporting mathematical or data input errors made by the Agency in its calculation of Fixed Need Pool numbers

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: James McLemore, (850)412-4346, email: James.McLemore@ahca.myflorida.com.

The agenda and related materials can also be found on the web at:

https://ahca.myflorida.com/MCHQ/Health_Facility_Regulation/Rulemaking.shtml

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: James McLemore, (850)412-4346, email: James.McLemore@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).

For more information, you may contact: James McLemore, (850)412-4346, email: James.McLemore@ahca.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

State Retirement Commission

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

DATE AND TIME: February 21, 2022, 8:30 a.m.

PLACE: Betty Easley Conference Center, Room 166, 4075 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting Department of Management Services, 4050 Esplanade Way, Suite 160, Tallahassee, Florida, 32399-0950 or by calling (850)487-2410. 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 15 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).

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

For more information, you may contact: The Department of Management Services, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950 or call (850)487-2410.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

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

DATE AND TIME: March 18, 2022, 9:00 a.m. ET

PLACE: Division of Real Estate, Florida Department of Business and Professional Regulation Board Room, 400 W. Robinson Street, Suite N901, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports, rules, and other general business.

A copy of the agenda may be obtained by contacting: Kevin Brown, (352)313-2505.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kevin Brown, (352)313-2505. 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: Kevin Brown, (352)313-2505.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

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

DATES AND TIMES: Tuesday, February 15, 2022, 8:30 a.m. and reconvene Wednesday, February 16, 2022, 8:30 a.m. ET or soonest thereafter.

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 W. Robinson Street, Orlando, FL 32801. You may attend in person, videoconference by visiting <https://attendee.gotowebinar.com/register/2399430560657090573>

or utilizing GoToWebinar App, ID 667-378-115.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – topics will include, but are not limited to, proposed legislation affecting Chapter 475, Part I, F.S., Chapter 61J2, F.A.C., education issues, real estate applications, escrow disbursement requests, recovery fund claims, disciplinary action, petitions for declaratory statement, petitions for rule variance/waiver and budget discussions. All or part of this meeting may be conducted as a tele/videoconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: DREFREC@myfloridalicense.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: DREFREC@myfloridalicense.com or (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

The Probable Cause Panel of the Florida Real Estate Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, February 14, 2022, 9:00 a.m. ET or soonest thereafter

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 W. Robinson Street, Orlando, FL 32801. You may attend in person, videoconference by visiting <https://attendee.gotowebinar.com/register/2399430560657090573>

or utilizing GoToWebinar App, ID 667-378-115.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will conduct a private meeting to review cases to determine probable cause and a public meeting to review cases where probable cause was previously found. All or part of this meeting may be conducted as a tele/videoconference in order to permit maximum participation of the Probable Cause Panel and its counsel.

A copy of the agenda may be obtained by contacting: DREFREC@myfloridalicense.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: DREFREC@myfloridalicense.com or (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of Resilience and Coastal Protection

The Department of Environmental Protection (DEP) through the Office of Resilience and Coastal Protection, as the designee within the State of Florida for beach and inlet management activities announces a Technical Advisory Committee (TAC) Meeting (# 1) for the St. Lucie Inlet Management Study – (in Martin County) to which all persons are invited.

DATE AND TIME: Thursday, January 27, 2022, 9:00 a.m. – 12:00 Noon

PLACE: Indian River County State College – Chastain Campus, Wolf High Technology Center (Building C), Room 101, 2400 SE Salerno Rd., Stuart, Florida 34997

ZOOM Meeting Option:

<https://us02web.zoom.us/j/84354969076?pwd=aHBRRDdvWTQvK2JFYzQxR0c2bFJoQT09>, Meeting ID: 843 5496 9076, Passcode: 308141

One tap mobile: (646)558-8656, ID 84354969076# US (New York) (301)715-8592, ID 84354969076# US

GENERAL SUBJECT MATTER TO BE CONSIDERED:

DEP is holding a TAC meeting (#1), pursuant to Section 161.142, Florida Statutes. The meeting time of 9:00 a.m. will include time for public questions. The TAC meeting is an opportunity to ask questions about the inlet study and its findings. The inlet study is being conducted with the intent of developing an inlet management plan/ plans through DEP after the study is completed by the consultant and local government.

A copy of the agenda may be obtained by contacting: William “Guy” Weeks, Department of Environmental Protection, Office of Resilience and Coastal Protection at (850)245-7696 or via email: william.weeks@FloridaDEP.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this TAC meeting is asked to advise the agency at least 48 hours before the TAC meeting by contacting: Jessica Garland, the Martin County Project Manager at (772)288-5795 (local entity), email at jgarland@martin.fl.us or William “Guy” Weeks at (850)245-7696 (DEP), email at william.weeks@FloridaDEP.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 for the Telecommunications Device for the Deaf (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact William “Guy” Weeks, Department of Environmental Protection, Office of Resilience and Coastal Protection at (850)245-7696 or via email: william.weeks@FloridaDEP.gov.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of Resilience and Coastal Protection

The Department of Environmental Protection (DEP) through the Office of Resilience and Coastal Protection, as the designee within the State of Florida for beach and inlet management activities announces a Technical Advisory Committee (TAC) Meeting (# 1) for the Sebastian Inlet Management Study – (bordering Brevard County and Indian River County) to which all persons are invited.

DATE AND TIME: Wednesday, January 26, 2022, 10:15 a.m. – 1:00 p.m.

PLACE: North Indian River County Library, Large Meeting Room, 1001 Sebastian Blvd., Sebastian, Florida 32958

GENERAL SUBJECT MATTER TO BE CONSIDERED: DEP is holding a TAC meeting (#1), pursuant to Section 161.142, Florida Statutes. The meeting time of 10:15 a.m. will include time for public questions. The TAC meeting is an opportunity to ask questions about the inlet study and its findings. The inlet study is being conducted with the intent of developing an inlet management plan/ plans through DEP after the study is completed by the consultant and local government. A copy of the agenda may be obtained by contacting: William “Guy” Weeks, Department of Environmental Protection, Office of Resilience and Coastal Protection at (850)245-7696 or via email: william.weeks@FloridaDEP.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this TAC meeting is asked to advise the agency at least 48 hours before the TAC meeting by contacting: James Gray, the Sebastian Inlet District Director at (321)724-5175 (local entity), email at jgray@sitd.us or William “Guy” Weeks at (850)245-7696 (DEP), email at william.weeks@FloridaDEP.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 for the Telecommunications Device for the Deaf (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact William “Guy” Weeks, Department of Environmental Protection, Office of Resilience and Coastal Protection at (850)245-7696 or via email: william.weeks@FloridaDEP.gov.

DEPARTMENT OF HEALTH

Division of Children’s Medical Services

The Child Abuse Death Review Circuit 9 Committee announces a public meeting to which all persons are invited.

DATE AND TIME: January 28, 2022, 1:00 p.m. – 1:30 p.m.

PLACE: Microsoft Teams Meeting Link: [https://urldefense.com/v3/_https://teams.microsoft.com/l/meeting/19*3ameeting_YzlkNTE5NDMtODBkMS00NDc1LWJmNjltODBjMzVjYjU0Nzg4*40thread.v2/0?context=*7b*22Tid*22*3a*22a1aa81d8-7897-410b-a2b2-1d190024b7f8*22*2c*22Oid*22*3a*22b5adf99c-4604-4147-8af0-1afacbd48cd9*22*7d__;JSUIJSUIJSUIJSUIJSUI!!B6dj6w!qlYFWXLaaMqw3KvbK3Rn3RM7JgqplY5ygVZIZ1nadcSiH0zpyC19y9wEHEyQZSsuuA\\$](https://urldefense.com/v3/_https://teams.microsoft.com/l/meeting/19*3ameeting_YzlkNTE5NDMtODBkMS00NDc1LWJmNjltODBjMzVjYjU0Nzg4*40thread.v2/0?context=*7b*22Tid*22*3a*22a1aa81d8-7897-410b-a2b2-1d190024b7f8*22*2c*22Oid*22*3a*22b5adf99c-4604-4147-8af0-1afacbd48cd9*22*7d__;JSUIJSUIJSUIJSUIJSUI!!B6dj6w!qlYFWXLaaMqw3KvbK3Rn3RM7JgqplY5ygVZIZ1nadcSiH0zpyC19y9wEHEyQZSsuuA$)

join/19*3ameeting_YzlkNTE5NDMtODBkMS00NDc1LWJmNjltODBjMzVjYjU0Nzg4*40thread.v2/0?context=*7b*22Tid*22*3a*22a1aa81d8-7897-410b-a2b2-

1d190024b7f8*22*2c*22Oid*22*3a*22b5adf99c-4604-4147-8af0-

1afacbd48cd9*22*7d__;JSUIJSUIJSUIJSUIJSUI!!B6dj6w!qlYFWXLaaMqw3KvbK3Rn3RM7JgqplY5ygVZIZ1nadcSiH0zpyC19y9wEHEyQZSsuuA\$

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Brianne.Bell@orlandohealth.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 7 days before the workshop/meeting by contacting: Brianne.Bell@orlandohealth.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: Brianne.Bell@orlandohealth.com.

DEPARTMENT OF HEALTH

Office of Statewide Research

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

DATE AND TIME: Wednesday, February 2, 2022, 9:00 a.m. – 10:30 a.m.

PLACE: Microsoft Teams

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct review of new research studies involving human participants, modifications to existing studies, and continuing review of ongoing research to make sure research studies comply with regulations and the Department’s ethical standards.

A copy of the agenda may be obtained by contacting: the IRB at IRB@flhealth.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 5 days before the workshop/meeting by contacting: IRB@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Dept. of Health at IRB@flhealth.gov.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

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

DATE AND TIME: January 26, 2022, 9:30 a.m.

PLACE: Reemployment Assistance Appeals Commission, 1211 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301. Attendance by telephone is also available by calling (850)988-5144 and entering phone conference ID: 385 351 95 #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disposition of cases pending before the Reemployment Assistance Appeals Commission, and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: the office of the Reemployment Assistance Appeals Commission at RAAC.Inquiries@deo.myflorida.com or by visiting <https://www.floridajobs.org/Reemployment-Assistance-Service-Center/reemployment-assistance-appeals-commission/about-the-reemployment-assistance-appeals-commission/raac-notice>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: The Commission Clerk at (850)692-0180. 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: The Commission Clerk at (850)692-0180.

FLORIDA SURPLUS ASSET FUND TRUST

The Florida Surplus Asset Fund Trust announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 27, 2022, 1:00 p.m. via Zoom

PLACE: Zoom Meeting ID: 836 1096 5359, Passcode: 177786

GENERAL SUBJECT MATTER TO BE CONSIDERED: FLORIDA SURPLUS ASSET FUND TRUST

10151 University Blvd., #227, Orlando, Florida 32817, Board of Trustees January 27, 2022

AGENDA

This meeting of the Board of Trustees for Florida Surplus Asset Fund Trust will be held on

Thursday, January 27, 2022, 1:00 p.m. via Zoom. Zoom Meeting ID: 836 1096 5359, Passcode: 177786

MEETING OF THE BOARD OF TRUSTEES - BOARD OF PARTICIPANTS

A. BUSINESS ITEMS

1. Call to Order/ Roll Call
2. Results of Board Seat Elections (Linda/Jeff)
3. Nomination of Board Officers
4. Public Comments
5. Approval Prior Board Meeting Minutes
 - (a) October 28, 2021

6. Participant and Guest Introductions

B. STAFF REPORTS

1. Investment Advisor/Operations Manager Update - PMA

- (a) Economic and Market Update
- (b) FLSAFE LGIP Portfolio Update
- (c) Operations Manager Report
- (d) Board Ratification of Term Series
- (e) Marketing Update
- (f) PMA Comments

2. Administrator Update- FMAS

- (a) Presentations, General Comments, FFIP Overview 4th Quarter
- (b) FMAS Comments

C. OTHER ITEMS

1. FLSAFE Counsel's Comments
2. Participant's Comments
3. Advisory Council Member Comments
4. Board Member's Comments

D. SET NEXT MEETING DATE/ ADJOURNMENT

1. Future meeting dates: April 28, 2022; July 28, 2022

I look forward to seeing you in the meeting. In the meantime, if you have any questions, please do not hesitate to contact Jeff Larson, FLSAFE Administrator at (407)496-1597, jl Larson@floridamanagementservices.com.

Very truly yours, Linda Senne, CPA, Chair

A copy of the agenda may be obtained by contacting: Jeff Larson, FLSAFE Administrator at (407)496-1597, jl Larson@floridamanagementservices.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 24 hours before the workshop/meeting by contacting: Jeff Larson, FLSAFE Administrator at (407)496-1597, jl Larson@floridamanagementservices.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Jeff Larson, FLSAFE Administrator at (407)496-1597, jl Larson@floridamanagementservices.com.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that Board of Massage Therapy has received the petition for declaratory statement from Sharon L. Phillips, filed on January 5, 2022The petition seeks the agency's opinion as to the applicability of subsection 480.032(3), F.S. and subsection 480.033(11), F.S. and subsection 64B7-30.002(2), F.A.C., as it applies to the petitioner.

The Petitioner seeks a Declaratory Statement from the Board in regard to the interpretation of Section 480.032 and subsection 480.033(11), F.S. and subsection 64B7-30.002(2), Florida Administrative Code, in regard to whether manual lymphatic drainage is within the scope of practice for a massage therapist under the circumstances as outlined in the petition. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, at the above listed address, (850)245-4162, or by electronic mail: kama.monroe@flhealth.gov.

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:

NOTICE OF PETITION

WKDR II, INC.,

vs.

FLORIDA DEPARTMENT OF REVENUE;

CASE NO.: 22-00117RU;

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

EARLY LEARNING COALITION OF NORTHWEST FLORIDA, INC.

REQUEST FOR PROPOSALS (RFP)-PROFESSIONAL EMPLOYER ORGANIZATION SERVICES RFP ELCNWF # 2022-01

The Early Learning Coalition of Northwest Florida, Inc. ("Coalition"), is announcing its interest in procuring the services of a qualified Professional Employer Organization (PEO). The Request for Proposals (RFP) package will be available by January 19, 2022, on the Coalition's website, www.elcnwf.org. Submissions are due by March 1, 2022, 1:00 p.m. CT. This RFP Sponsored by the Early Learning Coalition of Northwest Florida and the State of Florida, Division of Early Learning.

The Coalition receives 100% of public support funding for the State of Florida, Division of Early Learning (DEL). The funding received from DEL is derived from both federal and state sources. The percentage of public support funding to facilitate the resulting contract form the RFP will be 70% derived from federal sources and 30% derived from the State of Florida.

**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., Wednesday, January 12, 2022 and 3:00 p.m., Tuesday, January 18, 2022.

Rule No.	File Date	Effective Date
14-15.0081	1/13/2022	2/2/2022
19-8.029	1/18/2022	2/7/2022
33-203.801	1/13/2022	2/2/2022
53ER22-2	1/13/2022	1/13/2022
53ER22-3	1/13/2022	1/13/2022
53ER22-4	1/13/2022	1/13/2022
53ER22-5	1/13/2022	1/13/2022
61G5-30.001	1/12/2022	2/1/2022
64B7-23.001	1/12/2022	2/1/2022
64B7-23.003	1/12/2022	2/1/2022
64B7-23.005	1/12/2022	2/1/2022
64B7-23.007	1/12/2022	2/1/2022
64B7-23.009	1/12/2022	2/1/2022
64B7-23.011	1/12/2022	2/1/2022
64B7-26.003	1/13/2022	2/2/2022
64B7-26.010	1/13/2022	2/2/2022
64B7-28.009	1/13/2022	2/2/2022
64B7-32.003	1/13/2022	2/2/2022
64B9-15.006	1/13/2022	2/2/2022
68D-24.0035	1/18/2022	2/7/2022
68D-24.021	1/18/2022	2/7/2022

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
5K-4.020	12/10/2021	**/**/****
5K-4.035	12/10/2021	**/**/****
5K-4.045	12/10/2021	**/**/****
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	12/8/2021	**/**/****
60P2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
62-600.405	11/16/2021	**/**/****
62-600.705	11/16/2021	**/**/****
62-600.720	11/16/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	10/22/2021	**/**/****

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Rob-Roy Investments Inc., dba Dixielectricar of Destin, line-make ESG0

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Easy Go LSV LLC, intends to allow the establishment of Rob-Roy Investments Inc., dba Dixielectricar of Destin a dealership for the sale of low-speed vehicle manufactured by Easy Go LSV LLC (line-make ESG0) at 14 Eglin Parkway Southeast, Fort Walton Beach, (Okaloosa County), Florida 32548, on or after February 18, 2022.

The name and address of the dealer operator(s) and principal investor(s) of Rob-Roy Investments Inc. are dealer operator(s): Blair Gorman, 2803 Jerry Pate Court, Shalimar, Florida 32579, principal investor(s): Roy Gorman, 122 Scottsdale Ct, Mary Esther, Florida 32569-1866.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Roy Gorman, Easy Go LSV LLC, 3525 US Highway 98 West, Santa Rosa Beach, Florida 32459.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF ECONOMIC OPPORTUNITY
 Division of Community Development
 DEO Final Order No. DEO-22-002
 STATE OF FLORIDA
 DEPARTMENT OF ECONOMIC OPPORTUNITY
 In re: A LAND DEVELOPMENT REGULATION
 ADOPTED BY CITY OF MARATHON,
 ORDINANCE NO. 2021-24

FINAL ORDER
APPROVING CITY OF MARATHON ORDINANCE NO.
2021-24

The Department of Economic Opportunity (the "Department") hereby issues its Final Order, pursuant to subsection 380.05(6), Florida Statutes, approving land development regulations adopted by the City of Marathon (the "City"), Ordinance No. 2021-24 (the "Ordinance").

FINDINGS OF FACT

1. The Florida Keys Area is designated by section 380.0552, Florida Statutes, as an area of critical state concern. The City is a local government within the Florida Keys Area.
2. The Ordinance was adopted by the City on November 9, 2021 and rendered to the Department on November 18, 2021.
3. The Ordinance amends Chapter 6, Sections 6-25 and 6-26 of the City's Code of Ordinances relating to the *Florida Building Code* to reduce the accumulation period of substantial improvements from three years to one year. The Ordinance also amends the definition of *Substantial Improvement* within Chapter 110, Article 3 of the City's Land Development Code to similarly reflect the reduction in accumulation period.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. *See* Section 380.05(6), Florida Statutes.
5. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
6. The Ordinance is consistent with the City's Comprehensive Plan as required by section 163.3177(1), Florida Statutes, generally, and is specifically consistent with Policy 4-1.22.5 Manage Redevelopment Activities.
7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. *See* Section 380.05(6), Florida Statutes. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in section 380.0552(7), Florida Statutes.
8. The Ordinance is consistent with the Principles for Guiding Development in Section 380.0552(7), Florida Statutes and is specifically consistent with the following Principles:

- (a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.
- (d) Ensuring the maximum well-being of the Florida Keys and its citizens through sound economic development.
- (f) Enhancing natural scenic resources, promoting the aesthetic benefits of the natural environment, and ensuring that development is compatible with the unique historic character of the Florida Keys.
- (n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that the City's Ordinance No. 2021-24 is consistent with the City's Comprehensive Plan and the Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Final Order becomes final 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.
 DONE AND ORDERED in Tallahassee, Florida.

/s/ James D. Stansbury, James D. Stansbury, Bureau Chief, Bureau of Community Planning and Growth, Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS FINAL ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO SUBSECTIONS 28-106.104(2), 28-106.201(2), AND SECTION 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTION 120.569 AND SUBSECTION 120.57(1), FLORIDA STATUTES, OR SECTION 120.569 AND SUBSECTION 120.57(2), FLORIDA STATUTES.

ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER. A PETITION IS FILED WHEN IT IS RECEIVED BY: AGENCY CLERK, DEPARTMENT OF ECONOMIC OPPORTUNITY, OFFICE OF THE GENERAL COUNSEL, 107 EAST MADISON ST., MSC 110, TALLAHASSEE, FLORIDA 32399-4128, FAX: (850)921-3230

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 18th day of January 2022.

/s/ Jaiden Foss, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128

By U.S. Mail:

The Honorable John Bartus, Mayor, City of Marathon, City Council, 9805 Overseas Highway, Marathon, FL 33050
 Diane Clavier, City Clerk, City of Marathon, City Clerk, 9805 Overseas Highway, Marathon, FL 33050
 Brian Shea, Planning Director, City of Marathon, Planning Department, 9805 Overseas Highway, Marathon, FL 33050

Section XIII
Index to Rules Filed During Preceding Week

INDEX TO RULES FILED BETWEEN
 JANUARY 10, 2021 AND JANUARY 14, 2021

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
DEPARTMENT OF TRANSPORTATION				
14-15.0081	1/13/22	2/2/22	47/224	
DEPARTMENT OF CORRECTIONS				
33-203.801	1/13/22	2/2/22	47/198	47/230
DEPARTMENT OF THE LOTTERY				
53ER22-2	1/13/22	1/13/22	48/10	
53ER22-3	1/13/22	1/13/22	48/10	
53ER22-4	1/13/22	1/13/22	48/10	
53ER22-5	1/13/22	1/13/22	48/10	
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION				
Board of Cosmetology				
61G5-30.001	1/12/22	2/1/22	47/233	
DEPARTMENT OF HEALTH				
Board of Massage Therapy				
64B7-23.001	1/12/22	2/1/22	47/235	
64B7-23.003	1/12/22	2/1/22	47/235	
64B7-23.005	1/12/22	2/1/22	47/235	
64B7-23.007	1/12/22	2/1/22	47/235	
64B7-23.009	1/12/22	2/1/22	47/235	
64B7-23.011	1/12/22	2/1/22	47/235	
64B7-26.003	1/13/22	2/2/22	47/235	
64B7-26.010	1/13/22	2/2/22	47/240	

64B7-28.009 1/13/22 2/2/22 47/236
 64B7-32.003 1/13/22 2/2/22 47/235

Board of Medicine

64B8-9.0092 1/11/22 1/31/22 47/224

Board of Nursing

64B9-15.006 1/13/22 2/2/22 47/232

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER
 SERVICES**

Division of Food Safety

5K-4.020 12/10/21 **/**/**** 47/216
 5K-4.035 12/10/21 **/**/**** 47/216
 5K-4.045 12/10/21 **/**/**** 47/216

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

60FF1-5.009 7/21/16 **/**/**** 42/105

Division of State Employees' Insurance

60P-1.003 12/8/21 **/**/**** 47/215
 60P-2.002 11/5/19 **/**/**** 45/191
 60P-2.003 11/5/19 **/**/**** 45/191

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-600.405 11/16/21 **/**/**** 47/180
 62-600.705 11/16/21 **/**/**** 47/180
 62-600.720 11/16/21 **/**/**** 47/180

DEPARTMENT OF HEALTH

Board of Medicine

64B8-10.003 12/9/15 **/**/**** 39/95 41/49

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

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