

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF CORRECTIONS**

**RULE NO.:**       **RULE TITLE:**  
33-601.502        Discharge Gratuity  
**PURPOSE AND EFFECT:** The purpose and effect is to amend Rules 33-601.502 and delete references to the legislative authorization of the amount of discharge gratuity provided to inmates as such authorization is not included in statute.  
**SUBJECT AREA TO BE ADDRESSED:** Discharge Gratuity  
**RULEMAKING AUTHORITY:** 20.315, 944.09 FS.  
**LAW IMPLEMENTED:** 944.09 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:** Kyle Magee, 501 South Calhoun Street, Tallahassee, Florida 32399.

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

33-601.502 Discharge Gratuity.

(1) The secretary shall authorize the payment of a discharge gratuity to inmates discharged from the custody of the Department of Corrections, ~~in such amounts as the Legislature may from time to time provide.~~ A discharge gratuity shall be provided to any inmate released on parole, expiration of sentence, pardon or permanent court order, except those inmates released in any of the following situations:

- (a) through (d) No change.
- (2) through (4) No change.

(5) In hardship cases where, as determined by the Secretary or the Warden, the best interests of the inmate and the state would be served by the payment of more than the standard gratuity, an additional gratuity shall be provided, the total of such gratuity not to exceed twice the standard gratuity, ~~authorized by the Legislature.~~ Consideration for this additional gratuity shall be given to any inmate who has:

- (a) through (c) No change.

Rulemaking Authority 20.315, 944.09 FS. Law Implemented 944.09 FS. History—New 10-8-76, Formerly 33-7.06, Amended 1-4-87, 1-1-89, 1-18-89, 12-12-91, 4-14-92, 4-28-99, Formerly 33-7.006, Amended 8-28-01, 2-10-04, 9-21-05, 8-14-06, \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

**RULE NO.:**       **RULE TITLE:**  
59G-9.070        Administrative Sanctions on Providers, Entities, and Persons

**PURPOSE AND EFFECT:** The purpose of the amendment to Rule 59G-9.070, Florida Administrative Code (F.A.C.) is to update the rule text and clarify language relating to sanctions. This rule describes the Florida Medicaid administrative sanctions process imposed upon providers, entities, or individuals for violation of Florida Medicaid related law.

**SUBJECT AREA TO BE ADDRESSED:** Administrative Sanctions on Providers, Entities, and Persons.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-9.070, Florida Administrative Code, will have as provided for under sections 120.54 and 120.541, Florida Statutes.

**RULEMAKING AUTHORITY:** 409.919 FS.

**LAW IMPLEMENTED:** 409.907, 409.913, 409.920 FS.

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

**DATE AND TIME:** April 5, 2017, 2:00 p.m. to 3:00 p.m.

**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: Ramona Stewart. 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:** Ramona Stewart, Medicaid Program Integrity, 2727 Mahan Drive, Mail Stop 6, Tallahassee, Florida 32308-5407, telephone: (850)412-4630, e-mail: Ramona.Stewart@ahca.myflorida.com.

Official comments to be entered into the rule record will be received from the date of this notice until 5:00 p.m. on April 6, 2017 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

59G-9.070 Administrative Sanctions on Providers, Entities, and Persons.

(1) Purpose: This rule provides notice of administrative sanctions imposed upon a provider, entity, or person for each violation of any Medicaid-related law.

(2) Applying and reporting sanctions: Notice of the application of sanctions will be by way of written correspondence and the final notice shall be the point of entry for administrative proceedings pursuant to Chapter 120, F.S. Satisfaction of an overpayment following a preliminary audit report will not avoid the application of sanctions at a final audit report unless the Agency offers amnesty pursuant to Section 409.913(25)(e), F.S. The Agency shall report all sanctions imposed upon any provider, entity, or person, or any principal, officer, director, agent, managing employee, or affiliated person of a provider who is regulated by another state entity, regardless of whether enrolled in the Medicaid program, to that other state entity. Sanctions are imposed upon the Final Order being filed with the Agency Clerk.

(3) Definitions:

(a) "Audit report" is the written notice of determination that a violation of Medicaid laws has occurred, and where the violation results in an overpayment, it also shows the calculation of overpayments.

(b) "Claim" is as defined in Section 409.901(6), F.S., and includes the total monthly payment to a provider for per diem payments and the payment of a capitation rate for a Medicaid recipient.

(c) "Contemporaneous records" means records created at the time the goods or services were provided unless otherwise specified in Medicaid laws or the laws that govern the provider's profession.

(d) A "corrective action plan" is an activity to address the specific areas of non-compliance determined by the Agency, to reduce the risk of future non-compliance.

(e) An "erroneous claim" is an application for payment from the Medicaid program or its fiscal agent that contains an inaccuracy.

(f) "Fine" is a monetary sanction. The amount of a fine shall be as set forth within this rule.

(g) A "false claim" is as provided for in the Florida False Claims Act set forth in Chapter 68, F.S.

(h) "Offense" means the occurrence of one or more violations as set forth in a final audit report. For purposes of the progressive nature of sanctions under this rule, offenses are characterized as "first", "second", "third", or "subsequent" offenses; subsequent offenses are any occurrences after a third offense.

(i) "Patient Record" means the patient's medical record, including all documentation maintained by the provider, entity, or person to document furnishing, ordering, or authorizing goods or services, and includes the documentation in multiple

files if the practitioner maintains separate files for different types of documentation.

(j) "Patient Record Request" means a request by the Agency for Medicaid-related documentation or information. Such requests are not limited to Agency audits to determine overpayments or violations and are not limited to enrolled Medicaid providers. Each requesting document constitutes a single Patient Record Request.

(k) "Pattern of erroneous claims" is defined as when more than 5% of the claims reviewed are found to contain an error or the reimbursements for the claims found to contain an error are more than 5% of the total reimbursement for the claims reviewed.

(l) "Provider" is as defined in Section 409.901(17), F.S., and includes all of the provider's locations that have the same base provider number (with separate locator codes).

(m) "Provider Group" is more than one individual provider practicing under the same tax identification number, enrolled in the Medicaid program as a group for billing purposes, and having one or more locations.

(n) "Sanction" shall be any monetary or non-monetary disincentive imposed pursuant to this rule; a monetary sanction may be referred to as a "fine."

(o) "Suspension" is a one-year preclusion from furnishing, supervising a person who is furnishing, or causing a person to furnish goods or services that result in a claim for payment to the Medicaid program. Suspension applies to any person, corporation, partnership, association, clinic, group, or other entity, whether or not enrolled in the Medicaid program.

(p) "Termination" is a twenty-year preclusion from furnishing, supervising a person who is furnishing, or causing a person to furnish goods or services that result in a claim for payment to the Medicaid program. Termination applies to any person, corporation, partnership, association, clinic, group, or other entity, whether or not enrolled in the Medicaid program. However, if termination is imposed against a provider enrolled in the Medicaid program, the provider agreement shall also be terminated. A termination pursuant to this rule is also called a "for cause" or "with cause" termination.

(q) "Violation" means any omission or act performed by a provider, entity, or person that is contrary to Medicaid laws, the laws that govern the provider's profession, or the Medicaid provider agreement.

1. For purposes of this rule, each day that an ongoing violation continues and each instance of an act or omission contrary to a Medicaid law, a law that governs the provider's profession or the Medicaid provider agreement shall be considered a "separate violation".

2. For purposes of determining first, second, third or subsequent offenses under this rule, prior Agency actions during the preceding five years will be counted where the

provider, entity, or person was deemed to have committed the same violation.

3. The failure to comply with a corrective action plan constitutes a violation and is an ongoing violation for each day following the deadline for submission of the corrective action plan that the failure continues.

4. For purposes of determining a violation regarding including an unallowed cost in a cost report (paragraph (7)(k) and Section 409.913(15)(k), F.S.), if the unallowed cost or costs are the subject of an administrative hearing pursuant to Chapter 120, F.S., inclusion of the unallowed cost or costs in a cost report is not a violation until the conclusion of the administrative proceedings.

5. For purposes of violations under paragraph (7)(n) of this rule regarding purchase shortages (as opposed to shortages of time), each good found to be short, by units of each type of goods, such as each tablet of a particular drug, is a violation.

6. For purposes of violations under paragraph (7)(q) of this rule (generally, non-payment on a payment plan) a second, third, or subsequent offense occurs when there has been a prior violation on any repayment agreement.

(4) Limits on sanctions.

(a) Where a sanction is applied for violations of Medicaid laws (under paragraph (7)(e) of this rule), for a pattern of erroneous claims (under paragraph (7)(h) of this rule), or shortages of goods (under paragraph (7)(n) of this rule) and the violations are a “first offense” as set forth in this rule, if the cumulative amount of the fine to be imposed as a result of the violations giving rise to that overpayment exceeds twenty-percent of the amount of the overpayment, the fine shall be adjusted to twenty-percent of the amount of the overpayment.

(b) Where a sanction is applied for violations of Medicaid laws (under paragraph (7)(e) of this rule), for a pattern of erroneous claims (under paragraph (7)(h) of this rule), or shortages of goods (under paragraph (7)(n) of this rule) and the violations are a “second offense” as set forth in this rule, if the cumulative amount of the fine to be imposed as a result of the violations giving rise to that overpayment exceeds forty-percent of the amount of the overpayment, the fine shall be adjusted to forty-percent of the amount of the overpayment.

(c) Where a sanction is applied for violations of Medicaid laws (under paragraph (7)(e) of this rule), for a pattern of erroneous claims (under paragraph (7)(h) of this rule), or shortages of goods (under paragraph (7)(n) of this rule) and the violations are a “third” or “subsequent” offense, if the cumulative amount of the fine for violations giving rise to the overpayment exceeds fifty-percent of the amount of the overpayment, the fine shall be adjusted to fifty-percent of the amount of the overpayment.

(d) Where the audit report does not include an overpayment determination, it only applies a sanction, and where a fine is

assessed for violations that are a “first offense” as set forth in this rule, the cumulative amount of the fine shall not exceed \$20,000; where the violations are a “second offense” as set forth in this rule, the cumulative amount of the fine shall not exceed \$50,000; where the violations are a “third or subsequent offense” as set forth in this rule, there are no limits on the cumulative amount of the fine to be applied.

(e) Where a sanction would apply pursuant to this rule, no sanction will be imposed if the Agency has instituted an amnesty pursuant to Section 409.913(25)(e), F.S.

(5) Mandatory termination or suspension: Whenever the Agency is required to terminate or suspend participation in the Medicaid program and the required period of time for the exclusion exceeds one year, the sanction of termination shall apply.

(6) Additional requirements regarding suspension and termination:

(a) For purposes of this rule a “suspension” precludes participation for one year, or such shorter period of time as is set forth in this rule. The suspension period begins from the date of the Final Order that imposes the Agency action.

1. To resume participation following the suspension period, a written request must be submitted to the Agency, Bureau of Medicaid Program Integrity, seeking to be reinstated in the Medicaid program. The request must include a copy of the notice of suspension, and a statement regarding whether the violation(s) that brought rise to the suspension have been remedied. If the provider, entity, or person was not enrolled in the Medicaid program at the time of the suspension, the request must also include a complete and accurate provider enrollment application, even if the person or entity seeks only to prescribe or otherwise order or authorize goods or services, and does not seek to directly furnish goods or services to Medicaid recipient; the application will be processed, and accepted or denied in the standard course of business by the Agency.

2. Participation in the Medicaid program may not resume until written confirmation is issued from the Agency indicating that participation has been authorized. Where a Medicaid provider application is required, authorization is at the point where the person or entity is enrolled as a provider; if the application is not granted, the person or entity may not resume participation.

(b) For purposes of this rule, a “termination” shall preclude participation in the Medicaid program for twenty years from the date of the Agency action. The termination period begins from the date of the Final Order that imposes the Agency action unless the termination is an “immediate termination”. An immediate termination period begins from the date of notice of the termination.

To resume participation, the provider, entity, or person must submit a complete and accurate provider enrollment

application, which will be processed, and accepted or denied in the standard course of business by the Agency. In addition to the application, the provider, entity or person must include a copy of the notice of termination issued by the Agency, and a written acknowledgement regarding whether the violation(s) that brought rise to the termination has been remedied.

(7) Sanctions: In addition to the recoupment of the overpayment, if any, the Agency will impose sanctions as outlined in this subsection. Except when the Secretary of the Agency determines not to impose a sanction, pursuant to Section 409.913(16)(j), F.S., sanctions shall be imposed as follows:

(a) A required license is not renewed, or is revoked, suspended, or terminated: For a first offense of suspension, suspension for the duration of the licensure suspension; for all other violations, including suspension after a first offense, termination (Section 409.913(15)(a), F.S.);

(b) For failure to make available or refused access to Medicaid-related records: necessary to review, investigate, analyze, audit, or any combination thereof, to determine if care, services, or goods were provided, in compliance with applicable Medicaid laws, regulations, and policy. Making available only partial records or access is a violation: For a first offense, \$2,500 fine per record request or instance of refused access and suspension until the records are made available or access is granted; if after 10 days the violation continues, an additional \$1,000 fine per day; and if after 30 days the violation remains ongoing, termination. For a second offense, \$5,000 fine per record request or instance of refused access and suspension until the records are made available or access is granted; if after 10 days the violation continues, an additional \$2,000 fine per day; and if after 30 days the violation remains ongoing termination. For a third or subsequent offense, termination (Section 409.913(15)(b), F.S.);

(c) For failure to make available or furnish all Medicaid-related records necessary to be used in determining whether and what amount should have or should be reimbursed: Submission of partial or incomplete records does not comply with the records request and is a violation: For a first offense, \$2,500 fine per record request and suspension until the records are made available; if after 10 days the violation continues, an additional \$1,000 fine per day; and, if after 30 days the violation remains ongoing, termination. For a second offense, \$5,000 fine per record request and suspension until the records are made available; if after 10 days the violation continues, an additional \$2,000 fine per day; and if after 30 days the violation remains ongoing, termination. For a third or subsequent offense, termination (Section 409.913(15)(c), F.S.);

(d) For failure to maintain contemporaneous documentation: if the records not maintained are necessary to know that care, services, or goods were provided.

Contemporaneous records that are partial or incomplete are considered a violation: For a first offense, \$250 fine per claim; however, if there are more than two claims for the same patient without records, or more than two patients for which no records are maintained, \$2,500 fine per patient for which there are any claims without records. For a second offense, \$500 fine per claim; however, if there are more than two claims for the same patient without records, or more than two patients for which no records are maintained, \$5,000 fine per patient for which there are any claims without records. For a third or subsequent offense, termination (Section 409.913(15)(d), F.S.);

(e) For failure to comply with the provisions of the Medicaid laws: For a first offense, \$1,000 fine per claim found to be in violation. For a second offense, \$2,500 fine per claim found to be in violation. For a third or subsequent offense, \$5,000 fine per claim found to be in violation. For a violation of law that would mandate exclusion, termination; for a violation of law that could result in patient harm, termination; for violations of prerequisites to enrollment, termination (sections 409.907(10), and Section 409.913(14) and (15)(e), F.S.);

(f) For furnishing, authorizing, or ordering goods or services that are inappropriate, unnecessary, excessive, of inferior quality, or harmful: For a first offense, \$1,000 fine, however, if there is more than one instance, \$5,000 fine per instance; For a second offense, \$5,000 fine, however, if there is more than one instance, \$5,000 fine per instance and suspension; For a third and subsequent offense, \$5,000 fine per instance and suspension, however, if there is more than one instance, termination (Section 409.913(15)(f), F.S.);

(g) For a pattern of failure to provide necessary care: For a first offense, \$5,000 fine for each instance and suspension. For a second or subsequent offense, termination (Section 409.913(15)(g), F.S.);

(h) For false or a pattern of erroneous Medicaid claims:

1. For false claims, termination.

2. For a first offense of a pattern of erroneous claims, \$1,000 fine per claim found to be erroneous. For a second offense of a pattern of erroneous claims, \$2,500 fine per claim found to be erroneous. For a third or subsequent offense of a pattern of erroneous claims, \$5,000 fine per claim found to be erroneous (Section 409.913(15)(h), F.S.);

(i) For an application, renewal, prior authorization, drug exception request, or cost report with materially false or materially incorrect information: For a first offense, \$10,000 fine for each instance of false or incorrect information, and suspension. For a second and subsequent offense, termination (Section 409.913(15)(i), F.S.);

(j) For improperly collecting or billing a recipient: For a first offense, \$5,000 fine per instance and suspension; for a

second and subsequent offense, termination (sSection 409.913(15)(j), F.S.);

(k) For including costs in a cost report that are not authorized under the Medicaid state plan or that were disallowed during the audit process, after having been advised that the costs were not allowable: For a first offense, \$5,000 fine; however, if after 30 days the violation continues, suspension and \$1,000 fine per day that the violation continues. For a second offense \$5,000 fine; however, if after 30 days the violation continues, suspension and \$5,000 fine per day that the violation continues. For a third and subsequent offense, termination (sSection 409.913(15)(k), F.S.);

(l) For being charged by information or indictment under federal law or the law of any state relating to the practice of the provider’s profession, or an offense as referenced in section 409.913(13) F.S., or a criminal offense referenced in sections 408.809(4) F.S., 409.907(10) F.S., or 435.04(2) F.S.: with fraudulent billing practices: Immediate suspension for the duration of the indictment and, if convicted, termination (sSection 409.913(15)(l), F.S.);

(m) For negligently ordering or prescribing which resulted in the patient’s injury or death: immediate termination (sSection 409.913(15)(m), F.S.);

(n) For shortages of time: For a first offense, \$5,000 fine per day found to have shortages, not to exceed the total Medicaid reimbursement for the day(s) with shortages; For a second offense, \$5,000 fine per day found to have shortages, not to exceed two-times the total Medicaid reimbursement for the day(s) with shortages; For a third or subsequent offense, termination. For shortages of goods: For a first offense, \$1,000 fine per type of good found to be short. For a second offense, \$2,500 fine per type of good found to be short. For a third or subsequent offense, \$5,000 fine per type of good found to be short (sSection 409.913(15)(n), F.S.);

(o) For failure to comply with the notice and reporting requirements of sSection 409.907, F.S: For a first offense, \$2,500 fine. For a second offense: \$5,000 fine. For a third and subsequent offense: termination (sSection 409.913(15)(o), F.S.);

(p) For a finding of patient abuse or neglect, or any act prohibited by sSection 409.920, F.S.: Immediate suspension, and if convicted: termination (sSection 409.913(15)(p), F.S.);

(q) For failure to comply with any of the terms of a previously agreed-upon repayment schedule: For a first offense: \$5,000 fine and suspension until the violation is corrected; if after 30 days the violation continues: termination. For a second offense: \$5,000 fine and suspension until the violation is corrected, and, if the violation is not corrected within 5 calendar days, an additional \$1,000 fine per day for which the violation continues; if after 30 days the violation continues: termination.

For a third and subsequent offense: termination (sSections 409.913(15)(q) and 409.913(25)(c), F.S.);

(r) For violations under sSections 409.913(13), F.S. (generally, criminal offenses related to the delivery of health care, the practice of the provider’s profession, and patient abuse or neglect), the agency shall consider the violations identified in sSections 435.04 and 408.809, F.S., as related to the provider’s profession, and shall impose immediate termination.

(s) For non-payment or partial payment where monies are owed to the Agency, and failure to enter into a repayment agreement, in accordance with sSections 409.913(25)(c) and 409.913(30), F.S., the Agency shall impose the sanction of termination.

(8) Additional sanctions for multiple violations under the sanction rule. In the event the Agency issues an audit report wherein it has determined that violations of more than one provision of this rule (the sanction rule) have been committed, the Agency shall cumulatively apply the sanction associated with each section; if the violations invoke three or more provisions of this rule (the sanction rule), a corrective action plan will also be required.

Rulemaking Authority 409.919 FS. Law Implemented 409.907, 409.913, 409.920 FS. History–New 4-19-05, Amended 4-26-06, 10-29-08, 9-7-10,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-18.001  
 RULE TITLE: Continuing Education Requirements for Certificateholders and Registrants

PURPOSE AND EFFECT: The Board proposes to update the continuing education requirements.

SUBJECT AREA TO BE ADDRESSED: Updating continuing education requirements.

RULEMAKING AUTHORITY: 455.213(6), 455.2177, 455.2178, 455.2179, 489.108, 489.115 FS.

LAW IMPLEMENTED: 455.2123, 455.213(6), 455.2177, 455.2178, 455.2179, 455.271(6), 489.115, 489.116 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)487-1395.

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

**Section II  
Proposed Rules**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.:      RULE TITLE:

61G4-12.011    Definitions

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language.

SUMMARY: To add new language.

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

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

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

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

RULEMAKING AUTHORITY: 489.103(1), 489.103(5), 489.105(3), 489.108, 489.113(3) FS.

LAW IMPLEMENTED: 489.103(1), 489.103(5), 489.105(3), 489.113(3), 489.115(6), 489.119(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-0783.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-12.011 Definitions.

(1) through (15) No change.

(16) Installation or repair: Pursuant to section 489.105(3)(j)(k)(l), F.S., the term “installation or repair” of pool/spa equipment, as it pertains to swimming pool and spa electrical work, is defined as inclusive of installation, replacement, disconnection or reconnection of power wiring on the load side of the dedicated existing electrical disconnecting means. If installation, removal, replacement, or upgrading of this circuit is necessary, the work shall be performed by a licensed electrical contractor only. Nothing in this paragraph shall be deemed to restrict or limit in any manner the scope of work authorized by law of other contractor classifications, or other professions.

Rulemaking Authority 489.103(1), 489.103(5), 489.105(3), 489.108, 489.113(3) FS. Law Implemented 489.103(1), 489.103(5), 489.105(3), 489.113(3), 489.115(6), 489.119(5) FS. History—New 9-16-80, Formerly 21E-12.11, Amended 1-1-89, 4-18-89, 7-4-89, 4-22-90, 7-3-91, 12-21-92, Formerly 21E-12.011, Amended 11-4-93, 11-22-94, 10-10-95, 4-29-96, 9-18-96, 12-3-96, 11-25-97, Amended 10-4-99, 2-12-08, 11-9-08, 4-4-13,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Construction Industry Licensing Board

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Construction Industry Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: February 10, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: September 9, 2016

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Appraisal Board**

RULE NO.:      RULE TITLE:

61J1-4.010      Supervision and Training of Registered Trainee Appraisers

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the language.

SUMMARY: To add new language and remove language no longer in use.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 475.614, 475.615 FS.  
LAW IMPLEMENTED: 475.611, 475.615, 475.6221, 475.6222 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: Lori Crawford, Executive Director, Florida Real Estate Appraisal Board, 400 West Robinson Street, #N801, Orlando, FL 32801.

THE FULL TEXT OF THE PROPOSED RULE IS:

61J1-4.010 Supervision and Training of Registered Trainee Appraisers.

(1) All registered trainee appraisers shall be subject to direct supervision by a supervisory appraiser. In order to qualify as a supervisory appraiser and be responsible for the direct supervision of registered trainee appraisers, not to exceed three (3), the following conditions must be met:

(a) No change.

(b) A supervisory appraiser must be a currently state-certified and certified general or certified residential appraiser have been in good standing with the certifying jurisdiction for at least (3) years Board and shall not have been subject to any disciplinary action in any jurisdiction within at least the last three (3) years that affects the supervisory appraiser's legal eligibility to engage in appraisal practice. In addition, an appraiser who is currently under probation may not act as a supervisory appraiser.

~~(c) Supervisory appraisers shall have been state certified for a minimum of four (4) years prior to being eligible to become a supervisory appraiser. Supervisory appraisers shall be~~

~~in good standing in the same jurisdiction in which the trainee appraiser practices for a minimum of four (4) years.~~

~~(c)(4)~~ Prior to registering as a supervisor to any registered trainee appraiser, a certified appraiser shall complete a board approved supervisory course of a minimum of three (3) hours, within the preceding four (4) years. The course must comply with the course content adopted by the Appraiser Qualifications Board of the Appraisal Foundation on December 9, 2011, pursuant to Section 475.615(2), F.S. Trainee appraisers who took the course to qualify for the trainee appraiser registration will not be required to complete the course once certified in order to supervise.

(2) through (11) No change

Rulemaking Authority 475.614, 475.615 FS. Law Implemented 475.611, 475.615, 475.6221, 475.6222 FS. History—New 2-16-04, Amended 3-1-06, 12-4-06, 8-12-07, 11-25-07, 5-3-10, 12-11-11, 6-3-13, 4-15-15, 2-2-16, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Appraisal Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Real Estate Appraisal Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 13, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 27, 2016

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NOS.:	RULE TITLES:
69O-137.003	Premium Growth Reporting
69O-137.009	Filing Procedures for Commercial and Personal Residential Property Supplemental Quarterly Report

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process and in some cases the forms have been updated to reflect current practice.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. 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: 624.308(1), 624.4085, 624.4243(3), 624.424(8)(e),(10), FS.

LAW IMPLEMENTED: 624.307(1), 624.324, 624.424(8),(10), 624.4243, 624.610(11), FS.

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

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

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

69O-137.003 Premium Growth Reporting.

Section 624.4243(3), F.S., requires that a form for reporting premium growth be adopted by rule for each insurer that has been authorized to transact property and casualty insurance in Florida for less than three years. Form OIR-A1-1229 (rev 9/06 7/01), entitled "Office of Insurance Regulation Premium Growth Reporting Form," is hereby incorporated by reference to be the form specified in Section 624.4243(3), F.S., for reporting premium growth. Forms are available at <http://www.flor.com/iportal>. This form may be obtained from the Document Processing Section, Division of Administration, Office of Insurance Regulation, Larson Building, Tallahassee, FL 32399-0311. Forms are additionally available and may be printed from the office's web site: [www.dfs.state.fl.us](http://www.dfs.state.fl.us). All forms may be reproduced at will.

Rulemaking Authority 624.4243(3) FS. Law Implemented 624.4243 FS. History–New 3-26-98, Amended 3-27-02, Formerly 4-137.003, Amended.

69O-137.009 Filing Procedures for Commercial and Personal Residential Property Supplemental Quarterly Report.

(1) through (3) No change.

(4) The supplemental report shall be filed on a quarterly basis in conjunction with financial reports on Form OIR-DO-1185 (1/96) "Quarterly Supplemental Report", which is hereby adopted and incorporated by reference. The information shall ~~may~~ be submitted ~~either in hard copy form or on a computer diskette using a template developed by the Office in a specified software. This form or diskette may~~ or be obtained from the Office's website at <http://www.flor.com/iportal>. ~~Property & Casualty Solvency Section, Bureau of P & C Solvency, Market Conduct & Surplus Lines, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, FL 32399-0329.~~

Rulemaking Authority 624.424(10) FS. Law Implemented 624.424(10) FS. History–New 7-3-96, Formerly 4-137.009, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 22, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
69O-138.005	Exams By Non Employees
69O-138.021	Special Consent Investments
69O-138.041	Scope
69O-138.043	General Requirements

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process and in some cases the forms have been updated to reflect current practice.

**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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308, 624.316(2), 625.121(3)(a), FS.

LAW IMPLEMENTED: 624.307(1), 624.316, 624.3161, 624.320, 624.321(1), 624.424, 625.121(3), 625.331, FS.

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

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-138.005 Exams By Non Employees.

(1) through (3) No change.

(4) Section 624.316(2)(e), F.S., allows the Office to conduct examinations of an insurer by contracting for the services of an independent Certified Public Accountant, an actuary, a reinsurance specialist, an investment specialist, information technology specialist, or any combination of these individuals, as the particular circumstances of the examination require. An examination performed pursuant to this subsection must meet the requirements of subsection (1).

(a) through (i) No change.

(j) All requests for reimbursement of travel expenses are to be made on Form DFS-C1-500 (Rev. ~~12/13 07/08~~). This form is incorporated by reference and adopted by this rule for this purpose. It is available at <http://www.flor.com/sitedocuments/DFS-C1-500.xls>.

(k) No change

(l) Upon receipt of the payment from the insurer being examined, the Office will make payment to the contractor in accordance with the rates and terms set out in the contract. ~~completed Form OIR A1 1976, Professional Services Agreement for Non Employee Examination.~~

~~(m) Forms OIR A1 1976, Professional Services Agreement for Non Employee Examination (12 08); OIR A1-1977, Scope of Services Addendum to Professional Services Agreement for Non Employee Examination (12 08); and OIR-A1-1978, Amendment to Scope of Services Addendum (12 08), are incorporated by reference and adopted herein as the contracts by which the contractors are retained. All forms referenced in this rule are available for viewing at the Office's homepage at [www.flor.com/portal](http://www.flor.com/portal).~~

(5) No change.

Rulemaking Authority 624.308(1), 624.316(2) FS. Law Implemented 624.307(1), 624.316, 624.3161, 624.320, 624.321(1), 624.424 FS. History—New 6-9-93, Amended 11-23-94, 4-4-99, Formerly 4-138.005, Amended 7-1-09, Amended.

69O-138.021 Special Consent Investments.

(1) No change.

(2) Automatic Revocation and Renewal Procedure.

(a) through (b) No change

(c) All requests for special consent investments shall be clearly labeled as such, ~~shall be submitted in writing~~, and shall contain the following information: name and NAIC code number of the insurer requesting the special consent; nature and amount of the proposed investment; requested dates of approval and expiration; reason for the special consent request; date of submission for approval; and information regarding any previous special consents granted to the insurer for the same or nearly the same investments. All filings shall be submitted electronically to <http://www.flor.com/portal>.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 624.424, 625.331 FS. History—New 6-15-92, Formerly 4-138.02, Amended.

69O-138.041 Scope.

(1) No change.

(2) This rule shall be applicable to all annual statements filed with the Office after the effective date of this rule. A statement of opinion on the adequacy of the reserves and related actuarial items based on an asset adequacy analysis in accordance with Rule 69O-138.046, F.A.C., of this part, and a

memorandum in support thereof in accordance with Rule 69O-138.047, F.A.C., of this part, shall be required each year. All filings shall be submitted electronically to <http://www.floir.com/iportal>.

Rulemaking Authority 624.308(1), 625.121(3)(a) FS. Law Implemented 624.307(1), 624.316(1)(c), 624.424(1), 625.121(3) FS. History—New 5-18-93, Amended 2-16-94, 1-23-03, Formerly 4-138.041, Amended.

69O-138.043 General Requirements.

- (1) No change
- (2) Qualified Actuary.
- (a) through (b) No change.

(c) Once notice is furnished, no further notice is required with respect to this person provided the company shall give the Office written notice in the event the actuary ceases to be appointed or retained as an appointed actuary or to meet the requirements set forth in paragraph 69O-138.043(2)(b), F.A.C. Notice must be prior to or concurrent with the termination of the actuary’s appointment or retention, or upon discovery that the actuary no longer meets the requirements set forth in paragraph 69O-138.043(2)(b), F.A.C. All filings shall be submitted electronically to <http://www.floir.com/iportal>.

- (d) No change.
- (3) through (4) No change.

Rulemaking Authority 624.308(1), 625.121(3)(a) FS. Law Implemented 624.307(1), 624.316(1)(c), 624.424(1), 625.121(3) FS. History—New 5-18-93, Amended 2-16-94, 1-23-03, Formerly 4-138.043, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 22, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: 69O-142.015  
RULE TITLE: Standardized Requirements Applicable to Insurers After Hurricanes or Natural Disasters

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process.

**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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. 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: 624.308, 627.7019, FS.  
LAW IMPLEMENTED: 624.424, 624.307(1), 624.319, 627.7019, FS.

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

DATE AND TIME: April 13, 2017, 9:30 a.m.  
PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.

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

69O-142.015 Standardized Requirements Applicable to Insurers After Hurricanes or Natural Disasters.

This rule adopts standardized requirements that may be applied to insurers as a consequence of a hurricane or other natural disaster. The Office is authorized to issue an Order or Orders

deemed necessary to protect the health, safety and welfare, activating the requirements herein, in whole or in part. An Order may be amended as deemed necessary to accommodate the particular circumstances of the specified hurricane or natural disaster. The following standardized provisions may be activated as provided herein:

- (1) Claims Reporting Requirements.
  - (a) No change.
  - (b) The following form is hereby adopted and incorporated by reference:

1. OIR-DO-1681 (revised 05/2007) "Catastrophic Event Data Reporting and Analysis".

~~2. Copies of the form are available and may be printed from the Office's website: <http://www.floir.com/>.~~

3. All information shall be submitted electronically through <http://www.floir.com/iportal>. ~~<https://iportal.fldfs.com>.~~

(2) Other property coverages where loss is not specifically excluded in the policy's outline of coverage such as:

- (a) No change.

(b) Reinsurance contracts are not subject to this rule, however, ceding insurers shall, within ten (10) days, notify the Office, ~~in writing~~, of the cancellation or nonrenewal of any reinsurance contract reinsuring property risks located in the State. All filings shall be submitted electronically to <http://www.floir.com/iportal>. ~~The notice should be directed to Property and Casualty Financial Oversight.~~

- (c) through (r) No change.

Rulemaking Authority 624.308, 627.7019 FS. Law Implemented 624.307(1), ~~624.424~~, 624.319, 627.7019 FS. History—New 6-12-07, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 22, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NOS.: 69O-143.013  
RULE TITLES: Exemption from Section 625.76 of the Act of Acquisitions of Shares of Stock and Stock

Options under Certain Stock Bonus, Stock Option or Similar Plans  
69O-143.030 Information to Be Furnished to Stockholders  
69O-143.032 Material Required to Be Filed  
69O-143.035 Special Provisions Applicable to Election Contests  
69O-143.042 Custody Agreement; Requirements  
69O-143.046 Registration of Insurers  
69O-143.047 Standards

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process and in some cases the forms have been updated to reflect current practice.

**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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. 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: 624.308, 625.82, 628.511(1), (4), 628.535, 628.801, FS.

LAW IMPLEMENTED: 624.424, 624.307(1), 624.317, 625.55, 625.76, 628.152, 628.251, 628.371, 628.381, 628.461, 628.511, 628.801, 628.803, FS.

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

DATE AND TIME: April 13, 2017 at 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-143.013 Exemption from Section 625.76 of the Act of Acquisitions of Shares of Stock and Stock Options under Certain Stock Bonus, Stock Option or Similar Plans.

Any acquisition of shares of stock (other than stock acquired upon the exercise of an option, warrant or right) pursuant to a stock bonus, profit sharing, retirement, incentive, thrift, savings or similar plan, or any acquisition of a qualified or a restricted stock option pursuant to a qualified or a restricted stock option plan, or a stock option pursuant to an employee stock purchase plan, by a director or officer of an insurer issuing such stock or stock option shall be exempt from the operation of Section 625.76, F.S., of the Act, if the plan meets the following conditions:

- (1) The plan has been approved directly or indirectly;
  - (a) No change..
  - (b) By the written consent of the holders of a majority of the securities of such insurer entitled to vote: provided, however, that if such vote or written consent was not solicited substantially in accordance with the proxy rules and regulations prescribed by the Office Director in effect at the time of such vote or written consent, the insurer shall furnish in writing to the holders of record of the securities entitled to vote for the plan substantially the same information concerning the plan which would be required by any such rules and regulations so prescribed and in effect at the time such information is furnished, if proxies to be voted with respect to the approval or disapproval of the plan were then being solicited, on or prior to the date of the first annual meeting of security holders held subsequent to the later of;
    - 1. The date the Act first applies to such insurer; or
    - 2. The acquisition of an equity security for which exemption is claimed.

Such written information may be furnished by mail to the last known address of the security holders of record within 30 days prior to the date of mailing. Four copies of such written information shall be filed with, ~~or mailed for filing to,~~ the Office Director electronically at <http://www.flor.com/iportal> not later than the date on which it is first sent or given to security holders of the insurer. For the purposes of this paragraph, the term “insurer” includes a predecessor corporation if the plan or

obligations to participate thereunder were assumed by the insurer in connection with the succession.

(2) through (4) No change..

Rulemaking Authority 625.82 FS. Law Implemented 624.424, 625.76 FS. History–New 4-23-66, Amended 1-22-68, Repromulgated 12-24-74, Formerly 4-19.13, 4-19.013, 4-143.013 Amended.

69O-143.030 Information to Be Furnished to Stockholders.

(1) through (2) No change.

(3) Two copies of each report sent to the stockholders pursuant to this section shall be filed electronically with the Office at <http://www.flor.com/iportal> ~~mailed to the Director~~ not later than the date on which such report is first sent or given to stockholders or the date on which preliminary copies of solicitation material are filed with the Office Director, pursuant to subsection (1) of Rule 69O-143.032, F.A.C., of this rule, whichever date is later.

(4) No change.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 624.424, 628.152 FS. History–New 3-18-65, Amended 1-22-68, Repromulgated 12-24-74, Formerly 4-17.05, 4-17.005, 4-143.030, Amended.

69O-143.032 Material Required to Be Filed.

(1) through (5) No change.

(6) Notwithstanding the provisions of subsections (1) and (2) hereof and of subsection (5) of Rule 69O-143.035, F.A.C., copies of soliciting material in the form of speeches, press releases and radio or television scripts may, but need not, be filed with the Office Director prior to use or publication. Definitive copies, however, shall be filed with ~~or mailed for filing to~~ the Office Director as requested by subsection (3) hereof not later than the date such material is used or published. The provisions of subsections (1) and (2) hereof and subsection (5) of Rule 69O-143.035, F.A.C., shall apply, however, to any reprints or reproductions of all or any part of such material. All filings made pursuant to this rule shall be submitted electronically at <http://www.flor.com/iportal>.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 624.424, 628.152 FS. History–New 3-18-65, Repromulgated 12-24-74, Formerly 4-17.07, 4-17.00, 4-143.032, Amended.

69O-143.035 Special Provisions Applicable to Election Contests.

(1) through (5) No change.

(6) Application of this section to Report. Notwithstanding the provisions of subsections (1) and (2) of Rule 69O-143.030, F.A.C., two copies of any portion of the report referred to in subsection (1) of Rule 69O-143.030, F.A.C., which comments upon or refers to any solicitation subject to this section, or to any participant in any such solicitation, other than the solicitation by the management, shall be filed with the Office

~~Director~~ as proxy material subject to this rule. Such portion of the report shall be filed with the Office Director, in preliminary form, at least five business days prior to the date copies of the report are first sent or given to the stockholders. All filings required by this rule shall be filed electronically at <http://www.floir.com/iportal>.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 624.424, 628.152 FS. History—New 3-18-65, Repromulgated 12-24-74, Formerly 4-17.10, 4-17.010, 4-143.035 Amended \_\_\_\_\_.

69O-143.042 Custody Agreement; Requirements.

(1) No change.

(2) No change.

(a) through (h) No change.

(i) The custodian shall provide, upon written request from the Office or from an appropriate officer of the insurance company, the appropriate affidavits, on Forms OIR-A1-341 (A), (B), or (C) (rev. 12-07), or substantially similar forms with respect to custodied securities. Forms OIR-A1-341 (A), (B) and (C) (rev. 12-07), entitled “Custodian Affidavit,” are hereby incorporated by reference. ~~These forms shall become effective on the effective date of these rules, and may be obtained from the Office of Insurance Regulation, Larson Building, Tallahassee, Florida. Forms are available at <http://www.floir.com/iportal>.~~

(j) through (n) No change.

(o) The custodian shall provide written notification to the Office if the custodial agreement with the insurer has been terminated or if 100% of the account assets in any one custody account have been withdrawn. This notification shall be remitted to the Office within three (3) business days of the receipt by the custodian of the insurer’s written notice of termination or within three (3) business days of the withdrawal of 100% of the account assets. All filings shall be submitted electronically to <http://www.floir.com/iportal>.

(3)(a) Nothing in this rule shall prevent an insurance company from depositing securities with another insurance company with which the depositing insurance company is affiliated, provided that the securities are deposited pursuant to a written agreement authorized by the board of directors of the depositing insurance company or an authorized committee thereof and that the receiving insurance company is organized under the laws of one of the states of the United States of America or of the District of Columbia. If the respective states of domicile of the depositing and receiving insurance companies are not the same, the depositing insurance company shall have given notice of the deposit to the insurance commissioner in the state of its domicile and the insurance commissioner shall not have objected to it within thirty (30) days of the receipt of the notice. All filings shall be submitted electronically to <http://www.floir.com/iportal>.

(b) No change.

Rulemaking Authority 624.308(1), 628.511(1), (4), 628.535 FS. Law Implemented 624.307(1), 624.424, 625.55, 628.511 FS. History—New 2-7-85, Formerly 4-66.02, 4-66.002, 4-143.042, Amended 5-13-08, Amended \_\_\_\_\_.

69O-143.046 Registration of Insurers.

(1) No change.

(2) All filings required by this rule shall be submitted electronically to the Office via the Regulatory Electronic Filing System, “REFS.” at <http://www.floir.com/iportal>.

(3) Every insurer subject to registration shall file a registration statement on a Form OIR-D0-516, “Form B – Insurance Company Holding System Registration Statement,” rev. 5/16, <http://www.flrules.org/Gateway/reference.asp?No=Ref-06549>. ~~Insurers may obtain the form from the Office’s website, located at <http://www.floir.com>.~~ The form shall provide current information about:

(a) through (g) No change.

(4) through (15) No change.

Rulemaking Authority 624.308, 628.801 FS. Law Implemented 624.307(1), 624.317, 624.424, 628.251, 628.461, 628.801 FS. History—New 12-16-70, Formerly 4-26.02, Amended 6-7-90, 1-30-91, Formerly 4-26.002, 4-143.046, Amended 5-31-16, Amended \_\_\_\_\_.

69O-143.047 Standards.

(1) through (3) No change.

(4) The following transactions involving a domestic insurer and any person in its holding company system may not be entered into unless the insurer has notified the Office, via Form OIR-A1-2117, “Form D – Prior Notice of a Transaction,” new 5/16, <http://www.flrules.org/Gateway/reference.asp?No=Ref-06551>, which is hereby adopted and incorporated by reference, and is available at [www.floir.com/iportal](http://www.floir.com/iportal), of its intention to enter into such a transaction at least thirty (30) calendar days prior thereto, or such shorter period as the Office in its discretion may permit, and the Office has not disapproved it within such period. The notice for amendments or modifications shall include the reasons for the change and the financial impact on the insurer.

(a) through (e) No change.

(5) through (9) No change.

(10) All filings shall be submitted electronically to <http://www.floir.com/iportal>.

Rulemaking Authority 624.308, 628.801 FS. Law Implemented 624.317, 624.424, 628.251, 628.371, 628.381, 628.461, 628.801, 628.803, 624.307(1) FS. History—New 12-16-70, Formerly 4-26.03, Amended 1-30-91, Formerly 4-26.003, 4-143.047, Amended 5-31-16, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Robert Ridenour, Office of Insurance Regulation, E-mail  
Robert.ridenour@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: THE FINANCIAL SERVICES  
COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: February 22, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: RULE TITLE:  
69O-144.007 Credit for Reinsurance From Certified  
Reinsurers

PURPOSE AND EFFECT: These rule revisions update the  
rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings  
are to be made to the Office. These rule revisions update the  
rules to reflect the electronic filing process.

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: Agency personnel familiar with the subject matter of the  
rule amendment have performed an economic analysis of the  
rule amendment that shows that the rule amendment is unlikely  
to have an adverse impact on the State economy in excess of the  
criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308, 624.610(14), FS.  
LAW IMPLEMENTED: 624.424, 624.307(1), 624.610, FS.  
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS  
NOTICE, A HEARING WILL BE HELD AT THE  
DATE, TIME AND PLACE SHOWN BELOW (IF NOT  
REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.  
PLACE: 116 Larson Building, 200 East Gaines Street,  
Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THE  
PROPOSED RULE IS: Robert Ridenour, Office of Insurance  
Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-144.007 Credit for Reinsurance from Certified  
Reinsurers.

(1) through (17) No change.

(18) All filings shall be submitted electronically to  
<http://www.flor.com/iportal>. Forms are available at  
<http://www.flor.com/iportal>. Forms adopted in this rule are  
available on the Office's web site located at  
<http://www.flor.com>.

Rulemaking Authority 624.308, 624.610(14) FS. Law Implemented  
624.307(1), 624.424, 624.610 FS. History--New 10-29-08, Amended  
7-28-15, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Robert Ridenour, Office of Insurance Regulation, E-mail  
Robert.ridenour@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: THE FINANCIAL SERVICES  
COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: February 22, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: RULE TITLE:  
69O-170.030 Loss Reserve Discounts

PURPOSE AND EFFECT: These rule revisions update the  
rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings  
are to be made to the Office. These rule revisions update the  
rules to reflect the electronic filing process.

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: Agency personnel familiar with the subject matter of the  
rule amendment have performed an economic analysis of the

rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. 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: 624.308(1), FS.  
 LAW IMPLEMENTED: 624.424, 624.307(1), 625.091, FS.  
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):  
 DATE AND TIME: April 13, 2017, 9:30 a.m.  
 PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-170.030 Loss Reserve Discounts.

(1) No insurer shall apply a discount to its loss reserves other than tabular workers' compensation loss reserves without special permission from the Office. An insurer shall request such special permission in writing, stating the line of insurance to be discounted and the rate of discount to be applied. Any insurer wishing to discount its December 31 reserves shall apply to the Office for special permission no later than December 1. All filings shall be submitted electronically to <http://www.flor.com/iportal>.

(2) through (6) No change.

Rulemaking Specific Authority 624.308(1) FS. Law Implemented 624.307(1), 624.424, 625.091 FS. History--New 1-27-92, Formerly 4-170.030, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 23, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NOS.: RULE TITLES:  
 69O-199.008 General Eligibility Requirements  
 69O-199.010 License Renewal  
 69O-199.012 Annual Statement and Quarterly Reports  
 69O-199.015 Forms Incorporated by Reference

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. 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: 634.302, 634.308(1)(a), FS.  
 LAW IMPLEMENTED: 624.307(1), 624.424, 634.304, 634.306, 634.307, 634.3073, 634.3077, 634.313, 634.315, FS.  
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):  
 DATE AND TIME: April 13, 2017, 9:30 a.m.  
 PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-199.008 General Eligibility Requirements.

(1) through (4) No change.

(5) All filings shall be submitted electronically at <http://www.flor.com/iportal>.

~~Rulemaking Specific~~—Authority 634.302 FS. Law Implemented 624.424, 634.304, 634.306, 634.3073, 634.313 FS. History—New 7-16-92, Amended 4-3-94, Formerly 4-199.008, Amended.

690-199.010 License Renewal.

(1)(a) through (b) No change.

(c) The renewal form and a fee of \$200.00 shall be received by the Office annually at least 30 days prior to June 1 of each year. All filings shall be submitted electronically to <http://www.flor.com/iportal>.

(d) No change.

(2) No change.

~~Rulemaking Specific~~—Authority 634.302 FS. Law Implemented 624.424, 634.307 FS. History—New 7-16-92, Amended 4-3-94, Formerly 4-199.010, Amended.

690-199.012 Annual Statement ~~and Quarterly Reports~~.

(1)(a) An annual statement shall be filed with the Office of Insurance Regulation, ~~Bureau of Specialty Insurers~~, on or before March 1 of each year on the form prescribed by the Office.

(b) No change.

(2) No change.

~~(3) (a) Quarterly reports shall be filed with the Office of Insurance Regulation, Bureau of Specialty Insurers, on the form prescribed by the Department.~~

~~(b) If the quarterly report does not include substantially all information requested in the format provided, it will not be deemed filed until all deficiencies are corrected.~~

~~(c) Failure to timely file the quarterly reports may result in administrative action to suspend or revoke the license.~~

(4) The Quarterly Reports are due as follows:

Period	Due
--------	-----

~~First Quarter (March 31)~~

~~Second Quarter (June 30)~~

~~Third Quarter (September 30)~~

~~May 15~~

~~August 15~~

~~November 15~~

(3)(5)(a) Any request for an extension of filing the annual report shall be in writing and the reason(s) for the extension explained in detail.

(b) through (c) No change.

(4) All filings shall be submitted electronically at <http://www.flor.com/iportal>.

~~Rulemaking Specific~~ Authority 634.302, 634.308(1)(a) FS. Law Implemented 624.307(1), 624.424, 634.313 FS. History—New 7-16-92, Amended 4-3-94, Formerly 4-199.012, Amended.

690-199.015 Forms Incorporated by Reference.

(1) No change.

(2) Forms are available at <http://www.flor.com/iportal>.

~~These forms are effective on the dates referenced above. Copies of the forms may be obtained from the Office of Insurance Regulation, Bureau of Specialty Insurers, Larson Building, Tallahassee, FL 32399-0300.~~

~~Rulemaking Specific~~—Authority 634.302 FS. Law Implemented 624.424, 634.306, 634.3073, 634.3077, 634.313, 634.315 FS. History—New 7-15-90, Formerly 4-118.015, Amended 7-16-92, Formerly 4-199.015, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 23, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NOS.: RULE TITLES:

690-201.010 License Continuance

690-201.012 Annual Statement and Quarterly Reports

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308, FS.

LAW IMPLEMENTED: 624.307(1), 624.424, 642.032, FS.

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

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-201.010 License Continuance.

(1)(a) No change.

(b) The qualified license holder shall file for continuance of its license on form OIR-A3-1077 adopted in Rule 690-201.015, F.A.C. Forms are available at <http://www.flor.com/iportal>. All filings shall be submitted electronically to <http://www.flor.com/iportal>.

(c) through (d) No change.

(2) No change.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), ~~624.424~~, 642.032 FS. History–New 6-23-92, Formerly 4-201.010, Amended.

690-201.012 Annual Statement and Quarterly Reports.

(1)(a) An annual statement and a \$60 filing fee shall be filed with the Office of Insurance Regulation, ~~Bureau of Specialty Insurers~~, on or before March 1 of each year on form OIR-A3-479 adopted in Rule 690-201.015, F.A.C.

(b) No Change

(2) No Change

(3)(a) Quarterly reports shall be filed with the Office of Insurance Regulation, ~~Bureau of Specialty Insurers~~, on form OIR-481 as adopted in Rule 690-201.015, F.A.C.

(b) thru (c) No Change

(4) thru (5) No Change

(6) All filings shall be submitted electronically to <http://www.flor.com/iportal>.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), ~~624.424~~, 642.032 FS. History–New 6-23-92, Formerly 4-201.012 Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 23, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: RULE TITLE:

690-207.001 Late Filed Reports - Fine Schedule

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308(1), 634.021, 634.301, 634.402, 639.08, 641.36, 641.403, 651.015, FS.

LAW IMPLEMENTED: 624.307(1), 624.4211(2), 624.424, 626.681, 626.894(2), 634.313(3), 634.415(3), 637.118(2), 637.278(2), 637.423, 641.26(3), 641.41(2), 642.0338(2), FS.

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

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-207.001 Late Filed Reports - Fine Schedule.

(1) thru (3) No change.

(4) For purposes of this rule an annual report or statement, required by law, is deemed received by the Office on the date it is submitted electronically at <http://www.flor.com/iportal>. ~~postmarked by the official U. S. Postal Service Cancellation. Metered mail is not acceptable to meet this requirement. If metered mail is utilized or there is no official U. S. Postal Service Cancellation, the date stamped "received" by the Office will be deemed the date received.~~

~~Rulemaking Specific~~—Authority 624.308(1), 634.021, 634.302, 634.402, ~~637.165~~, 637.325, ~~638.031~~, 639.08, 641.36, 641.403, 651.015 FS. Law Implemented 624.307(1), 624.4211(2), 624.424, 626.681, 626.894(2), ~~634.131(3)~~, 634.313(3), 634.415(3), 637.118(2),

637.278(2), 637.423, ~~638.122(2)~~, ~~639.10~~, 641.26(3), 641.41(2), 642.0338(2), ~~652.026(4)~~ FS. History—New 1-28-91, Formerly 4-120.001, 4-207.001, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 23, 2017

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

#### DEPARTMENT OF HEALTH

##### Board of Medicine

RULE NO.: 64B8-9.009      RULE TITLE: Standard of Care for Office Surgery

##### NOTICE OF PUBLIC HEARING

The Board of Medicine hereby gives notice of a public hearing on Rule 64B8-9.009, F.A.C., to be held on Thursday, April 6, 2017, at 1:00 pm, at the Sheraton Suites, 555 NW 62<sup>nd</sup> Street, Fort Lauderdale, Florida 33309. The proposed rule amendment was published in Vol. 43, No. 42, of the March 2, 2017, issue of the Florida Administrative Register (FAR).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Claudia Kemp, J.D., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

#### DEPARTMENT OF ECONOMIC OPPORTUNITY

##### Division of Community Development

RULE NOS.: 73C-25.004      RULE TITLES: Grantee Eligibility  
73C-25.005      Distribution of Funds  
73C-25.006      Grantee Selection Process  
73C-25.014      Contracts and Amendments

##### NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 42 No. 245, December 20, 2016 issue of the Florida Administrative Register has been withdrawn.

**Section IV  
Emergency Rules**

NONE

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on March 20, 2017, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from Ximena’s Food Truck Services LLC. located in Clearwater. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on March 17, 2017, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Holiday Inn Express at 1120 Suemac Road,

Jacksonville, FL. Petitioner seeks an emergency variance of the requirements of an unspecified Section of A17.1, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires connecting the elevators to generator power. Any interested person may file comments within 5 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 (VW2017-042). 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, dhr.elevators@myfloridalicense.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on March 17, 2017, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Lakeshore Colony No 1 Condominium Association, Inc. at 8200 Lakeshore Drive, Hypoluxo, FL. Petitioner seeks a variance of the requirements of ASME A17.1b, Section 3.4.5, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires a minimum car top clearance 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 (VW2017-041).

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, dhr.elevators@myfloridalicense.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Board of Architecture and Interior Design

RULE NO.: RULE TITLE:

61G1-14.001 Examination Designated, General Requirements

NOTICE IS HEREBY GIVEN that on March 15, 2017, the Board of Architecture and Interior Design, received a petition for variance or waiver filed by Joaquin Fernandez-Sanchez. The petitioner is seeking a permanent variance or waiver of Rule 61G1-14.001, Florida Administrative Code, (implementing Section 481.209, F.S.) which requires that applicants for licensure by examination take and pass the examination

prepared and administered by the National Council of Architectural Registration Boards (NCARB).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Krista Woodard, Executive Director, Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771. Comments on this petition should be filed with the Board of Architecture and Interior Design within 14 days of publication of this notice.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-27.001 College or University Requirements

NOTICE IS HEREBY GIVEN that on March 17, 2017, the Board of Accountancy, received a petition for variance or waiver filed by Maria Rosa Felella. Petitioner is seeking a variance or waiver of paragraph 61H1-27.001(5)(a), Florida Administrative Code, that provides that a graduate of a four-year degree granting institution not accredited at the time the applicant's degree was received or at the time of filing application will be deemed to be a graduate of a four-year accredited college or university course provided an accredited college or university as defined by subsections 61H1-27.001(1) and (2), F.A.C., accepts applicant's non-accredited baccalaureate degree for admission to a graduate business degree program; the applicant satisfactorily completes at least 15 semester or 22 quarter hours, or the equivalent, in post-baccalaureate education at the accredited institution of which at least 9 semester or 13 quarter hours, including at least 3 semester or 4 quarter hours in taxation. Petitioner is also seeking a permanent variance of Rule 61H1-28.0052(2), F.A.C., that provides that a candidate shall be deemed to have passed the CPA Examination when the candidate has been granted credit for all sections of the CPA Examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

**Section VI**

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

DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation announces workshops to which all persons are invited.

DATES AND TIMES: April 3, 2017, 8:00 a.m. until conclusion; April 4, 2017, 9:00 a.m. until conclusion

PLACE: The Historic Thomas Center, Building A, 302 Northeast 6th Avenue, Gainesville, Florida 32601

GENERAL SUBJECT MATTER TO BE CONSIDERED: Gainesville Certified Local Government Historic Preservation Training

A copy of the agenda may be obtained by contacting: Michael Zimny at 1(800)847-7278 or Michael.Zimny@dos.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Michael Zimny at 1(800)847-7278 or Michael.Zimny@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Michael Zimny at 1(800)847-7278 or Michael.Zimny@dos.myflorida.com.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Agricultural Environmental Services

The Seed Investigation and Conciliation Council announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2017, 1:30 p.m.

PLACE: Gulf Coast Research and Education Center, 14625 CR 672, Wimauma, FL 33598

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seed Hearing concerning Eggplant Variety Night Shadow.

A copy of the agenda may be obtained by contacting: Dale Dubberly, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399, (850)617-7984, Dale.dubberly@freshfromflorida.com.

For more information, you may contact: Neil Richmond, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399, (850)617-7862, Neil.richmond@freshfromflorida.com.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Agricultural Environmental Services

The Seed Investigation and Conciliation Council announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2017, 3:30 p.m.

PLACE: Gulf Coast Research and Education Center, 14625 CR 672, Wimauma, FL 33598

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Seed Hearing concerning Rye Variety Kelly Grazer.

A copy of the agenda may be obtained by contacting: Dale Dubberly, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399, (850)617-7984, Dale.dubberly@freshfromflorida.com

For more information, you may contact: Neil Richmond, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399, (850)617-7862, Neil.richmond@freshfromflorida.com.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Agricultural Environmental Services  
The Seed Investigation and Conciliation Council announces a public meeting to which all persons are invited.

**DATE AND TIME:** June 7, 2017, 10:00 a.m.  
**PLACE:** Gulf Coast Research and Education Center, 14625 CR 672, Wimauma, FL 33598

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Seed Hearing concerning Watermelon Variety Kingman.

A copy of the agenda may be obtained by contacting: Dale Dubberly, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399, (850)617-7984, Dale.dubberly@freshfromflorida.com.

For more information, you may contact: Neil Richmond, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399, (850)617-7862, Neil.richmond@freshfromflorida.com.

**DEPARTMENT OF TRANSPORTATION**

The Department of Transportation, Seaport Office announces a workshop to which all persons are invited.  
**DATE AND TIME:** March 30, 2017, 1:00 p.m. – 4:00 p.m.  
**PLACE:** Hotel Duval - Opal Room, 415 North Monroe Street, Tallahassee, FL 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Pursuant to Florida Statutes, Chapter 311.10, a workshop to review FDOT’s proposed Strategic Port Investment Initiative (SPII) projects for FY2018 will be held during the Florida Seaport Transportation Economic Development (FSTED) Council general business meeting.

A copy of the agenda may be obtained by contacting: The FSTED meeting agenda may be obtained by contacting: Toy Keller at the Florida Ports Council, (850)222-8028. Further information on the Strategic Port Investment Initiative can be obtained by contacting: Bob Emerson, Manager, Seaport Office, Florida Department of Transportation, (850)414-4551. 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 96 hours before the workshop/meeting by

contacting: Toy Keller at the Florida Ports Council, (850)222-8028. 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).

**METROPOLITAN PLANNING ORGANIZATIONS**  
Broward Metropolitan Planning Organization  
The Broward Metropolitan Planning Organization (MPO) announces a public meeting to which all persons are invited.

**DATE AND TIME:** April 17, 2017, 1:30 p.m.  
**PLACE:** Board Room of the Broward MPO, Trade Centre South, 100 West Cypress Creek Road, 8th Floor, Suite 850, Fort Lauderdale, FL 33309-2112

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct a committee meeting of the Transportation Disadvantaged Local Coordinating Board (LCB).

A copy of the agenda may be obtained by contacting: the Broward MPO website at <http://browardmpo.org/index.php/agendas-minutes>.

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 10 days before the workshop/meeting by contacting: Carl Ema at (954)876-0052 or [emac@browardmpo.org](mailto:emac@browardmpo.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Carl Ema at (954)876-0052 or [emac@browardmpo.org](mailto:emac@browardmpo.org).

**DEPARTMENT OF MANAGEMENT SERVICES**  
Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.  
**DATE AND TIME:** Wednesday, March 28, 2017, 10:00 a.m., ET

**PLACE:** Telephone conference call: 1(888)670-3525, when prompted enter participant code: 9988442611, then # key

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Senate Bill 742 (Sen. Latvala) and House Bill 659 (Rep. Raschein). Both bills pertain to Housing Discrimination and Sexual Orientation.

A copy of the agenda may be obtained by contacting: Casey Snipes at (850)907-6785 or [casey.snipes@fchr.myflorida.com](mailto:casey.snipes@fchr.myflorida.com).  
**ACCESS POINT:** The FCHR office at 4075 Esplanade Way, Room 110, Tallahassee, FL 32399, will serve as an access point for this meeting. Interested persons wishing to attend this

meeting may also do so by appearing in person at this designated access point.

For more information, you may contact: Casey Snipes at (850)907-6785 or casey.snipes@fchr.myflorida.com.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Commission on Human Relations**

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

DATE AND TIME: Thursday, April 20, 2017, 10:00 a.m., ET  
 PLACE: Call 1(888)670-3525 and when prompted, enter participant code: 1760507820, followed by the # key.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Commission to vote on the disposition of cases pending before it for decision.

A copy of the agenda may be obtained by contacting: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com.

ACCESS POINT: The FCHR office at 4075 Esplanade Way, Room 110, Tallahassee, FL 32399, will serve as an access point for this meeting. Interested persons wishing to attend this meeting may also do so by appearing in person at this designated access point, at which location telephonic access to the meeting will be provided.

For more information, you may contact: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

The Florida Board of Professional Engineers Continuing Education Rules Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 6, 2017, 10:00 a.m.  
 PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: general business of the committee. If you would like to participate in the call, please contact: Rebecca Sammons at (850)521-0500, ext. 114 at least 10 days prior to the date of the meeting. The call in number is: 1(888)392-4560 (you will need to contact Ms. Sammons for the participant code).

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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 10 days before the workshop/meeting by contacting: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

The Florida Engineers Management Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: April 12, 2017, 10:00 a.m.  
 PLACE: Crowne Plaza Orlando Universal, 7800 Universal Boulevard, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the corporation. This meeting will be available by conference call also. If you would like to participate in the call, please contact Rebecca Sammons at (850)521-0500, ext. 114 at least 10 days prior to the date of the meeting. The call in number is: 1(888)392-4560 (you will need to contact Ms. Sammons for the participant code).

A copy of the agenda may be obtained by contacting: Rebecca Sammons

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 10 days before the workshop/meeting by contacting: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

The Florida Board of Professional Engineers announces a public meeting to which all persons are invited.

DATES AND TIMES: April 12, 2017, 1:00 p.m.; April 13, 2017, 8:30 a.m.

PLACE: Crowne Plaza Orlando Universal, 7800 Universal Boulevard, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

A copy of the agenda may be obtained by contacting: Rebecca Sammons

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 10 days before the workshop/meeting by contacting: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### Board of Professional Engineers

The Florida Board of Professional Engineers Application Committee and/or Educational Advisory Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** At the conclusion of the April 12, 2017 FBPE Board meeting

**PLACE:** Crowne Plaza Orlando Universal, 7800 Universal Boulevard, Orlando, FL 32819

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Review applications for licensure and other general business of the committees.

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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 10 days before the workshop/meeting by contacting: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

**DATE AND TIME:** April 18, 2017, 10:00 a.m., Central Time

**PLACE:** Graceville Civic Center, County Road 77, Graceville, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To obtain public comments on the draft exploratory well permit for Waste Management, Inc., who applied on August 15, 2016, for a permit to construct an exploratory well (File No. 0346637-001-UC/1EX, WACS 103030). The project is located at the Springhill Regional Landfill, 4945 Highway 273, Campbellton, Florida 32426, and will consist of one exploratory well to a total depth of 4,100 feet below land surface. The project will determine the feasibility of deep well disposal of non-hazardous landfill leachate generated at the Springhill facility. The exploratory well permit does not allow injection into the well or disposal of leachate. A future Class I injection well application for construction and testing is required before injection and operational testing after the exploratory well phase.

During the public comment period provided in Rule 62-528.315, F.A.C., any interested person may submit written comments on the draft permit. All comments shall be considered in making the final decision and shall be answered as provided in Rule 62-528.330, F.A.C. More information or a copy of the draft permit, fact sheet, and application may be obtained by contacting: Neil Campbell, Engineering Specialist, DEP, 2600 Blair Stone Road, MS 3530, Tallahassee, Florida 32299-2400, phone: (850)245-8612. The above address is the office processing the permit.

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: Toni Lomen at (904)256-1637. 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).

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#### DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families, Circuit 1 Community Alliance Action Team announces a public meeting to which all persons are invited.

**DATE AND TIME:** May 12, 2017, 10:00 a.m. – 12:00 Noon

**PLACE:** Northwest Florida State College Chautauqua Center, 908 US-90, Building 500, Room 103, DeFuniak Springs, FL 32433; conference call information below

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Phyllis Gonzalez, (850)483-6675. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Phyllis Gonzalez, (850)483-6675.

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#### DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: April 6, 2017 10:00 a.m. – 11:30 a.m., Central Time

PLACE: River Community Church, 4534 Lafayette Street, Marianna, Florida 32446; telephone conference information below

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Children and Families, Circuit 14 Community Alliance provides a forum for providers and the Community to identify needs and gaps in services in order to improve the lives of children and families in the Big Bend area which covers Franklin, Gadsden, Jefferson, Leon, Liberty and Wakulla Counties. For those that cannot attend in person, the following conference call number is being provided for their convenience: 1(888)670-3525, participant code: 2450895791. Agenda: Department of Children and Families Update, Big Bend Community Based Care Update, Mental Health Governing Council Update, Assisted Living Facilities Update.

A copy of the agenda may be obtained by contacting: Jeanna Olson, Circuit 2 & 14 Community Development Administrator, at (850)921-8269 or at jeanna.olson@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jeanna Olson, Circuit 2 & 14 Community Development Administrator, at (850)921-8269 or at jeanna.olson@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If 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: Jeanna Olson, Circuit 2 & 14 Community Development Administrator, at (850)921-8269 or at jeanna.olson@myflfamilies.com.

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#### DEPARTMENT OF CHILDREN AND FAMILIES

The Department Of Children And Families announces a public meeting to which all persons are invited.

DATE AND TIME: April 27, 2017, 10:00 a.m. – 11:30 a.m., Eastern Time

PLACE: Human Services Building, Community Room, 1000 W. Tharpe Street, Tallahassee, FL 32303; telephone conference information below

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Children and Families, Circuit 2 Community Alliance provides a forum for providers and the Community to identify needs and gaps in services in order to improve the lives of children and families in the Big Bend area which covers Franklin, Gadsden, Jefferson, Leon, Liberty and Wakulla Counties. For those that cannot attend in person, the following conference call number is being provided for their convenience: 1(888)670-3525, participant code: 2450895791. Agenda: Department of Children and Families Update, Big Bend Community Based Care Update, Mental Health Governing Council Update, Assisted Living Facilities Update.

A copy of the agenda may be obtained by contacting: Jeanna Olson, Circuit 2 & 14 Community Development Administrator, at (850)921-8269 or at jeanna.olson@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jeanna Olson, Circuit 2 & 14 Community Development Administrator, at (850)921-8269 or at jeanna.olson@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If 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: Jeanna Olson, Circuit 2 & 14 Community Development Administrator, at (850)921-8269 or at jeanna.olson@myflfamilies.com.

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#### DEPARTMENT OF CHILDREN AND FAMILIES

##### Mental Health Program

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

DATE AND TIME: March 29, 2017, 10:00 a.m.

PLACE: Conference call: 1(888)670-3525, participant code: 2868250655



GENERAL SUBJECT MATTER TO BE CONSIDERED: RFA03H17GN2 - Criminal Justice, Mental Health, Substance Abuse Reinvestment Grant (CJMHS) Request for Applications - Conference Call with potential applicants to discuss the RFA and answer questions regarding the RFA requirements.

A copy of the agenda may be obtained by contacting: Michele Staffieri, Procurement Manager, (850)717-4354.

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

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

DATE AND TIME: March 29, 2017, 2:00 p.m.

PLACE: Telephone conference: 1(888)670-3525, PIN: 286-825-0655

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN# 02H17GN1 - Substance Abuse Training and Technical Assistance - Solicitation Conference Call to discuss the requirements of the ITN and answer questions from potential vendors.

A copy of the agenda may be obtained by contacting: Michele Staffieri, Procurement Manager, (850)717-4354.

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Orlando Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 12, 2017, 10:00 a.m. – 12:00 Noon

PLACE: Florida Department of Transportation, 133 S. Semoran Blvd., Apopka A, Orlando, FL 32807

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Orlando Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Taddese Fessehaye at (407)317-7335.

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: Taddese Fessehaye at (407)317-7335. 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: Taddese Fessehaye at (407)317-7335.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida Fish and Wildlife Conservation Commission announces public meetings to which all persons are invited.

DATES AND TIMES: April 19, 2017, 8:30 a.m.; April 20, 2017, 8:30 a.m.

PLACE: Florida Public Safety Institute, 85 Academy Drive, Havana, Florida 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues. The meeting may include fact finding field trips to Commission managed areas or facilities and to other areas to learn about management, and enforcement activities.

A copy of the agenda may be obtained by contacting: Lisa Zullo, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, FL 32399-1600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. 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: Mr. Bud Vielhauer, General Counsel, 620 South Meridian Street, Tallahassee, Florida 32399-1600 or (850)487-1764.

FLORIDA DEVELOPMENT FINANCE CORPORATION

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

DATE AND TIME: Tuesday, March 28, 2017, 2:00p.m. – 3:00p.m.

PLACE: South Conference Room, Offices of Enterprise Florida, Inc., 800 North Magnolia Avenue, Suite 1100, Orlando, FL 32803; telephone conference: 1(800)501-8979, participant code: 9565695

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- Bond Resolution No. 17-03: Waste Pro USA, Inc.
- Conduit Issuance Policy
- Other Business / Project Updates

A copy of the agenda may be obtained by contacting: Jennifer Jenkins, Administrative Coordinator at (407)956-5658.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Jennifer Jenkins, Administrative Coordinator at (407)956-5658. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Jennifer Jenkins, Administrative Coordinator at (407)956-5658.

**LEE MODICA & ASSOCIATES**

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

DATE AND TIME: March 30, 2017, 1:30 p.m.

PLACE: Department of Health in Brevard County, Melbourne Clinic, 601 E. University Blvd., Melbourne, FL 32901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for the new Melbourne Clinic is meeting to evaluate the proposals of their selected artist.

A copy of the agenda may be obtained by contacting: Lee Modica, ASB Administrator, at Lee@LeeModica.com or (850)766-7117.

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

NOTICE IS HEREBY GIVEN that the Florida Department of Business and Professional Regulation has declined to grant the petition for declaratory statement filed by Steven Jarrett Palmer on November 14, 2016. The following is a summary of the agency's declination of the petition:

The petition sought the agency's opinion as to the applicability of Chapter 489, Part I, F.S.; Sections 455.2277, 455.228, 455.225, F.S.; and Rules 61-5.007, 61G4-12.010, F.A.C. as they apply to the subject of a complaint involving alleged unlicensed contracting. The Department declines to issue a declaratory statement because the Petitioner has not presented a particular set of circumstances that apply to him. The Department also declines to issue a declaratory statement that would amount to a broad policy statement or informal

rulemaking. The Department also declines to issue a declaratory statement regarding conduct by someone other than the Petitioner as a declaratory statement is not the appropriate means for determining the conduct of another person. The Department also declines to issue a declaratory statement regarding conduct that has already occurred as the purpose of a declaratory statement is to allow the petitioner to select a proper course of action in advance.

A copy of the Final Order Denying Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

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

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

**NONE**

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

**NONE**

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

**NONE**

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

**NONE**

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

**REGIONAL PLANNING COUNCILS**  
North Central Florida Regional Planning Council

**REQUEST FOR PROPOSALS**

The North Central Florida Regional Planning Council, on behalf of The Original Florida Tourism Task Force, is seeking proposals from website design and marketing companies to design and create the following three products which together comprise The Original Florida Tourism Task Force 2017 Marketing Project:

- I. Overlay map and topic-centered landing pages for its Things to Do, Places to Stay and Places to Eat sections of its existing WordPress website ([www.vnnf.org](http://www.vnnf.org)), map-based filtering of these menu items by county and town, and changes to the presentation of pins on its Things to Do, Places to Stay and Places to Eat pin maps, referred to as Topic-centered landing pages.
- II. Changes to the order of presentation of sections of its website, changes to its footer and header, as well as changes to its header menu on mobile devices, referred to as Home Page Modifications; and
- III. A geographically-targeted digital advertising campaign, referred to as the Digital Advertising Campaign.

Submit two hard (paper) copies of your proposal in writing to:

2017 Marketing Project Proposal  
 c/o Scott Koons, Executive Director  
 North Central Florida Regional Planning Council  
 2009 NW 67th Place  
 Gainesville, FL 32653-1603

Electronic and facsimile copies will not be accepted.

Proposals must be received by the North Central Florida Regional Planning Council by:

5:00 p.m. Eastern Time, April 24, 2017

Proposals received after the above specified time and date will not be accepted.

The complete request for proposals, which includes the Scope of Work as well as the proposer Ranking and Selection Criteria, is available at [www.ncfrpc.org](http://www.ncfrpc.org).

All proposals received will be reviewed by The Original Florida Tourism Task Force or their designee. The North Central Florida Regional Planning Council reserves the right to accept or reject any proposal and to award the contract in the best interest of the Council and The Original Florida Tourism Task Force.

If you have any questions concerning this matter, please call Steven Dopp at the Council office at (352)955-2200, extension 109 or email: [dopp@ncfrpc.org](mailto:dopp@ncfrpc.org).

Project Name: Construction Management Services  
 Project Description: Repair and/or Replacement of Storm Damaged Buildings at Calhoun Correctional Institution

Location: Blountstown, Florida

The State of Florida, Department of Corrections, Bureau of Procurement, requests Statement of Qualifications from Construction Managers and/or Construction Management Firms (Construction Manager) to provide services for the construction and/or repair of storm damaged buildings at Calhoun Correctional Institution in Blountstown, Florida. The construction budget including pre-construction services, is estimated to be \$4,704,946.00 for the project.

Funding is available through the Department’s FY 16/17 annual appropriation to complete the design, permitting, and construction. The selected Construction Manager will be required to complete construction on an accelerated schedule. The Construction Manager must be a Certified General Contractor in the State of Florida at the time of the submission of the Statement of Qualifications (SOQ) and during the life of the project. Further, if a corporation, the Construction Manager must be registered by the Department of State, Division of Corporations, to operate in the State of Florida at the time of application.

The selection will be made in accordance with Chapter 60D-5, Florida Administrative Code (F.A.C.), and the Request for Statement of Qualification (RFSQ) procedures and criteria, may be requested from Roosevelt G. Petithomme at [Purchasing@fdc.myflorida.com](mailto:Purchasing@fdc.myflorida.com). To be considered, Construction Managers must submit a SOQ in accordance with the Request for RFSQ by April 27, 2017 at 2:00 p.m., Eastern Time (ET). Faxed or other electronic submissions are not acceptable. The Construction Managers will submit copies of the SOQ to the Florida Department of Corrections, Attn: Roosevelt G. Petithomme, Bureau of Procurement, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.

A mandatory site visit will be held on March 28, 2017 at 10:00 a.m., ET at the Calhoun Correctional Institution. A brief walk-through of the work area(s) will be conducted as part of the site visit. Everyone attending the site visit must have completed a background screening, have a valid driver’s license, or a valid photo ID, and must sign in and out at the Calhoun Correctional Administrative Office. For a background check, interested parties must send an email to Mr. Ronald Rega at: [ronald.rega@fdc.myflorida.com](mailto:ronald.rega@fdc.myflorida.com), at least two (2) business days prior to the date of the site visit, and furnish him with the following information on all attendees: Attendee’s full name, social security number, date of birth, gender, race, driver’s license number, and state of issuance. Persons present as attendees must be the same individuals for whom information was provided and must be approved by the Department prior to

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DEPARTMENT OF CORRECTIONS  
 Construction Management Services For Calhoun Storm Damaged Buildings  
 BUREAU OF PROCUREMENT  
 PUBLIC ANNOUNCEMENT FOR  
 CONSTRUCTION MANAGEMENT SERVICES

the site visit. For security reasons, admittance of any person not previously approved is at the sole discretion of the Warden. Bidders who did not seek prior approval may be denied access. The State of Florida’s performance and obligation to contract for these services are contingent upon annual appropriation by the Legislature.

**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, March 13, 2017 and 3:00 p.m., Friday, March 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
53ER17-14	3/15/2017	3/15/2017
53ER17-15	3/15/2017	3/15/2017
59A-9.019	3/16/2017	4/4/2017
59A-9.020	3/16/2017	4/4/2017
59A-9.021	3/16/2017	4/4/2017
59A-9.022	3/16/2017	4/4/2017
59A-9.0225	3/16/2017	4/4/2017
59A-9.023	3/16/2017	4/4/2017
59A-9.024	3/16/2017	4/4/2017
59A-9.025	3/16/2017	4/4/2017
59A-9.026	3/16/2017	4/4/2017
59A-9.027	3/16/2017	4/4/2017
59A-9.028	3/16/2017	4/4/2017
59A-9.029	3/16/2017	4/4/2017
59A-9.030	3/16/2017	4/4/2017
59A-9.031	3/16/2017	4/4/2017
59G-1.045	3/16/2017	4/4/2017

62-660.802	3/15/2017	4/3/2017
64B16-26.200	3/15/2017	4/3/2017
64B17-3.003	3/15/2017	4/3/2017
64B17-4.001	3/15/2017	4/3/2017
64B17-4.002	3/15/2017	4/3/2017
64B17-4.003	3/15/2017	4/3/2017
64B17-4.006	3/15/2017	4/3/2017
64B23-2.001	3/16/2017	4/4/2017
68B-14.005	3/15/2015	3/15/2017
69C-1.004	3/15/2017	4/3/2017

**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	**/**/*****

AGENCY FOR HEALTH CARE ADMINISTRATION  
Certificate of Need

EXEMPTION

The Agency for Health Care Administration approved the following exemption on March 17, 2017 pursuant to Section 408.036(3), Florida Statutes:

ID # E170006 District: 11-1 (Miami-Dade County)

Facility/Project: Palm Garden of Aventura, LLC

Applicant: Palm Garden of Aventura

Project Description: The division of CON #10416 into two components of 60 beds and 49 beds.

Proposed Project Cost: The cost for the 60-bed project is \$11,245,000 and the cost for the 49-bed project is \$9,195,000

DEPARTMENT OF HEALTH

Emergency Action

On March 20, 2017, the State Surgeon General issued an Emergency Restriction Order with regard to the license of Ernesto L. Rodriguez, L.M.T., License # MA 75735. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Medicine

Emergency Action

On March 20, 2017, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license Xiulu Ruan, M.D., License # ME 92705. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Medicine

Emergency Action

On March 20, 2017, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license John Patrick Couch, M.D., License # ME 67975. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was

fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On March 20, 2017, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Myeshia L. Leonard, L.P.N., License # PN 5226900. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On March 20, 2017, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Cassandra Shay Kirk, R. Ph., License # PS 49444. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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.