

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: RULE TITLE:
64B-9.008 Out-of-State Telehealth Provider
Registration

PURPOSE AND EFFECT: To update the application for health
care providers licensed in other states and territories to register
with the department to provide telehealth services to patients in
Florida

SUBJECT AREA TO BE ADDRESSED: Registration of out-
of-state telehealth providers.

RULEMAKING AUTHORITY: 456.004(5), 456.47(1)(b)(a),
(7), F.S.

LAW IMPLEMENTED: 456.47, 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: William
E. Spooner, Operations Management Consultant Manager,
4042 Bald Cypress Way, Bin #C-011, Tallahassee, Florida
32399 or William.Spooner@FlHealth.gov.

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

DEPARTMENT OF HEALTH

Division of Public Health Statistics and Performance
Management

RULE NOS.: RULE TITLES:
64W-4.001 Definitions
64W-4.002 Eligibility
64W-4.003 Documentation Requirements
64W-4.004 Application Processing
64W-4.005 Award Prioritization
64W-4.006 Funding
64W-4.007 Non-Compliance

PURPOSE AND EFFECT: This rule establishes the
requirements for the Medical Education Reimbursement and
Loan Repayment Program to be implemented as the Florida
Reimbursement Assistance for Medical Education (FRAME)
Program. The function of the program is to make payments that
offset loans and educational expenses incurred by students for

studies leading to a medical or nursing degree, medical or
nursing licensure, or advanced practice registered nurse
licensure or physician assistant licensure.

SUBJECT AREA TO BE ADDRESSED: Florida
Reimbursement Assistance for Medical Education (FRAME)
Program

RULEMAKING AUTHORITY: 1009.65(3) FS

LAW IMPLEMENTED: 1009.65 FS

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

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jeffrey
Johnson at (850)617-1471 or Jeffrey.C.Johnson@flhealth.gov.

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

Section II
Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER
SERVICES

Division of Food, Nutrition and Wellness

RULE NO.: RULE TITLE:

5P-1.001: Definitions
5P-1.002: Appeals
5P-1.004: Penalties and Sanctions

PURPOSE AND EFFECT: The purpose of this rulemaking is
to update definitions and clarify appeals procedures and
penalties for violations of Chapter 595, F.S., the rules adopted
under Chapter 595, F.S., and federal regulations incorporated
by reference relative to all programs administered by the
division.

SUMMARY: Rule 5P-1.001: The terms Inventory
Reconciliation, Notice of Action, Production and Menu
Records, Recipient Agency Review, Site and Web-Based
Supply Chain Management (WBSCM) are added to the
definitions. The term Successive Purchasing Agreements is
stricken. The term Sponsor was revised to clarify the agreement
referenced in the definition.

Rule 5P-1.002: Updates the method of delivery for the Notice
of Action to email; specifies when the Notice of action is
deemed received; provides for entry of default final
determination for failure to timely appeal; updates delivery
method for request for appeal to email and provides email

address; clarifies the date the request for appeal and written documentation are due; provides hearing procedures.

Rule 5P-1.004: Corrected or added references to regulations; expanded individuals who shall be declared seriously deficient; added review types for which failure to provide corrective action shall result in being declared seriously deficient; included the termination of Recipient Agency from a Child Nutrition Program upon revocation of tax exempt status as a reason to be declared seriously deficient; updates the method of delivery for the Notice of Action to email; updates division domain name; adds penalty for failure to remit payment for fiscal action assessed within required timeframe; adds penalty for failure to disclose, or for the identification of, conflicts of interest in procurement; expanded the list of individuals who shall be suspended due to failure to submit corrective action or to implement corrective action, and expanded the activities in which those individuals shall not participate while suspended; expanded the actions required by Sponsor or Recipient Agency after one year suspension in order to reapply; specified the Sponsor of Recipient Agency declared seriously deficient for operation of the same program twice in one year or two consecutive years of operation will be immediately suspended; expanded actions by Sponsor or Recipient Agency upon returning from one (1) year suspension that would result in 7 year termination; added additional activity that is considered fraud for purposes of this rule; specified Sponsor whose tax-exempt status is revoked will be suspended until documentation is provided by Sponsor showing the effective date of exemption.

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 did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. As part of this analysis, the Department relied upon the Office’s experience and knowledge with the industry. Additionally, no interested party submitted additional information regarding the economic impact.

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: 570.07(23); 595.404(4); 595.404(10); 595.404(11), F.S.

LAW IMPLEMENTED: 595.402; 595.404, 595.501; 570.971; 1001.42(16), 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: Nedra Harrington, 600 S. Calhoun Street, Suite 120 (H2), Tallahassee, FL 32399, (850) 617-7668.

THE FULL TEXT OF THE PROPOSED RULE IS:

**CHAPTER 5P-1
NUTRITION ASSISTANCE FOOD SERVICE PROGRAMS, GENERALLY**

- 5P-1.001 Definitions
- 5P-1.002 Appeals
- 5P-1.004 Penalties and Sanctions

5P-1.001 Definitions.

For the purposes of this chapter and chapters 5P-2 and 5P-3, the definitions in Section 595.402, F.S., and Sections 7 CFR 210.2, 7 CFR 215.2, 7 CFR 220.2, 7 CFR 225.2, 7 CFR 245.2, 7 CFR 247.1, 7 CFR 248.2, 7 CFR 250.2, 7 CFR 251.3, 7 CFR 252.2, all revised as of January 1, ~~2021~~ 2018, and hereby adopted and incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, and www.ecfr.gov, and the following shall apply:

- (1) through (21) No change.
- (22) “Inventory Reconciliation” means the annual physical review by the department of USDA Foods inventories at all storage facilities used by a Recipient Agency reconciled with book inventories of USDA Foods.
- (22) through (24) renumbered (23) through (25)
- ~~(26)(25)~~ “Nonprofit School Food Service Account” means the account in which all revenue from all food service operations conducted by the Sponsor is held and all revenue is used solely for the operation or improvement of such food services.
- (27) Notice of Action means the written document that advises of the grounds upon which the department based the action.
- (26) through (27) renumbered (28) through (29).
- (30) Production and menu records means records of meals produced to show how the meals offered contribute to the required food components and food quantities for each age/grade group every day.
- (28) through (29) renumbered (31) through (32)

(33) “Recipient Agency Review” means an on-site review of the Recipient Agency when the department identifies actual or probable deficiencies in the use of USDA Foods by such institutions, through audits, investigations, complaints, or any other information; storage facilities at the distributing agency level (including commercial storage facilities under contract with the distributing or sub-distributing agency), on an annual basis; or Recipient Agencies and sub-distributing agencies in Commodity Supplemental Food Program and The Emergency Food Assistance Program in accordance with 7 CFR parts 247, 250, and 251, respectively, all revised as of January 1, 2021, which are hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>, and www.ecfr.gov.

(30) through (32) renumbered (34) through (36).

(37)(33) “Site” means a physical location at which a Sponsor provides a food service for children and at which children consume meals in a supervised setting within the Summer Food Service Program or Seamless Summer Option.

(33) through (35) renumbered (38) through (40).

(41)(36) “Sponsor” means any entity that is conducting a program under a current Child Nutrition Program agreement with the department.

(37) “Successive Purchasing Agreements,” commonly referred to as “piggybacking agreements,” means agreements awarded to Contractors by one Sponsor permitting a different Sponsor to make purchases at or below the specified prices from, and with the same terms and conditions of, contracts awarded to other Sponsors, and when such purchases are at a lower cost to the Sponsor.

(38) through (44) renumbered (42) through (48).

(49) “The Web-Based Supply Chain Management (WBSCM)” means an integrated food purchasing, tracking, and ordering system used by USDA and its customers, vendors, suppliers, and transportation personnel.

Rulemaking Authority 570.07(23), 595.404(4), (10), (11) FS. Law Implemented 595.402, 595.404 FS. History—New 4-19-73, Repromulgated 12-5-74, Formerly 6A-7.40, Amended 5-3-88, Formerly 6A-7.040, Amended 6-21-18, 12-16-18, _____.

5P-1.002 Appeals.,

(1) No change.

(2) The department shall take agency action against issue a Notice of Action to Sponsors, Recipient Agencies, or Food Service Management Companies (“Appellant”) for proposed agency action to be taken against the Appellant in connection to eligibility and the operation of Child Nutrition Programs, Food Distribution Programs, and Farmers’ Market Nutrition Programs by issuance of a Notice of Action. The Notice of Action shall state the grounds upon which the department’s

~~proposed~~ agency action is based and state that the Sponsors, Recipient Agencies, or Food Service Management Companies have Appellant has the right to appeal the ~~proposed~~ agency action. The Notice of Action shall be sent ~~to the Appellant~~ by certified mail, (or its equivalent), by email or facsimile to the last known mailing address, facsimile number, or email address. ~~certified mail, return receipt requested.~~ If the notice is undeliverable, it is considered to be received by the Sponsor five (5) calendar days after being sent to the Sponsor’s last known mailing address, facsimile number, or email address.

(3) The following agency actions ~~to be taken against the Appellant~~ are appealable:

- (a) through (f) No change.
- (g) A denial of a Sponsor’s application for a Site; or
- ~~(h) The suspension of a Sponsor or Recipient Agency, or~~
- ~~(h)(i) The imposition of an administrative fine.~~

(4) Requests for appeal must be postmarked by the U.S. Postal Service (or an equivalent private delivery service) or emailed to the department no more than fourteen (14) calendar days from the date the Notice of Action was deemed received by the Sponsors, Recipient Agencies or Food Service Management Companies. Failure to timely request an appeal shall result in the entry of a default final determination. The Appellant shall have ten (10) calendar days to appeal the agency action from the date the Appellant receives the Notice of Action.

- (5) A request for appeal shall:
 - (a) No change.
 - (b) Include the date the Sponsor’s Recipient Agencies, or Food Service Management Companies (“Appellant”) Appellant received the Notice of Action.
 - (c) No change.
 - (d) Clearly identify the charges or action being appealed; and state an appealable action; as provided under subsection (3) in this part;

(e) Include a clear and concise statement of the specific facts alleged, including the specific facts the Appellant contends warrant reversal or modification of the department’s proposed action;

(f) A statement of the specific rules, ~~or~~ statutes, or regulations, if any, the Appellant contends require reversal or modification of the agency’s proposed action, including an explanation of how the alleged facts relate to the specific rules, ~~or~~ statutes, or regulations;

- (g) through (h) No change.

(i) State whether an in-person a hearing, telephonic or video hearing, or a review of written documentation is desired to refute the charges contained in the Notice of Action and shall be signed by the authorized representative or legal counsel, if retained. If a hearing is not specifically requested, the appeal shall be by review of written documentation.

~~(6) From the date the department receives the appeal, the department shall make available to the Appellant upon request, any information on which the action was based. The Appellant can request to review any information upon which the action was based.~~

~~(7) To refute the Notice of Action The the Appellant may submit additional written documentation for review by the hearing official either with the request for appeal or the Appellant must indicate in its request for appeal that such documentation will be submitted to the hearing official within seven (7) calendar days of the date Appellant submitted the request for appeal. The department has seven (7) calendar days from the date the department received the request for appeal to submit written documentation to the designated hearing official. Any written documentation received after the seven-day deadline will not be considered for review.~~

~~(a) The written documentation submitted by the Appellant must be postmarked by the U.S. Postal Service (or an equivalent private delivery service) or emailed to the department no more than seven (7) calendar days from the date the Appellant's request for appeal was postmarked by the U.S. Postal Service (or an equivalent private delivery service) or emailed to the department.~~

~~(b) The department will have seven (7) calendar days from the date the department received the Appellant's request for appeal to submit the written documentation upon which the agency action was based to the designated hearing official.~~

~~(c) Any written documentation received after the seven-day deadline shall not be considered for review.~~

~~(8) The request for appeal and all written documentation shall ~~should~~ be submitted by email to the department at fnwappeals@fdacs.gov, or by mail to the department at 600 S. Calhoun Street (H2), Tallahassee, FL, 32399, Attention: Hearing Official, the address indicated in the Notice of Action. Regardless of whether it is emailed or mailed, the request for appeal must be postmarked by the U.S. Postal Service (or an equivalent private delivery service) or emailed to the department no more than fourteen (14) calendar days from the date the Notice of Action was deemed received by the Appellant, and all written documentation must be postmarked by the U.S. Postal Service (or an equivalent private delivery service) or emailed to the department no more than seven (7) calendar days from the date the request for appeal was postmarked by the U.S. Postal Service (or an equivalent private delivery service) or emailed to the department.~~

~~(9) If a hearing is requested, it shall be held within fourteen (14) calendar days of the date the department received the request for appeal, unless otherwise agreed to by both parties. At no time shall the The hearing shall not be held prior to the time expiration for the submission of written documentation by both parties in accordance with subsection (7) of this part. ~~date~~~~

~~the hearing officer receives written documentation from both parties. The Appellant shall be provided with at least five (5) calendar days' written notice, sent via certified mail, return receipt requested, of the time and place of the hearing. The hearing official shall conduct the hearing in accordance with this part.~~

~~(a) If a hearing is requested, the Appellant shall appear before the hearing official and provide oral testimony in refute of the grounds for which the department's Notice of Action is based. Any documentation the Appellant relies upon during the hearing shall be related to or in connection with the department's Notice of Action and submitted in accordance with subsection (7) of this part. The hearing official may conduct an examination of the testimony provided by the Appellant or its representative at the hearing. The Appellant may represent itself, retain legal counsel, or may be represented by another authorized person at the hearing. Failure of the Appellant's representative to appear at a scheduled hearing shall constitute the waiver of the right to a personal appearance before the hearing official unless the review official agrees to reschedule the hearing.~~

~~(b) A department representative shall be allowed to attend the hearing to respond to the Appellant's testimony and written documentation and to answer questions from the hearing official. The department representative shall be allowed to answer direct questions from the Appellant to clarify the representative's response to testimony.~~

~~(c) Any new allegations, or belated assertions or arguments, in written documentation or at hearing that have not been previously advanced shall not be considered unless the hearing official determines otherwise. Requests for rebuttal may be granted at the hearing official's discretion.~~

~~(d) The formal rules of civil procedure may not apply. Hearings shall not include motion practice. The hearing official is not bound by the Florida Evidence Code or the Florida Rules of Evidence. The hearing official has the discretion to include hearsay evidence that is relevant and to determine witness credibility. The hearing official shall exclude irrelevant and unduly repetitious testimony, and any written documentation not related to or in connection with the department's Notice of Action.~~

~~(e) Post-hearing. Briefs, legal memoranda and proposed final determinations will not be permitted. Written documentation shall be submitted in accordance with Rule 5P-1.002(7)-(8).~~

~~(10) through (12) No change.~~

~~(13) When computing time under this rule, if the last day is a Saturday, Sunday, or legal holiday, the period continues to run until the end of the next day that is not a Saturday, Sunday, or legal holiday. Any request for appeal or written documentation received by the department by email, U.S. mail, or an equivalent~~

private delivery service before 5:00 p.m. shall be filed as of that day but any document received after 5:00 p.m. shall be filed as of 8:00 a.m. on the next business day.

(14) No change.

(15) The determination made by the department's hearing official is the final administrative determination to be afforded to the Appellant. The hearing official's final determination shall be based upon a full of the administrative record, to include, oral testimony from the Appellant and the department's response, written documentation submitted in accordance with subsection (7) of this part, and all program regulations.

(16) No change

Rulemaking Authority 570.07(23), 595.404(4), (10), (11) FS. Law Implemented 595.404 FS. History—New 3-22-66, 4-11-70, 4-19-73, Repromulgated 12-5-74, Amended 6-28-83, Formerly 6A-7.41, 6A-7.040, Amended 6-21-18, 12-16-18, _____.

5P-1.004 Penalties and Sanctions.

(1) Child Nutrition Programs and Food Distribution Programs.

(a) Seriously Deficient.

1. A Sponsor or Recipient Agency, and its principals and the officials identified on the Sponsor or Recipient Agency's application in the Florida Automated Nutrition System shall may be declared by the department as Seriously Deficient if:

a. The Sponsor or Recipient Agency fails to comply with provisions outlined in the Child Nutrition Programs Agreement FDACS 01716, Rev. 04/18, previously incorporated in Rule 5P-2.002, F.A.C. 5P-1.003, F.A.C. of this chapter;

b. The Sponsor or Recipient Agency has failed to submit complete or implement a Corrective Action included in a previously issued Administrative Review, Claim Review, Sponsor Review, Site Review, Site Visit, or Technical Assistance Visit, Recipient Agency Review or Inventory Reconciliation;

c. The Sponsor or Recipient Agency is noncompliant with applicable procurement bid procedures and contract requirements of 2 CFR 200, revised as of January 1, 2021, which is hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>, and www.ecfr.gov previously incorporated in paragraph 5P-1.003(1)(a), F.A.C.;

d. through e. No change.

f. Program violations are identified for ten percent (10%) or ten (10), whichever is greater, of the Sponsor's or Recipient Agency's sites. Such violations include the following:

(I) Noncompliance with the meal service time restrictions set forth in Sections 7 CFR 210.10(1)(1)-(2) or and 7 CFR 225.16(c), revised as of January 1, 2021, which are hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx>,

and www.ecfr.gov previously incorporated in paragraph 5P-1.003(1)(a), F.A.C.;

(II) Failure to maintain adequate records in accordance with Section 2 CFR 200, or Sections 7 CFR 210.15, 7 CFR 220.7(e)(13), 7 CFR 220.8(a)(3), 7 CFR 220.9(a), or 7 CFR 225.15(c) revised as of January 1, 2021, which are hereby incorporated by reference and available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx> and www.ecfr.gov;

(III) through (VII) No change.

g. through h. No change.

i. The Sponsor or Recipient Agency has failed to safely store and control misused, at a minimum, ten percent (10%) or \$10,000, whichever is greater, of USDA Foods including, but not limited to, improper distribution or foods lost, spoiled, stolen, sold or damaged as a result of improper storage, care, or handling.

j. No change.

k. The Sponsor's or Recipient Agency's tax exempt status is revoked by the Internal Revenue Service pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986 also resulting in immediate termination per subparagraph 5P-1.004(1)(c)4., F.A.C.

2. The department will notify the Sponsor or Recipient Agency in a Notice of Action, via email and certified mail, return receipt requested, that the Sponsor or Recipient Agency has been declared Seriously Deficient, the causes for Seriously Deficient status, and the required Corrective Actions to bring the Sponsor back into compliance with chapter 595, F.S., and the rules adopted thereunder. The Sponsor or Recipient Agency will have thirty (30) days from the date it receives the Notice of Action to submit a corrective action plan with supporting documentation to the department online at <https://fans.FDACS.gov> <https://fans.freshfromflorida.com>, or by mail to 600 S. Calhoun Street (H2), Tallahassee, FL 32399.

a. No change.

b. Upon receipt of the Sponsor or Recipient Agency's corrective action plan, the department shall determine if the corrective action plan permanently corrects all causes for being declared Seriously Deficient and implements the required Corrective Actions. If the corrective action plan permanently corrects all causes for being declared Seriously Deficient and implements the required Corrective Actions, the department will temporarily rescind the Sponsor's or Recipient Agency's Seriously Deficient status and the Sponsor or Recipient Agency may continue to operate the program.

c. No change.

d. If after ninety (90) calendar days following receipt of the department's original written demand, the Sponsor or Recipient Agency fails to remit full payment or agree to a satisfactory repayment schedule for fiscal action that has been assessed by

the department in accordance with Rule 5P-2.006, F.A.C. or Rule 5P-3.006, F.A.C., the Sponsor or Recipient Agency will be declared Seriously Deficient, and the department shall move to terminate the Sponsor or Recipient agency under paragraph (b) of this rule.

(b) Suspension.

1. Consistent with prior agency rule, Sponsors or Recipient Agencies suspended from program operations shall not participate in any Child Nutrition or Food Distribution Program from which they were suspended, including receiving USDA Foods or obtaining program-related funds. If after thirty (30) days from the date of receipt for the Notice of Action, the Sponsor or Recipient Agency fails to submit a corrective action plan with supporting documentation that permanently corrects all causes for being declared Seriously Deficient and implements the required Corrective Actions or fails to respond to the Notice of Action, the Sponsor or Recipient Agency will be suspended from program operations for one (1) calendar year from the original date of receipt of the Notice of Action.

2. While suspended, Sponsors or Recipient Agencies shall not participate in any Child Nutrition or Food Distribution Program from which they were suspended to include receiving USDA Foods or obtaining related funds.

3. After one (1) year suspension, and, if applicable, the Sponsor or Recipient Agency has implemented the required Corrective Actions to bring the Sponsor or Recipient Agency back into compliance with chapter 595, F.S., and the rules adopted thereunder met all requirements in a written settlement agreement, the Sponsor or Recipient Agency may reapply for the Child Nutrition or Food Distribution Program from which they were suspended, subject to any deadlines for submitting applications. If applicable deadlines have already occurred at the time suspension is removed, the Sponsor or Recipient Agency must reapply for program participation the following year. When reapplying, the Sponsor or Recipient Agency must meet all federal and state requirements of a School Food Authority or organization that did not operate the program in the year prior to the current year, in the respective programs for which they are applying.

4. Sponsors or Recipient Agencies that are declared Seriously Deficient twice in one year of operation, or in two consecutive years of operation, regardless of any subsequent actions taken by the department, will be immediately suspended.

(c) Termination.

1. If the department initially determines that the Sponsor's or Recipient Agency's corrective action is complete, but later determines that the serious deficiency(ies) has recurred, if after a one (1) year suspension, the Sponsor or Recipient Agency is declared Seriously Deficient within the first year of operation since returning to the program the Sponsor or

Recipient Agency has failed to submit a corrective action plan with supporting documentation that permanently corrects all causes for being declared Seriously Deficient and implements the required Corrective Actions, the Sponsor or Recipient Agency has failed to repay all assessed fiscal action, or meet all requirements of its repayment schedule agreement, the Sponsor or Recipient Agency will be terminated from the program for seven (7) years.

2. If any Sponsor or Recipient Agency commits a Child Nutrition Programs and Food Distribution Programs violation involving fraud, the Sponsor or Recipient Agency will be immediately terminated for seven (7) years. For purposes of this rule, fraud includes:

a. No change.

b. Intentionally withholding information pertaining to eligibility or ineligibility; or

c. Selling commodities obtained in Food Distribution Programs, or exchanging them for non-food items; or

d. Distributing or permitting the distribution of unrelated program materials or conducting unrelated activities at a food distribution site in a manner inconsistent with the provisions of 7 CFR 251.10(f)(1), incorporated in Rule 5P-1.001, F.A.C.

3. No change.

4. A Sponsor whose tax exempt status is revoked by the Internal Revenue Service (IRS) pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986 shall be terminated from a Child Nutrition Program without first being suspended until such time as the Sponsor's tax-exempt status is reinstated by the IRS and documentation is provided by the Sponsor showing the effective date of exemption.

5. A Sponsor or Recipient Agency that has an organizational conflict of interest and is unable, or appears to be unable, to be impartial in conducting a procurement action involving a related organization, or a Sponsor or Recipient Agency or an employee, officer, or agent of the Sponsor or Recipient Agency that has a real or apparent conflict of interest in the selection, award, or administration of a purchase or contract shall be terminated.

6. While terminated, Sponsors or Recipient Agencies, and its principals identified on the Sponsor or Recipient Agency's application in the Florida Automated Nutrition System at the time of the conduct resulting in the termination shall not participate in any Child Nutrition or Food Distribution Program, to include receiving USDA Foods, conducting business as a contractor, providing consulting services, or obtaining program related funds by any other means.

(2) Farmers' Market Nutrition Programs.

(a) This rule sets forth the guidelines the department will follow in imposing the penalties authorized under 7 CFR 248, revised as of January 1, 2018 2021, which is adopted and incorporated by reference and available online at

<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, and www.ecfr.gov, and section 595.501, F.S. The purpose of the guidelines is to give notice of the range of penalties that will be imposed for a single violation. These guidelines list aggravating and mitigating factors that, if present, will reduce or increase the penalties to be imposed against the Farmer or Farmers' Market by the department. No aggravating factors will be applied to increase a fine imposed for a single violation above the maximum as provided in 7 CFR 248.20 or \$5,000 for violations of chapter 595, F.S., or the rules adopted thereunder. The guidelines in this rule chapter are based upon a single count violation of each provision listed. Multiple counts of the violated provision or a combination of the listed violations will be added together to determine a total penalty and will be grounds for enhancement of penalties.

(b) through (j) No change.

NAME OF PERSON ORIGINATING PROPOSED RULE: Vianka Colin, Director, Division of Food, Nutrition and Wellness

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture Nicole Fried
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 12, 2022

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 8, 2022

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-8.001 Disciplinary Guidelines

PURPOSE AND EFFECT: The proposed rule amendment is intended to clarify and update disciplinary guidelines.

SUMMARY: The proposed rule amendment will clarify and update disciplinary guidelines.

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 concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any

fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board 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: 456.079, 456.47(7), 458.309, 458.331(5) FS.

LAW IMPLEMENTED: 381.986(3)(a), 456.47, 456.50(2), 456.0575, 456.072, 456.079, 458.331(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Vazquez, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, Paul.Vazquez@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-8.001 Disciplinary Guidelines.

(1) No change.

(2) Violations and Range of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to Sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included. In addition to the guideline penalties provided herein, if the violation is for fraud or making a false or fraudulent representation, the Board shall impose a fine of \$10,000 per count. In no event for the penalties set forth below shall the fine exceed \$10,000.00 per count.

RECOMMENDED RANGE OF PENALTY					
				FOR TELEHEALTH REGISTRANTS	
VIOLATION	FIRST OFFENSE	SECOND OFFENSE	THIRD OFFENSE	FIRST OFFENSE	SECOND OR SUBSEQUENT OFFENSE
(a) through (rrr) No change.					
(sss)	No	No		No	No

<p>Willfully failing to comply with Section 627.64194 or 641.513, F.S., with such frequency as to indicate a general business practice. (Section 458.331(1)(tt), F.S.; <u>Section 456.072(1)(oo), F.S.</u>)</p>	<p>change .</p>	<p>change .</p>		<p>change.</p>		<p>ng a patient or causing a patient to be inseminated with the human reproductive material, as defined in Section 784.086, F.S., of a donor without the recipient's consent to the use of human reproductive material from that donor. (Section 456.072(1)(qq), F.S.</p>					
<p>(ttt) through (www) No change.</p>											
<p>(xxx) Intentionally implanting a patient or causing a patient to be implanted with a human embryo without the recipient's consent to the use of that human embryo, or inseminati</p>	<p>No change .</p>	<p>No change .</p>		<p>No change.</p>		<p>(yyy) through (dddd) No change.</p>					
						<p>(<u>eeee</u>) <u>Having been found liable in a civil proceeding for knowingly filing a false report or</u></p>	<p>(<u>eeee</u>) <u>From a thirty (30) day suspension, to be followed by a period of</u></p>	<p>(<u>eeee</u>) <u>From a ninety (90) day suspension, to be followed by a period of</u></p>		<p>(<u>eeee</u>) <u>From a thirty (30) day suspension with a corrective action</u></p>	<p>(<u>eeee</u>) <u>From a ninety (90) day suspension with a corrective action</u></p>

<p><u>complaint with the department against another licensee. (Section 456.072(1)(g), F.S.)</u></p>	<p><u>probation to revocation or denial and payment of a \$1,000.00 to \$5,000.00 fine.</u></p>	<p><u>probation, to revocation or denial of the license and administrative fine ranging from \$5,000.00 to \$10,000.00</u></p>		<p><u>plan to revocation or denial</u></p>	<p><u>on or denial.</u></p>	<p><u>112.0455, on any confirmed preemployment or employer-ordered drug screening when the practitioner does not have a lawful prescription and legitimate medical reason for using the drug. (Section 456.072(1)(aa), F.S.)</u></p>	<p><u>sion until license is able to demonstrate ability to practice with reasonable skill and safety followed by probation, and an administrative fine from \$1,000.00 to \$5,000.00.</u></p>	<p><u>ed by probation, to suspension for a minimum of five (5) years or until license is able to demonstrate ability to practice with reasonable skill and safety followed by probation, and an administrative fine from \$5,000 to \$10,000.00</u></p>		<p><u>with corrective action plan and until licensee is able to demonstrate ability to practice with reasonable skill and safety to suspension for a minimum of one (1) year and until licensee is able to demonstrate ability to practice with reasonable skill and</u></p>	<p><u>corrective action plan, to suspension for a minimum of five (5) years and until licensee is able to demonstrate ability to practice with reasonable skill and safety.</u></p>
<p><u>(ffff) Failing to identify through written notice, which may include the wearing of a name tag, or orally to a patient the type of license under which the practitioner is practicing. (Section 456.072(1)(t), F.S.)</u></p>	<p><u>(ffff) From a letter of concern to one (1) year suspension to be followed by a period of probation, and an administrative fine from \$1,000.00 to \$5,000.00</u></p>	<p><u>(ffff) From reprimand to one (1) year suspension to be followed by a period of probation, and an administrative fine from \$5,000.00 to \$10,000.00.</u></p>		<p><u>(ffff) From reprimand to one (1) year suspension with a corrective action plan.</u></p>	<p><u>(ffff) From suspension with a corrective action plan to revocation.</u></p>					<p><u>to demonstrate ability to practice with reasonable skill and</u></p>	
<p><u>(gggg) Testing positive for any drug, as defined in s.</u></p>	<p><u>(gggg) From probation to indefinite suspension</u></p>	<p><u>(gggg) From indefinite suspension, follow</u></p>		<p><u>(gggg) From indefinite suspension</u></p>	<p><u>(gggg) From indefinite suspension with a</u></p>						

				<u>safety or denial</u>	
<u>(hhhh) With respect to making a personal injury protection claim as required by s. 627.736, intentionally submitting a claim, statement, or bill that has been “upcoded” as defined in s. 627.732, Section 456.072(1)(ee), F.S.)</u>	<u>(hhhh) From one (1) year probation to revocation or denial and a \$10,000.00 fine.</u>	<u>(hhhh) From suspension, to be followed by a period of probation, to revocation and a \$10,000.00 fine.</u>		<u>(hhhh) From a reprimand to revocation or denial</u>	<u>(hhhh) From suspension to revocation.</u>
<u>(iiii) With respect to making personal injury protection claim as required by s. 627.736, intentionally submitting a claim, statement, or bill for payment of services that were not</u>	<u>(iiii) From one (1) year probation to revocation or denial and a \$10,000.00 fine.</u>	<u>(iiii) From suspension, to be followed by a period of probation, to revocation and a \$10,000.00 fine.</u>		<u>(iiii) From a reprimand to revocation or denial</u>	<u>(iiii) From suspension to revocation.</u>

<u>rendered. (Section 456.072(1)(ff), F.S.)</u>					
<u>(jjii) Violating s. 790.338(5), (Section 456.072(1)(nn), F.S.)</u>	<u>(jjii) From a letter of concern to probation and an administrative fine from \$1,000.00 to \$5,000.00.</u>	<u>(jjii) From probation to suspension and an administrative fine from \$5,000.00 to \$10,000.00.</u>		<u>(jjii) From a letter of concern to suspension with a corrective action plan or denial</u>	<u>(jjii) From a suspension with a corrective action plan to revocation.</u>

(3) through (8) No change.

Rulemaking Authority 456.079, 456.47(7), 458.309, 458.331(5) FS. Law Implemented 381.986(3)(a), 456.47, 456.50(2), 456.0575, 456.072, 456.079, 458.331(5) FS. History—New 12-5-79, Formerly 21M-20.01, Amended 1-11-87, 6-20-90, Formerly 21M-20.001, Amended 11-4-93, Formerly 61F6-20.001, Amended 6-24-96, 12-22-96, Formerly 59R-8.001, Amended 5-14-98, 12-28-99, 1-31-01, 7-10-01, 6-4-02, 9-10-02, 12-11-02, 8-20-03, 6-7-04, 8-17-04, 1-4-06, 8-13-06, 8-29-06, 11-22-06, 1-30-07, 2-18-09, 12-22-09, 7-27-10, 6-21-11, 12-27-11, 4-22-12, 5-28-12, 1-1-15, 11-9-16, 4-30-18, 8-15-18, 8-28-18, 12-12-19, 3-2-20, 11-16-20, 4-18-21, 11-21-21,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules/Legislative Committee, Board of Medicine
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 3, 2022
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 28, 2022

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-36.004: Disciplinary Guidelines; Range of Penalties;
Aggravating and Mitigating Circumstances
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 48 No. 122, June 23, 2022 issue of the Florida Administrative Register.

The rule notice inadvertently omitted a complete description of the SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION.

The correct SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION is as follows:

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 concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board 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. The person to be contacted regarding this rule is: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, Roger.Scarborough@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-14.002 Prohibitions
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. 48 No. 8, January 12, 2022 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at a public meeting held May 20, 2022. The changes are as follows:

64B5-14.002 Prohibitions.

(1) No change.

(2) Nitrous-oxide inhalation analgesia. No dentist or dental hygienist licensed in this State shall assist the dentist in initiating administer nitrous-oxide inhalation analgesia in the practice of dentistry until they have complied with the provisions of this rule chapter, nor shall a hygienist assist the dentist in initiating administer—nitrous-oxide inhalation analgesia to a patient previously sedated. No agents other than nitrous-oxide and oxygen shall be used for inhalation analgesia pursuant to Rule 64B5-14.003, F.A.C.

(3) through (5) No change.

(6) A hygienist certified by the board to administer local anesthesia shall not administer local anesthesia to a patient sedated by general anesthesia, deep sedation, moderate sedation, or pediatric moderate sedation. If a dentist or dental hygienist has assisted the dentist in initiating administered nitrous-oxide inhalation analgesia to the patient, the certified dental hygienist may administer local anesthesia under the direct supervision of the supervising dentist. A patient who has been prescribed a medical drug by their licensed health care provider for the purposes of life functions may be administered local anesthesia by the certified dental hygienist under the direct supervision of the supervising dentist. If, however, the medical drug is prescribed or administered for the purposes of a dental procedure which is intended to induce minimal sedation, the hygienist may not administer local anesthesia to the patient.

(7) though (8) No change.

Rulemaking Authority 466.004(4), 466.017(3), 466.017(6) FS. Law Implemented 466.017(3), 466.017(5) FS. History—New 1-31-80, Amended 4-20-81, 2-13-86, Formerly 21G-14.02, 21G-14.002, Amended 12-20-93, Formerly 61F5-14.002, Amended 8-8-96, Formerly 59Q-14.002, Amended 3-9-03, 11-4-03, 6-15-06, 12-25-06, 12-11-11, 8-5-12, 12-15-14, 7-14-16, 11-13-17, 3-10-20,_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Sapp, Executive Director,

Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08,
Tallahassee, Florida 32399-3258;
Jessica.Sapp@myflhealth.gov

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:
64B5-14.003 Training, Education, Certification, and
Requirements for Issuance of Permits
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. 48 No. 8, January 12, 2022 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at a public meeting held May 20, 2022. The changes are as follows:

64B5-14.003 Training, Education, Certification, and Requirements for Issuance of Permits.

- (1) through (3) No change.
- (4) Nitrous-Oxide Inhalation Analgesia.

(a) A dentist may use, or employ and authorize a dental hygienist to assist the dentist in initiating administer under indirect supervision, as specified by Rule 64B5-16.006, nitrous-oxide inhalation analgesia on an outpatient basis for dental patients provided such dentist and dental hygienist have:

- 1. through 3. No change.
- (b) through (e) No change.
- (5) No change.

Rulemaking Authority 466.004(4), 466.017(3), (6) FS. Law Implemented 466.017(3), (4), (5), (6) FS. History—New 1-31-80, Amended 4-20-81, 2-13-86, Formerly 21G-14.03, Amended 12-31-86, 11-8-90, 2-1-93, Formerly 21G-14.003, Amended 12-20-93, Formerly 61F5-14.003, Amended 8-8-96, 10-1-96, Formerly 59Q-14.003, Amended 2-17-98, 12-20-98, 5-31-00, 6-7-01, 11-4-03, 6-23-04, 6-11-07, 2-8-12, 8-16-12 (1)(a)-(f), 8-16-12 (5), 8-19-13, 12-16-13, 3-9-14, 7-14-16, 11-13-17, 3-10-20, 8-5-21,_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Sapp, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Jessica.Sapp@myflhealth.gov

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:
64B5-16.006 Remediable Tasks Delegable to a Dental Hygienist
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. 48 No. 8, January 12, 2022 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at a public meeting held May 20, 2022. The changes are as follows:

64B5-16.006 Remediable Tasks Delegable to a Dental Hygienist.

- (1) No change.
- (2) The following remediable tasks may be performed by a dental hygienist who has received training in these procedures in pre-licensure education or who has received formal training as defined by Rule 64B5-16.002, F.A.C., and who performs the tasks under Direct supervision:
 - (a) through (h) No change.
 - (i) Assist the dentist in the initiation of Administer nitrous-oxide inhalation analgesia oxygen to a special needs or American Society of Anesthesiologists (ASA) Category IV dental patients provided the patient has not been previously sedated and the Dental Hygienist is in full compliance with the requirements of Rule 64B5-14.003(4)(b), F.A.C.
- (3) through (5) No change.

(6) The following remediable tasks may be performed by a dental hygienist who has received training in these procedures in pre-licensure education or who has received formal training as defined by Rule 64B5-16.002, F.A.C., and who performs the tasks under Indirect supervision:

- (a) through (f) No change.
- (g) Assist the dentist in the initiation of Administer nitrous-oxide inhalation analgesia oxygen to American Society of Anesthesiologists (ASA) Category I – III dental patients provided the Dental Hygienist is in full compliance with the requirements of Rule 64B5-14.003(4)(b), F.A.C. ; and,
- (h) No change.
- (7) through (11) No change.

Rulemaking Authority 466.004(4), 466.017(6), 466.023, 466.024 FS. Law Implemented 466.017(6), 466.023, 466.024 FS. History—New 1-18-89, Amended 11-16-89, 3-25-90, 9-5-91, 2-1-93, Formerly 21G-16.006, Amended 3-30-94, Formerly 61F5-16.006, Amended 1-9-95, 6-12-97, Formerly 59Q-16.006, Amended 1-25-98, 9-9-98, 3-25-99, 4-24-00, 9-27-01, 7-13-05, 2-14-06, 3-24-08, 7-20-09, 10-17-10, 8-5-12, 6-28-17, 8-29-17, 2-27-18, 12-9-18, 3-25-20, 3-30-21_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Sapp, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Jessica.Sapp@myflhealth.gov

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-9.0091
 RULE TITLE: Requirement for Physician Office Surgery Registration; Inspection or Accreditation
 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. 48 No. 94, May 13, 2022 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

64B8-9.0091 Requirement for Physician Office Surgery Registration; Inspection or Accreditation.

(1) through (3) No change.

(4) ~~This rule shall be reviewed, and if necessary, repealed, modified, or renewed through the rulemaking process five years from the effective date. No later than 90 days prior to May 13, 2027, the Board shall review and amend, modify, or sunset this rule if it determines the 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 his provision will result in the expiration of this rule on May 13, 2027.~~

Rulemaking Authority 458.309(1), 458.328(2) FS. Law Implemented 456.069, 458.328 FS. History—New 5-15-00, Amended 9-18-01, 8-5-03, 9-1-03, 2-9-05, 8-22-06, 10-30-07, 1-9-13, 3-3-13, 12-22-14, 3-10-20, 11-14-21, .

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Vazquez, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, Paul.Vazquez@flhealth.gov

**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.: 61C-5.001
 RULE TITLE: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On July 11, 2022, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Wesley Park Condo, filed June 30, 2022, and advertised on July 7, 2022, in Vol. 48, No. 131, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 3.10.12, ASME A17.3, 2015 edition, as adopted by Rule 61C-5.001 Florida Administrative Code that requires a system to monitor and prevent automatic operation of the elevator with faulty door contact circuits because the Petitioner has not demonstrated that the purpose of the underlying statute has been met and that the Petitioner would suffer a substantial hardship if required to comply with this rule (VW2022-069).

A copy of the Order or additional information 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.

**Section VI
 Notice of Meetings, Workshops and Public
 Hearings**

**DEPARTMENT OF AGRICULTURE AND CONSUMER
 SERVICES**

Division of Consumer Services

The Florida Department of Agriculture and Consumer Services announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 29, 2022, 2:30 p.m. – 4:00 p.m. EDT

PLACE: Hyatt Regency Coconut Point Resort and Spa, 5001 Coconut Road, Bonita Springs, FL 34134

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida LP Gas Advisory Board and the Florida Propane Gas Education, Safety and Research Council to discuss industry related issues.

A copy of the agenda may be obtained by contacting: Kyrsten Dalton, Bureau of Standards at (850)921-1545.

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: Kyrsten Dalton at (850)921-1545. 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: Kyrsten Dalton, Bureau of Standards at (850)921-1545.

DEPARTMENT OF TRANSPORTATION

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

DATES AND TIMES: The Public Information Meeting is scheduled for Tuesday, July 19, 2022, 5:30 p.m. and Thursday, July 21, 2022, 5:00 p.m. – 7:00 p.m. and will be offered in two different formats: virtual and in-person.

PLACE: The Virtual Public Information Meeting is scheduled for Tuesday, July 19, 2022, 5:30 p.m. Please use the following link to register: <https://attendee.gotowebinar.com/register/8209014710180500492>

Participants may also join the meeting by dialing: (562)247-8321, Access code: 969-900-984

A brief presentation will start at 5:30 p.m. followed by questions and comments from the public. Questions and comments may be submitted via the online chat or the raise hand feature for project representatives to address directly.

The in-person Public Information Meeting is scheduled for July 21, 2022, 5:00 p.m. – 7:00 p.m. at the Indiantown Civic Center located at 15675 SW Osceola Street, Indiantown, FL 34956. The latest social distancing guidelines will be followed.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Four will hold a Public Meeting for a roadway improvement project along State Road (SR) 15/US 98 from Palm Beach/Martin County Line to Martin/Okeechobee County Line, in Martin County. The project identification number is 446171-1-52-01. The Public Meeting will be offered in two different formats: virtual and in-person.

Staff will be available to answer questions and provide assistance. Comments and questions will be responded to in the order received. If your question is not responded to during the event, a response will be provided in writing following the meeting. Questions and comments may also be submitted prior to the meeting by emailing the Project Manager.

This meeting will have an informal open house format with project representatives available to answer questions and provide assistance at any time during the meeting.

A copy of the agenda may be obtained by contacting: FDOT Project Manager, Ms. Helen James, P.E. at (954)777-4346 or via email at Helen.James@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Helen James, P.E. at (954)777-4346 or in writing at FDOT, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309 or by email at: Helen.James@dot.state.fl.us. If you are hearing or speech

impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FDOT Project Manager, Ms. Helen James, P.E. at (954) =777-4346 or via email at Helen.James@dot.state.fl.us.

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: July 20, 2022, 10:00 a.m.

PLACE: Virtual Meeting via Communications Media Technology

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

To join the meeting from your computer, tablet or smartphone: <https://meet.goto.com/474860893>

DIAL IN NUMBER: Toll free 1(877)309-2073, **ACCESS CODE:** 474-860-893

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Comprehensive Economic Development Strategy Committee

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

Central Florida Regional Planning Council

The Heartland Regional Transportation Planning Organization (HRTPO) announces a public meeting to which all persons are invited.

DATE AND TIME: July 27, 2022, 10:30 a.m.

PLACE: Department of Health in Glades County, 1021 Health Park Drive, Moore Haven, FL 33471

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting and to discuss the Transportation Disadvantaged program and provide input to the Local Coordinating Board (LCB) serving Glades and Hendry Counties.

A copy of the agenda may be obtained by contacting: Marybeth Soderstrom at 1(863)534-7130 ext. 134 or visit www.heartlandregionaltpo.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Marybeth Soderstrom at 1(863)534-7130 ext. 134 or visit www.heartlandregionaltpo.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: Marybeth Soderstrom at 1(863)534-7130 ext. 134 or visit www.heartlandregionaltpo.org.

REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

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

DATE AND TIME: July 21, 2022, 9:00 a.m.

PLACE: The South Florida Water Management District Office: 2301 McGregor Blvd., Ft. Myers, Florida 33901 and Virtually
GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly meeting of the Southwest Florida Regional Planning Council, 9:00 a.m.

A copy of the agenda may be obtained by contacting: Rebekah Harp, rharp@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebekah Harp, rharp@swfrpc.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: Rebekah Harp, rharp@swfrpc.org.

REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

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

DATE AND TIME: July 21, 2022, 9:05 a.m.

PLACE: The South Florida Water Management District Office: 2301 McGregor Blvd., Ft. Myers, Florida 33901 and Virtually
GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the SWFRPC's Executive Committee

A copy of the agenda may be obtained by contacting: Rebekah Harp, rharp@swfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebekah Harp, rharp@swfrpc.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: Rebekah Harp, rharp@swfrpc.org.

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: August 4, 2022, 10:00 a.m.

PLACE: City of Stuart Fire Rescue, 800 SE Martin Luther King Jr. Boulevard, Stuart, Florida 34994

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Treasure Coast Local Emergency Planning Committee will hold its quarterly meeting.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060 or lgulick@tcrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Liz Gulick at (772)221-4060 or lgulick@tcrpc.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: Liz Gulick at (772)221-4060 or lgulick@tcrpc.org.

DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATE AND TIME: August 5, 2022, 10:30 a.m. ET

PLACE: Senior Connection Center, Large conference room, 8928 Brittany Way, Tampa, FL 33619 (in the Silo Bend Business Park)

GENERAL SUBJECT MATTER TO BE CONSIDERED: West Central Council Business

A copy of the agenda may be obtained by contacting: Dept of Elder Affairs / LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, or call: (850)414-2323, or email: ltcopinformer@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours 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).

DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATE AND TIME: August 15, 2022, 10:00 a.m. ET

PLACE: 3150 Crabapple Dr. Port St Lucie, FL 34952

GENERAL SUBJECT MATTER TO BE CONSIDERED: Treasure Coast Council business

A copy of the agenda may be obtained by contacting: Dept of Elder Affairs / LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, or call: (850)414-2323, or email: ltcopinformer@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours 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).

DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATE AND TIME: August 12, 2022, 12:00 Noon – 1:00 p.m. ET

PLACE: 9495 Sunset Drive, Suite B-100, Miami, FL 33173

GENERAL SUBJECT MATTER TO BE CONSIDERED: South Dade & FL Keys Council Business.

A copy of the agenda may be obtained by contacting: Dept. of Elder Affairs / LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, or call: (850)414-2323, or email: ltcopinformer@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours 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).

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

The Medicaid Medical Care Advisory Committee (MCAC) announces a public meeting to which all persons are invited.

DATE AND TIME: July 20, 2022, 3:00 p.m.

PLACE: The meeting will be held virtually via Microsoft Teams. You can register to attend through the following link: https://teams.microsoft.com/registration/GV88WGQ77Uy1nuhkm9xKpg.ctdyRUDAv0uVp1pPw9Y_AQ,aG2Z-kpZ6U6faqmQ_8MYjw,ai9TBKmfMEKndsJTtA_29A,vN4d2f9oZ0eh_ibl4xTaBw,x9yJ0Lf5yqqsD1FhOdjTRg?mode=read&tenantId=583c5f19-3b64-4ced-b59e-e8649bdc4aa6&webinarRing=gcc

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medicaid Medical Care Advisory Committee (MCAC) Meeting.

A copy of the agenda may be obtained by contacting: Brittany Gray in the Medicaid Director's Office at Brittany.Gray@ahca.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 3 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: Brittany Gray in the Medicaid Director's Office at Brittany.Gray@ahca.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, July 21, 2022, 10:00 a.m. ET

PLACE: Call (850)270-6017, and when prompted to enter the phone conference I.D., enter 263 737 738 730 followed by the # key.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disposition of cases before the Florida Commission on Human Relations. No public testimony will be taken. No oral argument from the public or oral comment from the public will be taken. A copy of the agenda may be obtained by contacting: Henry Graham at (850)907-6823 or Henry.Graham@fchr.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Board of Architecture and Interior Design announces a public meeting to which all persons are invited.

DATE AND TIME: July 27, 2022, 9:00 a.m.

PLACE: The Breakers Palm Beach, One South County Road, Palm Beach, Florida 33480: Telephone: 1(833)287-8458

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business - including, but not limited to, disciplinary cases, application reviews, rule reports, architecture profession discussion, and interior design profession discussion.

A copy of the agenda may be obtained by contacting: The Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0751, Telephone: (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: 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 Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0751, Telephone: (850)717-1982.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of State Lands

The DEPARTMENT OF ENVIRONMENTAL PROTECTION announces a public meeting to which all persons are invited.

DATE AND TIME: August 12, 2022, 9:00 a.m.

PLACE: Department of Environmental Protection, Marjory Stoneman Douglas Building, Conference Room 137, 3900 Commonwealth Blvd, Tallahassee, FL 32399

Or via webinar: Registration link: <https://attendee.gotowebinar.com/register/1717560730828220428>

After registering, you will receive a confirmation email containing information about joining the webinar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Acquisition and Restoration Council (ARC), as defined in Section 259.035, F.S., announces a public meeting to which all persons are invited. The purpose of this meeting is for ARC to take public testimony on the 2022 Florida Forever Cycle 2 project proposals and to conduct regular business that includes reviewing land management plans, other proposed uses of state-owned conservation lands, and consider proposed amendments to Florida Forever Project boundaries.

A copy of the agenda may be obtained by contacting: Shauna R. Allen with the Division of State Lands at Shauna.R.Allen@FloridaDEP.gov, or by visiting the Department of Environmental Protection website beginning August 3, 2022, at <https://floridadep.gov/lands/environmental-services/content/acquisition-and-restoration-council-arc>.

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: Shauna Allen with the Office of Environmental Services at (850)245-2713 or email: shauna.r.allen@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 HEALTH

Division of Medical Quality Assurance

The Department of Health, Board of Medicine, The Electrolysis Council, under the Board of Medicine announces a public meeting to which all persons are invited.

DATE AND TIME: October 3, 2022, 12:00 Noon ET

PLACE: Conference Calls: 1(888)585-9008, then enter Conference Room Number 564-341-766 followed by the # sign

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: The Electrolysis Council, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255, by calling the council office at (850)245-4373 or by visiting the website: <http://www.floridahealth.gov/licensing-and-regulation/electrolysis/index.html>.

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 Department of Health at (850)901-6528. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD). 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.

Florida Medical Malpractice Joint Underwriting Association
The FMMJUA Audit Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 26, 2022, 3:00 p.m.

PLACE: Sawgrass Marriott, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Audit Committee of the Florida Medical Malpractice Joint Underwriting Association will receive and consider business properly brought before the Committee.

A copy of the agenda may be obtained by contacting: frankie@fmmjua.org or call (850)385-8114.

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: 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: frankie@fmmjua.org or call (850)385-8114.

Florida Medical Malpractice Joint Underwriting Association
The FMMJUA Claims & Underwriting Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 26, 2022, immediately following the Audit Committee Meeting

PLACE: Sawgrass Marriott, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Claims & Underwriting Committee of the Florida Medical Malpractice Joint Underwriting Association will receive and consider reports from the Association's General Manager, Servicing Carrier, and such other business properly brought before the Committee.

A copy of the agenda may be obtained by contacting: frankie@fmmjua.org or call (850)385-8114.

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: 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: frankie@fmmjua.org or call (850)385-8114.

Florida Medical Malpractice Joint Underwriting Association
The FMMJUA Board of Governors announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 27, 2022, 9:00 a.m.

PLACE: Sawgrass Marriott, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Governors of the Florida Medical Malpractice Joint Underwriting Association will receive and consider quarterly reports from the Association's Investment Counsel, General Counsel, Servicing Carrier, Audit Committee, Claims Committee, General Manager, and such other business properly brought before the Board.

A copy of the agenda may be obtained by contacting: frankie@fmmjua.org or call (850)385-8114.

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: 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: frankie@fmmjua.org or call (850)385-8114.

Florida Association of Court Clerks

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

DATE AND TIME: Thursday, August 11, 2022, 10:30 a.m. – 12:00 Noon

PLACE: FCCC office, 3455 Maclay Blvd. Tallahassee FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Operations Matters

A copy of the agenda may be obtained by contacting: Maddison Woods at mwoods@civiteksolutions.com.

For more information, you may contact: Bryant Gries at bgries@flclerks.com.

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

NONE

**Section VIII
Notice of Petitions and Dispositions
Regarding the Validity of Rules**

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

NONE

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

NONE

**Section IX
Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF TRANSPORTATION
 Notice of Upcoming Public Meetings for E1V43
 In accordance with 120.525 F.S., the Florida Department of Transportation (FDOT) announces public meetings associated with the subject procurement, to which all persons are invited.
GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Selection of intended awardee for Project E1V43

PROJECT DESCRIPTION: This project provides the design-build of SR 35 (US 98) from N of West Socrum Loop Rd to S of CR 54 in Polk County. The successful bidder will be responsible for the implementation of this project from concept to completion of construction.

For complete advertisement information including the agenda for all public meetings and any schedule updates please refer to the Procurement Internet site:
<https://pdaexternal.fdot.gov/Pub/AdvertisementPublic/AdDetail/01/12463/D-B/C/C>.

FISH AND WILDLIFE CONSERVATION COMMISSION

Hilochee Modular Office

BID NO: FWC: 21/22-123C

TITLE: HILOCHEE MODULAR OFFICE

The Florida Fish and Wildlife Conservation Commission is seeking competitive pricing for the construction of a new modular office as well as associated site and utility work in the Hilochee Wildlife Management Area in Lake County, in accordance with the contract documents and Chapter 255 of the Florida Statutes.

To review the bid details:

Visit <https://vendor.myfloridamarketplace.com/>

Select Search Advertisements.

Enter FWC 21/22-123C into the Agency Advertisement Number box.

Click the Search button.

Select the solicitation to view the advertisement details.

Download files made available in the advertisement details page.

NOTE: The MyFloridaMarketPlace Vendor Information Portal (link provided above) is the posting location for all new and changing information regarding this solicitation. Interested bidders should continue to monitor this site for the entirety of the solicitation process.

Direct all questions to the Procurement Manager: Ruth Heggen, Florida Fish & Wildlife Conservation Commission, 1875 Orange Avenue East, Tallahassee, FL 32311-6160, Ruth.Heggen@myfwc.com, Phone: (850)212-7699

DEPARTMENT OF MILITARY AFFAIRS

219046 CBJTC Latrine 2020 Remodel

STATE OF FLORIDA, DEPARTMENT OF MILITARY AFFAIRS

PUBLIC ANNOUNCEMENT

INVITATION TO BID

Issuing Agency: Department of Military Affairs

Project Number and Name: 219046 CBJTC Latrine 2020 Remodel

Project Location: Camp Blanding Joint Training Center

Statement of Work: Provide labor, equipment, materials, and manpower to remodel Building 2020, the male and female latrine.

Estimated Construction Cost (range): \$255,000.00-\$275,000.00

Type of Contractor: General

Date of VIP Posting: 6 July 2022

Mandatory Site Visit Date: As stated on the Vendor Bid System
 Bid Opening Date: As stated on the Vendor Bid System (late bids will not be accepted)

Point Of Contact: Department of Military Affairs, CFMO Contract Management Office at (904)823-0256 or e-mail ng.fl.flarnng.list.cfmo-contracting@army.mil.

FOR COMPLETE INFORMATION AND SUBMISSION REQUIREMENTS PLEASE REFER TO THE MYFLORIDA.COM VENDOR INFORMATION PORTAL AT: <https://vendor.myfloridamarketplace.com/>.

DEPARTMENT OF MILITARY AFFAIRS
 221005 CBJTC Barracks 2011 Remodel
 STATE OF FLORIDA, DEPARTMENT OF MILITARY AFFAIRS
 PUBLIC ANNOUNCEMENT
 INVITATION TO BID

Issuing Agency: Department of Military Affairs
 Project Number and Name: 221005 CBJTC Barracks 2011 Remodel

Project Location: Camp Blanding Joint Training Center
 Statement of Work: Provide labor, equipment, materials and manpower to remodel Barracks Building 2011.

Estimated Construction Cost (range): \$240,000.00-\$260,000.00

Type of Contractor: General

Date of VIP Posting: 6 July 2022

Mandatory Site Visit Date: As stated on the Vendor Bid System
 Bid Opening Date: As stated on the Vendor Bid System (late bids will not be accepted)

Point Of Contact: Department of Military Affairs, CFMO Contract Management Office at (904)823-0256 or e-mail ng.fl.flarnng.list.cfmo-contracting@army.mil.

FOR COMPLETE INFORMATION AND SUBMISSION REQUIREMENTS PLEASE REFER TO THE MYFLORIDA.COM VENDOR INFORMATION PORTAL AT: <https://vendor.myfloridamarketplace.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., Wednesday, July 6, 2022 and 3:00 p.m., Tuesday, July 12, 2022.

Rule No.	File Date	Effective Date
60A-1.031	7/11/2022	7/31/2022
60A-1.033	7/11/2022	7/31/2022
60A-1.041	7/11/2022	7/31/2022
60A-1.043	7/11/2022	7/31/2022
60A-1.045	7/11/2022	7/31/2022
62-772.300	7/11/2022	7/31/2022
65C-20.012	7/8/2022	7/28/2022
65C-28.018	7/7/2022	7/27/2022
65C-46.002	7/7/2022	7/27/2022
65C-46.012	7/7/2022	7/27/2022
65C-46.019	7/7/2022	7/27/2022
65C-46.020	7/7/2022	7/27/2022
65C-46.024	7/7/2022	7/27/2022
65C-46.025	7/7/2022	7/27/2022
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	**/**/****
62-6.001	5/10/2022	**/**/****
62-600.405	11/16/2021	**/**/****
62-600.705	11/16/2021	**/**/****
62-600.720	11/16/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****
69L-7.020	10/22/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

Notice of Correction

RULE NO.: RULE TITLE:

69L-7.730: Health Care Provider Medical Billing and Reporting Responsibilities

69L-7.740: Insurer Authorization and Medical Bill Review Responsibilities

Notice is hereby given that the following changes have been made to the notice of rule development published in Vol. 48 No. 134, July 12, 2022 issue of the Florida Administrative Register. A filing error was made to the paragraph advising from whom copies of proposed rule text can be requested. It should be deleted and replaced with the following:

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

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.
