

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:
40D-8.624 Guidance and Minimum Levels for Lakes
PURPOSE AND EFFECT: The purpose is to amend Rule
40D-8.624 F.A.C., to delete the previously adopted guidance
levels, and adopt new minimum and guidance levels for Lakes
Letta and Lotela located in Highlands County.

SUBJECT AREA TO BE ADDRESSED: Establish guidance
and minimum levels for Lakes Letta and Lotela pursuant to
Section 373.042, F.S.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171
FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421,
373.086, 373.709 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.

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 Director, (352)796-
7211, ext. 4702; 1(800)423-1476 (FL only), ext. 4702 or email
to ADACoordinator@swfwmd.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).

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Doug
Leeper, MFLs Program Lead, SWFWMD, 7601 U.S.
Highway 301 North, Tampa, FL 33637, (813)985-7481 (ext.
4272). 2016058-3

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE NO.: RULE TITLE:
60A-1.031 MyFloridaMarketPlace Transaction Fee
60A-1.033 MyFloridaMarketPlace Information Security
and Electronic Attachments

PURPOSE AND EFFECT: To consolidate other rules on the
same topic from the same chapter.

SUBJECT AREA TO BE ADDRESSED:
MyFloridaMarketPlace

RULEMAKING AUTHORITY: 287.042(12), 287.057(23)
FS.

LAW IMPLEMENTED: 287.032, 287.042, 287.057 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: Daniel
May, Department of Management Services, 4050 Esplanade
Way, Suite 360, Tallahassee, Florida 32399-0950, Phone:
(850)487-3833, Email: Daniel.may@dms.myflorida.com.

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE NO.: RULE TITLE:
60A-1.045 Single Source Purchases

PURPOSE AND EFFECT: To consolidate with other rules on
the same topic from the same chapter.

SUBJECT AREA TO BE ADDRESSED: Non-competitive
procurement

RULEMAKING AUTHORITY: 287.032(2), 287.042(12) FS.

LAW IMPLEMENTED: 287.017, 287.057(3), (13) 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: Daniel
May, Department of Management Services, 4050 Esplanade
Way, Suite 360, Tallahassee, Florida 32399-0950, Phone:
(850)487-3833, Email: Daniel.may@dms.myflorida.com.

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

DEPARTMENT OF MANAGEMENT SERVICES

Technology Program

RULE NO.: RULE TITLE:

60FF-2.001 Order Process

60FF-2.005 SUNCOM Charges to Customers

PURPOSE AND EFFECT: To simplify the rule chapter by consolidating language from other rules in this same chapter.

SUBJECT AREA TO BE ADDRESSED: SUNCOM ordering

RULEMAKING AUTHORITY: 282.702(9), 282.702(2) FS.

LAW IMPLEMENTED: 282.702(2), (8), (12), 282.703, 282.704, 282.705, 282.706, 282.707 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: Denise Adkins, Department of Management Services, 4030 Esplanade Way, Suite 115H, Tallahassee, Florida 32399-0950, Phone: (850)921-1647, Email: denise.adkins@dms.myflorida.com.

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: RULE TITLE:

60S-7.050 Actuarial Factors for Calculating Benefits Provided by Options 1, 2, 3 and 4 in the Teachers' Retirement System on and After August 1, 1983

PURPOSE AND EFFECT: To simplify the rule chapter by consolidating language from the other rules into this rule from this chapter.

SUBJECT AREA TO BE ADDRESSED: Actuarial Factors

RULEMAKING AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 121.091(6) 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: Garry

Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: RULE TITLE:

60S-7.0041 Actuarial Factors for Calculating Benefits Provided by Option 2 Prior to August 1, 1983

60S-7.010 Actuarial Factors for Calculating Disability Benefits Provided by Options 2, 3 and 4 August 1, 1983 through December 31, 2015

PURPOSE AND EFFECT: To simplify the rule chapter by consolidating language from the other rules into this rule from this chapter.

SUBJECT AREA TO BE ADDRESSED: Actuarial Factors

RULEMAKING AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 121.091(6) 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: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

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

**Section II
Proposed Rules**

DEPARTMENT OF MANAGEMENT SERVICES

RULE NO.: RULE TITLE:

60-8.001 Purpose; Definitions

60-8.002 Standards Applicable to Electronic and Information Technology

PURPOSE AND EFFECT: Proposed Rule 8.002, F.A.C., Standards Applicable to Electronic and Information Technology, adds the text of Rule 60-8.001, F.A.C. Definitions, without otherwise changing the present text of

either rule, to consolidate similar topics in a single rule. The proposed repeal of 60-8.001, F.A.C. Definitions, removes duplicative language now found in Proposed Rule 8.002, F.A.C., Standards Applicable to Electronic and Information Technology, and removes as unnecessary the description of the purpose of the rules and the statement that other terms will have their commonly understood meaning.

SUMMARY: Proposed Rule 8.002, F.A.C., Standards Applicable to Electronic and Information Technology, adds the definitions "Assistive Technology", "Compliance", "Telecommunications", "Operable Controls", "Self Contained, Closed Products" and "Alternate formats," thus allowing for repeal of Rule 60-8.001, F.A.C. Definitions.

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 economic review conducted by the agency.

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: 282.604 FS.

LAW IMPLEMENTED: 282.601, 282.602, 282.603, 282.604, 282.605, 282.606 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280

THE FULL TEXT OF THE PROPOSED RULE IS:

60-8.001 Purpose; Definitions.

Rulemaking Authority 282.604 FS. Law Implemented 282.601-.606 FS. History—New 1-23-07, Formerly 60EE-1.001, Repealed

60-8.002 Standards Applicable to Electronic and Information Technology.

(1) “Assistive technology” means any item, piece of equipment, or system, whether acquired commercially, modified, or customized, that is commonly used to increase, maintain, or improve functional capabilities of individuals with disabilities.

(2) “Compliance” means compliance with the standards set forth in this rule, ensuring that individuals with disabilities have access to and use of information and data that is comparable to the access and use by members of the public who are not individuals with disabilities, unless an undue burden would be imposed on the agency. “Compliance” also means compliance with the standards set forth in this rule, ensuring that state employees with disabilities have access to and are provided with information and data comparable to the access and use by state employees who are not individuals with disabilities, unless an undue burden would be imposed on the agency.

(3) “Operable controls” means a component of a product that requires physical dexterity for normal operation. Operable controls include mechanically operated controls, input and output trays, card slots, keyboards, or keypads.

(4)(4) The following technical standards shall be applicable to the development, procurement, maintenance and use of electronic and information technology:

(a) through (b) No change.

(c) Telecommunications products.

1. “Telecommunications” means the transmission, between or among points specified by the user, of information of the user’s choosing, without change in the form or content of the information as sent and received.

2. “TTY” means an abbreviation for teletypewriter. TTYs are machinery or equipment that employs interactive text based communications through the transmission of coded signals across a telephone network. TTYs may include devices known as TDDs (telecommunication display devices or telecommunication devices for deaf persons), computers with special modems or text telephones.

1. through 11. renumbered 3. through 13. No change.

(d) No change.

(e) Self contained, closed products.

1. “Self Contained, Closed Products” means products that generally have embedded software and are commonly designed in such a fashion that a user cannot easily attach or install assistive technology. These products include information kiosks and information transaction machines, copiers, printers, calculators, facsimile machines, and other similar types of products.

1. through 10. renumbered 2. through 11. No change.

(f) No change.

(2) No change.

(3) Information, Documentation, and Support.

(a) “Alternate formats” means formats usable by people with disabilities. Alternate formats include Braille, ASCII text, large print, recorded audio, and electronic formats that comply with this chapter.

(a) through (c) re-lettered (b) through (d) No change.

(4) through (5) No change.

Rulemaking Authority 282.604 FS. Law Implemented 282.601-606 FS. History–New 1-23-07, Formerly 60EE-1.002, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:

Bob Ward, CIO, Department of Management Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of Motor Pool

RULE NO.: RULE TITLE:

60B-4.002 Prior Approval Required - Acquisition

60B-4.007 Energy Conservation Policy

PURPOSE AND EFFECT: To consolidate the text of Rule 60B-4.002, and Rule 60B-4.007, F.A.C., into Rule 60B-4.002, F.A.C., as similar rules on the same topic from the same chapter.

SUMMARY: Rule 60B-4.002 is amended and Rule 60B-4.007, F.A.C. is proposed for repeal.

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 economic review conducted by the agency.

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: 287.16(6) FS.

LAW IMPLEMENTED: 287.15, 287.16(1), (3), (4), 287.161, 287.17, 287.20 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cherie Ferrell (850)488-5134

THE FULL TEXT OF THE PROPOSED RULE IS:

60B-4.002 Prior Approval Required – Acquisition.

(1) through (5) No change.

(6) Aircraft acquired shall be of a class that can safely, adequately and economically meet the performance and job requirements involved. Accessories and options acquired shall be limited to those which are essential to job requirements, or beneficial to safety, economy, efficiency or energy conservation.

Rulemaking Authority 287.16(6) FS. Law Implemented 287.15, 287.16(3), (4), 287.161, 287.20 FS. History–New 11-28-83, Formerly 13B-6.02, 13B-6.002, Amended

60B-4.007 Energy Conservation Policy.

Rulemaking Authority 287.16(6) FS. Law Implemented 287.16(1), , 287.17, 287.20 FS. History–New 11-28-83, Formerly 13B-6.07, 13B-6.007, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE:

Michael Weber, Director, Division of Specialized Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December, 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES**Blind and Handicapped Purchasing Commission**

RULE NO.: RULE TITLE:

60E-1.004 Workshops

60E-1.005 Procurement Requirements and Procedures

PURPOSE AND EFFECT: To consolidate the text of Rule 60E-1.005, F.A.C., into Rule 60E-1.004, F.A.C., as similar rules on the same topic from the same chapter.

SUMMARY: Rule 60E-1.004, F.A.C., is amended and Rule 60E-1.005, F.A.C. is proposed to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The economic review conducted by the agency.

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: 413.035, 413.036 FS.

LAW IMPLEMENTED: 413.035, 413.036 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Daniel May, Department of Management Services, 4050 Esplanade Way, Suite 360, Tallahassee, Florida 32399-0950, Phone: (850)487-3833, Email: Daniel.may@dms.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

60E-1.004 Employment Centers.

(1) through (3) No change.

(4) Purchasing offices shall obtain employment center commodities and services as designated on the employment center procurement list maintained electronically by the CNA.

(5) Purchases of commodities and services by purchasing offices from the procurement list are exempt from the competitive bidding requirements of Chapter 287, Part I, F.S.

(6) Allocation and orders –

(a) Allocation is the action to be taken by the CNA to designate the employment center(s) that will produce definite quantities of commodities or perform specific services upon receipt of an order.

(b) Purchase orders for employment center commodities or services shall contain for:

1. Commodities: Name, commodity number, quantity, unit price, and place and time of delivery.

2. Services: Type and location of service required, latest specification, work to be performed, estimated volume, and time for completion.

(c) Purchasing offices shall issue purchase orders providing sufficient time for the CNA to reply, for the order(s) to be placed, and for the employment center to produce the commodity or provide the service.

(d) If a commodity or service is available from both an employment center and under a state term contract, the agency or eligible user may purchase such commodity or service from whichever of the two procurement options provides the best value to the agency or eligible user.

(e) The CNA shall make allocations to the appropriate employment center upon receipt of an order from the purchasing office.

(f) As to commodities or services offered by employment centers on the procurement list, the list shall provide for each the amount of lead time necessary for the employment center to provide the commodities or complete performance of the services listed. If there are changes in the amount of lead time required to provide a commodity or service, the procurement list shall be duly updated by the CNA.

(g) The CNA shall keep the purchasing office informed of any changes in the lead time experienced by its employment centers.

(h) Delays by employment centers in providing commodities or services should be immediately reported by the employment center to the purchasing office. If the CNA or employment center cannot provide the commodities or services within a reasonable time, the purchasing office may proceed to procure those commodities or services from

commercial sources. Repeated delays by an employment center in providing designated commodities or services will result in the employment center being removed from the procurement list by the Department.

(7) Certification of exceptions – If the CNA, for whatever reason, cannot provide the commodities or services requested from the procurement list via a purchase order, the CNA will so notify the requesting agency or political subdivision, in writing, and the Department of its determination within one week of receiving the purchase order. Thereafter, the purchasing office may procure such commodities or services as provided in Chapter 287, F.S.

(8) Prices –

(a) The prices included in the procurement list are fair market prices established by the Department.

(b) Prices for commodities include delivery costs (FOB destination), and include packaging, packing and marking as shown on the procurement list.

(c) Price changes for commodities shall apply to all orders placed on or after the effective date of the change.

(9) Shipping and packing –

(a) Commodities shall be shipped freight prepaid (FOB destination). Delivery is accomplished when a shipment is received and accepted by the purchasing agency. Time of delivery is the date the shipment is received.

(b) Standard pack information is stated in item descriptions. In ascending order, standard pack is given in multiples of the unit of issue contained within the inner wrap(s) and the outer shipping container pack.

(10) Payments to be made within thirty (30) days – Payments for products or services of the blind or other severely handicapped shall be made within thirty (30) days after receipt of shipment and a correct invoice or voucher, whichever is later.

(11) Adjustment and cancellation of orders – When the CNA or an employment center fails to comply with the terms of a purchase order, the purchasing office shall make reasonable efforts to negotiate adjustments before taking action to cancel the order. When a purchase order is cancelled for failure to comply with its terms, the CNA shall be notified, and if practicable, requested to reallocate the order. The CNA shall notify the Department of any cancellation of an order and the reason therefor.

(12) Correspondence and inquiries – Routine correspondence or inquiries by purchasing offices concerning deliveries of commodities being shipped from or performance of services by employment centers shall be directed to the CNA.

(13) Quality of merchandise and services produced or provided by employment centers –

(a) Commodities furnished under state specification by employment centers shall be manufactured in strict

compliance with such specifications. Where no specifications exist, commodities produced shall be of the highest quality and equal to similar items available on the commercial market. The agency may, at any reasonable time after delivery, inspect the commodities to assess conformity with state specifications or, if no specification exists, determine whether they are of the highest quality and equal to similar items available on the commercial market.

(b) Services provided by blind or other severely handicapped employment centers shall be performed in accordance with state specifications and standards. Where no state specification or standard exists, the services shall be performed in a commercially reasonable manner.

(14) Quality complaints – When the quality of a commodity or service received from employment centers is not commercially reasonable or fails to meet state specifications, the purchasing office shall submit the issue to the CNA. If the commodity or service quality issue(s) cannot be resolved by the employment center and the CNA, the purchasing office shall notify the Department and the Department will determine whether the noncompliance warrants removing the employment center from the procurement list.

(15) Specification changes –

(a) Specifications cited in the procurement list may be periodically revised to keep the list current with industry changes and agency needs. The most recent revision of the procurement list shall be maintained on the CNA's website as provided in paragraph 60E-1.003(2)(d), F.A.C., above. Upon request by the CNA, the Department shall provide the CNA with the latest applicable commodity or service specification.

(b) Determinations regarding creation of new commodity numbers shall be recommended by the CNA to the Department. The Department shall be responsible for determining whether adding the new commodity number is necessary or if the commodity already falls under an existing number. If the Department determines that assignment of a new commodity number is warranted, it shall assign such number and notify the CNA of such designation, and the CNA shall, in turn, incorporate such change in its listed products.

(16) Deletion of items from the Procurement List –

(a) When the CNA determines that deletion of a commodity or service from its procurement list is warranted, it shall notify the Department and coordinate such deletion with the Department.

(b) Upon deletion of a commodity from the procurement list, employment centers will be required to complete production of any outstanding orders for commodities unless it is determined by the purchasing office issuing an order to be cost effective to release the employment center from having to satisfy its obligation under the order.

(c) For services currently being provided, the CNA shall

notify both the Department and corresponding purchasing office of its intent to discontinue performance of the services at least 90 days in advance of the date the CNA will remove the service from the procurement list.

(d) The Department may remove an item from the procurement list without a request from the CNA if the Department determines that none of the employment centers participating in the program are capable of providing the commodity or service.

Specific Authority 413.035, 413.036 FS. Law Implemented 413.035, 413.036 FS. History—New 10-12-81, Formerly 13G-1.04, 13G-1.004, Amended 12-31-95, 7-9-97, Amended 10-22-06,_____.

60E-1.005 Procurement Requirements and Procedures.
Specific Authority 413.035, 413.036 FS. Law Implemented 413.035, 413.036 FS. History—New 10-12-81, Formerly 13G-1.05, Amended 2-22-89, Formerly 13G-1.005, Amended 12-31-95, 10-22-06, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Daniel May, Department of Management Services, 4050 Esplanade Way, Suite 360, Tallahassee, Florida 32399-0950,
 Phone: (850)487-3833, Email: Daniel.may@dms.myflorida.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

RULE NO.: RULE TITLE:
 60H-4.003 Reserved Parking Spaces
 60H-4.006 Allocation of Parking Spaces
 60H-4.008 Allocation of Reserved Paid Parking

PURPOSE AND EFFECT: To consolidate the text of Rule 60H-4.008, F.A.C. and the second sentence of Rule 60H-4.003, F.A.C. into Rule 60H-4.006, F.A.C., as similar rules on the same topic from the same chapter. The first sentence of Rule 60H-4.003, F.A.C. does not fit the definition of a rule.

SUMMARY: Rule 60H-4.006, F.A.C. is amended and Rules 60H-4.003 and 60H-4.008, F.A.C. are proposed for repeal.

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 economic review conducted by the agency.

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: 272.16(4),(5), 272.161(4), 281.07 FS.

LAW IMPLEMENTED: 255.21, 272.161, 272.16 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kimberly Vickery, (850)487-9938, kim.vickery@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

60H-4.003 Reserved Parking Spaces.
Rulemaking Authority 272.161(4), 281.07 FS. Law Implemented 272.161 FS. History—New 1-28-76, Amended 10-31-84, Formerly 13D-2.02, 13M-6.003, Amended 2-21-96, 6-4-97, Repealed_____.

60H-4.006 Allocation of Parking Spaces.

(1) through (2) No change.

(3) Those spaces designated as reserved paid parking may be allocated to each agency as follows:

(a) According to the location of the parking facility in relation to the building in which the agency’s employees are housed.

(b) Quotas for each agency shall be based on a pro rata percentile (total number of employees in a given agency in relation to total number of state employees in Capitol Center, or individual facilities throughout the state), applied to total

spaces which have been allocated to departments on a quota basis.

(c) These quotas may be recalculated thereafter on each July 1, to establish new percentiles in accordance with each department's population changes or on each date the total number of quota spaces is increased or decreased.

(d) The remaining reserved spaces shall be allocated from the waiting list in the Bureau of Property Management on a first-come, first-served basis.

(e) Under no circumstances shall a department's quota be less than one space for the department head and one space for each division of that department.

(f) Reserved surface (non-garage) parking spaces in all lots, except Lots 6, 7, and 24, adjacent to state buildings in Capitol Center shall be reserved as a first priority for agency heads, assistant department secretaries, deputy department secretaries, executive directors, assistant executive directors, deputy executive directors, division directors, assistant division directors, bureau chiefs, and the comparable managerial positions in agencies not using those classifications, handicapped employees and car pool participants housed in the adjacent state buildings.

(g) The Department of Management Services may allocate a pro rata share of spaces to each department. The respective department may make internal assignments within its allotment.

(h) If an agency does not internally assign the number of spaces allotted within thirty (30) days following notification of allotment or upon termination of contract for an assigned space, the assigned space may revert to the Department of Management Services for reassignment to another agency, employee or provider of essential services.

(i) The rates for reserved paid parking are subject to change at any time. Advance notice of rate changes shall be given to employees through their respective personnel offices. This notice of rate change shall be construed as an amendment to the parking contracts.

Rulemaking Authority 272.16(4),(5), 272.161(4), 281.07 FS. Law Implemented 255.21, 272.161, 272.16 FS. History—New 1-28-76, Amended 1-22-79, 10-31-84, Formerly 13D-2.04, 13M-6.006, Amended 7-30-00,_____.

60H-4.008 Allocation of Reserved Paid Parking.

Rulemaking Authority 255.21, 272.16(4), 272.161(4), (5) FS. Law Implemented 255.21, 272.16, 272.161 FS. History—New 1-28-76, Amended 1-22-79, 10-31-84, 6-5-85, Subparagraphs (7) and (8) Formerly 13D-2.07, Formerly 13D-2.05, Amended 6-11-86, 4-20-89, Formerly 13M-6.008, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tom Berger, Director, Division of Real Estate Development and Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

RULE NO.: RULE TITLE:
60H-6.007 Usage of Pool Buildings
60H-6.009 Freedom of Speech
60H-6.022 Vendors Prohibited

PURPOSE AND EFFECT: To consolidate the text of Rules 60H-6.009 and 60H-6.022, F.A.C., into Rule 60H-6.007, F.A.C., as rules on the same topic from the same chapter.

SUMMARY: Rule 60H-6.007, F.A.C., is amended and Rules 60H-6.009 and 60H-6.022, F.A.C., are proposed to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The economic review conducted by the agency.

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: 255.249(9) FS.

LAW IMPLEMENTED: 255.249(1), 272.03 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kimberly Vickery, (850)487-9938, kim.vickery@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

60H-6.007 Usage of Pool Buildings.

(1) Buildings, facilities or the grounds shall not be used for purposes other than those assigned, without the express approval of the Bureau of Maintenance. Should the requested space be controlled by other than the Department of Management Services, approval must be obtained from the agency assigned the space. Under Article VII, Section 10, of the Constitution of the State of Florida, public property may be used only for public purposes. Nongovernmental activities may be approved if: (a) the facility is determined to be appropriate for the requested activity; (b) the activity is directly related to a governmental function or a governmental-sponsored function; (c) the sponsor is a quasi-public nonprofit entity whose primary objective is to render a public service not limited to its members and whose facilities and programs are available and beneficial to the general public; and (d) the primary objective of the activity is a clearly identified public purpose.

(2) Freedom of Speech: This rule guarantees the opportunity for freedom of expression consistent with the first and fourteenth amendments of the United States Constitution in the public forum areas, such as the rotunda area on the plaza level of the Capitol, within and on the grounds of buildings. This right is guaranteed notwithstanding the further provisions of this rule and of Rule 60H-6.011, F.A.C. However, all persons engaged in peacefully exercising their freedom of expression within such areas are requested to comply with subsection (4) of this rule and shall comply with Rule 60H-6.011, F.A.C.

(3) Any state agency desiring to use a building or the grounds when the authority for use is not already assigned to that agency, shall deliver a written request to the Bureau of Maintenance. All such requests shall:

- (a) Identify the person(s) or entity(ies) desiring to use such facilities;
- (b) Describe the particular facilities desired to be used and the use intended to be made of said facilities; and
- (c) Identify the respective dates and times at which such use is planned to commence and terminate. Authorization, when granted for the use of such facilities, shall be granted on a first-come, first-served basis.

(4) Any person(s) or entity(ies) other than a state agency desiring to use the public forum area of any building or the grounds shall deliver a written request to the Bureau of Maintenance no later than three (3) state working days prior to the anticipated date of use, to allow for coordination of activities; lesser notice will be accepted only if time is adequate for review and coordination requirements. All such requests shall:

- (a) Identify the person(s) or entity(ies) desiring to use such facilities;
- (b) Describe the particular facilities desired to be used and the use intended to be made of said facilities; and
- (c) Identify the respective dates and times at which such use is planned to commence and terminate. Authorization, when granted for the use of such facilities, shall be granted on a first-come, first-served basis.

(5) Vendors Prohibited: All person(s) are prohibited from soliciting any individual inside a building or on its grounds, unless such solicitation has been approved under this Rule.

Rulemaking Authority 255.249(9) FS. Law Implemented 255.249(1), 272.03 FS. History—New 8-1-78, Formerly 13D-5.05, 13M-9.007, Amended 1-9-96, Amended _____.

60H-6.009 Freedom of Speech.

Rulemaking Authority 255.249(9) FS. Law Implemented 272.03, 255.249(1) FS. History—New 8-1-78, Amended 11-28-79, Formerly 13D-5.06, 13M-9.009, Amended 1-9-96, 5-12-98, Repealed _____.

60H-6.022 Vendors Prohibited.

Rulemaking Authority 255.249(9) FS. Law Implemented 255.249(1), 272.03 FS. History—New 8-1-78, Formerly 13D-5.14, 13M-9.022, Amended 1-9-96, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tom Berger, Director, Division of Real Estate Development and Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

RULE NO.:	RULE TITLE:
60H-6.011	Utility Requirements
60H-6.013	Placement of Exhibits, Posters, Signs, Displays
60H-6.017	Preservation of Property
60H-6.018	Disturbances
60H-6.019	Damage to Pool Buildings and Grounds
60H-6.020	Clean Up

PURPOSE AND EFFECT: To consolidate the text of Rules 60H-6.013, 60H-6.017, 60H-6.018, 60H-6.019 and 60H-6.020, F.A.C., into Rule 60H-6.011, F.A.C., as similar rules on the same topic from the same chapter.

SUMMARY: Rule 60H-6.011, F.A.C., is amended and Rules 60H-6.013, 60H-6.017, 60H-6.018, 60H-6.019 and 60H-6.020, F.A.C., are proposed to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The economic review conducted by the agency.

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: 255.249(9) FS.

LAW IMPLEMENTED: 255.249(1), 272.03 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kimberly Vickery, (850)487-9938, kim.vickery@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

60H-6.011 Responsibilities of Parties Using Pool Buildings Utility Requirements.

(1) Utility Requirements: If any approved use of a building or the grounds requires other than normally available public utilities or additional structures, then the person(s) authorized to conduct such use shall be solely responsible for all costs and expenses incurred as a result of the supply, installation and use of such public utilities and structures. All such utilities and structures shall first be approved by the Bureau of Maintenance before being supplied or installed, and the use shall be supervised by the Bureau of Maintenance.

(2) Placement of Exhibits, Posters, Signs, Displays: Any person(s) desiring to place an exhibit, poster, sign, or display in a building or the grounds shall deliver a written request to the Bureau of Maintenance, no later than three (3) state working days prior to the anticipated date for placement, to allow for coordination of activities; lesser notice will be accepted only if time is adequate for review and coordination requirements. All such requests shall: (a) identify the person(s) desiring to place such exhibit, poster, sign or display; (b) describe the particular exhibit, poster, sign or display; (c) state the intended purpose; and (d) identify the dates and times the placement is to begin and end. No exhibit, poster, sign or display shall be so placed without obtaining the prior written approval of the Bureau of Maintenance.

(3) Preservation of Property: Except as may be expressly authorized by the Bureau of Maintenance, it shall be unlawful for any person(s): (a) to dispose or cause to be disposed any rubbish on or about buildings in a manner and/or by means other than in the waste depositories situated thereabout; (b) to create or cause to be created any hazard to persons or things on or about buildings; (c) to throw or cause to be thrown articles of any kind from a building; (d) to climb upon the roof of any part of a building; and (e) to willfully destroy, damage, or remove any property.

(4) Disturbances: All conduct in buildings or the grounds which: (a) creates loud or unusual noise; (b) unreasonably obstructs the usual and customary use of a building or the grounds; (c) impedes or disrupts the performance of official duties or functions of a state officer or employee; or (d) prevents the general public from obtaining the administrative services provided in a building in a timely manner, is prohibited.

(5) Damage to Pool Buildings and Grounds: Any person(s)

authorized to use a building or the grounds shall be solely responsible for all costs, expenses, damages, liabilities, claims or suits resulting from such use.

(6) Clean Up: Each person or entity authorized to use a building or the grounds shall be solely responsible for thoroughly cleaning the premises used upon termination of such use and prior to 7:00 a.m. of the next calendar day. Such clean-up shall result in the used premises being restored to a clean and neat condition and be performed under the supervision of the Bureau of Maintenance.

Rulemaking Authority 255.249(9) FS. Law Implemented 255.249(1), 272.03 FS. History—New 8-1-78, Formerly 13D-5.07, 13M-9.011, Amended 1-9-96, _____.

60H-6.013 Placement of Exhibits, Posters, Signs, Displays.

Rulemaking Authority 255.249(9) FS. Law Implemented 255.249(1), 272.03 FS. History—New 8-1-78, Formerly 13D-5.08, 13M-9.013, Amended 1-9-96, Repealed _____.

60H-6.017 Preservation of Property.

Rulemaking Authority 255.249(9) FS. Law Implemented 255.249(1) FS. History—New 8-1-78, Formerly 13D-5.010, 13M-9.017, Amended 1-9-96, Repealed _____.

60H-6.018 Disturbances.

Rulemaking Authority 255.249(9) FS. Law Implemented 255.249(1) FS. History—New 8-1-78, Formerly 13D-5.11, 13M-9.018, Amended 1-9-96, Repealed _____.

60H-6.019 Damage to Pool Buildings and Grounds.

Rulemaking Authority 255.249(9) FS. Law Implemented 255.249(1), 272.03 FS. History—New 8-1-78, Formerly 13D-5.12, 13M-9.019, Amended 1-9-96, Repealed _____.

60H-6.020 Clean Up.

Rulemaking Authority 255.249(9) FS. Law Implemented 255.249(1), 272.03 FS. History—New 8-1-78, Formerly 13D-5.13, 13M-9.020, Amended 1-9-96, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tom Berger, Director, Division of Real Estate Development and Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2030

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE NO.: RULE TITLE:

60L-29.001 Scope and Purpose

60L-29.002 Definitions

PURPOSE AND EFFECT: To consolidate the text of Rule 60L-29.001, F.A.C., into Rule 60L-29.003, F.A.C.

SUMMARY: Rule 60L-29.002, F.A.C., is amended and Rule 60L-29.001, F.A.C., is proposed to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The economic review conducted by the agency.

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: 110.1055, 110.201(1), 110.403(1), 110.605(1) FS.

LAW IMPLEMENTED: 110.1055, 110.201, 110.403, 110.605 FS.

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 hours before the workshop/meeting by contacting: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Marian Deadwiley, Marian.deadwiley@dms.myflorida.com or (850)488-3923

THE FULL TEXT OF THE PROPOSED RULE IS:

60L-29.001 Scope and Purpose.

Specific Authority 110.1055 FS. Law Implemented 110.1055 FS. History—New 1-1-02, Repealed _____.

60L-29.002 Definitions.

(1) This chapter defines terms and phrases used throughout the chapters in the 60L series of the Florida Administrative Code.

In this series, terms and phrases shall have the meanings defined in Chapter 110, Florida Statutes, or in this chapters. Terms and phrases not defined by statute or rule shall be construed according to the technical meaning recognized by human resources professionals or, absent a technical meaning, their plain meaning, and in all cases with the objective of advancing the purpose of the rule in which they appear.

~~(2)~~(4) “Department” means the Department of Management Services.

~~(3)~~(2) “DROP” means the Deferred Retirement Option Program created by Section 121.091(13), Florida Statutes.

~~(4)~~(3) “FLSA” means the federal Fair Labor Standards Act of 1938, as amended, codified at 29 U.S.C. §§ 201-219.

~~(5)~~(4) “FMLA” means the Family and Medical Leave Act of 1993, as amended, codified at 5 U.S.C. §§ 6381-6387 and 29 U.S.C. §§ 2601-2654.

~~(6)~~(5) “State Personnel System” means the employment system comprised of positions within the career service, selected exempt service, or senior management service, and within all agencies except those in the State University System, the Florida Lottery, the Legislature, the Justice Administration System, or the State Courts System.

Specific Authority 110.1055, 110.201(1), 110.403(1), 110.605(1) FS. Law Implemented 110.1055, 110.201, 110.403, 110.605 FS. History—New 1-22-02, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Sharon Larson, Director, Division of Human Resource Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE NO.:	RULE TITLE:
60L-30.001	General Responsibilities
60L-30.002	Employee Records
60L-30.003	Technical Assistance

PURPOSE AND EFFECT: To consolidate the text of Rules 60L-30.002 and 60L-30.003, F.A.C., into Rule 60L-30.001, F.A.C., as similar rules on the same topic from the same chapter.

SUMMARY: Amend Rule 60L-30.001, F.A.C. and repeal Rules 60L-30.002 and 60L-30.003, F.A.C.

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 economic review conducted by the agency.

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: 110.1055, 110.201(1), 110.403(1), 110.605(1) FS.

LAW IMPLEMENTED: 110.105, 110.201, 110.403, 110.605 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Marian Deadwiley, Marian.deadwiley@dms.myflorida.com or (850)488-3923

THE FULL TEXT OF THE PROPOSED RULE IS:

60L-30.001 General Responsibilities, Employee Records and Technical Assistance.

(1) through (2) No change.

(3) The records that are to be made a part of the employee’s individual personnel file shall be reviewed and approved by the agency personnel officer or representative for entry into the personnel file.

(4) The Department shall provide, or arrange for an outside vendor to provide, technical assistance to the employing agencies in carrying out the requirements of the rules of the

State Personnel System.

Specific Authority 110.1055, 110.201(1), 110.403(1), 110.605(1) FS. Law Implemented 110.105, 110.201, 110.403, 110.605 FS. History—New 1-1-02, Amended _____.

60L-30.002 Employee Records.

Specific Authority 110.1055, 110.201(1), 110.403(1), 110.605(1) FS. Law Implemented 110.105, 110.201, 110.403, 110.605 FS. History—New 1-1-02, Repealed _____.

60L-30.003 Technical Assistance.

Specific Authority 110.1055, 110.201(1), 110.403(1), 110.605(1) FS. Law Implemented 110.105, 110.201, 110.403, 110.605 FS. History—New 1-22-02, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sharon Larson, Director, Division of Human Resource Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE NO.: RULE TITLE:
 60L-37.002 Responsibilities
 60L-37.003 Reporting Procedure

PURPOSE AND EFFECT: To consolidate the text of Rule 60L-37.003, F.A.C., into Rule 60L-37.002, F.A.C., as rules on the same topic from the same chapter.

SUMMARY: Rule 37.002, FA.C. is amended and Rule 37.003, F.A.C., is proposed to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The economic review conducted by the agency.

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: 110.1245(1) FS.

LAW IMPLEMENTED: 110.1245 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Marian Deadwiley, Marian.deadwiley@dms.myflorida.com or (850)488-3923

THE FULL TEXT OF THE PROPOSED RULE IS:

60L-37.002 Responsibilities.

(1) Each participating agency shall submit written recommendations for award to the Legislative Budget Commission for evaluation. Each recommendation shall do the following:

- (a) Verify employee eligibility for participation.
- (b) Verify eligibility of a proposal. To be eligible for award, a proposal shall do one of the following.

1. Identify existing programs and activities conducive to outsourcing or privatization.
2. Propose solutions that result in measurable benefits from improved productivity or outputs.
3. Propose procedures that will result in improved quality of product or service and reduce the burden on those served.
4. Propose innovative or new processes, applications, designs, equipment, tools, strategies, safety practices, etc.

(c) Track and document the savings realized or additional revenue generated by the proposal, if implemented.

(2) Each participating agency should develop a marketing strategy that encourages employee participation; promotes and actively publicizes the Program; and encourages supervisors and managers to support and promote the Program.

(3) The agency head shall make the final decision on whether or not to adopt and implement a cost-savings proposal.

(4) By September 1st of each year, each participating agency

shall provide to the Department the previous fiscal year's information required by Section 110.1245(1)(d), F.S.
Rulemaking Authority 110.1245(1) FS. Law Implemented 110.1245 FS. History—New 1-1-02, Amended

60L-37.003 Reporting Procedure.
Rulemaking Authority 110.1245(1) FS. Law Implemented 110.1245 FS. History—New 1-1-02, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Sharon Larson, Director, Division of Human Resource Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

- RULE NO.: RULE TITLE:
 60L-38.002 General Responsibilities
 60L-38.003 Procedures for Coordination of Child Care Services Requests
 60L-38.004 Criteria for Establishment of Child Care Centers
 60L-38.005 Responsibilities of Service Providers

PURPOSE AND EFFECT: To consolidate the text of Rules 60L-38.003, 60L-38.004 and 60L-38.005, F.A.C., into Rule 60L-38.002, F.A.C., as similar rules on the same topic from the same chapter.

SUMMARY: Rule 60L-38.002, F.A.C., is amended and Rules 60L-38.003, 60L-38.004 and 60L-38.005, F.A.C. are proposed for repeal.

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 economic review conducted by the agency.

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: 110.151(8) FS.

LAW IMPLEMENTED: 110.151 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Marian Deadwiley, Marian.deadwiley@dms.myflorida.com or (850)488-3923

THE FULL TEXT OF THE PROPOSED RULE IS:

60L-38.002 Child Care Services General Responsibilities.

(1) Agencies requesting the establishment of work-site centers shall submit a written plan to the Department for approval. This plan shall contain the results of a feasibility study showing the following:

- (a) Number and ages of preschool children identified in target area.
- (b) Number of employees indicating utilization of proposed center.
- (c) Description of proposed child care space as to location, square footage, and suitability to purpose.
- (d) Number of existing preschool centers in the target area with their licensed capacity and enrollment.
- (e) Estimated start-up and operational costs of proposed center.

(2) The Department shall respond to each agency's request by outlining its findings based on established criteria and, if the plan is approved, in accordance with Rule 60L-38.004, F.A.C., of this chapter, recommend a step-by-step procedure for establishing a child care center.

(3) The following criteria shall be used in reviewing agency requests for the establishment of state-sponsored child care centers:

- (a) Concentration of state employees in the area equal to a population density of at least 4 employees with preschool

- children for each projected child care slot.
- (b) Number of employees indicating at least a 25% utilization of the center by the preschool children in the target area.
- (c) Adequate and appropriate space for child care purposes which conforms to state physical facility standards described in Chapter 65C-22, F.A.C.
- (d) Nonavailability or inadequacy of community-provided services in the area.
- (1) through (5) renumbered (4) through (8) No change.
- (9) The service provider shall be responsible for providing quality physical care and developmental activities appropriate to the ages of the children enrolled in the center; selecting and managing staff assigned to the center; and managing the budget and daily operations of the center.
- (10) The service provider shall be responsible for enrolling children of state employees in accordance with the enrollment policy of the sponsoring agency, pertaining to eligibility and procedures.
- (11) Upon enrollment, the service provider shall furnish state employees with forms for payroll deduction. Payroll deduction shall be made in such a manner that a full month's payment is deducted for employees paid monthly or 26 payments are deducted for employees paid bi-weekly.
- (12) The service provider shall ensure that parents, the public, and representatives of the using agencies have reasonable access to the center for purposes of visitation and observation.
- (13) The service provider shall be responsible for requirements set forth in the request for proposal for the operation of the center.
- Rulemaking Authority 110.151(8) FS. Law Implemented 110.151 FS. History—New 1-1-02, Amended _____.*

60L-38.003 Procedures for Coordination of Child Care Services Requests.
Rulemaking Authority 110.151(8) FS. Law Implemented 110.151 FS. History—New 1-1-02, Repealed _____.

60L-38.004 Criteria for Establishment of Child Care Centers.
Rulemaking Authority 110.151(8) FS. Law Implemented 110.151 FS. History—New 1-1-02, Repealed _____.

60L-38.005 Responsibilities of Service Providers.
Rulemaking Authority 110.151(8) FS. Law Implemented 110.151 FS. History—New 1-1-02, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Sharon Larson, Director, Division of Human Resource Management
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.: RULE TITLE:
 60P-2.001 Eligibility
 60P-2.002 Enrollment
 60P-2.004 Effective Date of Coverage
 60P-2.012 Employees Not on Payroll/Return to Payroll

PURPOSE AND EFFECT: To consolidate Rule 60P-2.001, F.A.C., into Rule 60P-2.002, F.A.C.1, F.A.C. To update the references in Rules 60P-2.004 and 60P-2.012, F.A.C., to reflect the changed numbering in Rule 60P-2.002, F.A.C.

SUMMARY: Rules 60P-2.003, 60P-2.004 and 60P-2.012, F.A.C. are amended and Rule 60P-2.001, F.A.C., is proposed to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The economic review conducted by the agency.

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: 110.123(5) FS.

LAW IMPLEMENTED: 110.123 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management

Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ms. Debbie Shoup, 4050 Esplanade Way, Suite 215, Tallahassee, FL 32399-0950, Phone (850)921-4593, Email: Debbie.Shoup@dms.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

60P-2.001 Eligibility.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 10-8-79, Amended 10-22-79, 7-1-80, 9-13-82, 8-7-83, Formerly 22K-1.14, Amended 7-16-86, Formerly 22K-1.201, Amended 8-22-96, Repromulgated 1-31-02, Repealed _____.

60P-2.002 Eligibility and Enrollment.

(1) Eligibility to participate in the Health Program will be in accordance with Section 110.123, F.S.

(2) Eligible dependents may only participate under a family coverage.

(3) The surviving spouse may participate in the Health Program with family coverage if there are eligible children to be covered; otherwise, the surviving spouse may only participate under an individual coverage.

(4) In order to participate in a HMO, the subscriber must reside in the HMO service area; if the subscriber is a state employee, he or she must either reside or work in the HMO service area.

(1) through (7) renumbered (5) through (11) No change.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 10-8-78, Amended 5-22-79, 10-22-79, 4-15-80, 7-1-80, 9-13-82, 8-7-83, Formerly 22K-1.15, Amended 7-16-86, 9-25-86, Formerly 22K-1.202, Amended 8-22-96, Repromulgated 1-31-02, Amended _____.

60P-2.004 Effective Date of Coverage.

(1) No change

(2) The coverage of an employee applying for enrollment during his or her initial enrollment period shall become effective as follows:

(a) If the employee's agency personnel office enters the application information as required in subsection 60P-2.002(8)(4), F.A.C., into the state insurance computer system data base prior to the requested effective date, coverage shall be effective on the date requested.

(b) If the employee's agency personnel office does not enter the application information as required in subsection 60P-2.002(7)(3), F.A.C., into the state insurance computer system data base, coverage shall be effective on the date requested provided the Department receives the completed application

prior to the requested effective date. If the application is received by the Department after the requested effective date, coverage shall be effective on the first day of the month following the date the application is received. However, if the proper full month's premium is received by the Department prior to the requested effective date, coverage shall become effective on the date requested, even though the application may not be received until after such date.

(3)-(9) No change

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 10-8-78, Amended 10-22-79, 7-1-80, 9-13-82, 8-7-83, Formerly 22K-1.17, Amended 7-16-86, 9-25-86, Formerly 22K-1.204, Amended 8-22-96, Repromulgated 1-31-02, Amended 3-16-05, Amended _____.

60P-2.012 Employees Not on Payroll/Return to Payroll.

(1) No change.

(2) Leave Without Pay.

(a) An insured employee granted leave without pay shall be eligible to continue coverage while on such leave provided the employee pays the full premium and notifies the Department in accordance with subsection 60P-2.002(6)(2), F.A.C.

(b) An employee who does not continue coverage while on leave without pay may only apply for reenrollment in the Health Program after returning to work and by submitting an application in accordance with subsection 60P-2.002(6)(2), F.A.C., to the agency personnel office within thirty-one (31) calendar days after returning to work or during the open enrollment period.

(3) Suspension. A suspended employee may continue coverage as an employee on leave without pay by paying the full cost of the premium. If an employee successfully appeals a suspension and receives full back pay, the employee is then entitled to the state contribution during the time of the suspension provided he or she was receiving the state contribution at the time of the suspension. An employee on suspension who does not continue insurance coverage may only apply for reenrollment in the Health Program after returning to work and by submitting an application in accordance with subsection 60P-2.002(6)(2), F.A.C., to the agency personnel office during the thirty-one (31) calendar day period after returning to work or during the open enrollment period.

(4) No change.

(5) Layoff. An employee who is laid off in accordance with the rules promulgated by the Department shall be eligible to continue coverage while laid off for a period not to exceed two (2) years from the date of layoff, provided the employee pays the full premiums. An employee who does not continue coverage during such period, may only apply for reenrollment in the Health Program after returning to work and by

submitting an application in accordance with subsection 60P-2.002(6)(2), F.A.C., to the agency personnel office within thirty-one (31) calendar days after returning to work or during the open enrollment period.

(6) through (7) No change.

(8) Military Leave. An insured employee granted military leave as defined under Personnel Chapter 60K-5, F.A.C., shall be eligible to continue enrollment in the Health Program while on such leave provided the employee pays the full premium. An employee who does not continue coverage while on military leave may apply for reenrollment in the Health Program as follows:

(a) If the employee returns to work within ninety (90) calendar days after separation from active military service, the employee may enroll in the Health Program for the type of coverage in effect immediately prior to going on military leave, by submitting an application in accordance with subsection 60P-2.002(6)(2), F.A.C., to the agency personnel office within thirty-one (31) calendar days of returning to work. At the employee's option, coverage under the Health Program may be effective the first day of the month in which the employee separates from active military service, provided the employee pays all back premiums. In addition, the Group Health Self Insurance Plan's preexisting condition provision will not apply for persons insured under the employee's coverage in effect immediately prior to the employee's military leave.

(b) No change.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 10-8-78, Amended 10-22-79, 7-1-80, 9-13-82, Formerly 22K-1.25, Amended 7-16-86, 9-25-86, Formerly 22K-1.212, Amended 8-22-96, Repromulgated 1-31-02, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tami Fillyaw, Director, Division of State Group Insurance
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.:	RULE TITLE:
60P-2.006	Employee Contributions
60P-2.007	Underpayment of Contributions
60P-2.008	Overpayment of Contributions
60P-2.009	State Contribution

PURPOSE AND EFFECT: To consolidate Rules 60P-2.007, 60P-2.008 and 60P-2.009, F.A.C., into Rule 60P-2.006, F.A.C., as rules on the same topic from the same chapter.

SUMMARY: Rule 60P-2.006, F.A.C., is amended and Rules 60P-2.007, 60P-2.008 and 60P-2.009, F.A.C., are proposed for repeal.

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 economic review conducted by the agency.

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: 110.123(5) FS.

LAW IMPLEMENTED: 17.04, 110.123 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ms. Debbie Shoup, 4050 Esplanade

Way, Suite 215, Tallahassee, FL 32399-0950, Phone (850)921-4593, Email: Debbie.Shoup@dms.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

60P-2.006 Employee Contributions, Underpayments of Contributions, and Overpayments of Contributions.

(1) Employee contributions.

(a) Employee contributions are due in advance of each month of coverage and shall be paid as follows:

(a) through (d) redesignated 1. through 4. No change.

(2) through (5) redesignated (b) through (e) No change.

(2) Underpayment of Contributions

(a) For employees, retirees and surviving spouses on the active or retiree payroll:

1. When it has been determined that a contribution has been underpaid, the Department shall notify the employee, retiree or surviving spouse of the underpayment by certified mail and shall notify the employee's agency of the underpayment. This notice will advise the employee, retiree or surviving spouse of the nature of the underpayment and the methodology used to determine this amount and will request the employee, retiree or surviving spouse to contact his or her agency or the Department to resolve the problem so that future contributions will be correct. The notice shall advise of the following procedures for resolving the underpayment:

(i) If the full amount of the underpayment is not received by the Department within thirty (30) calendar days from the date of receipt of the notification of underpayment or if approval is not granted in accordance with subparagraph (2)(a)1.(ii), or if an administrative hearing is not requested in accordance with subparagraph (2)(a)1.(iii), the retiree's or surviving spouse's coverage shall be terminated. With respect to the employee, the Department will request the Department of Banking and Finance to initiate involuntary wage deductions where applicable.

(ii) If the underpayment involves more than one coverage period, the Department may approve an installment payment program provided a written request for such program is received from the employee, retiree or surviving spouse within thirty (30) calendar days from the date of the notification of underpayment; provided, however, that any such installment payment program is subject to approval of the Department of Banking and Finance in accordance with Section 17.04, F.S. Payroll deductions must be used whenever the employee is receiving a state payroll warrant issued by the Department of Banking and Finance.

(iii) The employee, retiree or surviving spouse may request an administrative hearing pursuant to Section 120.57, F.S., provided such request is received by the Department within twenty-one (21) calendar days from the date of receipt of the

notification of underpayment. Such notice shall be mailed to the address on file.

2. When it has been determined that an agency has underpaid its contribution, the Department shall notify the agency of the underpayment in writing. Such notice will advise the agency that the full amount of the underpayment should be received by the Department within forty-five (45) calendar days from the date of the letter. The agency shall take appropriate action to insure that future state contributions are correct. Should any agency become more than sixty (60) days delinquent in payment of this obligation, the Department shall certify to the Comptroller the amount due and request the Comptroller to recover such underpayment in accordance with Section 17.04, F.S.

(b) For subscribers off the payroll:

1. As it applies to the employee, when it is determined that none of the required contribution is paid by the end of the coverage month, coverage will be canceled effective the first day of that month.

2. As it applies to all others, when it is determined that none of the required premium is paid by the coverage month, coverage will terminate effective the first day of the month.

3. If less than the required contribution is paid, the subscriber and the employee's agency will be notified as described in subsection 60P-2.006(a), F.A.C.

(c) An employee whose coverage is suspended in accordance with subsection (2)(b)1. may only apply for reenrollment in the Health Program by settling all underpayment claims and resubmitting an application during the open enrollment period. A retiree, surviving spouse or an insured with continuation coverage whose coverage is terminated in accordance with paragraph (2)(b)2. may not reenroll in the Health Program.

(d) When it has been determined that an employee contribution has been underpaid, the Department shall notify the servicing agent to suspend the payment of claims until such underpayment has been resolved.

(e) Claims rejected by the Group Health Self Insurance Plan due to underpayment of premium shall be reprocessed upon receipt by the Department of the full amount of the underpayment or an approved signed agreement for installment repayment from the employee, retiree or surviving spouse, provided such claims were initially submitted to the Group Health Self Insurance Plan within sixteen (16) months from the date medical expenses were incurred.

(3) Overpayment of Contributions.

(a) Whenever the employee's agency becomes aware of a total premium payment that is more than the amount required for the type of coverage selected, the agency shall take appropriate action to request a refund for the overpayment of premiums and to correct the contributions for any subsequent periods. The Department shall make such corrections for

retired employees, surviving spouses and insureds with continuation coverage.

(b) Requests for refunds of any premium overpayments must be submitted by the employing agency.

(c) If an employee contribution has been overpaid and the Department is aware of a claim overpayment on behalf of any insured, a refund of the employee contribution overpayment shall not be processed until the claim overpayment has been resolved.

(4) State Contribution. Any state officer, full-time employee or part-time employee participating in the Health Program shall be entitled to the state contribution or prorated state contribution if any of the following conditions exist:

(a) The employee is at work or on approved leave with pay for a minimum of one day in the month previous to the month of coverage.

(b) The employee is either on academic contract or is regularly employed for less than twelve (12) months, provided the employee has worked at least eight (8) months during the prior consecutive twelve (12) month period. Such employee shall receive the state contribution for the entire twelve (12) months.

(c) The employee is on Workers' Compensation disability leave.

(d) The employee successfully appeals a suspension and receives full back pay. In such cases, the employee shall receive the state contribution during the time of the suspension provided the employee continued coverage under the Health Program during the period of such suspension and was receiving the state contribution at the time of suspension.

(e) The employee successfully appeals a dismissal and receives full back pay. In such cases, the employee shall receive the state contribution during the time of dismissal provided the employee was receiving the state contribution at the time of dismissal and, upon reinstatement, pays all back employee contributions in order to have continuous coverage under the Health Program.

(f) When the spouse of an employee is also a state officer, full-time employee, or part-time employee, and both are covered under the Health Program, and the spouse is listed as an eligible dependent under the employee's family coverage, the spouse shall also be eligible to receive the designated state contribution beginning with the coverage month following receipt of the applications by the Department.

(g) The state contribution for a part-time employee shall be on a pro rata basis so that the percentage of the cost contributed for the part-time employee shall bear that relation to the percentage of cost contributed for a similar full-time employee that the part-time employee's normal workday bears to a full-time employee's normal workday.

(h) The state contribution for full-time employees or part-time

permanent employees shall continue in the respective proportions for a minimum of twelve (12) weeks for any such employee who has been granted an approved medical leave of absence.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 10-8-78, Amended 10-22-79, 7-1-80, 9-13-82, Formerly 22K-1.22, Amended 7-16-86, Formerly 22K-1.209, Amended 8-22-96, Repromulgated 1-31-02, Amended _____.

60P-2.007 Underpayment of Contributions.

Rulemaking Authority 110.123(5) FS. Law Implemented 17.04, 110.123 FS. History—New 10-8-78, Amended 7-19-79, 10-22-79, 7-1-80, 9-13-82, 8-7-83, Formerly 22K-1.20, Amended 7-16-86, 9-25-86, Formerly 22K-1.207, Amended 8-22-96, Repromulgated 1-31-02, Repealed _____.

60P-2.008 Overpayment of Contributions.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 10-8-78, Amended 10-22-79, 7-1-80, 9-12-82, 8-7-83, Formerly 22K-1.21, Amended 7-16-86, Formerly 22K-1.208, Amended 8-22-96, Repromulgated 1-31-02, Repealed _____.

60P-2.009 State Contribution.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 10-8-78, Amended 10-22-79, 7-1-80, 9-13-82, Formerly 22K-1.22, Amended 7-16-86, Formerly 22K-1.209, Amended 8-22-96, Repromulgated 1-31-02, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Tami Fillyaw, Director, Division of State Group Insurance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.: RULE TITLE:

60P-3.009 Payment of Employee Contributions

60P-3.010 Underpayment of Contributions

60P-3.011 Overpayment of Premiums

60P-3.012 State Contribution

PURPOSE AND EFFECT: To consolidate the text of Rules 60P-3.010, 60P-3.011 and 60P-3.012, F.A.C., into Rule 60P-3.009, F.A.C., as rules on the same topic from the same chapter.

SUMMARY: Rule 60P-3.009, F.A.C., is amended and Rules 60P-3.010, 60P-3.011 and 60P-3.012, F.A.C., are proposed to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The economic review conducted by the agency.

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: 110.123(5) FS.

LAW IMPLEMENTED: 110.123 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ms. Debbie Shoup, 4050 Esplanade Way, Suite 215, Tallahassee, FL 32399-0950, Phone (850)921-4593, Email: Debbie.Shoup@dms.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

60P-3.009 ~~Payment of Employee Contributions, Underpayments, and Overpayments.~~

(1) ~~Payment of Employee Contributions.~~

(a) Employee contributions are due in advance of each month's coverage.

(b)(2) Payroll deductions for insurance coverage should always be made in such a manner that a full month's employee contribution has been deducted prior to the first day of the following month's coverage using authorized payroll

procedures.

(c)(3) Personal checks or money orders shall only be used for the correction of employee contributions, payment while off the payroll or when payroll deductions cannot be made for initial enrollment; otherwise, employee contributions shall be made by payroll deductions.

(d)(4) The agency shall submit all personal checks or money orders to the Department. Each such check or money order shall be transmitted in a manner to be received by the Department prior to the first day of the month for which the employee contribution is being paid. Late payments for employees on leave without pay, Workers' Compensation, disability leave, layoff or suspension status, will be accepted if they are received by the Department on or before the last day of the coverage month for which premiums are being paid; however, payment will not be accepted after such date and coverage will be terminated except as provided in subsection 60P-3.015(6)(4), F.A.C.

(2) Underpayment of Contributions.

(a) For employees or retiree's on the payroll:

1. When it has been determined that an employee's or retiree's contribution has been underpaid, the Department shall notify the employee or retiree of the underpayment by certified letter and shall send a copy of such notification to the employee's agency. This notice will advise the employee or retiree of the following provisions:

(i) If the full amount of the underpayment is not received by the Department within thirty (30) calendar days from the date of the notification of the underpayment or if approval is not granted in accordance with subparagraph (2)(a)1.(ii), or if an administrative hearing is not requested in accordance with subparagraph (2)(a)1.(iii), the retiree's coverage shall be terminated. With respect to the employee, the Department will request the Department of Banking and Finance initiate involuntary wage deductions where applicable.

(ii) If the underpayment involves more than one coverage period, the Department may approve an installment payment program, provided a written request for such program is received from the employee or retiree within thirty (30) calendar days from the date of notification of underpayment. However, any such installment payment program is subject to approval of the Department of Banking and Finance in accordance with Section 17.04, F.S. Payroll deductions must be used whenever the employee is receiving a state payroll warrant issued by the Department of Banking and Finance. The period of payment shall not extend beyond two (2) years from the date of approval.

(iii) The employee or retiree may request an administrative hearing pursuant to Section 120.57, F.S., provided such request is received by the Department within twenty-one (21) calendar days from the date of receipt of the notification of

underpayment.

2. When it has been determined that an agency has underpaid its contribution, the Department shall notify the agency of the underpayment in writing. Such notice will advise the agency that the full amount of the underpayment must be received by the Department within forty-five (45) calendar days from the date of the letter. The agency shall take appropriate action to ensure that future premium payments are correct. Should any state agency become more than sixty (60) days delinquent in payment of this obligation, the Department shall certify the amount due and request the Department of Banking and Finance recover such underpayment in accordance with Section 17.04, F.S.

(b) For employees or retirees off the payroll:

1. When it has been determined that none of the required contribution has been paid by the end of the coverage month, an employee's coverage will be cancelled and a retiree's coverage will be terminated effective the first day of that month.

2. If some, but not all of the required contribution has been paid, the retiree, employee and the employee's agency will be notified as described in paragraph (2)(a)1.

(c) An employee whose coverage is cancelled in accordance with subsection (2)(b) may only apply for reenrollment in the Life Plan by settling all underpayments and submitting an application during the open enrollment period. A retired employee whose coverage is terminated in accordance with subsection (2)(a) or (2)(b) may not reenter the Plan.

(d) Underpayments which are detected beyond the period provided by law shall be deemed uncollectible.

(3) Overpayment of Premiums.

(a) Whenever the employee's agency becomes aware of a premium payment that is more than the amount required for the type of coverage selected, the agency shall take appropriate action to request a refund for the overpayment and ensure that future state or employee contributions are correct. The Department shall take corrective action for retired employees.

(b) Requests for refunds of any employee and or state contribution overpayments for active employees must be submitted by the employing agency. The Department shall initiate refunds for retired employees.

(11) State Contributions. Any state officer, full-time employee, or part-time employee participating in the Plan shall receive the state contribution or prorated state contribution if any of the following conditions exist:

(a) The employee is at work or on approved leave for a minimum of one day in the month previous to the month of coverage.

(b) The employee is either on academic contract or if regularly employed for less than twelve (12) months, provided the

employee has worked at least eight (8) months during the prior consecutive twelve (12) month period. Such employee shall receive the state contribution for the entire twelve (12) months.

(c) The employee is on Workers' Compensation disability leave.

(d) The employee successfully appeals a suspension and receives full back pay. In such cases, the employee shall receive the state contribution for the period of suspension provided the employee continued coverage under the Life Plan during the period of suspension and was receiving the state contribution at the time of suspension.

(f) The employee successfully appeals a dismissal and receives full back pay. In such cases, the employee shall receive the state contribution for the period of the dismissal: provided the employee was receiving the state contribution at the time of dismissal and, upon reinstatement, pays all back employee contributions in order to have continuous coverage under the Life Plan.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 8-12-80, Formerly 22K-1.51, 22K-1.051, 22K-1.309, Amended 8-26-96, Repromulgated 1-31-02, Amended _____.

60P-3.010 Underpayment of Contributions.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 8-12-80, Formerly 22K-1.49, 22K-1.049, 22K-1.307, Amended 8-26-96, Repromulgated 1-31-02, Repealed _____.

60P-3.011 Overpayment of Premiums.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 8-12-80, Formerly 22K-1.50, 22K-1.050, 22K-1.308, Amended 8-26-96, Repromulgated 1-31-02, Repealed _____.

60P-3.012 State Contribution.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 8-12-80, Formerly 22K-1.51, 22K-1.051, 22K-1.309, Amended 8-26-96, Repromulgated 1-31-02, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Tami Fillyaw, Director, Division of State Group Insurance

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.: RULE TITLE:
 60P-6.0068 Change in Participation
 60P-6.007 Termination of Participation
 60P-6.0079 Continuation of Participation

PURPOSE AND EFFECT: To consolidate the text of Rules 60P-6.007, and 60P-6.0079, F.A.C., into Rule 60P-6.0068, F.A.C., as rules on the same topic from the same chapter.

SUMMARY: Rule 60P-6.0068 is amended and Rules 60P-6.007, and 60P-6.0079, F.A.C., are proposed to be repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The economic review conducted by the agency.

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: 110.161(5) FS.

LAW IMPLEMENTED: 110.161 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ms. Debbie Shoup, 4050 Esplanade Way, Suite 215, Tallahassee, FL 32399-0950, Phone (850)921-4593, Email: Debbie.Shoup@dms.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

60P-6.0068 Change in Participation, Termination, and Continuation of Participation.

(1) through (5) No change.

(6) Contributions under any pretax plan shall not be discontinued, except in the event of termination of participation as provided in this section. Any contribution

made under any Plan may not be refunded to the participant. Reimbursements made under any Reimbursement Plan shall not be considered refunds of contributions.

(7) A participant shall continue to participate in any pretax plan until the earlier of the following dates:

(a) The date the participant ceases to be an eligible employee, unless the participant elects to continue coverage in the Medical Reimbursement Account by continuing payment of contributions; or

(b) The date on which the coverage period ends due to non-payment of contributions for a Medical Reimbursement Account; or

(c) The date the Plan Year ends.

(8) Upon subsequent employment with the State, an eligible employee who has terminated participation in the Plan shall be entitled to recommence participation as follows:

(a) If the participant is rehired as an eligible employee within 31 calendar days of termination and during the same Plan Year in which employment terminated, the participant shall not be allowed to make any new benefit elections under the Plan and will have the same level of benefits as were in effect immediately prior to the termination of employment unless there has been a Qualifying Status Change other than the termination and rehire.

(b) If reemployment as an eligible employee occurs during the same Plan Year in which employment terminated but occurs more than 31 calendar days after termination, and the participant has revoked his earlier benefit election, the participant shall not be entitled to recommence participation until the following Plan Year. However, the employee will be entitled to elect insurance coverage under the State Group Health Insurance Program on an after-tax basis, in accordance with Chapter 60P-2, F.A.C.

(c) If reemployment occurs during a Plan Year subsequent to the one in which termination occurred, the employee shall be entitled to recommence participation upon reemployment and can make new benefit elections for the new Plan Year in accordance with rules and procedures established for newly-hired and newly-eligible employees.

(9) Upon termination of employment, the participant may desire to continue in the Medical Reimbursement Account and satisfy his or her annual election. The participant must notify the Department of his or her desire to continue no later than sixty (60) calendar days from the later of:

(a) The employment termination date;

(b) The date the participant is notified by the Department of his or her eligibility to continue participation.

(10) Continuation in the Medical Reimbursement Account requires that the participant satisfy his or her annual election by one of the following methods:

(a) Arranging, in advance of termination, to have all or part of

the remaining balance deducted from his or her payment for annual or sick leave through payroll deduction on a pretax basis. Any amount needed to satisfy the annual election after this deduction is taken must be paid by personal check or money order within forty-five (45) calendar days of the participant's election to continue participation;

(b) Making a single after-tax payment by check or money order for 100% of the remaining balance due within forty-five (45) calendar days of the participant's election to continue participation;

(c) Making monthly after-tax payments by check or money order for the required monthly contribution made as an active employee. Such payments must be made no later than the first of each month. The first payment must be made within forty-five (45) calendar days of the participant's election to continue participation.

Rulemaking Authority 110.161(5) FS. Law Implemented 110.161 FS. History—New 8-26-96, Repromulgated 4-25-02, Amended .

60P-6.007 Termination of Participation.

Specific Authority 110.161(5) FS. Law Implemented 110.161 FS. History—New 8-3-89, Amended 4-17-91, Formerly 22FB-1.007, Amended 8-26-96, Repromulgated 4-25-02, Repealed .

60P-6.0079 Continuation of Participation.

Specific Authority 110.161(5) FS. Law Implemented 110.161 FS. History—New 8-26-96, Repromulgated 4-25-02, Repealed .

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tami Fillyaw, Director, Division of State Group Insurance
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.: RULE TITLE:
60P-9.003 Enrollment
60P-9.004 Effective Date of Coverage
PURPOSE AND EFFECT: To consolidate Rule 60P-9.003, F.A.C., into Rule 60P-9.004, F.A.C., as rules on the same topic from the same chapter.
SUMMARY: Rule 60P-9.004, F.A.C. is amended and Rule 60P-9.003, F.A.C., is proposed to be repealed.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The economic review conducted by the agency.

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: 110.123(5) FS.

LAW IMPLEMENTED: 17.04, 110.123 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m.. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ms. Debbie Shoup, 4050 Esplanade Way, Suite 215, Tallahassee, FL 32399-0950, Phone (850)921-4593, Email: Debbie.Shoup@dms.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

60P-9.003 Enrollment.

Rulemaking Authority 110.123(5), 20.05(5) FS. Law Implemented 110.123 FS. History—New 8-26-96, Repromulgated 1-31-02, Repealed .

60P-9.004 Effective Date of Coverage.

The effective date of coverage for an employee under the Plan shall be as follows:

- (1) No change
- (2) An employee may elect to refuse coverage by signing a refusal statement and submitting it to his or her personnel office.

~~(3)~~(2) No change

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 8-26-96, Repromulgated 1-31-02, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tami Fillyaw, Director, Division of State Group Insurance
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 28, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.: RULE TITLE:

60P-10.002 Enrollment

60P-10.004 Effective Date of Coverage

PURPOSE AND EFFECT: To consolidate the text of Rule 60P-10.004, F.A.C., into Rule 60P-10.002, F.A.C., as similar rules on the same topic from the same chapter.

SUMMARY: Rule 60P-10.002, F.A.C., is amended and Rule 60P-10.004, F.A.C., is proposed for repeal.

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 economic review conducted by the agency.

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: 110.123(5) FS.

LAW IMPLEMENTED: 110.123 FS.

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488.1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ms. Debbie Shoup, 4050 Esplanade Way, Suite 215, Tallahassee, FL 32399-0950, Phone (850)921-4593, Email: Debbie.Shoup@dms.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

60P-10.002 Enrollment and Effective Date of Coverage.

(1) through (6) No change.

(7) The effective date of coverage requested by the employing agency for enrollment or changes in coverage in a supplemental insurance plan shall always be the first day of the month for which a full month's premium may be deducted using single deductions based upon the employee's signature date on the application. The requested effective date shall be no earlier than the first day of the month following the employee's signature date; however, in no case shall such effective date be prior to or on the employee's employment date. In the case of supplemental policies which require underwriting approval, the effective date of coverage shall be the first day of the month initially requested, following approval or in which a full month's premium can be deducted.

(8) The effective date of coverage for enrollment or changes will be determined by the Department if an error or omission occurs by the employee's agency personnel office.

(9) Receipt of direct payment, endorsement, or deposit of premium by the Department or its agent does not provide coverage if after receipt of the payment, its endorsement, or deposit, the Department or its agent determines that the employee, retiree, or COBRA participant or dependent is not eligible to participate in the Supplemental Insurance Plan. Upon determination of ineligibility, including failure to make timely payments, the premium received shall be fully reimbursed.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 8-22-96, Repromulgated 1-31-02, Amended 4-18-05.

60P-10.004 Effective Date of Coverage.

Rulemaking Authority 110.123(5) FS. Law Implemented 110.123 FS. History—New 8-22-96, Repromulgated 1-31-02, Amended 4-18-05, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tami Fillyaw, Director, Division of State Group Insurance
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Chad Poppell, Secretary, Department of
Management Services
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: December 28, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.:	RULE TITLE:
60S-7.0051	Actuarial Factors for Calculating Benefits Provided by Options 3 and 4 for a Male Member and Female Joint Annuitant Prior to August 1, 1983
60S-7.0061	Actuarial Factors for Calculating Benefits Provided by Options 3 and 4 for a Female Member and Male Joint Annuitant Prior to August 1, 1983
60S-7.0071	Actuarial Factors for Calculating Benefits Provided by Options 3 and 4 for a Male Member with a Male Joint Annuitant Prior to August 1, 1983
60S-7.0081	Actuarial Factors for Calculating Benefits Provided by Options 3 and 4 for a Female Member with a Female Joint Annuitant Prior to August 1, 1983

PURPOSE AND EFFECT: To repeal rules 60S-7.0051, 60S-7.0061, 60S-7.0071, 60S-7.0081, F.A.C., as these rules are obsolete.

SUMMARY: Repeal of rules 60S-7.0051, 60S-7.0061, 60S-7.0071, 60S-7.0081, F.A.C.

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 economic review conducted by the agency.

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: 121.031 FS.

LAW IMPLEMENTED: 121.091(6)(b) FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):
DATE AND TIME: Wednesday, January 25, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.
PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-7.0051 Actuarial Factors for Calculating Benefits Provided by Options 3 and 4 for a Male Member and Female
Rulemaking Authority 121.031 FS. Law Implemented 121.091(6)(b) FS. History—New 10-18-83, Formerly 22B-7.051, 22B-7.0051, Repealed.

60S-7.0061 Actuarial Factors for Calculating Benefits Provided by Options 3 and 4 for a Female Member and Male Joint Annuitant Prior to August 1, 1983.
Rulemaking Authority 121.031 FS. Law Implemented 121.091(6)(b) FS. History—New 10-18-83, Formerly 22B-7.061, 22B-7.0061, Repealed.

60S-7.0071 Actuarial Factors for Calculating Benefits Provided by Options 3 and 4 for a Male Member with a Male Joint Annuitant Prior to August 1, 1983.
Rulemaking Authority 121.031 FS. Law Implemented 121.091(6)(b) FS. History—New 10-18-83, Formerly 22B-7.071, 22B-7.0071, Repealed.

60S-7.0081 Actuarial Factors for Calculating Benefits Provided by Options 3 and 4 for a Female Member with a Female Joint Annuitant Prior to August 1, 1983.
Rulemaking Authority 121.031 FS. Law Implemented 121.091(6)(b) FS. History—New 10-18-83, Formerly 22B-7.081, 22B-7.0081, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Elizabeth Stevens, Director, Division of Retirement
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Chad Poppell, Secretary, Department of
Management Services
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: December 30, 2016

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: 60S-7.070
RULE TITLE: Actuarial Factors for Calculating Reduced Benefits Provided by the Highway Patrol Pension Fund on and After August 1, 1983

PURPOSE AND EFFECT: To repeal rule 60S-7.070 because the rule is no longer needed

SUMMARY: The repeal of rule 60S-7.070 because the rule is no longer needed.

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 economic review conducted by the agency.

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: 121.031 FS

LAW IMPLEMENTED: 121.091(6) FS

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

DATE AND TIME: Tuesday, January 24, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

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 hours before the workshop/meeting by contacting: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399,

(850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-7.070 Actuarial Factors for Calculating Reduced Benefits Provided by the Highway Patrol Pension Fund on and After August 1, 1983.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(6), 321.20 FS. History—New 10-18-83, Formerly 22B-7.70, Amended 11-14-91, Formerly 22B-7.070, Amended 8-13-03, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Elizabeth Stevens, Director, Division of Retirement
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Chad Poppell, Secretary, Department of
Management Services
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: December 30, 2016

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-13.001
RULE TITLE: Experience Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the requirements regarding the diversified program of architecture experience requirements for licensure.

SUMMARY: The requirements regarding the diversified program of architecture experience requirements for licensure will be clarified.

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: 481.2055, 481.211 FS.

LAW IMPLEMENTED: 481.211 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: Krista Woodard, Executive Director, Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G1-13.001 Experience Requirements.

The requirements of Section 481.211, F.S. regarding the diversified program of architectural experience may be satisfied as follows:

(1) For applicants for initial licensure, pursuant to Section 481.209, F.S., or by endorsement, pursuant to Section 481.213(3)(a), F.S., completion of the Architectural Experience Program (AXP) formerly known as the Intern Development Program (IDP) through the National Council of Architectural Registration Boards.

(2) For applicants for licensure by endorsement, pursuant to Section 481.213(3)(b), F.S., completion of the Architectural Experience Program (AXP) formerly known as the Intern Development Program (IDP) through the National Council of Architectural Registration Boards (NCARB) or two (2) years of experience as a licensed architect in another NCARB jurisdiction.

(3) For applicants for licensure by endorsement, pursuant to Section 481.213(3)(c), F.S., who have taken and passed a professional practice examination as outlined in paragraph 4.4 (D) of the NCARB July 2013 Certification Guidelines five (5) years of experience as a licensed architect in a NCARB or Canadian jurisdiction.

Rulemaking Authority 481.2055, 481.211, 481.213(6) FS. Law Implemented 481.211, 481.213 FS. History—New 12-23-79, Amended 5-18-83, Formerly 21B-13.01, Amended 12-10-86, 1-3-93, Formerly 21B-13.001, Amended 7-14-05, 10-28-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Architecture and Interior Design

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 17, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 12, 2016

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: RULE TITLE:

61G1-14.001 Examination Designated, General Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the requirements regarding the examination for licensure.

SUMMARY: The requirements regarding the examination for licensure will be updated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 455.217, 481.213(6) FS.

LAW IMPLEMENTED: 455.217(1)(b), (c), 481.209 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: Krista Woodard, Executive Director, Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771.

THE FULL TEXT OF THE PROPOSED RULE IS:
 61G1-14.001 Examination Designated, General Requirements.
The prescribed licensure examinations for purposes of licensure as a registered architect under Chapter 481, part I, Florida Statutes, are as follows:

(1) Applicants for initial licensure, pursuant to Section 481.209, F.S., or by endorsement, pursuant to Section 481.213(3)(a), F.S., shall take and pass the examination prepared and administered by the National Council of Architectural Registration Boards (NCARB) or have taken and passed a predecessor exam to the examination prepared and administered by the NCARB.

(2) Applicants for licensure by endorsement, pursuant to Section 481.213(3)(b), F.S., shall have taken and passed the examination prepared and administered by the NCARB or have taken and passed a predecessor exam to the examination prepared and administered by the NCARB.

(3) Applicants for licensure by endorsement, pursuant to Section 481.213(3)(c), F.S., shall have taken and passed one of the following examinations:

(a) The examination prepared and administered by the NCARB;

(b) A predecessor exam to the examination prepared and administered by the NCARB;

(c) A Canadian licensure examination accepted by the NCARB for certification as outlined in subsections 3.4 and 4.4 of the NCARB July 2013 Certification Guidelines.

~~Applicants for licensure by examination shall take and pass the examination prepared and administered by the National Council of Architectural Registration Boards (NCARB).~~

Rulemaking Authority 455.217, 481.213(6) FS. Law Implemented 455.217(1)(b), (c), 481.209 FS. History—New 12-23-79, Amended 5-18-83, Formerly 21B-14.01, 21B-14.001, Amended 4-22-97, 3-8-04, 7-14-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Board of Architecture and Interior Design

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 17, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 12, 2016

Section III
 Notice of Changes, Corrections and
 Withdrawals

NONE

Section IV
 Emergency Rules

NONE

Section V
 Petitions and Dispositions Regarding Rule
 Variance or Waiver

NONE

Section VI
 Notice of Meetings, Workshops and Public
 Hearings

DEPARTMENT OF STATE

Division of Historical Resources

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

DATE AND TIME: Wednesday, January 11, 2017, 2:00 p.m.to conclusion

PLACE: R.A. Gray building, Room 307, 500 South Bronough Street, Tallahassee, FL, 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Discuss 9 received historical marker applications.

Registration URL:
<https://attendee.gotowebinar.com/register/8917989658834525955>, Webinar ID: 905-349-323

A copy of the agenda may be obtained by contacting: Michael Hart at Michael.Hart@DOS.MyFlorida.com or (850)245-6333.

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: Michael Hart at Michael.Hart@DOS.MyFlorida.com or (850)245-6333. 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: Michael Hart at Michael.Hart@DOS.MyFlorida.com or (850)245-6333.

DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Cultural Affairs and Citizens for Florida Arts announces a public meeting to which all persons are invited.

DATE AND TIME: January 9, 2017, 11:30 a.m.

PLACE: This meeting will take place via teleconference.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss any business items which may come before the Board.

A copy of the agenda may be obtained by contacting: Morgan Lewis, Division of Cultural Affairs, (850)245-6470 or Morgan.Lewis@dos.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rachelle Ashmore, (850)245-6490. 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: Morgan Lewis, Division of Cultural Affairs, (850)245-6470 or Morgan.Lewis@dos.myflorida.com.

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announces the following Deep Dive Workshop for Tuesday, January 10, 2017, which is open to the public. The workshop will be held at the College’s Downtown Campus, 101 West State St., Jacksonville, FL 32202.

DATE AND TIME: Tuesday, January 10, 2017, 12:00 Noon – 2:00 p.m.

PLACE: College’s Downtown Campus, 101 West State St., Room C-106, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Deep Dive Workshop; various academic and operational topics.

Copies of the agenda for the workshop will be available for inspection beginning Wednesday, January 4, 2017, and copies will be provided upon written request and the payment of approved duplicating charges.

If special accommodations are required, please advise the Office of the College President twenty-four (24) hours in advance of the workshop by contacting District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu.

Florida State College at Jacksonville hereby reaffirms the principle of equal opportunity for all persons regardless of

race, disability, color, ethnicity, national origin, religion, gender, age, sex, sexual orientation/expression, marital status, veteran status, pregnancy or genetic information. Equal opportunity principle applies with regard to employment, delivery of educational programs and services, and all other appropriate areas in which the College is involved.

Florida State College at Jacksonville, Dr. Cynthia A. Bioteau, College President

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

The Office of Early Learning announces a public meeting to which all persons are invited.

DATE AND TIME: January 12, 2017 at 4:00 p.m. ET until business concludes.

PLACE: Crowne Plaza Tampa Westshore, 5303 W. Kennedy Blvd, Tampa, FL 33609 or online via GoToWebinar – register at

<https://attendee.gotowebinar.com/register/4324867794644391172>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board action and review items relating to the Child Care Executive Partnership (CCEP) Program.

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

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

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:

14-97.003: Access Control Classification System and Access Management Standards

The Florida Department of Transportation announces public meetings to which all persons are invited.

DATES AND TIMES: January 19, 2017, 2:00 p.m.; February 16, 2017, 2:00 p.m.; March 16, 2017, 2:00 p.m.; April 20, 2017, 2:00 p.m.; May 18, 2017, 2:00 p.m.; June 15, 2017, 2:00 p.m.; July 20, 2017 2:00 p.m.; August 17, 2017, 2:00 p.m.; September 21, 2017, 2:00 p.m.; October 19, 2017, 2:00 p.m.; November 16, 2017, 2:00 p.m.; December 21, 2017, 2:00 p.m.

PLACE: FDOT District 5 Headquarters, Osceola Conference Room, 719 S. Woodland Boulevard, FL 32720

GENERAL SUBJECT MATTER TO BE CONSIDERED: Access Management Review Committee will meet to discuss any matters that may be up for review concerning Access Management in District 5. If no meetings are requested by the

public, the meetings will be cancelled 7 business days prior to the meeting date.

A copy of the agenda may be obtained by contacting: Suraj Pamulapati, District Access Management Engineer, (386)943-5304, suraj.pamulapati@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: Suraj Pamulapati, (386)943-5304, suraj.pamulapati@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: Suraj Pamulapati, District Access Management Engineer, (386)943-5304, suraj.pamulapati@dot.state.fl.us

FLORIDA COMMISSION ON OFFENDER REVIEW

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

DATE AND TIME: Wednesday, February 8, 2017 & Thursday, February 9, 2017, 9:00 a.m.

PLACE: Polk County Sheriff's Office, 1891 Jim Keene Boulevard, Winter Haven, Florida

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

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

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

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

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

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

DATE AND TIME: January 12, 2017, Lands Committee Meeting, 12:00 Noon, Governing Board Meeting at 1:00 p.m., Public Hearing on Consideration of Regulatory Matters at 1:05 p.m.

PLACE: District Headquarters, 81 Water Management Drive, Havana, Florida 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED: District business. The Fiscal Year 2017-2018 Preliminary Budget will be presented and considered during the Governing Board meeting.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: Savannah White.

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: Wendy Dugan. 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.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces two public meetings.

DATE AND TIME: Thursday, January 12, 2017, 9:00 a.m., Governing Board Meeting

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

DATE AND TIME: Thursday, January 12, 2017, 9:00 a.m. or immediately following the conclusion of the Governing Board Meeting of the South Florida Water Management District: Audit & Finance Committee Meeting

PLACE: SFWMD Headquarters, B-1 Building, 3301 Gun Club Road, West Palm Beach, Florida 33406

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meetings on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters; and Governing Board to consider a budget amendment to the District's Fiscal Year 2016-2017 budget in the amount of

\$350,000 from General State Revenues for a bridge design project in the City of Clewiston.

A copy of the agendas may be obtained by contacting Brenda Low, (561)682-6805 or at <https://www.sfwmd.gov>, seven days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the District Clerk, (561)682-6805. 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 these meetings or hearings, 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 Brenda Low, (561)682-6805, BLow@sfwmd.gov.

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority
The Tampa Bay Water - A Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: January 19th, 2017, 1:30 p.m.
PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for As-Needed Engineering Services, Contract No.'s 2017-020 thru 029. As a part of the selection process, the Selection Committee will meet to review and discuss the responses and ranking of the firms, determine if interviews are needed and review potential interview questions.

A copy of the agenda may be obtained by contacting: Records Department (727)796-2355.

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: Records Department (727)796-2355.

DEPARTMENT OF MANAGEMENT SERVICES

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

DATES AND TIMES: Wednesday, January 18 and Thursday, January 19, 2017, 9:00 a.m. to conclusion of business

PLACE: Telephone Conference, Conference Call in Number: (888)670-3525, Conference Code: 2323004133

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss matters relating to Florida E911 Board

A copy of the agenda may be obtained by contacting: Leon Simmonds, (850)413-6382, leon.simmonds@dms.myflorida.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Leon Simmonds, (850)413-6382

leon.simmonds@dms.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).

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

For more information, you may contact: Leon Simmonds, (850)413-6382, leon.simmonds@dms.myflorida.com

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board
The Department of Management Services, Division of Telecommunications announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 31, 2017, 9:00 a.m. to 5:00 p.m.

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

Call in (888)670-3525/Password: 6395414829

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Joint Task Force (JTF) Technical Committee will discuss items to bring to the attention of the JTF Board regarding the Statewide Law Enforcement Radio System (SLERS).

A copy of the agenda may be obtained by contacting: The agenda and handouts will be made closer to the date of the meeting at the following web address:

http://www.dms.myflorida.com/business_operations/telecommunications/radio_communications_services/statewide_law_enforcement_radio_system_slers/upcoming_joint_task_force_meetings

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: Gloria Watford at (850)921-4204 or Gloria.Watford@dms.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).

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: Gloria Watford at (850)921-4204 or Gloria.Watford@dms.myflorida.com

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

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

DATE AND TIME: Wednesday, January 18 and Thursday January 19, 2017, 9:00 a.m. to conclusion of business

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 180, Tallahassee, FL 32399, Conference Number: (888)670-3525, Conference Code: 2323004133

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss matters relating to the Florida E911 Board.

A copy of the agenda may be obtained by contacting: Leon Simmonds, (850)413-6382, Leon.Simmonds@dms.myflorida.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Leon Simmonds, (850)413-6382, Leon.Simmonds@dms.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).

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

For more information, you may contact: Leon Simmonds, (850)413-6382, Leon.Simmonds@dms.myflorida.com

DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: February 10, 2017, 10:00 a.m. - 12:00 Noon

PLACE: Career Source, 415 Racetrack Rd. N.E., Ft. Walton Beach, Fl. 32547

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Dept. of Children and Families, Circuit 1 Alliance-Community Action Team to provide a forum for providers and the community to identify needs and gaps in services in order to improve the lives of children and families in Escambia, Santa Rosa, Okaloosa, and Walton Counties. For those that cannot attend in person, the following conference call number is being provided for them, the number is 1-(888)670-3525 and the participant code is 5412711821#.

A copy of the agenda may be obtained by contacting: Phyllis Gonzalez, (850)483-6675

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: Phyllis Gonzalez, (850)483-6675. 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.

OTHER AGENCIES AND ORGANIZATIONS

Pasco-Pinellas Area Agency on Aging

The AREA AGENCY ON AGING OF PASCO-PINELLAS announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 17, 2017, 11:00 a.m.

PLACE: 9549 Koger Blvd., Suite 100, St. Petersburg, FL 33702

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The AAAPP proposes to continue to provide the following services directly in Pasco and Pinellas counties:

OAA Title IIIB – Case Management

OAA Title IIIIE – Screening and Assessment & Education and Training

A copy of the agenda may be obtained by contacting: N/A

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: Jason Martino, no later than Thursday, January 12th, at (727)570-9696, ext. 272. 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: Jason Martino, no later than Thursday, January 12th, at (727)570-9696, ext. 272

OTHER AGENCIES AND ORGANIZATIONS

Moffitt Cancer Center & Research Institute
 The H. Lee Moffitt Cancer Center and Research Institute, Inc. announces a public meeting to which all persons are invited.
 DATE AND TIME: February 28, 2017, 1:00 p.m.
 PLACE: Moffitt Cancer Center, Stabile Trustees Board Room
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board of Directors.
 A copy of the agenda may be obtained by contacting: Kim Chewning at (813)745-3229
 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: . 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).

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics
 NOTICE IS HEREBY GIVEN that The Department of Business & Professional Regulation, Division of Drugs, Devices, and Cosmetics has declined to rule on the petition for declaratory statement filed by Mary Ellen Kleiman, Esquire of the National Association of Chain Drug Stores (“NACDS” or “Petitioner”) on October 17, 2016. The following is a summary of the agency's declination of the petition:
 The Petitioner makes the conclusion that the Department’s statutes and rules are preempted by federal law, based on Petitioner’s interpretation of the Drug Supply Chain Security Act. The Petitioner cites to a declaratory statement issued by the Department in In Re Petition for Declaratory Statement, Publix Super Markets, Inc., Petitioner (DS 2014-007 April 15, 2014), in which the Department interpreted its pedigree laws in light of changes to the federal law and concluded that the Department’s pedigree laws were preempted by the enactment of the federal law. Since enactment of the Drug Supply Chain Security Act, the Florida Legislature enacted changes to Sections 499.0121(6)(a), 499.0121(6)(b), 499.0121(6)(f), and 499.0051(1)(c), Florida Statutes, making it clear the requirements for business records that are required to be kept to ensure that persons distributing, packaging, shipping and receiving prescription drugs are permitted to do so. Further, the Department engaged in rulemaking to add new rules 61N-1.028, and 61N-1.031, Florida Administrative Code. Petitioner

is not asking how these statutes and rules affect petitioner in its circumstances. Rather, the Petitioner is attempting to challenge both the statutes and the rules referenced above. The Petitioner asks the Department to declare that the DSCSA pre-empts the Department’s statutes and rules cited in the Petition, in accordance with the Petitioner’s interpretation of the DSCSA. This the Department cannot do in a proceeding on a Petition for Declaratory Statement. Based on the foregoing, the Department declines to issue a declaratory statement, and the Petition is DENIED. The Denial was filed on December 29, 2016.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division of Drugs, Devices and Cosmetics, 2601 Blair Stone Road, Tallahassee, FL 32399-1047 (850)717-1802 or contact Dinah.Greene@myfloridalicense.com
 Please refer all comments to: Reginald D. Dixon, Division Director, The Division of Drugs, Devices and Cosmetics, 2601 Blair Stone Road, Tallahassee, FL 32399-1047, Reggie.Dixon@myfloridalicense.com, website http://interredesignalpha/dbpr/ddc/ddc_division_notices.html.

DEPARTMENT OF FINANCIAL SERVICES

Finance
 NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by VendEngine, Inc., on December 30, 2016. The following is a summary of the agency's disposition of the petition:
 The petitioner sought a declaratory statement from the Office on whether Petitioner's proposed business model (of providing a technology platform, of which money handling functionality [cash deposits, and credit card deposits for and on behalf of inmates]) falls within the Florida Money Transmitter Statute, Chapter 560, Florida Statutes. On December 30, 2016 the Office issued a Final Order. Petitioner is a substantially affected person. Petitioner is not required to obtain licensure as a money transmitter under Chapter 560, Florida Statutes, for the activities described in its Petition for Declaratory Statement.
 A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com or online at <https://real.flofr.com/ConsumerServices/SearchLegalDocuments/LDSearch.aspx#/searchLegalDocuments>.
 Please refer all comments to: A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation,

P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules
Filed with the Secretary of State

Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8 a.m. Tuesday, December 27, and 3 p.m. Friday, December 30, 2016 (Monday, December 26, 2016 and Monday, January 2, 2017 were observed holidays). An improved electronic

publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
5K-4.002	12/27/2016	1/16/2017
5N-1.132	12/27/2016	1/16/2017
5N-1.134	12/27/2016	1/16/2017
19-13.001	12/29/2016	1/18/2017
19-13.002	12/29/2016	1/18/2017
19-13.003	12/29/2016	1/18/2017
19-13.004	12/29/2016	1/18/2017
59A-4.201	12/29/2016	1/18/2017
59A-9.034	12/27/2016	1/16/2017
59A-12.001	12/29/2016	1/18/2017
59A-23.001	12/29/2016	1/18/2017
60FF-1.001	12/27/2016	1/16/2017
64B15-19.0065	12/30/2016	1/19/2017
64K-1.004	12/23/2016	1/12/2017
68A-27.007	12/29/2016	1/18/2017
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
40B-9.021	12/21/2016	**/**/****
40B-9.041	12/21/2016	**/**/****
40B-9.126	12/21/2016	**/**/****
40B-9.131	12/21/2016	**/**/****
40B-9.1381	12/21/2016	**/**/****
40B-9.1411	12/21/2016	**/**/****
40B-9.142	12/21/2016	**/**/****
40B-9.145	12/21/2016	**/**/****

40B-9.123	12/9/2016	**/**/****
60FF1-5.009	7/21/2016	**/**/****
64B8-9.009	6/15/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.100	12/19/2016	**/**/****
69L-7.501	12/19/2016	**/**/****

REGIONAL PLANNING COUNCILS

Northeast Florida Regional Planning Council
Regulatory Plan

Pursuant to Section 120.74, Florida Statutes, the 2016 Northeast Florida Regulatory Plan was published on the agency's website, www.nefrc.org, on December 29, 2016.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

Notice of Litigation

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on December 27, 2016, concerning certificate of need decisions. No decision has been made as to the sufficiency of these petitions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine the substantial interest of persons. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F. S., as well as Section 408.039, F.S. and Section 59C-1.012, F. A. C. In deference to rights of substantially affected persons, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

CON# INITIAL DECISION, PROJECT, CTY, APPLICANT, PARTY REQUEST

HEARING (PRH)

10448 Denial, to establish a new 25 bed acute care hospital, Gilchrist County, Rural Health Partners, LLC, (PRH) same as applicant

10449 Approval, to establish a new Class 1 acute care hospital consisting of 66 beds, Marion County, Munroe HMA Hospital, LLC d/b/a Munroe Regional Medical Center, (PRH)

Marion Community Hospital, Inc. d/b/a Ocala Regional Medical Center, Citrus Memorial Hospital, Inc. d/b/a Citrus Memorial Hospital and Marion Community Hospital, Inc. d/b/a West Marion Community Hospital

10450 Approval, to establish a new general acute care hospital campus of 100 beds, Orange County, Adventist Health System/Sunbelt, Inc. d/b/a Florida Hospital, (PRH) Orlando Health Central, Inc.

10451 Approval, to establish a new general acute care hospital of 100 licensed acute care beds, Orange County, Central Florida Health Services, LLC, (PRH) Adventist Health System/Sunbelt, Inc. d/b/a Florida Hospital

10457 Approval, to establish a new general acute hospital with 90 beds, Sarasota County, Sarasota County Public Hospital District d/b/a Sarasota Memorial Hospital, (PRH) Fawcett Memorial Hospital, Inc. d/b/a Fawcett Memorial Hospital, and Englewood Community Hospital, Inc. d/b/a Englewood Community Hospital

10457 Approval, to establish a new general acute hospital with 90 beds, Sarasota County, Sarasota County Public Hospital District d/b/a Sarasota Memorial Hospital, (PRH) Venice Regional Bayfront Health

10457 Approval, to establish a new general acute hospital with 90 beds, Sarasota County, Sarasota County Public Hospital District d/b/a Sarasota Memorial Hospital, (PRH) Bayfront Health Port Charlotte

10458 Approval, to establish a Class I acute care replacement hospital consisting of 312 beds, Sarasota County, Venice HMA, LLC d/b/a Venice Regional Bayfront Health, (PRH) Fawcett Memorial Hospital, Inc. d/b/a Fawcett Memorial Hospital, and Englewood Community Hospital, Inc. d/b/a Englewood Community Hospital

10458 Approval, to establish a Class I acute care replacement hospital consisting of 312 beds, Sarasota County, Venice HMA, LLC d/b/a Venice Regional Bayfront Health, (PRH) Sarasota County Public Hospital District d/b/a Sarasota Memorial Hospital

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.