

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Electrical Contractors' Licensing Board

RULE NO.:	RULE TITLE:
61G6-10.004	Payment of Fine
61G6-10.005	Minor Violations and Non-Compliance
61G6-10.006	Reinstatement and Relicensure
61G6-10.007	Probation
61G6-10.008	Mediation

PURPOSE AND EFFECT: The Board proposes the rule amendments for needed updates and to implement the legislative changes made by 2016-222, Laws of Florida.

SUBJECT AREA TO BE ADDRESSED: Payment of Fine. Minor Violations and Non-Compliance. Reinstatement and Relicensure. Probation. Mediation.

RULEMAKING AUTHORITY: 455.225(3), 455.227(3), 455.2235(1), 489.507(3), 489.533(2)(e), FS.

LAW IMPLEMENTED: 455.225(3), 455.227(2)(f), (3), 455.2235(1), 489.533(4), 489.533 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: Ruthanne Christie, Executive Director, Electrical Contractors' Licensing Board, 2601 Blairstone Road, Tallahassee, FL 32399-0751.

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

AGENCY FOR STATE TECHNOLOGY

RULE NO.:	RULE TITLE:
74-2.001	Purpose and Applicability; Definitions
74-2.002	Identify
74-2.003	Protect
74-2.004	Detect
74-2.005	Respond
74-2.006	Recover

PURPOSE AND EFFECT: The purpose and effect of this rule development is to revise definitions, modify information technology security incident reporting and response procedures, and revise related reporting forms.

SUBJECT AREA TO BE ADDRESSED: Cybersecurity standards for information technology resources.

RULEMAKING AUTHORITY: 282.318(6) FS.

LAW IMPLEMENTED: 282.318(3) FS.

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

DATE AND TIME: March 6, 2017, 2:00 p.m.

PLACE: First District Court of Appeal, 2000 Drayton Drive, Room 1183, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kevin Wiggins at (850)412-6052. 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: Kevin Wiggins at (850)412-6052.

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

Section II

Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
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59G-1.100: Medicaid Fair Hearings

PURPOSE AND EFFECT: The purpose of Rule 59G-1.100, Florida Administrative Code (F.A.C.), is to describe the Florida Medicaid Fair Hearing process conducted by the Agency for Health Care Administration.

SUMMARY: The rule clarifies the procedures for requesting a hearing and the hearing process, creates the Office of Fair Hearings, and codifies filing requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

herein: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.285, 409.973 FS.

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

DATE AND TIME: March 14, 2017, 11:00 a.m. to 12:00 noon.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: David Nam. 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: David Nam, Office of the General Counsel, 2727 Mahan Drive, Mail Stop 11, Tallahassee, Florida 32308-5407, telephone: (850)412-3659, e-mail: David.Nam@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received from the date of this notice until 5:00 p.m. March 15, 2017. Comments may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-1.100 Medicaid Fair Hearings.

(1) Purpose.

This rule establishes procedures applicable to Fair Hearings conducted by the Agency for Health Care Administration (Agency) pursuant to section 409.285(2), Florida Statutes (F.S.).

(2) Definitions.

The following definitions are applicable to this rule:

(a) Action - In the case of a recipient receiving services through the fee-for-service (FFS) delivery system, any of the following:

1. The reduction, suspension, or termination by the Agency of a previously authorized service.; or

2. The denial, in whole or in part, of a requested service or supplies by the Agency.

(b) Adverse Benefit Determination - In the case of a managed care plan enrollee, any of the following:

1. The denial, in whole or in part, of a requested service or supplies by the plan;

2. The reduction, suspension, or termination by the plan of a previously authorized service;

3. The failure of the plan to provide services in a timely manner as specified in the Agency's contract with the plan; or

4. The denial by the plan of an enrollee's request to dispute a Florida Medicaid financial liability, including, copayments and coinsurance..

(c) Authorized Representative - A person designated to request or represent the interests of the recipient or enrollee in a fair hearing.

(d) Benefit(s) - Florida Medicaid-covered services and supplies, as set forth in the Florida Medicaid State Plan, coverage policies, handbooks, fee schedules, or applicable waiver for Florida Medicaid waiver benefits. For managed care plan enrollees, benefits include expanded benefits covered by a plan as set forth under the terms and conditions of the plan's contract with the Agency.

(e) Business Day - Any day in which the Agency conducts business, excluding Saturdays, Sundays, and holidays as defined in section 110.117, F.S.

(f) Corrective Action - Corrective payments, or if appropriate, admission or readmission of a recipient or enrollee to a facility.

(g) Day - A calendar day.

(h) Disenrollment Denial - The Agency's denial of an enrollee's request for a good cause disenrollment from a plan pursuant to section 409.969, F.S.

(i) Enrollee – Recipient who is a member of a managed care plan.

(j) Fair Hearing (Hearing) - Proceedings conducted by the Agency pursuant to section 409.285(2), F.S.

(k) File(d) - Received by the Office of Fair Hearings or by the Hearing Officer during the course of a hearing.

(l) Final Order - A written order rendered by the Agency constituting final agency action in a fair hearing.

(m) Fee-For-Service Recipient (FFS recipient)- Florida Medicaid recipient receiving benefits under the FFS delivery system.

(n) Hearing Officer - The presiding officer appointed by the Agency to conduct a fair hearing.

(o) Hearing Request - A clear, written or oral expression to the Agency requesting review of:

1. An action;

2. A plan appeal of an adverse benefit determination;
3. A disenrollment denial, pertaining to the enrollee; or
4. A matter within the fair hearing jurisdiction of the Agency.

(p) Legal Holiday - As designated in section 110.117, F.S.

(q) Medical Supplies (Supply or Supplies) - As defined in Rule 59G-4.070, F.A.C.

(r) Notice of Action (NOA) - Written notice from the Agency to a FFS recipient regarding an action.

(s) Notice of Adverse Benefit Determination (NABD) - Written notice from a plan to an enrollee regarding an adverse benefit determination.

(t) Notice of Plan Appeal Resolution (NPAR) - Written notice from a plan to an enrollee resolving the enrollee's plan appeal.

(u) Office of Fair Hearings (Office) - The hearing authority within the Agency designated to conduct fair hearings.

(v) Plan- Managed medical assistance and long-term care plans as defined in Rule 59G-1.010, F.A.C.

(y) Plan Appeal - A review by the plan of an adverse benefit determination.

(w) Recipient - Individual determined to be eligible for Florida Medicaid-covered services by the Department of Children and Families or the Social Security Administration, and who is enrolled in the Florida Medicaid program.

(x) Send (Sent) - Delivery by U.S. mail, email, facsimile transmission, or hand delivery.

(y) Service(s) - Any diagnostic or treatment procedure(s) or other medical or allied care claimed to have been furnished to a recipient and listed in an itemized claim for payment; or, in the case of a claim based on costs, any entry in the cost report, books of account, or other documents supporting such claim.

(3) Jurisdiction and Right to a Hearing.

The Agency has jurisdiction and must provide a fair hearing for:

(a) A FFS recipient who makes a hearing request regarding:

1. The reduction, suspension, or termination by the Agency of a previously authorized service;

2. The denial, in whole or in part, of a requested service or supply by the Agency; or

3. The failure of the Agency to provide a timely NOA subsequent to the Agency's failure to provide all medically necessary services to the recipient with reasonable promptness.

(b) An enrollee who makes a hearing request regarding:

1. A notice of plan appeal resolution indicating that the plan appeal did not result in the reversal of a prior denial of a new service, or the reduction, suspension, or termination of a

previously authorized service, if timely challenged by the enrollee in accordance with the plan appeal procedures following the timely issuance of the plan's NABD to the enrollee;

2. The failure of the plan to adhere to notice and timing requirements applicable to plan appeals; or

3. The failure of the plan to timely notice the enrollee through a NABD, subsequent to the plan's failure to provide medically necessary services requested by the enrollee to the enrollee with reasonable promptness.

(c) An enrollee who makes a hearing request regarding a disenrollment denial.

(d) A recipient who receives notification from the Agency pursuant to Rule 59G-5.110, F.A.C. that a reimbursement request is denied in whole or in part.

(e) A recipient entitled to a fair hearing pursuant to section 409.285(2), F.S.

(f) The Agency need not grant a fair hearing if the sole issue is a federal or state law requiring an automatic change adversely affecting some or all recipients.

(4) Parties.

(a) The parties to a fair hearing regarding FFS benefits are the FFS recipient and the Agency.

(b) The parties to a fair hearing regarding managed care benefits are the enrollee and the plan. Upon request by the Agency, the Agency may be granted party status by the Hearing Officer.

(c) The parties to a fair hearing regarding a disenrollment denial are the enrollee and the Agency.

(d) The parties to a fair hearing regarding a reimbursement request pursuant to Rule 59G-5.110, F.A.C., are the recipient and the Agency.

(e) The parties to any fair hearing pursuant to section 409.285(2), F.S., not specified herein, are the recipient and the appropriate state agency or its designee.

(5) Pleadings, Papers, Addresses, and Service.

(a) Any pleading or paper received by the Office before 5:00 p.m. on a business day shall be filed as of that day. A pleading or paper received after 5:00 p.m. on a business day, or on a Saturday, Sunday, or legal holiday shall be filed as of 8:00 a.m. on the next business day.

(b) A recipient or their authorized representative, must provide and maintain a mailing address of record with the Office, or if they elect service via email, must provide and maintain a valid email address of record with the Office. A plan and legal counsel to a party must provide and maintain a valid mailing and email address on file with the Office and consent to service via email. Service at the mailing address, or email address, if applicable, of record is presumed to be valid service.

(c) Each plan, and legal counsel to a party, must maintain a designated email address with the Office. Recipients may designate an email address with the Office. The Office shall provide all fair hearing-related communications to a party with a designated email address at that email address. Service on a party's, an authorized representative's, or legal counsel's designated email address is presumed to be valid service.

(d) Unless the Hearing Officer orders otherwise, every pleading and paper filed in a fair hearing, except applications for witness subpoenas, shall be served on each party at the mailing address of record or designated email address.

(e) Service on counsel of record or on an authorized representative at the mailing address of record or designated email address is presumed to be valid service on the party.

(6) Computation of Time.

(a) In computing any period of time under this rule, by order of a Hearing Officer, or by any applicable statute, the day of the act from which the period of time begins to run shall not be included. The last day of the period shall be included unless it is a Saturday, Sunday, or a legal holiday in which event the period shall run until the end of the next business day. When the period of time allowed is less than seven days, only business days shall be included in the computation.

(b) Five days shall be added to the time limits when service is made by U.S. mail. One business day shall be added when service is made by overnight courier. No additional time shall be added if service is made by email, facsimile transmission, or hand delivery.

(7) Appearances, Authorized Representatives, and Withdrawal.

(a) Recipients may represent themselves in a fair hearing, they may be represented by a non-attorney authorized representative, or, they may be represented by an attorney authorized to practice law in Florida retained by the recipient, or a person with authority to retain counsel for the recipient.

(b) Counsel representing a party in a fair hearing shall promptly file with the Office and serve on each other party a notice of appearance, which includes counsel's mailing address of record and email address. Filing of a notice of appearance shall constitute acceptance of service at the email address provided by counsel.

(c) Any person, including counsel or a recipient's provider, requesting a fair hearing on behalf of a recipient, or seeking to represent a recipient in a fair hearing, must provide and maintain with the Office:

1. A written authorization signed by the recipient or by a person with legal authority to act on behalf of the recipient, designating the person as the recipient's authorized representative; and

2. A mailing address of record, and may designate an email address with the Office. As set forth herein, counsel appearing on behalf of a recipient consents to service via email.

(d) Upon motion, the Hearing Officer shall grant counsel of record or an authorized representative leave to withdraw from representation of a party for good cause shown. The motion shall contain the mailing address, email address, if applicable, and telephone number of the party represented.

(8) Requests for Fair Hearing.

(a) A recipient may make a hearing request either orally or in writing.

(b) Any person, including counsel or a recipient's provider, making a hearing request on behalf of a recipient, or seeking to represent a recipient in a fair hearing, must file with the Office a written authorization signed by the recipient or by a person with legal authority to act on behalf of the recipient, designating the person as the recipient's authorized representative.

(c) The Agency must receive the fair hearing request within 90 days of the date a required NOA is sent to the recipient.

(d) The Agency may waive the 90 day time limit for making a hearing request when:

1. The Agency fails to send a timely NOA to the FFS recipient; or

2. The Agency fails to act on a FFS recipient's specific request for benefits.

(e) An enrollee must initiate and complete a plan appeal before making a fair hearing request. The plan appeal is complete when:

1. The enrollee receives from the plan a NPAR indicating the plan appeal was not resolved wholly in the enrollee's favor; or

2. The plan fails to adhere to notice and timing requirements applicable to plan appeals.

(f) An enrollee need not initiate and complete a plan appeal before making a fair hearing request if the request is based on a plan determination or NOA rendered before March 1, 2017.

(g) A fair hearing request by an enrollee must be received by the Agency within 120 days of the date the required NPAR is sent to the enrollee.

(h) In other instances where a recipient is entitled to a fair hearing, the hearing request must be received by the Agency within 90 days of the date of the required time to provide a NOA, or such other time specified by law.

(9) Acknowledgement, Denial, and Dismissal of Fair Hearing Requests.

(a) The Office shall provide each party with prompt, written acknowledgement of a fair hearing request. The parties

shall comply with any instructions issued with the acknowledgement.

(b) A Hearing Officer is authorized to deny or dismiss a request for a fair hearing for reasons consistent with this rule, including the following:

1. The Office does not have jurisdiction over the subject matter of the fair hearing;

2. The enrollee has not completed the plan appeal;

3. A fair hearing request is untimely;

4. A person other than the recipient makes a hearing request without also filing a written designation signed by the recipient authorizing the representation;

5. The recipient:

a. Files a written withdrawal of the fair hearing request; or

b. Fails to appear at the scheduled fair hearing without good cause;

6. The fair hearing is moot; or

7. The sole issue is a federal or state law requiring an automatic change adversely affecting some or all recipients or enrollees.

(c) The Hearing Officer shall provide each party with written notice when a fair hearing request is denied or dismissed.

(10) Notice of Fair Hearing.

(a) The Office shall provide each party with a written notice of fair hearing at least 14 days in advance of the fair hearing date.

(b) The recipient or enrollee may waive the 14 days advance notice requirement, upon written request.

(c) Each party shall comply with all prehearing instructions issued by the Office or a Hearing Officer.

(11) Consolidated Hearings.

The Hearing Officer may consolidate separate fair hearing requests involving the same recipient if it appears consolidation would promote the just, speedy, and inexpensive resolution of the proceedings, and would not prejudice the rights of the recipient, or unduly prejudice another party.

(12) Access to Case File Prior to Fair Hearing.

(a) The recipient or enrollee must be provided access to his or her entire case file, including all medical records and any other documents and records considered or relied upon by a plan regarding a plan appeal, or by the Agency, whichever is applicable. Access to documents specified herein must be provided within seven days of the recipient's or enrollee's request to the plan or Agency.

(b) For expedited fair hearings, the entire case file, or any requested portion, must be provided within 24 hours of the recipient's or enrollee's request.

(c) These materials shall be provided to the recipient or enrollee free of charge.

(13) Discovery; Subpoenas.

(a) Each party may obtain discovery through the means and in the manner provided in Rules 1.280 through 1.410, Florida Rules of Civil Procedure. The Hearing Officer may issue orders to effect the purposes of discovery and to prevent delay, including the imposition of sanctions in accordance with the Florida Rules of Civil Procedure, except contempt.

(b) Upon the request of any party, the Hearing Officer may issue subpoenas for the attendance of witnesses for deposition or at the hearing. The requesting party shall indicate whether the witness is also requested to bring documents, and if so, specify the documents to be produced.

(c) A subpoena may be served by any person specified by law to serve process, or by any person who is not a party and who is 18 years of age or older. Service shall be made by delivering a copy to the person named in the subpoena. Proof of service shall be made by affidavit of the person making service, if not served by a person specified by law to serve process.

(d) Any motion to quash or limit a subpoena shall be filed with the Office or Hearing Officer and shall state the grounds relied upon.

(14) Continuances and Abandonment.

(a) The Hearing Officer may grant a continuance of a fair hearing for good cause shown, or upon stipulation of all parties of record. Except in cases of emergency, requests for continuance shall be made at least five days prior to the date noticed for the hearing.

(b) The Hearing Officer may find that a fair hearing is abandoned if the recipient or enrollee fails to appear at a properly noticed fair hearing without good cause.

(15) Motions.

(a) All motions shall be in writing and filed with the Office. The motion shall state the relief requested and the grounds relied upon in support of the motion. If the movant is represented by counsel, the motion shall be accompanied by a written memorandum of law in support of the motion, unless otherwise permitted by the Hearing Officer.

(b) All motions, other than a motion to dismiss, shall include a statement that the movant has conferred with all other parties of record and shall state whether each party has any objection to the motion. Any statement that the movant was unable to confer with another party or parties before filing the motion must provide information regarding the date(s) and method(s) by which contact was attempted.

(c) When time permits, the other parties to the fair hearing may, within seven days of service, file written memoranda in response to a motion. No reply to a response shall be permitted, unless leave is sought from and granted by the Hearing Officer.

(d) Motions shall be decided on the basis of the pleadings, the grounds set forth in the motion, and any supporting or

opposing legal memoranda, unless the Hearing Officer orders a motion hearing to resolve the issues. The Hearing Officer shall conduct such proceedings and render such orders as necessary to dispose of the issues raised by a motion.

(e) Motions for extension of time, other than a motion for continuance of the fair hearing, shall be filed no later than two days prior to the expiration of the deadline sought to be extended and shall state good cause for the request.

(f) Motions made orally on the record during the course of a fair hearing, except for motions for extension of time or for a continuance, are exempt from these requirements, unless otherwise ordered by the Hearing Officer.

(16) Hearing Officers.

(a) A Hearing Officer shall be appointed by the Agency to preside over each fair hearing and must:

1. Ensure that the fair hearing is conducted in a manner consistent with this rule and promotes the fair, just, and speedy resolution of the proceeding;

2. Be impartial and was not involved in the initial determination giving rise to the fair hearing; and

3. Refrain from unilateral communications with a party or a party's representative regarding the substance of the issues presented in the fair hearing; if any such communication occurs, the Hearing Officer shall document the communication in the record of the fair hearing.

(b) The Hearing Officer shall have the authority to issue any and all orders and render rulings consistent with this rule.

(17) Conduct of Hearing.

(a) Hearings conducted pursuant to this rule are only open to the parties and their witnesses, unless authorized by the Hearing Officer and with the consent of the recipient or enrollee.

(b) Each fair hearing shall be a de novo, evidentiary proceeding, and shall be conducted in a manner that meets the requirements of this rule.

(c) Each fair hearing shall be conducted by telephone or in such manner as prescribed by the Hearing Officer. The Hearing Officer has the authority to swear witnesses and take their testimony under oath. Testimony taken by telephone or other telecommunications media does not require that a notary be present with the witness to administer the oath; however, the Hearing Officer must be satisfied as to the identity of the party or witness testifying.

(d) Each fair hearing shall be recorded. A copy of the recording shall be provided to the recipient or enrollee, upon request and free of charge.

(e) The recipient must have access to his or her entire case file including all medical records and any other documents and records considered or relied upon by a plan regarding a plan appeal, or by the Agency, whichever is applicable, during the

course of the hearing. These materials shall be provided upon the recipient's request free of charge.

(f) When the plan is a party, it shall file with the Office or Hearing Officer all legal authorities, Florida Medicaid policies and regulations, and contractual provisions relied upon for its determination of any issues presented in the fair hearing. The enrollee must have access to this information during the course of the hearing.

(g) The burden of proof is on the party asserting the affirmative of an issue, except as otherwise required by statute. The burden of proof is on the Agency or plan, whichever is applicable, when the issue presented is the suspension, reduction, or termination of a previously authorized service. The burden of proof is on the recipient or enrollee, when the issue presented is the denial or a limited authorization of a service. The party with the burden of proof shall establish its position to the satisfaction of the Hearing Officer by a preponderance of the evidence.

(h) Opening and closing statements may be presented by each party.

(i) The recipient or enrollee shall be entitled to:

1. Introduce evidence relevant to the issues presented;

2. Examine and rebut any evidence presented by another party through the introduction of rebuttal evidence, and examination and cross-examination of any witness;

3. If documentary evidence is received in the form of a copy or excerpt, to compare the copy with the original, if available and to conduct cross-examination when such documents are made a part of the record;

4. Call witnesses at the hearing;

5. Cross-examine adverse witnesses; and

6. Impeach any witness.

(j) Irrelevant, immaterial, or unduly repetitious evidence shall be excluded, but all other evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs shall be admissible, whether or not such evidence would be admissible in a trial in the courts of Florida. Any part of the evidence may be received in written form, and all testimony of parties and witnesses shall be taken only on oath or affirmation.

(k) Hearsay evidence may be used to supplement or explain evidence but is not sufficient in itself to support a finding, unless the evidence is within an exception to the Hearsay Rule under sections 90.801-.805, F.S.

(l) When official recognition is requested, the parties shall be notified and given an opportunity to examine and contest the material(s). Official recognition may be requested by motion and shall be granted or denied, in whole or in part, at the discretion of the Hearing Officer and in accordance with the provisions governing judicial notice in sections 90.201-.203, F.S.

(m) The rules of privilege apply to the same extent as in civil actions under Florida law.

(n) If the fair hearing involves medical issues, such as those concerning a diagnosis, an examining physician’s report or a medical review team’s decision, and if the Hearing Officer considers it necessary to have a medical assessment other than that performed by the individual involved in making the original decision, such a medical assessment must be obtained at expense of the Agency, in a hearing for a FFS recipient, or the plan, in a hearing for an enrollee, whichever is applicable, and made part of the record.

(o) Post-hearing submissions can be authorized by the Hearing Officer with the consent of the recipient or enrollee.

(18) Final Orders.

(a) A Hearing Officer shall render a Final Order in each fair hearing.

(b) The Final Order shall be rendered within 90 days of the date of the request for a fair hearing, unless the time period is waived by the recipient or extended by order of the Hearing Officer.

(c) The Final Order must be based exclusively on evidence introduced at the hearing and any post-hearing submission authorized by the Hearing Officer. Findings of fact shall be based upon a preponderance of the evidence, unless otherwise provided by statute, and shall be based exclusively on the evidence of record and on matters officially recognized.

(d) The Final Order shall be in writing and shall include: a caption, specify the time and place of the fair hearing, list the parties and witnesses who appeared at the fair hearing, a statement of the issues addressed, findings of fact, conclusions of law, and, the resolution of the issues.

(e) The Final Order shall be sent to each party on the date rendered.

(f) The Final Order may prescribe corrective action retroactively to the date the incorrect action was taken.

(g) The Final Order shall include notice to the recipient or enrollee of the right to seek judicial review, the procedure which must be followed, and the time limits which apply.

(h) Rehearing or reconsideration of a Final Order is prohibited under this rule.

This rule becomes effective March 1, 2017.

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.285, 409.973 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
David Nam
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin Senior
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 15, 2017

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

RULE NO. RULE TITLE:
69I-31.805 Assistance to Employing Agencies
PURPOSE AND EFFECT: Rule 69I-31.805, F.A.C., is being repealed.

SUMMARY: This rule is being repealed since it is no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department conducted an economic analysis of the potential impact of the proposed rule and determined that there will be no adverse economic impact or regulatory increases that would require legislative ratification.

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

RULEMAKING AUTHORITY: 17.29, FS.

LAW IMPLEMENTED: 17.03, 77.0305, 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: John Bennett, Bureau Chief, address: 200 E. Gaines Street, Tallahassee, FL 32399-0318, (850)413-5609, email: John.Bennett@myfloridacfo.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69I-31.805 Assistance to Employing Agencies.
Rulemaking Authority 17.29 FS. Law Implemented 17.03, 77.0305 FS. History—New 2-19-95, Amended 2-4-98, Formerly 3A-31.805, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
John Bennett, Bureau Chief

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 02/16/2017

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-660.802 RULE TITLE: General Permit for a Pesticide Waste Degradation System

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 177, September 11, 2015 issue of the Florida Administrative Register. The summary of the rule repeal for the Notice of Proposed Rule for Rule Chapter 62-660.802, F.A.C., General Permit for a Pesticide Waste Degradation System, published in Volume 41, Number 177, on September 11, 2015, should have stated: These rules are being repealed because the rules are no longer necessary. There are no active general permits for pesticide waste degradation systems and there is no present or foreseeable need for the Department to continue to provide for a general permit for such systems. In the event the need to permit such a system should arise, the Department would process an application for an individual permit pursuant to Rule 62-620.310, F.A.C.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: 61C-5.001 RULE TITLE: Safety Standards

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on February 15, 2017, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received

a petition for The One Eleven Building located at 111 Orange Ave, Fort Pierce, FL 33418. Petitioner seeks a temporary variance of the requirements of ASME A17.1, Section 100.2, 1978 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires water to be removed from the elevator pit with a sump pump which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2017-013).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: 61C-5.001 RULE TITLE: Safety Standards

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On February 17, 2017, the Division issued an order. The Final Order was in response to a Petition for an emergency permanent Variance from Pointe Orlando, filed February 6, 2017, and advertised on February 8, 2017, in Vol. 43, No. 26, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.8.3.3.1, A.S.M.E. A17.1, 2009 edition, as adopted by paragraph 61C-5.001(1)(a) Florida Administrative Code to allow risers in the hoistway for the deluge sprinkler system because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2017-010).

A copy of the Order or additional information may be obtained by contacting Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. hdr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: 61C-5.001 RULE TITLE: Safety Standards

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On February 16, 2017, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Yorktown Association, Inc., filed February 6, 2017, and advertised on February 8, 2017, in Vol. 43, No.26, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, A.S.M.E. A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a) Florida Administrative Code that requires upgrading the elevators for fire fighters service because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2017-009).

A copy of the Order or additional information may be obtained by contacting Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. chr.elevators@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: RULE TITLE:

64B12-16.004: Termination of Apprenticeship

NOTICE IS HEREBY GIVEN that on February 14, 2017, the Board of Opticianry received a petition for Variance or Waiver filed by Lisette E. Cabrera, on February 14, 2017. Petitioner seeks a variance or waiver of subsection 64B12-16.004(1), F.A.C., to extend the time frame for completing her apprenticeship. The Petitioner further states that she would suffer hardship due to an incomplete form filed by her sponsor. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jennifer Wenhold, Executive Director, Board of Opticianry, Department of Health, 4052 Bald Cypress Way Bin C-08, Tallahassee, Florida 32399-3258.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

The Florida Aquaculture Review Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wed. March 8, 2017, 10:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Division of Aquaculture, 600 S. Calhoun Street, Holland Bldg., 2nd Floor, Suite 230, Tallahassee, Florida 32399

NOTE: Meeting is also accessible through teleconference: 1(888)670-3525, participant code 1543680102

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the growth of aquaculture in the State of Florida.

A copy of the agenda may be obtained by contacting: Serina Rocco, Environmental Administrator, at (850)617-7621 or (850)617-7600.

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 Serina Rocco, Environmental Administrator, at (850)617-7621 or (850)617-7600. 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).

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The Division of Emergency Management announces a public meeting to which all persons are invited.

DATE AND TIME: April 7, 2017, 2:30 p.m.

PLACE: William E. Sadowski Office Building, 2555 Shumard Oak Blvd, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Request for Proposal (RFP-DEM-16-17-048) for Hurricane Loss Mitigation Program.

The Division reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Division will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Review (FAR). Access the VBS at: http://vbs.dms.state.fl.us/vbs/main_menu.

A copy of the agenda may be obtained by contacting Tara Walters, Division Procurement Manager, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd, Tallahassee, FL 32399, (850)410-1391, Tara.Walters@em.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 Tara

Walters, Division Procurement Manager, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd, Tallahassee, FL 32399, (850)410-1391, Tara.Walters@em.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).

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

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

DATE AND TIME: March 8, 2017, 9:30 a.m.

PLACE: DeSoto County Commission Chambers, 201 East Oak Street, Arcadia, FL 34266

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Central Florida Regional Planning Council (CFRPC) and/or its Executive Committee.

A copy of the agenda may be obtained by contacting: Kathryn Hall at (863)534-7130 or khall@cfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting Marybeth Soderstrom at (863)534-7130 or at msoderstrom@cfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 7, 2017, 10:00 a.m. – 5:00 p.m.; if necessary, March 8, 2017, 8:00 a.m. – 5:00 p.m.

PLACE: St. Johns River Water Management District’s Maitland Service Center, 601 South Lake Destiny Road, Suite 200, Maitland, FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: The objective of this workshop is to conduct a comprehensive review of phosphorus reduction methods and their cost-effectiveness to remove water column phosphorus or permanently sequester sediment phosphorus in Lake Jesup.

Note: This event may be attended by one or more members of the St. Johns River Water Management Governing Board.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Mike Cullum, mcullum@sjrwmd.com, (386)312-2351.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: March 2, 2017, 9:30 a.m.

PLACE: North Collier Regional Park, Exhibit Hall Room A 15000 Livingston Road, Naples, FL 34109

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission Meeting. A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding water resources protection, water supply and flood protection issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Yvette Bonilla at ybonilla@sfwmd.gov or at our website: <https://www.sfwmd.gov/news-events/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: 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).

For more information, you may contact Yvette Bonilla, (561)682-6286.

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: March 8, 2017, 9:00 a.m.

PLACE: Tampa Bay Water’s Administrative Offices, 2575 Enterprise Road, Clearwater, FL 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for As-Needed Energy Management Consulting Services, Contract Nos. 2017-030 thru 2017-032. As a part of the selection process, the Selection Committee will meet to review and discuss the responses and ranking of the submittal 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: Records Department, (727)796-2355. 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 BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Special Occupancy Technical Advisory Committee concurrent with The Code Administration Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: February 28, 2017, 1:00 p.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar: Join the meeting at <https://global.gotomeeting.com/join/841354421>. Join the conference call: United States (toll-free): 1 (877)309 2073; Meeting ID / Access Code: 841-354-421; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept final draft report for research project titled “Evaluation of the Cost Impact of Florida’s Specific Changes to 2015 I-Code Changes (Prescriptive Code Changes).”

A copy of the agenda may be obtained by contacting: Marlita Peters, as set forth below or on the Commission website.

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: Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Marlita Peters, Special Occupancy Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions,

Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission’s website:

<https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Structural Technical Advisory Committee concurrent with Roofing Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 3, 2017, 1:00 p.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/866331717>. Join the conference call: United States (toll-free): 1 (877)309 2073; Meeting ID / Access Code: 866-331-717; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept interim draft report for the research project titled “Corrosion of Roofing Fasteners”

To review and accept interim draft report for research project titled “Evaluation of the Cost Impact of Florida’s Specific Changes to 2015 I-Code Changes (Prescriptive Code Changes).”

A copy of the agenda may be obtained by contacting: Joe Bigelow or Robert Benbow, as set forth below or on the Commission website.

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: Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Joe Bigelow, Structural Technical Advisory Committee or Robert Benbow, Roofing Technical Advisory Committee, Office of Building

Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission’s website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Code Administration Technical Advisory Committee concurrent with The Special Occupancy Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: February 28, 2017, 1:00 p.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar: Join the meeting at <https://global.gotomeeting.com/join/841354421>. Join the conference call: United States (toll-free): 1 (877)309 2073; Meeting ID / Access Code: 841-354-421; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept final draft report for research project titled “Evaluation of the Cost Impact of Florida’s Specific Changes to 2015 I-Code Changes (Prescriptive Code Changes).”

Code Administration Technical Advisory Committee (separately):

To review and provide comments on survey questionnaires for the project titled “Uniform Implementation of the Florida Building Code.”

A copy of the agenda may be obtained by contacting: Marlita Peters, as set forth below or on the Commission website.

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: : Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Marlita Peters, Code Administration Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission’s website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Electrical Technical Advisory Committee concurrent with The Swimming Pool Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: February 28, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/490912013>. Join the conference call: United States (toll-free): 1 (877)309 2073; Meeting ID / Access Code: 490-912-013; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept final draft report for research project titled “Evaluation of the Cost Impact of Florida’s Specific Changes to 2015 I-Code Changes (Prescriptive Code Changes).”

A copy of the agenda may be obtained by contacting: Joe Bigelow or Chip Sellers, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Joe Bigelow, Electrical Technical Advisory Committee or Chip Sellers, Swimming Pool Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601

Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Energy Technical Advisory Committee concurrent with The Mechanical Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: March 3, 2017 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar: Join the meeting at <https://global.gotomeeting.com/join/327333309>. Join the conference call: United States (toll-free): 1 (877)309 2073; Meeting ID / Access Code: 327-333-309; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept interim draft report for research project titled "Residential Performance Code Methodology for Crediting Dehumidification and Smart Vent Applications."

A copy of the agenda may be obtained by contacting: Norman Bellamy, as set forth below or on the Commission website.

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: : Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Norman Bellamy, Energy Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission's website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Fire Technical Advisory Committee concurrent with the Plumbing Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: February 27, 2017, 2:30 p.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/492377597>. Join the conference call: United States (toll-free): 1 (877)568 4106; Meeting ID / Access Code: 492-377-597; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept final draft report for research project titled "Evaluation of the Cost Impact of Florida's Specific Changes to 2015 I-Code Changes (Prescriptive Code Changes)."

Fire Technical Advisory Committee separately:

Review process for submittal of potential research topics for consideration by the Florida Commission

A copy of the agenda may be obtained by contacting: Chip Sellers or Robert Benbow, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Chip Sellers, Plumbing Technical Advisory Committee or Robert Benbow, Fire Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Mechanical Technical Advisory Committee concurrent with The Energy Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: March 3, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar: Join the meeting at <https://global.gotomeeting.com/join/327333309>. Join the conference call: United States (toll-free): 1 (877)309 2073; Meeting ID / Access Code: 327-333-309; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept interim draft report for research project titled "Residential Performance Code Methodology for Crediting Dehumidification and Smart Vent Applications."

To review and accept final draft report for research project titled "Evaluation of the Cost Impact of Florida's Specific Changes to 2015 I-Code Changes (Prescriptive Code Changes)."

Mechanical Technical Advisory Committee (separately):

To review and accept interim draft report for research project titled "Improved Hot Water Code Calculation."

A copy of the agenda may be obtained by contacting: Norman Bellamy, as set forth below or on the Commission website.

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: Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Norman Bellamy, Mechanical Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the

Commission's website:
<https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Plumbing Technical Advisory Committee concurrent with the Fire Technical Advisory committee, announces a public meeting to which all persons are invited.

DATE AND TIME: February 27, 2017, 2:30 p.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/492377597>. Join the conference call: United States (toll-free): 1 (877)568 4106; Meeting ID / Access Code: 492-377-597; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept final draft report for research project titled "Evaluation of the Cost Impact of Florida's Specific Changes to 2015 I-Code Changes (Prescriptive Code Changes)."

A copy of the agenda may be obtained by contacting: Robert Benbow or Chip Sellers, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Robert Benbow, Fire Technical Advisory Committee or Chip Sellers, Plumbing Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Swimming Pool Technical Advisory Committee concurrent with The Electrical Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: February 28, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/490912013>. Join the conference call: United States (toll-free): 1 (877)309 2073; Meeting ID / Access Code: 490-912-013; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept final draft report for research project titled "Evaluation of the Cost Impact of Florida's Specific Changes to 2015 I-Code Changes (Prescriptive Code Changes)."

A copy of the agenda may be obtained by contacting: Chip Sellers or Joe Bigelow, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Chip Sellers, Swimming Pool Technical Advisory Committee or Joe Bigelow, Electrical Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1824 or access the Commission website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Roofing Technical Advisory Committee concurrent with Structural Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: March 3, 2017, 1:00 p.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/866331717>. Join the conference call: United States (toll-free): 1 (877)309 2073; Meeting ID / Access Code: 866-331-717; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept interim draft report for the research project titled "Corrosion of Roofing Fasteners"

To review and accept interim draft report for research project titled "Evaluation of the Cost Impact of Florida's Specific Changes to 2015 I-Code Changes (Prescriptive Code Changes)."

A copy of the agenda may be obtained by contacting: Joe Bigelow or Robert Benbow, as set forth below or on the Commission website.

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: Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Joe Bigelow, Structural Technical Advisory Committee or Robert Benbow, Roofing Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission's website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Probable Cause Panel of the Construction Industry Licensing Board announces a public meeting to which all persons are invited.

DATE AND TIME: February 28, 2017, 10:00 a.m. & 11:00 a.m. or soon thereafter.

PLACE: Department of Business and Professional Regulation, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Ian Brown, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850)488-0062.

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: Ian Brown, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850)488-0062. 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: Ian Brown, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850)488-0062.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: March 2, 2017, 9:00 a.m.

PLACE: Southwest Florida Water Management District Office, Board Room, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Announcing a joint Technical Meeting for the Basin Management Action Plans (BMAP) for Weeki Wachee Spring

and River and Kings Bay/Crystal River. Topic of discussion will be load reductions and project status for the Springs Coast BMAPs. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs).

A copy of the agenda may be obtained by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, terry.hansen@dep.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 48 hours before the workshop/meeting by contacting Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, terry.hansen@dep.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: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, terry.hansen@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

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

DATE AND TIME: Thursday, March 2, 2017; 9:00 a.m. (ET)

PLACE: Savannas Preserve State Park, Education Center, 2541 SE Walton Road, Port St. Lucie, Florida 34952

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of potential activities and facilities for Savannas Preserve State Park with the advisory group members.

A copy of the agenda may be obtained by contacting: Christopher Vandello, Park Manager, Savannas Preserve State Park, 2541 Walton Road, Port St. Lucie, Florida 34952, (772)398-2779, Christopher.Vandello@dep.state.fl.us. A copy of the draft plan and agenda are available before the date of the public meeting online at <https://www.fldepnet.org/public-notices>.

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: Christopher Vandello as listed above. If you are hearing or speech impaired, please contact the agency using

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

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

DATE AND TIME: Friday, March 3, 2017; 9:00 a.m. (ET)

PLACE: Myakka River State Park, Training Room, 13208 State Road 72, Sarasota, Florida 34241

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of potential activities and facilities for Myakka River State Park with the advisory group members.

A copy of the agenda may be obtained by contacting: Stephen Giguere, Park Manager, Myakka River State Park, 13208 State Road 72, Sarasota, Florida 34241, (941)361-6511, Stephen.Giguere@dep.state.fl.us. A copy of the draft plan and agenda are available before the date of the public meeting online at <https://www.fldepnet.org/public-notice>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Stephen Giguere as listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

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

DATE AND TIME: Wednesday, March 1, 2017, 5:00 p.m. – 7:00 p.m. (ET); presentation, 5:30 p.m.

PLACE: Port St. Lucie High School, Jaguar Gymnasium, 1201 Jaguar Lane, Port St. Lucie, Florida 34952

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation of the proposed unit management plan update for Savannas Preserve State Park.

A copy of the agenda may be obtained by contacting: Christopher Vandello, Park Manager, Savannas Preserve State Park, 2541 Walton Road, Port St. Lucie, Florida 34952, (772)398-2779, Christopher.Vandello@dep.state.fl.us. A copy of the draft plan and agenda are available before the date of the public meeting online at <https://www.fldepnet.org/public-notice>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 48 hours before the workshop/meeting by contacting: Christopher Vandello as listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

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

DATE AND TIME: Thursday, March 2, 2017; 5:00 p.m. – 7:00 p.m. (ET); Presentation at 5:30 p.m.

PLACE: Suncoast Community Church Activity Center, 8000 Hawkins Road, Sarasota, Florida 34241.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation of the proposed unit management plan update for Myakka River State Park.

A copy of the agenda may be obtained by contacting: Stephen Giguere, Park Manager, Myakka River State Park, 13208 State Road 72, Sarasota, Florida 34241, (941)361-6511, Stephen.Giguere@dep.state.fl.us. A copy of the draft plan and agenda are available before the date of the public meeting online at <https://www.fldepnet.org/public-notice>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Stephen Giguere as listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

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

DATE AND TIME: Wednesday, April 5, 2017, 3:00 p.m. (Credentials B & Education Committee) and 4:00 p.m. (Credentials A); Thursday, April 6, 2017, 8:30 a.m., reconvening at 1:30 p.m.; Friday, April 7, 2017, 8:30 a.m.

PLACE: Hyatt Regency Riverfront, 225 E. Coastline Dr., Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Credential and Education Committee Hearings, Disciplinary Hearings and General Business.

A copy of the agenda may be obtained by contacting: <http://www.floridasnursing.gov/meeting-information/>.

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

Center for Independent Living in Central Florida, Inc.
The Center for Independent Living in Central Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: February 28, 2017, 8:00 a.m.
PLACE: 720 North Denning Drive, Winter Park, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Board business

A copy of the agenda may be obtained by contacting Luana Kutz at (407)623-1070 or lkutz@cilorlando.org. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Luana Kutz at (407)623-1070 or lkutz@cilorlando.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact Luana Kutz at (407)623-1070 or lkutz@cilorlando.org.

OTHER AGENCIES AND ORGANIZATIONS

QCAusa
The Florida Department of Transportation (FDOT) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 21, 2017, 5:30 p.m. – 8:30 p.m.
PLACE: Lakeside Fellowship United Methodist Church
GENERAL SUBJECT MATTER TO BE CONSIDERED:
Financial Management No.: 240200-4
Project Description: Wekiva Parkway Section 8
This is a design-build project to construct 2.63 miles of limited access toll road. The limits of the project are from Orange Boulevard to East of Rinehart Road. The project includes the new Wekiva Parkway interchange at Interstate 4 (I-4) that will connect with State Road (S.R.) 417, completing the beltway around Central Florida. Work includes designing bridges, drainage, lighting, sign and pavement markings, utilities, and other roadway features.

A flyer will be distributed at the meeting.
A copy of the agenda may be obtained by contacting: Ms. Mary Brooks, Public Information Officer at (407)694-5505 or info@wekivaparkway.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Mary Brooks, Public Information Officer at (407)694-5505, or info@wekivaparkway.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Matt Hassan, the FDOT Project Manager, at (386)943-5542 or Medhat.Hassan@dot.state.fl.us. You also may log onto the project website at www.wekivaparkway.com and follow the project on Facebook and Twitter.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-103.001: Inmate Grievances - General Policy
NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received the petition for declaratory statement from inmate Luis Munuzuri-Harris, DC# V09696The petition seeks the agency's opinion as to the applicability of Rule 33-103.001, Florida Administrative Code as it applies to the petitioner.

The petition alleges that it seeks to resolve a controversy or answer questions or doubts regarding the application of Rule 33-103.001, Florida Administrative Code. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Valerie Robinson, 501 South Calhoun Street, Tallahassee, Florida 32399, valerie.robinson@fdc.myflorida.com, (850)717-3605.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-103.006: Formal Grievance - Institution or Facility Level
NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received the petition for declaratory statement from inmate Luis Munuzuri-Harris, DC# V09696The petition seeks the agency's opinion as to the applicability of Rule 33-103.006, Florida Administrative Code as it applies to the petitioner.

The petition alleges that it seeks to resolve a controversy or answer questions or doubts regarding the application of Rule

33-103.006, Florida Administrative Code. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Valerie Robinson, 501 South Calhoun Street, Tallahassee, Florida 32399, valerie.robinson@fdc.myflorida.com, (850)717-3605.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-501.301: Law Libraries

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received the petition for declaratory statement from inmate Luis Munuzuri-Harris, DC# V09696The petition seeks the agency's opinion as to the applicability of Rule 33-501.301, Florida Administrative Code as it applies to the petitioner.

The petition alleges that it seeks to resolve a controversy or answer questions or doubts regarding the application of Rule 33-501.301, Florida Administrative Code. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Valerie Robinson, 501 South Calhoun Street, Tallahassee, Florida 32399, valerie.robinson@fdc.myflorida.com, (850)717-3605.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-601.201: Inmate Work Program

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received the petition for declaratory statement from inmate Luis Munuzuri-Harris, DC# V09696The petition seeks the agency's opinion as to the applicability of Rule 33-601.201, Florida Administrative Code as it applies to the petitioner.

The petition alleges that it seeks to resolve a controversy or answer questions or doubts regarding the application of Rule 33-601.201, Florida Administrative Code. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Valerie Robinson, 501 South Calhoun Street, Tallahassee, Florida 32399, valerie.robinson@fdc.myflorida.com, (850)717-3605.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-602.220: Administrative Confinement

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received the petition for declaratory statement from inmate Luis Munuzuri-Harris, DC# V09696The petition seeks the agency's opinion as to the applicability of Rule 33-602.220, Florida Administrative Code as it applies to the petitioner.

The petition alleges that it seeks to resolve a controversy or answer questions or doubts regarding the application of Rule 33-602.220, Florida Administrative Code. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Valerie Robinson, 501 South Calhoun Street, Tallahassee, Florida 32399, valerie.robinson@fdc.myflorida.com, (850)717-3605

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

OTHER AGENCIES AND ORGANIZATIONS

Brasfield & Gorrie, LLC

UF 608 - PARKING GARAGE XIV

INVITATION TO BID

Brasfield & Gorrie will now be taking sealed bid proposals for the Structural Precast trade package for the University of Florida Parking Garage XIV project in Gainesville, FL.

Please contact Chris Evans at Brasfield & Gorrie, cevans@brasfieldgorrie.com, (407)562-4500, for additional information on the project and proposal requirements.

Sealed proposals are due by no later than noon on March 6, 2017. Sealed proposals must either be hand delivered or mailed to the following address:

Brasfield & Gorrie, LLC

c/o Chris Evans

941 West Morse Blvd. Suite 200

Winter Park, FL 32789

OTHER AGENCIES AND ORGANIZATIONS

City of Florida City

Notice of Receipt of an Unsolicited Proposal To Develop a Public Parking Garage and Other Facilities

NOTICE IS HEREBY GIVEN that the City of Florida City, Florida, a municipal corporation of the State of Florida, has received an unsolicited proposal for a qualifying public-private partnership project pursuant to Section 255.065, Florida Statutes for a 1,500-space parking garage to be developed and operated on public land in Florida City (the "Project"). The unsolicited proposal also includes 65,000 square feet in retail space, a movie theater and a family entertainment center with bowling lanes and game rooms to be developed on land as detailed below to be sold by the City to the developer. The movie theater and family entertainment center will be privately owned and operated, and will serve to enhance the public parking facility. The City requests and will accept alternative proposals for the Project until Monday, March 20, 2017.

Individuals or entities wishing to submit alternative proposals for the Project may do so by delivering sealed proposals to: City of Florida City Community Redevelopment Agency, Attn: Richard Stauts, Executive Director, 404 West Palm Drive, Florida City, Florida 33034. Each sealed proposal submitted should be clearly marked on the outside: "Sealed Proposal – Public Garage and Entertainment Complex Project."

All proposals must be timely submitted no later than 2:00 p.m. on March 20, 2017 and must contain the information and

materials required under Section 255.065, Florida Statutes. Any proposal received after 2:00 p.m. on March 20, 2017 will not be opened or considered. Responsibility for submitting timely proposals rests solely with parties submitting proposals. The City will not be responsible for any delays caused by mail, courier service or other occurrence.

Pursuant to Chapter 163.380(3)(a), Florida Statutes, prior to disposition of any real property owned by a local government in a community redevelopment area, the local government or community redevelopment agency shall give public notice of such proposed disposition by publication in a newspaper having a general circulation in the community, at least 30 days prior to the execution of any contract to sell said real property and, prior to the delivery of any instrument of conveyance with respect thereto. The advertisement must invite proposals from, and make all pertinent information available to, private redevelopers or any persons interested in undertaking to redevelop or rehabilitate the community redevelopment area or any part thereof. Such notice shall identify the properties and shall state that proposals must be made by those interested within 30 days after the date of publication of the notice, and that such further information as is available may be obtained at the location designated in the notice. The local government or community redevelopment agency shall consider all such redevelopment or rehabilitation proposals and the financial and legal ability of the persons making such proposals to carry them out. The local government or community redevelopment agency may negotiate with any persons for proposals for the conveyance of any real property acquired by it in the community redevelopment area. The local government or community redevelopment agency may accept such proposals as it deems to be in the public interest and in furtherance of Chapter 163, Part III, Florida Statutes.

Further, Chapter 163.380(2), Florida Statutes, requires that such real property may be conveyed at a value determined to be in the public interest for uses in accordance with the Community Redevelopment Plan and in accordance with such reasonable disposal procedures as the City may prescribe. In determining that the sales price of the real property is in the public interest and that the proposed use is in compliance with the Community Redevelopment Plan, the City will take into account and give consideration to:

1. The long-term benefits to be achieved by the City of Florida City and the Community Redevelopment Agency based on the proposed use when compared to any potential short-term losses or costs in the disposal of such real property;
2. The appraised value;
3. The uses provided for in the Community Redevelopment Plan and any other pertinent redevelopment or use plans; and

4. The restrictions upon the property, and any covenants, conditions, and obligations assumed by the purchaser of the property.

In the event the sales price of the real property is less than the appraised value, such disposition requires the approval of the City Commission, which approval may only be given following a duly noticed public hearing. Further, the City may provide in any instrument of conveyance to a private purchaser that such purchaser is without power to sell, lease, or otherwise transfer the real property without the prior written consent of the City until the purchaser has completed the construction of any or all improvements proposed in the response to this advertisement. The City may require other covenants as part of the conveyance process.

Proposals will be ranked in order of preference by the City. In ranking the proposals, the City may consider the factors set forth in Section 255.065, Florida Statutes, including, but not limited to, professional qualifications, general business terms, innovative design techniques, cost reduction terms, energy efficiency, and finance plans.

The City reserves the right to reject any or all proposals, or as provided under Section 255.065, Florida Statutes, to award and negotiate an interim agreement and/or comprehensive agreement with the proposer whose proposal best serves the interests of the City. Nothing contained in this notice is intended to be an obligation or binding agreement by the City regarding the Project.

The City's Cone of Silence will be in effect during the procurement process in accordance with Section 2-11.1(t) of the Miami-Dade County Code. All communications regarding the Project should be sent by email to Richard Stauts at richard.stauts@floridacityfl.gov.

The City will post notice of a decision or proposed decision regarding contract award on the City of Florida City website and mail a copy of the decision to all proposers. All proposals received in response to this Notice will become the property of the City of Florida City and will not be returned.

Folio Number: 16-7824-011-0010, 601 NW 3rd Avenue, Florida City, Florida 33034

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 8:00 a.m., Monday, February 13, 2017 and 3:00 p.m., Friday, February 17, 2017. 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
14-26.00411	2/17/2017	3/9/2017
14-26.012	2/17/2017	3/9/2017
14-26.01311	2/17/2017	3/9/2017
14-26.014	2/17/2017	3/9/2017
14-26.015	2/17/2017	3/9/2017
53ER17-7	2/15/2017	2/15/2017
53ER17-8	2/15/2017	2/15/2017
53ER17-9	2/15/2017	2/15/2017
61G19-6.0036	2/13/2017	3/5/2017
61G19-6.017	2/13/2017	3/5/2017
61J1-2.001	2/9/2017	3/1/2017
64B1-9.001	2/9/2017	3/1/2017
64B16-27.450	2/17/2017	3/9/2017
68A-16.003	2/10/2017	3/2/2017
69A-37.039	2/15/2017	3/7/2017
69A-37.501	2/15/2017	3/7/2017
69A-37.502	2/15/2017	3/7/2017

**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	**/**/****
58M-2.009	2/9/2017	**/**/****
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

Central Florida Regional Planning Council

Corridor Study and Master Plan for South Florida Avenue (State Road 37) Presentation Scheduled

Bartow, FL- At the request of the City of Lakeland, the Florida Department of Transportation (FDOT) District One, in partnership with the Central Florida Regional Planning Council (CFRPC) and the Treasure Coast Regional Planning Council (TCRPC), have studied ways to improve mobility, safety, quality of life, and economic vitality along the South Florida Avenue (SR 37) corridor between Ariana Street and Pine Street in Lakeland. A Corridor Study and Master Plan has been developed through community engagement, with coordination from the City of Lakeland, Polk County Transportation Planning Organization, Lakeland Downtown Development Authority, the Lakeland Community Redevelopment Agency, and the Lake Morton and Dixieland Neighborhood Associations as well as other community and business partners.

The public is invited to the open house and presentation of the Corridor Study and Master Plan on Thursday, February 23, 2017 beginning at 6:00 p.m. at the Polk Museum of Art, Kent Harrison Auditorium, 800 E. Palmetto Street, Lakeland, FL 33801. The presentation will begin at 6:30 p.m. For more information about the Study, please visit SouthFloridaAvePlan.org.

For further information about this effort, please contact Laura Herrscher, Intermodal Systems Development Administrator, FDOT, laura.herrscher@dot.state.fl.us, or call (863)519-2379. FDOT solicits public participation without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who require special accommodations under the Americans with Disability Act (ADA) or persons who require translation services (free of charge) should contact Jamie Schley, (863)519-2573, jamie.schley@dot.state.fl.us, at least three (3) days prior to the meeting.

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

DECISIONS ON BATCHED APPLICATIONS

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for the Other Beds and Programs batching cycle with an application due date of November 16, 2016:

County: Orange District: 7-2

CON # 10459 Decision Date: 02/17/2017 Decision: A
Facility/Project: Orlando Health Central, Inc.

Applicant: Orlando Health Central, Inc.

Project Description: Establish a new 110-bed community nursing home through the delicensure of 110 at Health Central Park

County: Alachua District: 3-SA A

CON # 10460 Decision Date: 02/17/2017 Decision: A
Facility/Project: Community Hospice of Northeast Florida, Inc.

Applicant: Community Hospice of Northeast Florida, Inc.

Project Description: Establish a new hospice program

County: Alachua District: 3-SA A

CON # 10461 Decision Date: 02/17/2017 Decision: D
Facility/Project: Odyssey Healthcare of Marion County, LLC
Applicant: Odyssey Healthcare of Marion County, LLC
Project Description: Establish a new hospice program

County: Alachua District: 3-SA A

CON # 10462 Decision Date: 02/17/2017 Decision: D
Facility/Project: PruittHealth Hospice – 3A, LLC
Applicant: PruittHealth Hospice – 3A, LLC

Project Description: Establish a new hospice program

County: Lake District: 3-SA E

CON # 10463 Decision Date: 02/17/2017 Decision: D
Facility/Project: Hospice of Marion County, Inc.

Applicant: Hospice of Marion County, Inc.

Project Description: Establish a new hospice program

County: Lake District: 3-SA E

CON # 10464 Decision Date: 02/17/2017 Decision: D
Facility/Project: North Central Florida Hospice, Inc.
Applicant: North Central Florida Hospice, Inc.

Project Description: Establish a new hospice program

County: Lake District: 3-SA E

CON # 10465 Decision Date: 02/17/2017 Decision: D
Facility/Project: Odyssey Healthcare of Marion County, LLC
Applicant: Odyssey Healthcare of Marion County, LLC

Project Description: Establish a new hospice program

County: Lake District: 3-SA E
CON # 10466 Decision Date: 02/17/2017Decision: D
Facility/Project: PruittHealth Hospice – 3E, LLC
Applicant: PruittHealth Hospice – 3E, LLC
Project Description: Establish a new hospice program

County: Lake District: 3-SA E
CON # 10467 Decision Date: 02/17/2017Decision: D
Facility/Project: Tidewell Hospice of Lake & Sumter, Inc.
Applicant: Tidewell Hospice of Lake & Sumter, Inc.
Project Description: Establish a new hospice program

County: Lake District: 3-SA E
CON # 10468 Decision Date: 02/17/2017Decision: A
Facility/Project: VITAS Healthcare Corporation of Florida
Applicant: VITAS Healthcare Corporation of Florida
Project Description: Establish a new hospice program

County: Palm Beach District: 9-SA C
CON # 10469 Decision Date: 02/17/2017Decision: D
Facility/Project: MorseLife Therapy Corp.
Applicant: MorseLife Therapy Corp.
Project Description: Establish a new hospice program

County: Miami-Dade District: SA 11
CON # 10470 Decision Date: 02/17/2017Decision: D
Facility/Project: Opus Care of South Florida
Applicant: Comprehensive Medical Home Health Care, Inc.
Project Description: Establish a new 13-bed freestanding inpatient hospice facility

County: Orange District: 7-SA 3
CON # 10471 Decision Date: 02/17/2017Decision: D
Facility/Project: Nemours Children’s Hospital
Applicant: The Nemours Foundation
Project Description: Establish a new pediatric heart transplantation program

County: Orange District: 7-SA 3
CON # 10472 Decision Date: 02/17/2017Decision: D
Facility/Project: Nemours Children’s Hospital
Applicant: The Nemours Foundation
Project Description: Establish a new pediatric heart and lung transplantation program

County: Orange District: 7-SA 3
CON # 10473 Decision Date: 02/17/2017Decision: A
Facility/Project: Nemours Children’s Hospital
Applicant: The Nemours Foundation
Project Description: Establish a new pediatric lung transplantation program

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

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.
