

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

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:
14-15.017 Safety and Security Oversight Program
 Standards Manual for Fixed Guideway
 Transportation Systems

PURPOSE AND EFFECT: To update safety and security inspection manual for fixed guideway systems in compliance with federal transit authority requirements.

SUBJECT AREA TO BE ADDRESSED: Safety and security oversight of state funded fixed guideway systems.

RULEMAKING AUTHORITY: 341.061, F.S.

LAW IMPLEMENTED: 341.041, 341.061, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Schwartz, Assistant General Counsel, 605 Suwannee Street, Tallahassee, FL 32399, susan.schwartz@dot.state.fl.us
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-4.001 Education

PURPOSE AND EFFECT: The Board proposes the rule development to determine if any updates, changes or corrections to the language are necessary.

SUBJECT AREA TO BE ADDRESSED: The rule language.

RULEMAKING AUTHORITY: 475.614, 471.617 FS.

LAW IMPLEMENTED: 475.613, 475.615, 475.617 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: Lori Crawford, Executive Director, Florida Real Estate Appraisal Board, 400 West Robinson Street, #N801, Orlando, FL 32801. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-6.001 Experience Requirement

PURPOSE AND EFFECT: The Board proposes the development to incorporate portions of the updated AQB criteria.

SUBJECT AREA TO BE ADDRESSED: The updated AQB criteria.

RULEMAKING AUTHORITY: 475.614, 475.615(2) FS.

LAW IMPLEMENTED: 455.213, 475.611(1)(q), 475.615(2), 475.617, 475.628 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: Lori Crawford, Executive Director, Florida Real Estate Appraisal Board, 400 West Robinson Street, #N801, Orlando, FL 32801. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-10.003 Certified Residential Appraiser

PURPOSE AND EFFECT: The Board proposes the development to determine if there are any updates, changes or corrections to the language.

SUBJECT AREA TO BE ADDRESSED: The rule language.

RULEMAKING AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 475.613(2), 475.617(2) 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: Lori Crawford, Executive Director, Florida Real Estate Appraisal Board, 400 West Robinson Street, #N801, Orlando, FL 32801. THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

Section II Proposed Rules

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.: 12D-7.003
 RULE TITLE: Exemption of Property of Widows, Widowers, Blind Persons, and Persons Totally and Permanently Disabled; Disabled Ex-Service Members, Spouses

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate statutory changes enacted in Chapter 2018-118, L.O.F. Based on 2018 amendments to s. 196.24, Florida Statutes, the amendment to subsection (2) removes the former statutory requirement that a disabled veteran and spouse must have been married at least five years on the date of the veteran's death. The effect of this amendment is to implement the removal of this statutory requirement which no longer exists for an existing exemption for disabled ex-service members. The rule text is on the Department's website at <http://floridarevenue.com/rules>.

SUMMARY: The amended rule implements the removal of the statutory requirement which no longer exists for an existing exemption for disabled ex-service members.

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: 1) no requirement for a SERC was triggered under Section 120.541(1), F.S.; and, 2) based on past experiences with

activities for providing the public tax information and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: 196.202, 196.24 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: July 10, 2018, 2:00 p.m.

PLACE: Conference Room 1221, Building 2, Capital Circle Office Complex, 2450 Shumard Oak Blvd., 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 48 hours before the workshop/meeting by contacting: Mike Cotton at: Mike.Cotton@floridarevenue.com or (850)617-8870. 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: Mike Cotton, Tax Law Specialist, Property Tax Oversight Program, Department of Revenue, 2450 Shumard Oak Boulevard, Tallahassee, Florida 32315-3000, telephone (850)617-8870, Mike.Cotton@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12D-7.003 Exemption of Property of Widows, Widowers, Blind Persons, and Persons Totally and Permanently Disabled; Disabled Ex-Service Members, Spouses.

(1) No change.

(2)(a) The \$5,000 exemption granted by Section 196.24, F.S., to disabled ex-service members, as defined in Section 196.012, F.S., who were discharged under honorable conditions, shall be considered to be the same constitutional disability exemption provided for by Section 196.202, F.S. The unmarried surviving spouse of such a disabled ex-service member ~~who was married to the ex-service member for at least 5 years at the time of the ex-service member's death~~ is allowed the exemption.

(b) The exemptions under Sections 196.202 and 196.24, F.S., shall be cumulative, but in no event shall the aggregate exemption exceed \$6,000 for an individual, except where the

surviving spouse is also eligible to claim the \$5,000 disabled ex-service member disability exemption under Section 196.24, F.S. In that event the cumulative exemption shall not exceed \$11,000 for an individual.

(3) No change.

Rulemaking Authority 195.027(1), 213.06(1) FS. Law Implemented 196.202, 196.24 FS. History—New 10-12-76, Formerly 12D-7.03, Amended 11-21-91, 12-31-98, 12-30-02, 1-1-04, 1-16-06, 10-2-07,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mike Cotton.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 13, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 1, 2018.

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.: 12D-16.002
RULE TITLE: Index to Forms

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate statutory changes enacted in Chapter 2018-118, L.O.F. Based on 2018 amendments to s. 196.24, Florida Statutes, the amendment to instructions on Form DR-501, Original Application for Homestead and Related Tax Exemptions, removes the former statutory requirement that a disabled veteran and spouse must have been married at least five years. The amendments to Form DR-420FC, Distribution to Fiscally Constrained Counties Application, implement s. 218.135, F.S., by adding to the application estimates of value reductions for distributions to offset tax losses from reductions in value of certain equipment in citrus fruit packing and processing plants resulting from Hurricane Irma or citrus greening. The rule text is on the Department’s website at <http://floridarevenue.com/rules>.

SUMMARY: The proposed amendments to Rule 12D-16.002, Index to Forms, incorporates changes to Forms DR-420FC and DR-501 to bring them into compliance with current statutes.

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: : 1) no requirement for a SERC was triggered under Section 120.541(1), F.S.; and, 2) based on past experiences with activities for providing the public tax information and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S. 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: 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: 92.525, 95.18, 136.03, 192.001(18), 192.0105, 193.052, 193.077, 193.085, 193.092, 193.114, 193.122, 193.155, 193.1554, 193.1555, 193.1556, 193.461, 193.501, 193.503, 193.625, 193.703, 194.011, 194.032, 194.034, 194.035, 194.037, 195.002, 195.022, 195.087, 196.011, 196.015, 196.031, 196.075, 196.095, 196.101, 196.121, 196.141, 196.151, 196.173, 196.183, 196.193, 196.1961, 196.1983, 196.1995, 196.202, 196.24, 196.26, 197.182, 197.222, 197.2423, 197.2425, 197.3632, 197.3635, 197.414, 197.432, 197.472, 197.502, 197.512, 197.552, 200.065, 200.069, 213.05, 218.12, 218.125, 218.66, 218.67 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: July 10, 2018, 2:00 p.m.

PLACE: Conference Room 1221, Building 2, Capital Circle Office Complex, 2450 Shumard Oak Blvd., 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 48 hours before the workshop/meeting by contacting: Mike Cotton at: Mike.Cotton@floridarevenue.com or (850)617-8870. 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: Mike Cotton, Tax Law Specialist, Property Tax Oversight Program, Department of Revenue, 2450 Shumard Oak Boulevard, Tallahassee, Florida 32315-3000, telephone (850)617-8870, Mike.Cotton@floridarevenue.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

12D-16.002 Index to Forms.

(1) The following paragraphs list the forms adopted by the Department of Revenue. A copy of these forms may be obtained from the Department's website at <http://floridarevenue.com/property/>, or by writing to: Property Tax Oversight Program, Department of Revenue, Post Office Box 3000, Tallahassee, Florida 32315-3000. The Department of Revenue adopts, and incorporates by reference in this rule, the following forms and instructions:

	Form Number	Form Title	Effective Date
(2)	through (14)(b)	No change.	
(14)(c)	DR-420FC	Distribution to Fiscally Constrained Counties Application (10-08/10) https://www.flrules.org/Gateway/reference.asp?No=Ref-01753 https://www.flrules.org/Gateway/reference.asp?No=Ref-01753	xx/xx 11/12
(14)(d)	through (38)	No change.	
(39)(a)	DR-501	Original Application for Homestead and Related Tax Exemptions (1-1/18) https://www.flrules.org/Gateway/reference.asp?No=Ref-09022 https://www.flrules.org/Gateway/reference.asp?No=Ref-09022	xx/xx 4/18
(39)(b)	through (61)(b)	No change.	

Rulemaking Authority 195.027(1), 213.06(1) FS. Law Implemented 92.525, 95.18, 136.03, 192.001(18), 192.0105, 193.052, 193.077, 193.085, 193.092, 193.114, 193.122, 193.155, 193.1554, 193.1555, 193.1556, 193.461, 193.501, 193.503, 193.625, 193.703, 194.011, 194.032, 194.034, 194.035, 194.037, 195.002, 195.022, 195.087, 196.011, 196.015, 196.031, 196.075, 196.095, 196.101, 196.102, 196.121, 196.141, 196.151, 196.173, 196.183, 196.193, 196.1961, 196.1983, 196.1995, 196.202, 196.24, 196.26, 197.182, 197.222, 197.2423, 197.2425, 197.3632, 197.3635, 197.414, 197.432, 197.472, 197.502, 197.512, 197.552, 200.065, 200.069, 213.05, 218.12, 218.125, 218.66, 218.67 FS. History—New 10-12-76, Amended 4-11-80, 9-17-80, 5-17-81, 1-18-82, 4-29-82, Formerly 12D-16.02, Amended 12-26-88, 1-9-92, 12-10-92, 1-11-94, 12-27-94, 12-28-95, 12-25-96, 12-30-97, 12-31-98, 2-3-00, 1-9-01, 12-27-01, 1-20-03, 1-26-04, 12-30-04, 1-16-06, 10-2-07, 3-30-10, 11-1-12, 9-10-15, 4-5-16, 6-14-16, 1-9-17, 9-19-17, 1-17-18, 4-10-18, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mike Cotton.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 13, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 1, 2018.

DEPARTMENT OF REVENUE

Division of Child Support Enforcement

RULE NOS.:	RULE TITLES:
12E-1.008	Determination of Cooperation; Determination of Noncooperation; Determination of Good Cause
12E-1.011	Lottery Intercept
12E-1.014	Internal Revenue Service Tax Refund Offset Program; Passport Denial; Internal Revenue Service Full Collection Services
12E-1.030	Administrative Establishment of Child Support Obligations
12E-1.036	Administrative Establishment of Paternity and Support Obligations

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12E-1.008 F.A.C., Determination of Cooperation; Determination of Noncooperation; Determination of Good Cause, is to update the Department's requirement to provide recipients with documentation to request an informal review, and to incorporate by reference forms CS-CF07, CS-CF08, CS-CF11 and CS-CF38.

The effect of the amendment is to provide the forms the Department intends to use to provide recipients with documentation to request an informal review.

The purpose of the proposed amendments to Rule 12E-1.011 F.A.C., Lottery Intercept, is to incorporate by reference the Notice of Intent to Deduct Lottery Winnings (CS-EF160) used to notify an obligor that prize money is being deducted and applied to past-due support.

The effect of the amendment is to provide the form the Department intends to use to notify an obligor that prize money is being deducted and applied to past-due support.

The purpose of the proposed amendments to Rule 12E-1.014 F.A.C., Internal Revenue Service Tax Refund Offset Program; Passport Denial; Internal Revenue Service Full Collection Services, is to update the criteria for certifying a parent who owes support for the Federal Offset and Passport Denial Programs; add information about offsetting federal payments other than income tax refunds; add a provision excluding retroactive support from offset in certain circumstances; add provisions for referring a potentially erroneous tax refund offset for review by the Internal Revenue Service; update the conditions for decertification from Passport Denial; add criteria

for referring cases to the U.S. Department of the Treasury for full collection services; incorporate by reference form CS-EF36A, and update the name of the rule to more accurately reflect its contents.

The effect of the amendments is to provide the forms the Department intends to use in Federal Offset, Passport Denial, and Secretary of the Treasury Full Collection Services proceedings.

The purpose of the proposed amendments to Rule 12E-1.030, F.A.C., Administrative Establishment of Child Support Obligations, is to incorporate by reference changes to forms CS-ES96, CS-OA120R and CS-OA140R the Department uses in administrative proceedings.

The effect of the amendments is to correct terminology in forms the Department uses in administrative proceedings.

The purpose of the proposed amendments to Rule 12E-1.036, F.A.C., Administrative Establishment of Paternity and Support Obligations, is to incorporate by reference changes to forms CS-OA20, CS-OX20, CS-OP50, CS-OA40, and CS-OX40, the Department uses in administrative proceedings.

The effect of the amendments is to correct terminology in forms the Department uses in administrative proceedings.

SUMMARY: The rule amendments incorporate changes to procedures and forms used by the Child Support Program.

The proposed amendments to Rule 12E-1.008, F.A.C., Determination of Cooperation; Determination of Noncooperation; Determination of Good Cause, substantially rewords the rule which establishes how the Department determines cooperation and noncooperation in child support cases.

The proposed amendments to Rule 12E-1.011 F.A.C., Lottery Intercept, incorporates by reference the notice the Department uses to notify an obligor that prize money is being deducted and applied to past-due support.

The proposed amendments to Rule 12E-1.014 F.A.C., Internal Revenue Service Tax Refund Offset Program; Passport Denial; Internal Revenue Service Full Collection Services, substantially rewords the rule which establishes how the Department: certifies a parent who owes support for the Federal Offset and Passport Denial Programs; adds information about offsetting federal payments other than income tax refunds; excludes retroactive support from offset in certain circumstances; refers potentially erroneous tax refund offsets for review by the Internal Revenue Service; updates the conditions for decertification from Passport Denial; adds criteria for referring cases to the U.S. Department of the Treasury for full collection services; and updates the name of the rule to more accurately reflect its contents.

The proposed amendments to Rule 12E-1.030, F.A.C., Administrative Establishment of Child Support Obligations,

incorporates by reference changes to forms used in administrative proceedings.

The proposed amendments to Rule 12E-1.036, F.A.C., Administrative Establishment of Paternity and Support Obligations, incorporates by reference changes to forms the Department uses in administrative proceedings.

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: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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: 61.14(1)(d), 409.2557(3), 409.2557(3)(h), 409.2557(3)(i), 409.2557(3)(p), 409.256(17), 409.2563(7)(e), 409.2564(13), 409.2563(16), 409.25633(9), FS.

LAW IMPLEMENTED: 61.17, 409.256, 409.2563, 409.25633, 409.2564, 409.2572, 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: July 10, 2018, 10:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building Two, Room 1220, 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 48 hours before the workshop/meeting by contacting: Bobby York at (850)617-8037. 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: Bobby York at (850)617-8037.

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 12E-1.008 follows. See Florida Administrative Code for present text.

Rulemaking Authority 409.2557(3)(h) FS. Law Implemented 409.2572 FS. History–New 4-1-86, Amended 4-6-88, 7-20-94, Formerly 10C-25.006, Amended 3-6-02, _____.

Rulemaking Authority 409.2557(3) FS. Law Implemented 24.115(4) FS. History–New 6-17-92, Amended 7-20-94, Formerly 10C-25.008, Amended 1-23-03, _____.

Substantial rewording of Rule 12E-1.014 follows. See Florida Administrative Code for present text.

Rulemaking Authority 409.2557(3)(i), 409.2564(13) FS. Law Implemented 61.17, 409.2564 FS. History–New 6-17-92, Amended 7-20-94, Formerly 10C-25.011, Amended 1-23-03, 1-12-10, _____.

Rulemaking Authority 61.13(1)(b)7., 61.14(1)(d), 409.2557(3)(p), 409.2563(7)(e), 409.2563(16), 409.25633(9) FS. Law Implemented 409.2563, 409.25633 FS. History–New 9-19-17, Amended 1-17-18, _____.

12D-7.003 Exemption of Property of Widows, Widowers, Blind Persons, and Persons Totally and Permanently Disabled; Disabled Ex-Service Members, Spouses.

(1) No change.

(2)(a) The \$5,000 exemption granted by Section 196.24, F.S., to disabled ex-service members, as defined in Section 196.012, F.S., who were discharged under honorable conditions, shall be considered to be the same constitutional disability exemption provided for by Section 196.202, F.S. The unmarried surviving spouse of such a disabled ex-service member ~~who was married to the ex-service member for at least 5 years at the time of the ex-service member's death~~ is allowed the exemption.

(b) The exemptions under Sections 196.202 and 196.24, F.S., shall be cumulative, but in no event shall the aggregate exemption exceed \$6,000 for an individual, except where the surviving spouse is also eligible to claim the \$5,000 disabled ex-service member disability exemption under Section 196.24, F.S. In that event the cumulative exemption shall not exceed \$11,000 for an individual.

(3) No change.

12D-16.002 Index to Forms.

(1) The following paragraphs list the forms adopted by the Department of Revenue. A copy of these forms may be obtained from the Department's website at <http://floridarevenue.com/property/>, or by writing to: Property Tax Oversight Program, Department of Revenue, Post Office

Box 3000, Tallahassee, Florida 32315-3000. The Department of Revenue adopts, and incorporates by reference in this rule, the following forms and instructions:

12E-1.008 Determination of Cooperation; Determination of Noncooperation; Determination of Good Cause.

(1) Definitions.

(a) Definitions. As used in this section:

1. "Applicant" or "recipient" means an individual who has applied for or receives public assistance.

2. "Cooperation" means an applicant or recipient taking the actions identified in Section 409.2572, F.S., as requested by the child support program, to assist in identifying and locating the parent who owes support; establishing paternity; establishing, modifying, and enforcing medical and financial support; and collecting support or other payments or property due from the parent who owes support.

3. "Department" means the Department of Revenue.

4. "Good cause" means a legally and factually sufficient reason to excuse the applicant or recipient from cooperation requirements as determined by the Department, after evaluating the applicant or recipient's written good cause claim, and other evidence available to the Department, in accordance with subsection (5) of this rule.

5. "Public assistance" means temporary cash assistance; food assistance received on behalf of a child under 18 years of age residing most of the time with only one parent or a nonparent caregiver; or money paid for foster care or Medicaid under Title IV-E and Title XIX of the Social Security Act, respectively.

(2) Cooperation Requirements for Applicants or Recipients of Public Assistance. As a condition of eligibility for public assistance, an applicant or recipient must cooperate in good faith with the child support program to help the Department identify and locate the alleged father or parent who owes support, establish paternity; establish, modify, and enforce medical and financial support; and collect support from the parent who owes support or the applicant must request to not cooperate. An adult who applies for or receives Medicaid services for a child only is not required to cooperate. An applicant or recipient of Medicaid-only must cooperate in establishing, modifying and enforcing medical support if the applicant or recipient is receiving Medicaid. The requirement for an applicant or a recipient to cooperate with the child support program will be excused only when the Department has approved a request for good cause to not cooperate in accordance with subsection (5).

(a) Cooperation Requirement for Applicants for Public Assistance.

1. The requirement to cooperate for purpose of public assistance eligibility is satisfied if the applicant provides the Department, either directly or through the Department of

Children and Families, the following information concerning the alleged father or parent who owes support of each child for whom public assistance is sought:

- a. First and last name;
- b. Gender;
- c. Race; and
- d. Date of birth or social security number.

2. If the applicant does not cooperate as required by subparagraph 1, the applicant must be interviewed by the Department. At the interview, the applicant may cooperate by providing information concerning the alleged father or parent who owes support of each child. An applicant who does not have information about the location or identity of the alleged father or parent who owes support satisfies the requirement to cooperate.

3. An applicant is not eligible for public assistance when the applicant does not cooperate with the Department as provided by subparagraphs 1. and 2. The Department will notify the Department of Children and Families of the applicant's noncooperation as provided by subsection (6).

4. Once the applicant or recipient satisfies the requirement to cooperate for purposes of public assistance eligibility, the applicant or recipient must cooperate further with the Department as provided by subsection (2), paragraph (b) and Section 409.2572, F.S.

(b) Continuous Cooperation Requirement.

1. A recipient of public assistance must continue to make a good faith effort to cooperate with the Department as provided by Section 409.2572, F.S., to assist the Department in its efforts to identify and locate the alleged father or parent who owes support to establish paternity; establish, modify, and enforce medical and financial support; and collect support from the parent who owes support.

2. The recipient must provide the following information regarding the alleged father or parent who owes support when requested by the Department, if known:

- a. Social Security Number;
- b. Race;
- c. Date of birth;
- d. Current or former employer;
- e. Place of birth;
- f. Current or former address and phone number;
- g. Driver license number and state where issued;
- h. Make, model, license number of vehicles owned, and state where the vehicle is or was registered;
- i. Arrest and incarceration history; and
- j. Other information, based upon individual case circumstances, that may help the Department determine the identity and location of the alleged father or parent who owes support.

3. A recipient who does not have information about the location or identity of the alleged father or parent who owes support satisfies the requirement to cooperate.

(3) Determination of Noncooperation. If a recipient of public assistance does not cooperate with the Department as provided by Section 409.2572, F.S., and subsection (2), the Department will mail the Notice of Noncooperation (CS-CF07), incorporated herein by reference, effective xx/xx, (<http://www.flrules.org/Gateway/reference.asp?No=Ref->) to the recipient at the last known address provided to the Department.

(a) The recipient may return the CS-CF07 or contact the Department within 10 business days after the date of mailing of the notice to make arrangements to cooperate, request good cause to not cooperate, or request the Department to conduct an informal review as provided by subsection (4). At the time of the request for informal review the recipient may state if they want to be present during the review and if they want a representative present during the review.

(b) If the recipient does not take timely action as required by subsection (3)(a), the Department will notify the Department of Children and Families of the recipient's noncooperation as provided by subsection (6).

(c) The Department does not report noncooperation to the Department of Children and Families if the recipient cooperates by the date specified in the CS-CF07 notice mailed to the recipient. The recipient is not reported as uncooperative unless the request to not cooperate is denied by the Department as provided by subsection (5) and the recipient continues to not cooperate. Food assistance-only recipients must make requests to not cooperate directly to the Department of Children and Families.

(4) Request for Informal Review.

(a) Reviews of pending determinations of noncooperation requested pursuant to subsection (3), paragraph (b), must be completed within 20 business days after receipt of a completed request for review. The Department will contact the recipient with an explanation of the additional information required if an incomplete request is provided to the Department. The Department will make arrangements for the parent to comply with the requested action if the parent indicates their intent is to cooperate in their request for a review. The Department will determine the recipient is noncooperative and notify the Department of Children and Families if the parent indicates their intent is to not cooperate in their request for a review. The Department will take the following actions when a completed request for review is received by the Department.

1. Schedule a date to conduct the review if the recipient has requested to be present for the review and send a notice to the recipient to appear in a local child support office before the date specified in the notice, which must be at least 10 days after the

date the notice is mailed. If the recipient chooses to have a representative present at the review, the recipient is responsible for making those arrangements.

2. Conduct the review. Reviews consist of an examination of the Department's case record, interview with Department staff and an evaluation of the recipient's statements. The Department provides the results of the review to the parent on the Notice of Decision on Noncooperation (CS-CF38), incorporated herein by reference, effective xx/xx, (http://www.flrules.org/Gateway/reference.asp?No=Ref-_____).

(5) Good Cause Request to not Cooperate in Public Assistance Cases. The Department is authorized in accordance with 42 U.S.C. 654(29), and Section 409.2572(4), F.S., to determine a recipient's request to not cooperate in public assistance cases, except when the recipient is receiving only food assistance. Food assistance-only recipients must make requests to not cooperate directly to the Department of Children and Families. An approved request excuses the recipient from the requirement to cooperate with the Department on the specific case against a specific alleged father or parent who owes support for which the request to not cooperate is approved.

(a) When an applicant or recipient states he or she does not want to cooperate because doing so will endanger the recipient or child(ren), the recipient must complete, sign and return the Request to Not Cooperate (CS-CF08) form, incorporated herein by reference, effective xx/xx, (http://www.flrules.org/Gateway/reference.asp?No=Ref-_____) with supporting documents within 20 days after the date of the Request to Not Cooperate. If the recipient does not provide documentation timely or the documentation is not sufficient to support the claim that cooperation may endanger the recipient or child, the Department denies the request to not cooperate and proceeds with establishing paternity, support, or paternity and support.

(b) A written request for good cause to not cooperate is approved when the recipient provides information that:

1. There is a reasonable likelihood that the recipient or child may be physically or emotionally harmed if cooperation is required;

2. The child was born as a result of rape or incest;

3. Legal proceedings for the adoption of the child are pending in court; or

4. The parent or caregiver is being assisted by a public or licensed private social services agency to determine whether to place the child for adoption.

(c) Requests for good cause are approved or denied based upon the information provided by the recipient. The Department will suspend child support case activities from the

time a request to not cooperate is received until a final determination is made.

1. A request is approved when documentation is submitted to substantiate the circumstances establishing good cause.

2. A request is denied when no documentation is provided or documentation does not substantiate the circumstances establishing good cause.

(d) The Department sends the Notice of Decision on Request to Not Cooperate (CS-CF11), incorporated herein by reference, effective xx/xx, (http://www.flrules.org/Gateway/reference.asp?No=Ref-_____) to notify the recipient of the decision.

(e) A recipient whose request for good cause is denied pursuant to paragraph (c), subparagraph 2., must cooperate with the Department as provided by Section 409.2572, F.S. and subsection (2). If the recipient does not cooperate, the Department begins the process of determining noncooperation as stated in paragraph (2).

(6) Notification to the Department of Children and Families.

(a) In accordance with Section 409.2572(3), F.S., the Department is responsible for determining and reporting to the Department of Children and Families, noncooperation by applicants and recipients of public assistance.

(b) The Department will notify the Department of Children and Families when the applicant or recipient cooperates with the Department in accordance with Section 409.2572, F.S., or when the Department determines that an applicant or recipient has not cooperated, or when the Department determines the recipient is not required to cooperate.

(c) The Department will notify the Department of Children and Families and the applicant or recipient within two business days after the Department's determination that:

1. The applicant or recipient is cooperating in good faith; or

2. Cooperation by the applicant or recipient is not needed or required to take the next appropriate case action.

12E-1.011 Lottery Intercept.

(1) Pursuant to Section 24.115(4), F.S., the Department will ~~department shall~~ intercept the Florida lottery prize of any obligor who owes past-due support and who claims or is awarded a lottery prize or a portion of a lottery prize equal to or greater than \$600. The prize is ~~shall be~~ applied toward any past-due support or costs owed by the obligor for a Title IV-D case, not to exceed the amount owed.

(2) Definitions. As used in this rule:

(a) "Obligor" means a person responsible for making payments pursuant to an order establishing, enforcing, or modifying an obligation for child support, spousal support, or

for child and spousal support when enforced by the Department department.

(b) "Past-due support" means the amount of support owed pursuant to an order for child support, spousal support, or for child and spousal support when enforced by the Department department that has not been paid. Also included in past-due support are amounts owed to the Department department for court or administrative costs.

(c) "Department" means the Department of Revenue.

(3) Certification of Past-Due Support. The Department certifies all parents who owe a past-due amount for lottery intercept. Prior to the payment of a prize to any obligor owing past-due support, the Department of the Lottery will shall verify the information provided by the Department department to determine if past-due support is owed. Upon the request of the Department of the Lottery, the Department will department shall provide written certification that the obligor owes past-due support and specify the amount owed. Upon receipt of such written certification from the Department department, the Department of the Lottery will shall transmit the prize money, not to exceed the amount certified as past-due support, to the Department department.

(4) Notification of Intercept.

(a) The Department will department shall notify the obligor by regular U.S. certified mail, return receipt requested, that the prize money is being intercepted and will be applied to the balance of past-due support. The Notice of Intent to Deduct Lottery Winnings (CS-EF160), incorporated herein by reference, effective xx/xx,

(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____) certified mail will be sent to the address provided by the obligor to the Department of the Lottery. The notice will state that the obligor may request an administrative hearing as set forth in Chapter 120, F.S., to contest a mistake of fact about the amount of past-due support or the identity of the obligor. Refusal of the notice sent to the obligor by certified mail, return receipt requested, constitutes proper service of the notice.

(b) If a petition for administrative hearing is a return receipt is not received within 20 30 days after the from the mailing date of the notice specified in paragraph (4)(a) above, if the notice is returned unclaimed, or if no written petition for a hearing is received, the department shall send the notice to the obligor by regular mail to the address provided to the Department of the Lottery and to the last known address according to the department's records. If there is no response from the obligor to the second notice as provided for in this paragraph, the prize received from the Department of the Lottery will be applied to the obligor's past-due support 30 days from the mailing date of the second notice.

(c) To request an administrative hearing, the obligor will shall file a petition for an administrative hearing with the

Department of Revenue, Child Support Enforcement Program, Deputy Agency Clerk, P.O. Box 8030, 5050 West Tennessee Street, Building L, Tallahassee, FL 32314-8030 32399-0195, within 20 24 days after the date of the notice of the date the obligor received or refused the notice sent by certified mail, or within 30 days from the date of mailing of the notice sent by regular mail. If a return receipt request is received from the certified notice and petition for administrative hearing is not received within 20 24 days after the date of the notice, the obligor will be considered to have waived the right to a hearing and the intercept will be applied to the obligor's past-due support obligation. Administrative hearings will be conducted pursuant to Chapter 120, F.S.

(5) Application of Lottery Prize when Obligor owes Past-Due Support on Multiple Cases. If the obligor owes past-due support on more than one Title IV-D case, the prize is shall be applied to each case based on the ratio of the past-due amount for each individual case to the total past-due support owed by the obligor for all Title IV-D cases. When past-due support is satisfied on all cases, the prize is applied to unpaid costs on each case based on the ratio of the unpaid costs for each individual case to the total unpaid costs owed by the obligor for all Title IV-D cases.

12E-1.014 Federal Offset Program; Passport Denial; Secretary of the Treasury Full Collection Services.

(1) Definitions. As used in this rule:

(a) "Assignment" means an assignment of rights to support as a condition of eligibility for temporary cash assistance, foster care maintenance payments, or medical support as authorized by 45 CFR 301.1.

(b) "Offset" means the complete or partial intercept of a federal income tax refund, rebate, or other federal payment.

(c) "Past-due support" means the amount of support determined under a court order, or an order of an administrative process established under Florida or another state's law, for support and maintenance of a child which has not been paid, regardless of whether the child is a minor, but does not include retroactive support only with no delinquent payments.

(d) "Department" means the Department of Revenue.

(e) "Obligee" means the person to whom support payments are made pursuant to a child support order.

(f) "Obligor" means a person who is responsible for making support payments pursuant to a child support order.

(2) Certification for Federal Offset Program and Passport Denial. The Department will certify obligors to the federal Office of Child Support Enforcement for offset of federal income tax refunds or rebates when they meet the criteria in paragraph (3)(b), for offset of other federal payments when they meet the criteria in paragraph (3)(c), and for passport denial when support arrearages are greater than \$2,500.

(3) Federal Offset Program.

(a) Obligors who owe past-due support in Title IV-D cases are subject to offset as authorized by 31 USC 3716, 42 USC 664(c), 45 CFR 301.1, and 45 CFR 303.72.

(b) Certification for Offset of Federal Income Tax Refunds or Rebates. The Department will certify an obligor for offset of the obligor's federal income tax refund or rebate as follows:

1. For support assigned to the state, the total past-due support assigned to the state for all the obligor's cases enforced by the Department is \$150 or greater; and

2. For support owed to an obligee, the total past-due support owed to obligees on all the obligor's cases enforced by the Department is \$500 or greater.

(c) Certification for Offset of Other Federal Payments. The Department will certify an obligor for offset of federal payments, other than federal income tax refunds or rebates, as follows:

1. Past-due support is \$25 or greater; and

2. Past-due support has been owed for 30 days or more.

(d) The Department will not certify past-due support owed by an obligor that is otherwise subject to certification under paragraph (3)(b) if:

1. The Department is enforcing another state's support order on the other state's behalf because the obligor resides in Florida, and the obligor does not owe past-due support assigned to Florida;

2. A court order prohibits offset certification;

3. A court order provides that enforcement of past-due support is stayed, unless the order specifies that federal offset is permitted; or

4. The Department has received a confirmed bankruptcy plan for the obligor under Chapters 11, 12, or 13 of the United States Bankruptcy Code. Upon receiving a Chapter 11, 12, or 13 confirmed bankruptcy plan for an obligor, the Department will decertify the obligor's past-due support from offset. The Department will refund to the obligor an offset the Department receives during the term of a Chapter 11, 12, or 13 confirmed bankruptcy plan.

(e) Notification of Offset. Once an offset occurs, the United States Department of Treasury notifies the obligor by regular mail that the Department of Treasury is disbursing the offset to the Department.

(f) Distribution of Offset.

1. Offsets of past-due support assigned to the state are deposited by the Department in the State Treasury. After past-due support assigned to the state is paid in full, any remaining past-due support collected by the Department is paid to the obligee as required by 42 USC 657(a)(1) and (a)(2)(B).

2. For past-due support not assigned to the state, the Department delays distribution of an offset from a joint federal income tax refund for 180 days as allowed by 42 USC 664(a)(3)(B) to allow the unobligated joint filer to claim the

unobligated joint filer's share of the refund before the offset is distributed. In that case, distribution is delayed until one of the following occurs:

a. The Department receives written verification from the United States Department of Treasury that the unobligated joint filer's claim filed by the obligor's spouse has been resolved; or

b. 180 days has passed since the Department received the offset.

3. The Department will distribute offsets of other federal payments not from a federal income tax refund or rebate within two business days after the receipt date.

(g) If the obligor is paying retroactive support as ordered, and the obligor is not delinquent in the payment of current support, past-due support, or retroactive support, the Department will not certify the retroactive support amount for offset. If the Department is notified after it has received an offset that the offset was for retroactive support only, the Department will refund the offset to the obligor if there is no delinquency.

(4) Offsets under Review by the Internal Revenue Service.

(a) When the Department receives an offset, and identifies it as being a potentially erroneous offset, the Department refers the offset to the federal Office of Child Support Enforcement for the Internal Revenue Service to review the offset. The Department uses the following criteria to identify offsets referred for Internal Revenue Service review:

1. The total amount of the offsets received for the obligor is \$1,000 or more, and there are no reported wages for the obligor for the tax year;

2. The total amount of the offsets is 20 percent or more of the obligor's wages reported for the tax year; or

3. The Internal Revenue Service has previously reversed an offset received from the obligor.

(b) Based on authorization from the federal Office of Child Support Enforcement in Dear Colleague Letter DCL-11-17 issued September 9, 2011, if the Internal Revenue Service is reviewing an offset as being potentially erroneous, the Department delays distribution of the offset until the Internal Revenue Service completes its review.

(c) After the Internal Revenue Service completes its review and notifies the Department the offset will not be reversed, the Department distributes the offset.

(d) If the Department is notified an offset will be reversed, the Department does not distribute the offset, except as provided in paragraph (4)(e).

(e) In accordance with 31 CFR 285.3(g) and (h), if within six months after the Department receives the offset, the United States Department of Treasury, Bureau of the Fiscal Service has not responded to the Department or reversed the offset, the Department will distribute the offset. If the offset is disbursed to the obligee and is subsequently reversed by Fiscal Service,

the Department initiates a payment recovery action under Rule 12E-1.022, F.A.C.

(5) Passport Denial.

(a) The Department of Revenue will certify and report for passport denial obligors who owe more than \$2,500 in support arrearages under subsection (2) of this rule as required by s. 409.2564(10), F.S. Passport denial includes denial of:

1. A new passport;
2. Renewal of a passport;
3. Replacement of a lost passport; and
4. The addition of pages to an existing passport.

(b) When the United States Department of State denies an obligor's passport application due to the Department's certification for passport denial, the United States Department of State sends the obligor a notice informing the obligor that the obligor is not eligible to receive a passport unless the Department withdraws its certification for passport denial.

(c) If an obligor needs a United States passport, the obligor must contact the Department at the address or telephone number provided in the notice mailed by the federal Office of Child Support Enforcement as outlined in subsection (6) of this rule or the telephone number provided in the United States Department of State's denial notice. The obligor may also contact one of the Department's local offices for an informal conference.

(d) After the Department submits certification for passport denial, the Department will withdraw its certification if:

1. The obligor receives federal Supplemental Security Income; or
2. A court order requires the Department to withdraw its certification.

(e) An obligor may ask the Department to withdraw its certification for passport denial in the following circumstances:

1. The obligor reduces the support arrearages owed on all the obligor's cases to \$2,500 or less.
2. The obligor provides documentation from a medical authority verifying a close relative's death or medical emergency requiring the obligor to travel outside the United States.
3. The obligor has a job that requires travel outside the country. The employer must agree to income withholding of support from the obligor's pay.
4. The obligor is active duty military and provides a letter signed by a field grade commanding officer (Major or Lieutenant Commander or above). The letter must state the obligor's duties require a passport.
5. The obligor receives social security disability benefits and has no other income. The Department must have verification of the obligor's benefits, such as a copy of an award letter from the Social Security Administration.

(f) The Department will consider the circumstances provided by the obligor under paragraph (5)(e), and the following factors when deciding whether to withdraw its certification for passport denial:

1. The obligor's previous payment history;
2. The obligor's current ability to pay;
3. The obligor's capacity to pay a lump sum towards the past-due support;
4. The obligor's ability to work if the obligor keeps the passport; and
5. The overall case history.

(g) Only the state that certifies an obligor for passport denial may withdraw the certification and restore the obligor's passport eligibility. If a state other than Florida certified the obligor for passport denial, the obligor must contact the other state at the address or telephone number listed in the notice discussed in subsection (6) to ask about passport reinstatement.

(6) Notice to Obligor of Certification for Federal Offset Program and Passport Denial. The federal Office of Child Support Enforcement mails each obligor who is subject to offset under paragraph (3)(b) or (5)(a) a one-time pre-offset notice. Once the Department certifies the amount for offset and passport denial, the certification continues until the obligor pays the past-due support or support arrearage in full. The Department updates the amount certified weekly if there are changes in the amount of the obligor's past-due support or support arrearage.

(7) Right to Informal Review and Administrative Hearing.

(a) If an obligor contacts the Department in response to the pre-offset notice in subsection (6), or within 20 days after the date of notice of offset from the United States Department of Treasury or notice of passport denial from the United States Department of State, the Department will review its records and any records submitted by the obligor and attempt to resolve the obligor's concerns informally.

(b) If the Department cannot resolve the obligor's concerns during the informal review, the Department will notify the obligor by regular mail at the obligor's last known address using form CS-EF36A, Notice of Decision of Informal Conference for Federal Offset or Passport Denial. Form CS-EF36A

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

) is incorporated by reference herein effective xx/xx.

(c) If the Department does not resolve the obligor's concerns through an informal review, the obligor may ask for an administrative hearing within 30 days after the date of the notice.

1. If the past-due support or support arrearage is based on a Florida order, the obligor may ask for an administrative hearing in Florida. The Department of Children and Families,

Office of Appeal Hearings conducts this hearing as authorized by Section 120.80(7), F.S.

2. If the past-due support or support arrearage is based on an order entered in another state, the obligor may ask that a hearing be held either in Florida or in the state that issued the order. If the obligor asks for the hearing to be held in the issuing state, the Department will contact the state that issued the order and provide all necessary information within 10 days after receiving the obligor's request. The state that issued the order will inform the obligor and obligee of the date, time, and place of the administrative hearing.

(d) If the state that issued the order or the Florida Department of Children and Families holds an administrative hearing and issues a final order in the obligor's favor, the Department will inform the federal Office of Child Support Enforcement to remove the obligor's certification or change the certification amount to show the past-due support or support arrearage amount pursuant to the final order. If the final order is issued in the Department's favor, the certification stays in place and any change in the past-due support or support arrearage amount is updated as required by subsection (6). If the final order requires the Department to refund an offset to the obligor, the Department will refund the offset or appeal the final order.

(8) United States Secretary of the Treasury Full Collection Services. As allowed by 45 CFR 303.71, the Department may request the federal Office of Child Support Enforcement to certify past-due support to the United States Secretary of the Treasury for full collection services under the Internal Revenue Code, Title 26 United States Code. The following conditions must be met for a case to be eligible for certification to the Secretary of the Treasury for full collection services:

(a) There must be a support order;

(b) An arrearage owed under the support order must equal or exceed \$750;

(c) All reasonable efforts through the Title IV-D agency's own collection remedies must have been made to collect the arrearage;

(d) The parent or custodian of the child to whom support is owed must have completed an assignment of rights to support or an application for services;

(e) At least six months must have passed since the most recent request to the Secretary of the Treasury for full collection services on the case; and

(f) The Department has certified the case for the federal offset program under this rule.

12E-1.030 Administrative Establishment of Child Support Obligations.

(1) through (3) No change.

(4) Obtaining Cooperation from the Petitioner.

(a) If a case is eligible for establishment of an administrative support order the Department must obtain cooperation from the petitioner before serving notice on the respondent. To obtain cooperation, the Department mails the petitioner Form CS-ES96, Request for Information, incorporated herein by reference, effective ~~xx/xx/14~~8, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08994>); the Financial Affidavit Administrative Proceeding (CS-OA11); the Parent Information Form (CS-OA12); and the Title IV-D Standard Parenting Time Plan (CS-OA250), except as provided by paragraph (6)(a). Forms CS-OA11 and CS-OA12 are incorporated by reference in Rule 12E-1.036, F.A.C. Form CS-OA250 is available at www.floridarevenue.com/childsupport/parenting_time_plans. The petitioner has 20 days after the mailing date of the forms to complete and return them.

(b) through (c) No change.

(5) through (13) No change.

(14) Modifying an Administrative Support Order.

(a) through (c) No change.

(d) The Department shall notify the parents or caregiver when it begins a proceeding to modify the support obligation of an Administrative Support Order

1. The Department uses Form CS-OA120R, Proposed Order to Modify Administrative Support Order, hereby incorporated by reference, effective ~~xx/xx/14~~8, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08992>), to modify the support obligation amount when a review indicates a modification is appropriate. If the party that did not request the review responds during the support order review, the Department sends the proposed order by regular mail to both parties to their addresses of record. If the non-requesting party does not participate in the support order review, the Department shall attempt to serve the proposed order on the non-requesting party by certified mail or personal service. If service is not accomplished by certified mail or personal service, the Department shall send the non-requesting party the proposed order by regular mail to the non-requesting party's address of record. If the proposed order is not contested by either party within 30 days of service by certified mail or personal service, or 35 days after the Notice is sent by regular mail, the Department prepares and renders Form CS-OA140R, Final Modified Administrative Support Order, hereby incorporated by reference, effective ~~xx/xx/14~~8, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08993>). Under Section 409.2563(13)(c), F.S., a party to an administrative proceeding has a continuing duty to provide the Department with a current mailing address after being served with an initial notice under paragraph (5)(b), of this rule, and the party is presumed to receive a subsequent notice,

proposed order or other document mailed to the party's address of record including a proposed order to modify support.

2. through 3. No change.

(15) through (18) No change.

12E-1.036 Administrative Establishment of Paternity and Support Obligations.

(1) through (12) No change.

(13)(a) No change.

(b) Alleged Father's Rights; Proceeding in Circuit Court as an alternative to the Administrative Process:

1. The alleged father may file a paternity action in circuit court and serve the Department with a copy of the petition. The alleged father must have the petition served on the Deputy Agency Clerk at the address specified in the notice within 20 days after the date the Notice of Proceeding to Establish Administrative Support Order was mailed. If the Department is served timely, it will end the administrative establishment process and proceed in circuit court. If the alleged father files a petition in circuit court, but does not serve the Department in the 20-day time frame, the Department will continue with the administrative establishment proceeding by either issuing a Proposed Administrative Paternity and Support Order (<http://www.flrules.org/Gateway/reference.asp?No=Ref-08999>), CS-OA20, effective xx/xx1/18, and incorporated by reference, or referring the proceeding to the Division of Administrative Hearings without issuing a Proposed Administrative Paternity and Support Order if the Department determines that an evidentiary hearing is appropriate to determine the respondent's income. If the petition is served on the Department timely, the Department will mail the petitioning parent or caregiver the Dismissal of Administrative Proceeding form, CS-OA88.

2. No change.

(14)(a) and (b) No change.

(c) The Department may proceed with the administrative establishment of paternity and support by either sending the alleged father a Proposed Administrative Paternity and Support Order, CS-OA20, or referring the proceeding to the Division of Administrative Hearings without issuing a Proposed Administrative Paternity and Support Order if the Department determines that an evidentiary hearing is appropriate to determine the respondent's income. The Department will shall calculate the respondent's support obligation using the child support guidelines in Section 61.30, F.S. If the respondent does not provide financial information within the time required by Sections 409.2563(13)(a) and (b), F.S., the Department will shall impute income as provided by Section 61.30(2)(b), F.S., or impute income at fulltime minimum wage as provided by Section 409.2563(5)(a), F.S. Calculation of the respondent's retroactive support obligation is shall be in accordance with Section 61.30(17), F.S. Retroactive support is shall be

addressed in an initial determination of child support. The Department uses a Proposed Administrative Paternity and Support Order

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-09000>), CS-OX20, effective xx/xx1/18, and incorporated by reference, when a proceeding involves more than one child and paternity has already been established for one or more of the children. The Proposed Administrative Paternity and Support Order may include terms for monetary support, retroactive support, health insurance, and non-covered medical expenses as appropriate. The Proposed Administrative Paternity and Support Order tells the alleged father that the Department intends to issue an administrative order establishing paternity and a support obligation for the child or children listed in the Proposed Administrative Paternity and Support Order. When an agreed to and signed parenting time plan is provided by the parents, it is enclosed with Proposed Order. If a signed parenting time plan is not enclosed, the Department will provide a blank Title IV-D Standard Parenting Time Plan, CS-OA250, with form CS-OX20 except as provided by paragraph (6)(a).

(d) through (h) No change.

(15) Final Order Establishing Paternity or Paternity and Child Support.

(a) The Department will render a Final Order of Paternity (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09001>), CS-OP50, effective xx/xx1/18, or a Final Administrative Paternity and Support Order (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09002>), CS-OA40, effective xx/xx1/18, both forms incorporated by reference, if the alleged father does not ask for a hearing timely. The Department may use a Final Administrative Paternity and Support Order (<http://www.flrules.org/Gateway/reference.asp?No=Ref-09003>), CS-OX40, effective xx/xx1/18, and incorporated by reference, in cases where there is more than one child on the order and paternity does not need to be established for all of the children. In addition to the Final Administrative Paternity and Support Order, the Department enters an Income Deduction Order as part of the Final Administrative Paternity and Support Order. The respondent is responsible for making the ordered payments to the State Disbursement Unit until the income deduction begins.

(b) through (e) No change.

(16) through (21) No change.

61B-35.001 Purpose and Effect.

64B15-13.001 Continuing Education for Biennial Renewal. ~~(1)(a)~~ Every person licensed pursuant to Chapter 459, F.S., except those licensed as physician assistants pursuant to Section 459.022, F.S., shall be required to complete forty (40) hours of continuing medical education courses approved by the

Board in the twenty-four (24) months preceding each biennial renewal period as established by the Department. Continuing medical education (CME) requirements for biennial renewal of licensure are set forth in this rule.

~~(1)(a) For each biennial renewal, a licensee shall complete a one (1) hour Five of the continuing medical education course hours for renewal shall include a one hour Risk Management Course, one hour in Florida Laws and Rules/Professional and Medical Ethics, one hour on the laws regarding the use and abuses of controlled substances, and a two (2) hours course in Prevention of Medical Errors Course. Beginning in the 2010-2012 licensure biennium, five of the continuing medical hours for renewal shall include one hour of professional and medical ethics education, one hour Florida Laws and Rules, one hour on the federal and state laws related to the prescribing of controlled substances, and a two hour Prevention of Medical Errors Course.~~

(b) A licensee shall not be required to complete continuing medical education if the initial license is issued subsequent to July 1 of the second year of the biennium, except such licensee is required to complete the CME as found in paragraph 64B15-13.001(1)(a), F.A.C.

(c) through (d) No change.

(e) A licensee who is registered with the United States Drug Enforcement Agency and is authorized to prescribe controlled substances is required to complete a 2-hour course on prescribing controlled substances at each biennial renewal of licensure as required by Section 456.0301, Florida Statutes. The Board approves the controlled substance prescribing courses offered by the Florida Medical Association, the Florida Osteopathic Medical Association, the Florida Academy of Family Physicians, and the Florida College of Emergency Physicians, for the purpose of meeting this continuing education requirement. The course may be offered in a distance learning format.

(2) No change.

~~(3)(a) For purposes of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing, or eliminating identifiable risks as defined in Section 741.30, F.S.~~

~~(b) The continuing medical education found in paragraph 64B15-13.001(1)(a), F.A.C., with regard to Risk Management, Florida Laws and Rules, controlled substances, Professional and Medical Ethics professional and medical ethics, and the Prevention of Medical Errors prevention of medical errors shall be obtained by the completion of live, participatory attendance courses. However, the continuing medical education found in paragraphs 64B15-13.001(1)(c) through (e) and (d), F.A.C., with regard to HIV/AIDS₂ and domestic violence, and prescribing controlled substances may be obtained by the~~

~~completion of courses offered in a distance learning format non-live/participatory attendance.~~

~~(b)(e) For purposes of this rule, Florida Laws and Rules laws and rules means Chapters 456 and 459, F.S., and Rule Chapter 64B15, F.A.C.~~

~~(c)(d) Three (3) hours of CME The One hour of Risk Management or professional and medical ethics education may be obtained fulfilled by attending at least three (3) hours of disciplinary matters at a regular meeting of the Board of Osteopathic Medicine in compliance with the following:~~

1. through 2. No change.

3. The licensee must sign out with the Executive Director of the Board, or designee, at the end of the meeting day or at such other earlier time as affirmatively authorized by the Board. The licensee may receive CME credit ~~in risk management or professional and medical ethics education~~ for attending the disciplinary portion of a Board meeting only if the licensee is attending on that day solely for that purpose; the licensee may not receive such credit if appearing at the Board meeting for another purpose. Members of the Board of Osteopathic Medicine may receive ~~risk management or professional and medical ethics CME~~ credit for such attendance at one full day of disciplinary hearings at a regular meeting of the Board.

4. A licensee may use no more than ~~six (6) five (5) hours~~ of continuing education obtained by attending a Board of Osteopathic Medicine meeting in the area of risk management for the purpose of completing the continuing education requirements for each biennial renewal.

~~(e) For purposes of this rule, a one (1) hour course on the federal and state laws related to the prescribing of controlled substances shall include: a review of the applicable federal and state laws and rules; review of the current Florida statistics regarding morbidity and mortality of controlled substance related deaths; pharmacology of opiate drugs; proper prescribing of opiate drugs; a review of physician liability for overprescribing controlled substances; and diagnosis of opioid addiction and treatment options.~~

~~(d)(f) No change.~~

(4) No change.

(5) Home study hours up to a maximum of eight (8) hours per biennium may be utilized toward continuing education requirements for renewal. In order to be acceptable, said home study hours must be approved by the AOA, the AMA, the Board, or approved for credit as a college or university extension course with approved grading and evaluation standards. ~~Any licensee who is a member of the Armed Forces of the United States on active duty and for a period of six (6) months after discharge from active duty may obtain all forty (40) hours of continuing education through home study.~~

(6) In addition to the continuing medical education credits authorized above, a volunteer expert witness who is providing

expert witness opinions for cases being reviewed pursuant to Chapter 459, F.S., shall receive five (5) hours of credit ~~in the area of risk management~~ for each case reviewed. A volunteer expert may not accrue in excess of 15 hours of credit per biennium pursuant to this paragraph. Former Board members serving on the Probable Cause Panel shall be allowed a maximum of 15 hours of credit per biennium pursuant to Section 456.013, F.S.

(7) A licensee who is a member of the Armed Forces of the United States on active duty and for a period of six (6) months after discharge from active duty may obtain all forty (40) hours of continuing medical education in a distance learning format or home study, including the courses required by 64B15-13.001(1)(a), and is exempt from the requirements of 64B15-13.001(2), F.A.C.,

(8) A licensee who is a member of the Armed Forces of the United States can claim exemption from this rule provided the licensee meets the requirements set forth in Section 456.024(1), Florida Statutes.

64B15-19.002 Violations and Penalties. In imposing discipline upon applicants and licensees, the board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The statutory language is intended to provide a description of the violation and is not a complete statement of the violation; the complete statement may be found in the statutory provision cited directly under each violation description.

64B15-19.0065 Notices of Noncompliance; Minor Violations.

- (1) No change.
- (2) The following violations are those for which the Board authorizes the Department to issue a notice of noncompliance.
 - (a) through (c) No change.

(d) Failing to submit documentation to the Department within 14 days of issuing a certification as required under section 381.986(4)(b), F.S.

- 64B15-19.007 Citations.
- (1) through (2) No change.
 - (3) The following violations with accompanying fines may be disposed of by citation.
 - (a) through (s) No change.

(t) Failure to submit documentation to the Department within 14 days of issuing a certification as required under Section 386.986(4)(b), F.S., as required by Section 459.015(1)(ww), F.S. The first-time violation shall result in a \$100.00 fine and requirement for submission of delinquent documentation within 14 days. The second-time violation shall result in a \$250.00 fine and requirement for submission of delinquent documentation within 14 days.

(u) Failure to consult the Prescription Drug Monitoring system as required by Section 893.055(8), F.S. The first-time violation shall result in a \$100.00 fine. The second-time violation shall result in a \$150.00 fine. The third-time violation shall result in a \$200.00 fine.

(v) Failure to report adverse incidents occurring in planned out-of-hospital births as required by Section 456.0495, F.S. The fine shall be \$1,000.00.

(4) through (5) No change.
 Rulemaking Authority 409.2557(3)(p), 409.256(17), 409.25633(9) FS. Law Implemented 409.256, 409.2563, 409.25633 FS. History—New 4-5-16, Amended 9-19-17, 1-17-18, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Bobby York
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 13, 2018
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 2, 2018

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: 61B-35.001
 RULE TITLE: Purpose and Effect
 PURPOSE AND EFFECT: To repeal rules 61-35.001, F.A.C.
 SUMMARY: The proposed rulemaking repeals rules 61-35.001, F.A.C., because this rule is no longer necessary.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 723.006(9) FS.
 LAW IMPLEMENTED: 723.006 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: Rikki Anderson, Government Analyst I, Division of Florida Condominiums, Timeshares and Mobile Homes, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1415.

THE FULL TEXT OF THE PROPOSED RULE IS:

Specific Authority 723.006(9) FS. Law Implemented 723.006 FS. History—New 12-3-98, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Kevin Stanfield, Director, Division of Florida Condominiums, Timeshares and Mobile Homes, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)488-1631.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jonathan Zachem, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 25, 2018

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:

64B15-13.001 Continuing Education for Biennial Renewal

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify the continuing education requirements for biennial renewal and to set forth the approved controlled substance prescribing courses for biennial renewal.

SUMMARY: The proposed rule amendments clarify the continuing education requirements for biennial renewal and set forth the approved controlled substance prescribing courses for biennial renewal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change

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

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

RULEMAKING AUTHORITY: 456.013, 456.0301, 459.005, 459.008(4) FS.

LAW IMPLEMENTED: 456.013, 456.0301, 456.031, 459.008 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: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256.

THE FULL TEXT OF THE PROPOSED RULE IS:

Rulemaking Authority 456.013, 456.0301, 459.005, 459.008(4) FS. Law Implemented 456.013, 456.0301, 456.031, 459.008 FS. History—New 10-23-79, Amended 1-29-86, Formerly 21R-13.01, Amended 12-5-89, 4-8-91, 2-16-92, Formerly 21R-13.001, Amended 1-10-94, Formerly 61F9-13.001, Amended 10-25-95, Formerly 59W-13.001, Amended 1-19-98, 6-3-98, 4-14-99, 5-26-02, 5-10-04, 7-27-04, 2-9-05, 2-14-06, 1-29-07, 5-10-09, 4-5-10, 11-6-12, 8-14-14, 8-21-16, -

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Osteopathic Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Osteopathic Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 18, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 31, 2018

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NOS.: RULE TITLES:

- 64B15-19.002 Violations and Penalties
- 64B15-19.0065 Notices of Noncompliance; Minor Violatons
- 64B15-19.007 Citations

PURPOSE AND EFFECT: The proposed rule amendments are intended to address disciplinary guidelines for engaging in a pattern of practice when prescribing medicinal drugs or controlled substances that demonstrates a lack of reasonable skill and safety to patients; for failure to consult the prescription drug monitoring system and failure to report adverse incidents in planned out-of-hospital births; provisions for a notice of non-compliance to be issued for failure to submit required documentation as required by Section 386.986(4)(b), F.S.; and citation penalties for failure to submit required documentation as required by Section 386.986(4)(b), F.S.; failure to consult the prescription drug monitoring system; and failure to report adverse incidents in planned out-of-hospital births.

SUMMARY: The proposed rule amendments set forth disciplinary guidelines for engaging in a pattern of practice when prescribing medicinal drugs or controlled substances that demonstrates a lack of reasonable skill and safety to patients; for failure to consult the prescription drug monitoring system and failure to report adverse incidents in planned out-of-hospital births; outline the provision for a notice of non-compliance to be issued for failure to submit required documentation as required by Section 386.986(4)(b), F.S.; and set forth citation penalties for failure to submit required documentation as required by Section 386.986(4)(b), F.S.; failure to consult the prescription drug monitoring system; and failure to report adverse incidents in planned out-of-hospital birth.

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: 120.695, 456.073(3), 456.077, 456.079, 459.005, 459.015(5) FS.

LAW IMPLEMENTED: 120.695, 381.986(4)(d), 456.072, 456.073(3), 456.077, 456.079, 456.50, 459.015 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: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256.

THE FULL TEXT OF THE PROPOSED RULE IS:

	MINIMUM	MAXIMUM
(1) through (58) No change.		
(59) Engaging in a pattern of practice when prescribing medicinal drugs or controlled substances which demonstrates a lack of reasonable skill or safety to patients, a violation of any provision of this chapter, <u>or Sections 893.055 and 893.0551</u> , a violation of the applicable practice act, or a violation of any rules adopted under this chapter or the applicable practice act of the prescribing practitioner. (Section 456.072(1)(gg), F.S.)		

FIRST OFFENSE:	<u>One</u> year	<u>Revocation</u>
	Probation and	Suspension to
	<u>\$1,000.00</u>	be followed by
	\$5,000.00 fine.	probation and

SECONDOFFENSE: Suspension to Revocation
 be followed by and \$10,000.00
 probation and fine.
\$5,000.00
~~\$7,500.00~~ fine.

(60) through (82) No change.

(83) Failure to consult the prescription drug monitoring system, as required by Section 893.055(8), F.S. (Section 459.015(1)(g), F.S.)

FIRST OFFENSE: Letter of Reprimand and concern and an administrative fine of \$1,000.00.

SECONDOFFENSE: Reprimand and Suspension an administrative fine of \$2,500.00.

THIRD OFFENSE: Suspension and Revocation an administrative fine of \$5,000.00.

(84) Failure to report adverse incidents occurring in planned out-of-hospital births as required by Section 456.0495, F.S. (Section 459.015(1)(g), F.S.)

FIRST OFFENSE: Letter of Reprimand and concern and an administrative fine of \$1,000.00.

SECONDOFFENSE: Reprimand and Suspension an administrative fine of \$2,500.00.

THIRD OFFENSE: Suspension and Revocation an administrative fine of \$5,000.00.

fine of fine of
\$5,000.00. \$10,000.00.

Rulemaking Authority 456.079, 459.015(5) FS. Law Implemented 381.986(4)(d), 456.072, 456.079, 456.50, 459.015 FS. History–New 9-30-87, Amended 10-28-91, 1-12-93, Formerly 21R-19.002, 61F9-19.002, 59W-19.002, Amended 2-2-98, 2-11-01, 6-7-01, 2-26-02, 12-7-05, 11-14-06, 11-27-06, 5-10-10, 7-27-10, 11-10-11, 3-27-12, 7-3-12, 1-1-15, 11-27-16, 4-30-18, _____.

Rulemaking Authority 120.695, 456.073(3), 459.005 FS. Law Implemented 120.695, 456.073(3) FS. History–New 1-19-17, _____.

Rulemaking Authority 456.077 FS. Law Implemented 456.077 FS. History–New 10-28-91, Amended 8-24-92, 11-17-92, Formerly 21R-19.007, 61F9-19.007, 59W-19.007, Amended 11-27-97, 11-12-00, 1-29-03, 7-13-03, 5-12-05, 4-15-10, 10-8-12, 8-13-15, 11-27-16, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Osteopathic Medicine
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Osteopathic Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 18, 2018
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 31, 2018

Section III
 Notice of Changes, Corrections and Withdrawals

NONE

Section IV
 Emergency Rules

DEPARTMENT OF REVENUE
 Property Tax Oversight Program

RULE NO.: 12DER18-05
 RULE TITLE: Forms for Abatement of Taxes for Homestead Residential Improvements Damaged or Destroyed by Hurricanes Hermine, Matthew, or Irma.

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 213.06(2), Florida Statutes, provides an exception to the prerequisite of a finding of immediate danger to the public health, safety, or welfare of Florida citizens. The statutory provision provides that the Department of Revenue is authorized to adopt an emergency rule, pursuant to Section

120.54, F.S., on behalf of the Department, when the effective date of a legislative change occurs sooner than 60 days after the close of the legislative session in which the change was enacted and when the change affects a tax rate or collection or reporting procedure that affects a substantial number of dealers or persons. Section 17 of Chapter 2018-118, Laws of Florida, provides a process for a property owner to apply for an abatement of property taxes due to damage or destruction of a homestead residential improvement due to Hurricanes Hermine, Matthew, or Irma, and was effective upon becoming a law. The emergency rule incorporates, by reference, Form DR-463, Application for Abatement of Taxes for Homestead Residential Improvements, as an application for the property owner to submit to the property appraiser; Form DR-486H, Petition to the Value Adjustment Board for Abatement of Taxes, for the property owner to request a hearing to grant the abatement; and Form DR-485H, Decision of the Value Adjustment Board for Abatement of Taxes Petition, for boards or special magistrates to provide a decision to the petitioner after a hearing.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: Emergency rulemaking is fair under the circumstances, as the effective date of the period to apply for the abatement of property taxes is within 60 days after the close of the 2018 Legislative Session. Additionally, the promulgation of this emergency rule ensures that county officials and taxpayers are notified in the most expedient and appropriate manner regarding the abatement application and value adjustment board forms provided in Section 17, Chapter 2018-118, Laws of Florida.

SUMMARY: Emergency Rule 12DER18-05 notifies the public, property appraisers, tax collectors, and value adjustment board clerks of the forms used in the abatement process provided in Section 197.318, F.S., effective July 1, 2018, found in Section 17, Chapter 2018-118, Laws of Florida. This emergency rule incorporates by reference, Forms DR-463, DR-485H, and DR-486H.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Mike Cotton, Property Tax Oversight Program, telephone (850)617-8870 or email Mike.Cotton@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12DER18-05 Forms for Abatement of Taxes for Homestead Residential Improvements Damaged or Destroyed by Hurricanes Hermine, Matthew, or Irma.

(1) This rule applies to homestead property damaged or destroyed by hurricanes Hermine or Matthew in the 2016 calendar year or hurricane Irma in the 2017 calendar year and who meet the qualifications under section 197.318, F.S.,

Chapter 2018-118, Laws of Florida. The forms listed in this rule are designated for the purposes indicated by their titles.

(2) For purposes of this rule only, subsections (19), (25), and (26) of Rule 12D-16.002, F.A.C., are superseded as set forth below.

(3) Effective upon filing with the Department of State, Form DR-463, Application for Abatement of Taxes for Homestead Residential Improvements, is hereby incorporated by reference created as paragraph (19)(b) of Rule 12D-16.002, F.A.C. Current subsection (19) is redesignated as paragraph (19)(a). No other changes are made to this subsection.

(4) Effective upon filing with the Department of State, Form DR-486H, Petition to the Value Adjustment Board for Abatement of Taxes, is hereby incorporated by reference as paragraph (26)(d) of Rule 12D-16.002, F.A.C. Current paragraphs (26)(d) through (26)(h) are redesignated as paragraphs (26)(e) through (26)(i). No other changes are made to this subsection.

(5) Effective upon filing with the Department of State, Form DR-485H, Decision of the Value Adjustment Board for Abatement of Taxes Petition, is hereby incorporated by reference as paragraph (25)(a) of Rule 12D-16.002, F.A.C. Current paragraphs (25)(a) through (25)(f) are redesignated as paragraphs (25)(b) through (25)(g). No other changes are made to this subsection.

(4) Copies of these forms are available, without cost, by downloading the selected form from the Department’s website at <http://floridarevenue.com/property/Pages/Forms.aspx>. Persons with hearing or speech impairments may call the Department’s TDD at (800) 367-8331. Rulemaking Authority Section 213.06 FS. Law Implemented 194.011, 194.032, 194.034(2), 195.022, 197.318 FS. History-New 6-15-18.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: June 15, 2018

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

690-125.003 Unfair Discrimination Because of Travel Plans
NOTICE IS HEREBY GIVEN that on May 08, 2018, the Florida Office of Insurance Regulation (“Office”), received a petition for to extend a variance from Rule 690-125.003, Florida Administrative Code, from Transamerica Premier Life Insurance Company (“Transamerica”). This Rule addresses the

consideration of past and future lawful foreign travel in the issuance of life insurance policies amongst other types of policies. Transamerica seeks to have the Office issue an order extending a variance from this Rule 69O-125.003, Florida Administrative Code, allowing it to consider future lawful travel to Iraq and Afghanistan.

The Petition for this variance was published in Vol. 44/101 on May 23, 2018. After a complete review of the variance request, the Office has determined that travel to Iraq and Afghanistan remains sufficiently dangerous as to pose an increased risk of death or serious injury to individuals to travel to those countries. Therefore, the Office has extended the variance from Rule 69O-125.003, Florida Administrative Code, to allow Transamerica to consider future lawful travel to Iraq and Afghanistan in its underwriting decisions. The extension to the variance will expire on June 15, 2020. The Order for this Petition was issued on June 15, 2018.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jenifer Fortenberry, jenifer.fortenberry@flor.com, 200 East Gaines Street, Tallahassee, Florida 32399, (850)413-4170.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE
Division of Cultural Affairs

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

DATE AND TIME: June 25, 2018, 11:00 a.m. – 3:00 p.m.

PLACE: Harrell Medical Education Building, 1104 Newell Drive, Gainesville, FL 32601

GENERAL SUBJECT MATTER TO BE CONSIDERED: To develop a set of metrics to evaluate the Division’s strategic plan and its progress toward plan goals.

A copy of the agenda may be obtained by contacting: The Division of Cultural Affairs at (850)245-6470.

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

For more information, you may contact: The Division of Cultural Affairs website at <http://dos.myflorida.com/cultural/> or call (850)245-6470.

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Children and Youth Cabinet Technology Workgroup announces a public meeting to which all persons are invited.

DATE AND TIME: June 22, 2018, 3:00 p.m. – 5:00 p.m.

PLACE: Department of Children and Families, 1317 Winewood Boulevard, Building 1, Room 132, Tallahassee, FL 32399; Conference call phone number: 1(888)670-3525; participant code: 450-816-1561

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business of the Workgroup.

A copy of the agenda may be obtained by contacting: Lindsey Zander, Executive Director, Florida Children and Youth Cabinet, (850)488-9410, Lindsey.zander@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 2 days before the workshop/meeting by contacting: Lindsey Zander, Executive Director, Florida Children and Youth Cabinet, (850)488-9410, Lindsey.zander@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 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: Lindsey Zander, Executive Director, Florida Children and Youth Cabinet, (850)488-9410, Lindsey.zander@myflfamilies.com.

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Children and Youth Cabinet announces a public meeting to which all persons are invited.

DATE AND TIME: June 26, 2018, 1:00 p.m. – 5:00 p.m.

PLACE: Hillsborough County Center, 2nd Floor Board Room, 601 E. Kennedy Boulevard, Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cabinet members will meet to conduct regular business of the Children and Youth Cabinet.

A copy of the agenda may be obtained by contacting: Lindsey Zander, Executive Director, Florida Children and Youth Cabinet, (850)488-9410 or Lindsey.zander@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 2 days before the workshop/meeting by contacting: Lindsey Zander, Executive Director, Florida Children and Youth Cabinet, (850)488-9410 or

Lindsey.zander@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 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: Lindsey Zander, Executive Director, Florida Children and Youth Cabinet, (850)488-9410 or Lindsey.zander@myflfamilies.com.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

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

DATE AND TIME: Wednesday, July 18, 2018, 10:30 a.m.

PLACE: 455 N. Garland Avenue, 2nd Floor Conference Room, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular bi-monthly meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Pegge Parker at (407)245-0300, ext. 300 or pparker@ecfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least two (2) days before the workshop/meeting by contacting: Pegge Parker at (407)245-0300, ext. 300 or pparker@ecfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Pegge Parker at (407)245-0300, ext. 300 or pparker@ecfrpc.org.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

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

DATE AND TIME: Wednesday, July 18, 2018, 9:30 a.m.

PLACE: 455 N. Garland Avenue, 4th Floor Conference Room, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular bi-monthly meeting of the Executive Committee

A copy of the agenda may be obtained by contacting: Pegge Parker at (407)245-0300, ext. 300 or pparker@ecfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least two (2) days before the workshop/meeting by contacting: Pegge Parker at (407)245-0300, ext. 300 or

pparker@ecfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Pegge Parker at (407)245-0300, ext. 300 or pparker@ecfrpc.org.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy Compounding Committee announces a public meeting to which all persons are invited.

DATE AND TIME: June 25, 2018, 1:00 p.m. – 3:00 p.m.

PLACE: Teleconference call:1(888)670-3525, participant code: 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business meeting regarding discussion and actions regarding current and proposed rules.

A copy of the agenda may be obtained by contacting: C. Erica White, Executive Director, (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: C. Erica White, Executive Director, (850)245-4292. 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: C. Erica White, Executive Director, (850)245-4292.

DEPARTMENT OF HEALTH

Division of Children’s Medical Services

The Department of Health - Forensic Interview Protocol Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: June 25, 2018, 2:00 p.m. – 4:00 p.m.

PLACE: Webinar

The webinar/conference call information regarding this meeting is below:

Webinar: The webinar will be used for attendees to review the report collectively. Please use the link below to join the meeting:

o <http://connectpro11164961.adobeconnect.com/fittaskforce/>

Conference Call: The webinar and conference call will be used concurrently. The webinar will be utilized to review the report and the conference line will be used to discuss the report and any recommendations. Please see the conference call information below:

- o Telephone Conference Line: 1(888)670-3525
- o Code: 702-170-0355 then #

If you have not attended an ‘Adobe Connect’ meeting, please test your connection prior to the meeting with the link below:

o
http://connectpro11164961.adobeconnect.com/common/help/en/support/meeting_test.htm

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee Substitute for House Bill 1269 amended Section 39.303, Florida Statutes, to require the Florida Department of Health's Division of Children's Medical Services to convene a task force to develop a standardized protocol for forensic interviewing of children suspected of having been abused.

A copy of the agenda may be obtained by contacting: Stephenie Havard, ForensicInterviewTaskForce@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5-7 days before the workshop/meeting by contacting: Stephenie Havard, ForensicInterviewTaskForce@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Division of Public Health Statistics and Performance Management

The Florida Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, July 23, 2018, 12:00 Noon – 1:00 p.m., ET

PLACE: Conference Call Number: 1(888)670-3525 Code: 548-807-2525

GENERAL SUBJECT MATTER TO BE CONSIDERED: Physician Workforce Advisory Council.

A copy of the agenda may be obtained by contacting: Health Resources and Access Section at (850)245-4009.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Health Resources and Access Section at (850)245-4009. 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: Health Resources and Access Section at (850)245-4009.

FLORIDA HEALTH MAINTENANCE ORGANIZATION CONSUMER ASSISTANCE PLAN

The Florida Health Maintenance Organization Consumer Assistance Plan announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, June 26, 2018, 11:30 a.m., ET

PLACE: Conference call in # 1(844)263-5416, passcode: 8504251634

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors meeting.

A copy of the agenda may be obtained by contacting: Terri Jay at (850)425-1628 or at Terri.Jay@akerman.com. A copy of the Agenda will be posted on our website at www.FLHMOCAP.COM.

For more information, you may contact: Terri Jay at (850)425-1628 or at Terri.Jay@akerman.com.

VHB

The Florida Department of Transportation (FDOT) District 5 announces a public meeting to which all persons are invited.

DATE AND TIME: June 27, 2018, 9:00 a.m. – 12:00 Noon

PLACE: Titusville City Hall Council Chamber, 555 S Washington Avenue, Titusville, FL 32796

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 435627-1-12-01 (U.S. 1) & 436187-1-12-01 (S.R. 406)

Project Description: U.S. 1 & S.R. 406 (Garden Street) Concept Development and Evaluation Studies

As part of the U.S. 1 & S.R. 406 (Garden Street) Concept Development and Evaluation Studies, the Florida Department of Transportation (FDOT) is holding a meeting with the Project Visioning Team at the date and time listed above. For other interested stakeholders, a public meeting is also scheduled to take place on August 23, 2018. These Concept Development and Evaluation Studies are evaluating improvements to the approximately 3-mile section of S.R. 406 (Garden Street) from the North Area Adult Education Center to Indian River Avenue as well as an approximately 1-mile section of U.S. 1 from Laurel Place to Indian River Avenue.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI coordinator, at Jennifer.Smith2@dot.state.fl.us. For more information about the project or the public meeting, you may contact Judy Pizzo at the phone number or e-mail address listed above.

A copy of the agenda may be obtained by contacting: Judy Pizzo at Judy.Pizzo@dot.state.fl.us or (386)943-5167.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Judy Pizzo at Judy.Pizzo@dot.state.fl.us or (386)943-5167. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

NONE

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NATURE'S WAY NURSERY OF MIAMI, INC., Petitioner, vs. FLORIDA DEPARTMENT OF HEALTH, AN EXECUTIVE BRANCH AGENCY OF THE STATE OF FLORIDA, Respondent.; CASE NO.: 17-5801RE and 18-0720RU; RULE NO.: 64ER17-7; The Scoring Methodology is an unadopted rule.

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF EDUCATION DISTRICT BOARD OF TRUSTEES MIAMI DADE COLLEGE 11011 S.W. 104th STREET MIAMI, FL 33176-3393

Responses to the Invitation to Bid (ITB) listed below will be accepted in the PURCHASING DEPARTMENT, Room 9254, by 3:00 p.m. on June 26, 2018.

Prospective proposers may obtain the ITB solicitation at the College's Purchasing Department website, http://www.mdc.edu/purchasing/bid-posting.aspx, or by calling (305)237-2402.

BID NUMBER BID TITLE

ITB 2018-WP-31 Purchase of Projectors for Miami Dade College

Direct questions regarding this Bid to:

William Planas - wplanas@mdc.edu

Purchasing Department

Miami Dade College

11011 SW 104th Street

Miami, FL 33176

wplanas@mdc.edu

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. A copy of the agenda may be obtained by writing to: Miami Dade College, Office of the Purchasing Director, 11011 S.W. 104 Street, Miami, FL 33176 or by calling (305)237-2402.

DEPARTMENT OF EDUCATION DISTRICT BOARD OF TRUSTEES MIAMI DADE COLLEGE 11011 S.W. 104th STREET MIAMI, FL 33176-3393

Responses to the Invitation to Bid (ITB) listed below will be accepted in the PURCHASING DEPARTMENT, Room 9254, by 3:00 p.m. on July 9, 2018.

Prospective proposers may obtain the ITB solicitation at the College's Purchasing Department website, http://www.mdc.edu/purchasing/bid-posting.aspx, or by calling (305)237-2402.

BID NUMBER BID TITLE

ITB 2018-WP-32 Kendall Multimedia Four Classroom Upgrade

PRE-BID WALKTHROUGH/SITE VISIT

June 27, 2018 – 12:00 p.m. – 1:00 p.m.

MDC Kendall Campus – Room 6322

11011 SW 104 Street

Miami, FL 33176

Direct questions regarding this Bid to:

William Planas - wplanas@mdc.edu

Purchasing Department

Miami Dade College

11011 SW 104th Street

Miami, FL 33176

wplanas@mdc.edu

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a record of the proceedings, and for such purpose you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. A copy of the agenda may be obtained by writing to: Miami Dade College, Office of the Purchasing Director, 11011 S.W. 104 Street, Miami, FL 33176 or by calling (305)237-2402.

**DEPARTMENT OF TRANSPORTATION
LEASE OF RIGHTS-OF-WAY FOR STORMWATER
MANAGEMENT FACILITIES**

The Florida Department of Transportation (FDOT) is requesting proposals to lease existing stormwater management facilities within FDOT Districts 1, 5, and 7, for the purpose of developing and operating regional stormwater capacity. Qualified proposers must submit a proposal in accordance with the project Request for Proposal (RFP) document. The RFP may be obtained by submitting a written request to: row.lease@dot.state.fl.us.

Please provide a contact name and e-mail address when submitting your request. Questions about the RFP should also be directed to the aforementioned e-mail address. Notice of changes (addenda) to the RFP will be posted on the FDOT Procurement web site at: <http://fdot.gov/procurement/ROWLeaseExistingStormwaterManagementFacilities.shtm>

It is the responsibility of all potential proposers to monitor the website for any changing information prior to submitting your proposal. Proposals must be submitted by the time and date deadline indicated in the RFP.

An application fee of \$10,000.00 is required from each proposer upon submittal of its proposal to FDOT.

AULD & WHITE CONSTRUCTORS, LLC

Robert F. Ensslin Armory Phase II Renovations - Request for Proposal

NOTICE IS HEREBY GIVEN that Auld & White Constructors, LLC, in conjunction with the Robert F. Ensslin Armory, will be accepting sealed proposals, which will be received until 2:00 p.m., Tuesday, July 17, 2018, at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216, for the referenced project. Bids shall be opened publicly at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216.

SCOPE DESCRIPTION:

This is a CM project consisting of 55,000 sf of phased renovation work to the First & Second Floors. Scopes include selective demolition, concrete, masonry & brick repairs, structural steel, millwork, finish carpentry, waterproofing, spray foam insulation, ACM, roof patching, doors & hardware, exterior windows, ballistics storefront, EIFS repairs, drywall & ceilings, hard & soft flooring, painting, specialties, signage, furniture moving & storage, temporary cubicles, elevator cab upgrade, MEPs & fire sprinklers.

Project includes ten (10) Additive Alternates listed on Sheet G0.4 that should be priced separately.

MANDATORY pre-bid site visit is scheduled for June 28, 2018 at 10:00 a.m. Valid form of government issued ID is required.

Bids shall be sealed & delivered on Auld & White Constructor's Bid Form no later than July 17, 2018 at 2:00 p.m. at which time they will be publicly opened.

AWC Bid Form distribution is forthcoming.

Interested Bidders are required to notify Auld & White Constructors, LLC, of their Intent to Bid, in writing, no later than Thursday, June 28, 2018. Interested Bidders who fail to notify Auld & White Constructors, LLC, of their intent to bid by the date referenced above MAY NOT be permitted to bid. Bid drawings, forms, and specifications will be available at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216, on June 15, 2018. All interested bidders shall submit their Notice of Intent to Bid by email Tabitha Hochstein at awcestimating@auld-white.com.

Robert F. Ensslin Armory and Auld & White Constructors, LLC are committed to provide equal opportunity and strongly encourage all interested M/WBE and small business firms and suppliers to submit bids.

Auld & White Constructors, LLC reserves the right to reject any and all bids, waive formalities and irregularities in bidding and to accept bids, which are considered by Auld & White Constructors, LLC to be in the best interest of the project.

**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 3:00 p.m., Monday, June 11, 2018 and 3:00 p.m., Friday, June 15, 2018.

Rule No.	File Date	Effective Date
2A-8.005	6/14/2018	7/4/2018
12AER18-04	6/15/2018	6/20/2018
12AER18-05	6/15/2018	6/15/2018
61J1-8.002	6/15/2018	7/5/2018
62-210.200	6/13/2018	7/3/2018
62-210.300	6/13/2018	7/3/2018
62-210.310	6/13/2018	7/3/2018
62-210.550	6/13/2018	7/3/2018
62-210.900	6/13/2018	7/3/2018
62-307.100	6/11/2018	7/1/2018
62-307.200	6/11/2018	7/1/2018
62-307.300	6/11/2018	7/1/2018
64B8-9.009	6/12/2018	7/2/2018
64B16-28.141	6/15/2018	7/5/2018
65G-2.001	6/11/2018	7/1/2018
65G-2.010	6/11/2018	7/1/2018

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
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	12/15/2017	**/**/****
69L-7.501	12/15/2017	**/**/****

DEPARTMENT OF ENVIRONMENTAL PROTECTION
State Revolving Fund Program
NOTICE OF AVAILABILITY
FLORIDA CATEGORICAL EXCLUSION NOTICE
City of Freeport

The Florida Department of Environmental Protection (DEP) has determined that the City of Freeport’s project involving construction of wastewater transmission facilities is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$2,781,000. The project may qualify for a Clean Water State Revolving Fund loan comprised of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Bryan Goff, SRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS#3505, Tallahassee, Florida 32399-3000 or calling (850)245-2966 or emailing to Bryan.Goff@dep.state.fl.us.

**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.