

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

### STATE BOARD OF ADMINISTRATION

#### Florida Prepaid College Board

RULE NO.: 19B-4.001  
RULE TITLE: Application

PURPOSE AND EFFECT: The purpose and effect of this rule development is amend the Master Contract for the Florida Prepaid College Program to address recent changes to Federal law regarding 529 Plans and to simplify the contract for consumers by updating contract provisions.

SUBJECT AREA TO BE ADDRESSED: Florida Prepaid College Program

RULEMAKING AUTHORITY: 1009.971(1), (4), (6), FS.

LAW IMPLEMENTED: 1009.971, 1009.98, FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Brandon Goeke, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308. (850)488-8514; brandon.goeke@myfloridaprepaid.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brandon Goeke, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, (850)488-8514; brandon.goeke@myfloridaprepaid.com.

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

### STATE BOARD OF ADMINISTRATION

#### Florida Prepaid College Board

RULE NO.: 19B-16.003  
RULE TITLE: Participation Agreement

PURPOSE AND EFFECT: The purpose and effect of this rule development is amend the Participation Agreement and Terms and Conditions for the Florida Prepaid College Board's Savings Program to address recent changes to Federal law regarding 529

Plans and to simplify the contract for consumers by updating contract provisions.

SUBJECT AREA TO BE ADDRESSED: Florida Prepaid Savings Program

RULEMAKING AUTHORITY: 1009.971(1), (4), (6), FS.

LAW IMPLEMENTED: 1009.971, 1009.981, FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Brandon Goeke, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308. (850)488-8514; brandon.goeke@myfloridaprepaid.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brandon Goeke, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308. (850)488-8514;

brandon.goeke@myfloridaprepaid.com.

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

## Section II Proposed Rules

### DEPARTMENT OF EDUCATION

#### Florida's Office of Early Learning

RULE NOS.: 6M-8.610  
RULE TITLES: Voluntary Prekindergarten (VPK) Director  
Credential for Private Providers  
6M-8.615 VPK Training Requirements

PURPOSE AND EFFECT: The proposed rule revision updates the training course for the child performance standards for children participating in VPK.

SUMMARY: The revised rule will update the VPK training requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within

one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The office’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule revisions did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. A SERC is not required because the rule revisions update a required course (not adding requirements). Applicants incur no new costs.

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: 1001.213(2), 1002.79 FS.

LAW IMPLEMENTED: 1002.55(5)(c)2., 1002.55(3)(g), 1002.57, 1002.59 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: August 2, 2018; 1:30 p.m. – 2:30 p.m. or at the conclusion of business whichever is earlier

PLACE: Via GoToWebinar; Information regarding the webinar is available at: [http://www.floridaearlylearning.com/oel\\_resources/rules\\_guidance\\_technical\\_assistance/proposed\\_rules.aspx](http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx)

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: Tara Huls; (850)717-8550; tara.huls@oel.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tara Huls, Bureau Chief, Voluntary Prekindergarten Education Program; 250 Marriott Drive, Tallahassee, FL 32399; (850)717-8550; tara.huls@oel.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-8.610 Voluntary Prekindergarten (VPK) Director Credential for Private Providers.

(1) through (2) No change.

(3) The following OEL approved courses and credential will satisfy the minimum standards for the VPK Director Credential as established in subsection (2), of this rule:

(a) Implementing the Florida Standards in Preschool Classrooms: 3 Years Old to Kindergarten ~~DOE Standards for Four Year Olds or Florida Standards for Four Year Olds-Online;~~

(b) Emergent Literacy for VPK Instructors (~~online~~);

(c) VPK Director Credential course;

(d) A Director Credential issued in accordance with paragraph 65C-22.003(8)(a), F.A.C.;

(e) Mathematical Thinking for Early Learners (~~online~~); and,

(f) Language and Vocabulary in the VPK Classroom (~~online~~).

(4)(a) A VPK Director Credential will be issued to an individual that has successfully completed all of the requirements established subsection (3) of this rule.

(b) For purposes of this rule “successfully completed” is defined as follows:

1. No change.

2. For the Implementing the Florida Standards in Preschool Classrooms: 3 Years Old to Kindergarten ~~DOE Standards for Four Year Olds~~ instructor-led course, attendance and participation in full course, as verified by the OEL approved instructor of the course.

3. No change.

Rulemaking Authority 1002.79 FS. Law Implemented 1002.55(3)(g), 1002.57 FS. History—New 12-31-06, Amended 5-19-08, Formerly 6A-6.040, Amended 1-11-16, 10-15-17. \_\_\_\_\_

6M-8.615 VPK Training Requirements.

(1) No change.

(2) In accordance with Section 1002.59(2), F.S., the Office adopts the following minimum standards for training course(s) in performance standards:

(a) The training course(s) must contain instruction in Florida Early Learning and Developmental Standards: 4 Years Old to Kindergarten (October 2017) ~~Florida Early Learning and Developmental Standards for Standards for Four Year Olds~~ as adopted by reference in Rule 6M-8.602, F.A.C. that does the following:

1. Discusses the purpose, history, and development of the Florida Early Learning and Developmental Standards: 4 Years Old to Kindergarten (October 2017) ~~Florida Early Learning and Developmental Standards for Four Year Olds~~;

2. Leads participants to identify the domains, components, standards, and benchmarks in the Florida Early Learning and Developmental Standards: 4 Years Old to Kindergarten (October 2017) ~~Florida Early Learning and Developmental Standards for Four Year Olds~~; and,

3. Demonstrates how developmentally appropriate daily practices relate to the standards found in the Florida Early Learning and Developmental Standards: 4 Years Old to

~~Kindergarten (October 2017) Florida Early Learning and Developmental Standards for Four Year Olds.~~

(3) As required by Section 1002.55(3)(c)2, F.S., the Office adopts the courses relating to emergent literacy and performance standards listed in Training Requirements: VPK Instructors (with CDA or equivalent), Form OEL-VPK 25 ~~(October 2018) February 2015~~, which is hereby incorporated by reference any may be obtained as described in Rule 6M-8.900, F.A.C., or found at ~~http://www.flrules.org/Gateway/reference.asp?No=Ref\_05453.~~

(a) through (b) No change.

Rulemaking Authority 1001.213(2), 1002.79 FS. Law Implemented 1002.55(3) ~~(5)(c)2.~~, 1002.59 FS. History-New 7-1-15, Amended \_\_\_\_\_

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Tara Huls, Bureau Chief, Voluntary Prekindergarten Education Program

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Rodney J. MacKinnon, Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 5, 2018

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

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE NOS.:      RULE TITLES:  
40C-2.041      Permits Required  
40C-2.101      Publications Incorporated by Reference  
40C-2.900      Forms and Instructions

PURPOSE AND EFFECT: The purpose and effect of the proposed amendments to rules in Chapter 40C-2, F.A.C., will be to update the types of consumptive use permits the District staff is delegated the authority to approve, and make conforming changes, corrections, and clarifications in the Chapter 40C-2 rules and in the Applicant’s Handbook, Consumptive Uses of Water (AH), which is incorporated by reference in 40C-2.101(1)(a) F.A.C..

SUMMARY: Updating types of consumptive use permits that District staff is delegated the authority to approve.

**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 District has completed for the Governor’s Office of Fiscal Accountability and Regulatory Reform (OFARR) the “Is a SERC Required?” form and prepared a summary of the proposed rule amendments, which are both available upon request. Based on the completed “Is a SERC Required?” form and summary and the analysis performed by the District in preparing and completing those documents, the proposed rule amendments are not expected to require legislative ratification pursuant to subsection 120.541(3), 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: 373.044, 373.113, 373.171, 373.216 FS.

LAW IMPLEMENTED: 373.083(5), 373.103, 373.116, 373.219, 373.223, 373.229, 373.2295, 373.233, 373.236, 373.239, 373.244 FS.

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

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: District Clerk, (386)329-4127. 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: Tom Mayton, Sr. Assistant General Counsel, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)329-4108 or tmayton@sjrwm.com, and Mary Ellen Winkler, Deputy General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)312-2340 or mwinkler@sjrwm.com.

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

40C-2.041 Permits Required.

(1) through (2) No change.

~~(3) Uses equal to or less than 500,000 gallons per day calculated as an annual average are processed pursuant to Section 1.4.5.5, Applicant’s Handbook, Consumptive Uses of Water, which is incorporated by reference in paragraph 40C-2.101(1)(a), F.A.C.~~

(4) through (10) renumbered as (3) through (9) No change.

Rulemaking Authority 373.113, 373.216 FS. Law Implemented 373.219, 373.226 FS. History—New 1-2-77, Amended 1-1-83, 6-1-84, Formerly 40C-2.04, Amended 5-31-84, Formerly 40C-2.041, 40C-2.0041, Amended 7-23-91, 12-6-93, 2-15-95, 4-25-96, 1-7-99, 11-11-03, 8-14-14, 11-3-15, 7-1-18,\_\_\_\_\_.

40C-2.101 Publications Incorporated by Reference.

(1) The Governing Board hereby adopts by reference:

(a) Parts I

(<https://www.flrules.org/Gateway/reference.asp?https://www.flrules.org/Gateway/reference.asp?No=Ref-08551>), subsections 62-40.416(7)-(8), F.A.C., effective November 3, 2015, in Appendix G (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04443>), and Limiting Conditions for subsection 40C-2.042(9), F.A.C., Dewatering General Permits by Rule in Appendix I (<https://www.flrules.org/Gateway/reference.asp?No=Ref-05973>) of the document entitled “Applicant’s Handbook, Consumptive Uses of Water,” effective ~~effective date~~ ~~March 19, 2018~~. The purpose of the document is to provide information regarding the policy, procedure, criteria, and conditions that pertain to the District’s administration of the consumptive use permitting program.

(b) through (c) No change.

(2) No change.

Rulemaking Authority 373.044, 373.113, 373.118, 373.17, 373.227(5) FS. Law Implemented 373.042, 373.0421, 373.079, 373.083(5), 373.103, 373.109, 373.219, 373.223, 373.226, 373.227, 373.229, 373.233, 373.236, 373.239, 373.250, 373.62, 373.805 FS. History—New 1-1-83, Amended 5-31-84, Formerly 40C-2.101, 40C-2.0101, Amended 10-1-87, 1-1-89, 8-1-89, 10-4-89, 7-21-91, 7-23-91, 11-12-91, 9-16-92, 1-20-93, 12-6-93, 2-15-95, 7-10-95, 4-25-96, 10-2-96, 1-7-99, 2-9-99, 4-10-02, 2-15-06, 2-13-08, 8-12-08, 3-8-09, 12-27-10, 2-2-12, 9-16-12, 8-14-14, 11-3-15, 3-19-18, 7-1-18,\_\_\_\_\_.

40C-2.900 Forms and Instructions.

(1) Consumptive Use Permit Application, Form Number 40C-2-900(1), effective August 14, 2014, is hereby incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-04416>. This form is referenced in subsection 40C-2.041(3)(4), paragraphs 40C-2.042(2)(c) and 40C-2.331(1)(a), F.A.C., and in Sections 1.4.3.3(b) ~~and~~, 1.4.4.2, ~~1.4.5.5.1(e) and 1.4.5.5.2~~ of Part I of the “Applicant’s Handbook, Consumptive Uses of Water,” which is incorporated by reference in paragraph 40C-2.101(1)(a), F.A.C. The following supplemental application forms referenced in the Consumptive Use Permit Application, Form Number 40C-2.900(1), are hereby incorporated by reference:

(a) through (g) No change.

(2) Consumptive Use Permit Minor Individual Supplemental Form, Form Number 40C-2.900(2), effective August 14, 2014, is hereby incorporated by reference and

available at

<http://www.flrules.org/Gateway/reference.asp?No=Ref-04424>. This form is referenced in subsection 40C-2.041(3)(4) and paragraph 40C-2.331(1)(a), F.A.C., and in Sections 1.4.3.3(b) ~~and~~, 1.4.4.2, ~~1.4.5.5.1(e) and 1.4.5.5.2~~ of Part I of the “Applicant’s Handbook, Consumptive Uses of Water,” which is incorporated by reference in paragraph 40C-2.101(1)(a), F.A.C.

(3) Consumptive Use Permit Application for Landscape Irrigation for One Additional Day Per Week, Form Number 40C-2.900(3), effective August 14, 2014, is hereby incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-04425>. This form is referenced in paragraphs 40C-2.042(2)(c) and 40C-2.331(1)(a), F.A.C., and in Sections 1.4.3.3(b) ~~and~~, 1.4.4.2, ~~and 1.4.5.1(e)~~ of Part I of the “Applicant’s Handbook, Consumptive Uses of Water,” which is incorporated by reference in paragraph 40C-2.101(1)(a), F.A.C.

(4) through (15) No change.

Rulemaking Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.109, 373.116, 373.118, 373.219, 373.229 FS. History—New 5-30-90, Amended 7-21-91, 7-23-91, 1-20-93, 2-15-95, 4-25-96, 10-2-96, 1-7-99, 2-15-06, 3-8-09, 2-2-12, 8-14-14, 11-3-15, 7-1-18,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tom Mayton, Sr. Assistant General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4108

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governing Board of the St. Johns River Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 10, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 17, 2018

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Hotels and Restaurants**

RULE NO.: RULE TITLE:

61C-1.002 Licensing and Inspection Requirements

PURPOSE AND EFFECT: To adopt a new lodging application packet to improve clarity and function and reduce the number of pages by 2.

SUMMARY: Minor changes in the lodging application packet incorporated in this rule to improve clarity and function and reduce the number of pages by 2.

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: 509.032, 509.241, 509.2112 FS.

LAW IMPLEMENTED: 213.0535, 509.032, 509.221, 509.241, 509.242, 509.251, 559.79, 509.2112 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: Cindy Ross, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399; (850)488-1133; dhr.rules@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-1.002 Licensing and Inspection Requirements.

(1) No change.

(2) To apply for licensure, an applicant must submit the appropriate application and the required fee, pursuant to Section 509.251, F.S., and Rule 61C-1.008, F.A.C., to the division. Any license fee received by the division is non-refundable once the establishment commences operation.

(a) License Applications.

1. Public lodging establishments, except vacation rentals and timeshare projects, required to be licensed by the division, under Chapter 509, F.S., must submit DBPR HR-7027, Application for Public Lodging Establishment License (<http://www.flrules.org/Gateway/reference.asp?No=Ref-0961206282>), incorporated herein by reference and effective 2018 ~~2015~~ ~~December 1~~.

2. through 4. No change.

(3) through (9) No change.

Rulemaking Authority 509.032, 509.241, 509.2112 FS. Law Implemented 213.0535, 509.032, 509.221, 509.241, 509.242, 509.251, 559.79, 509.2112, 509.013 FS. History—New 1-20-63, Amended 9-19-63, 5-20-64, 2-23-66, 8-9-68, 2-4-71, 10-18-71, Repromulgated 12-18-74, Amended 9-1-83, 10-1-83, Formerly 7C-1.02, Amended 1-30-90, 12-31-90, 2-27-92, 6-15-92, Formerly 7C-1.002, Amended 3-31-94, 3-

15-95, 10-9-95, 9-25-96, 5-11-98, 9-9-03, 1-1-13, 7-4-13, 7-1-14, 11-20-14, 12-28-15, 2-24-16, 7-11-16, 12-28-16, 7-16-17, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rick Akin, Director, Division of Hotels and Restaurants, Department of Business and Professional Regulation.

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: July 3, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 27, 2018

**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance**

RULE NO.: RULE TITLE:

64B-3.005 Counterfeit-Proof Prescription Pads and Blanks for Controlled Substance Prescribing

PURPOSE AND EFFECT: To amend the rule to include information relating to nonacute pain as required by recently enacted legislation.

SUMMARY: This rulemaking adds information relating to nonacute pain to the counterfeit-proof prescription pad requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on the SERC checklist, this rulemaking will not have an adverse impact on regulatory costs in excess of \$1 million within five years as established in s.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: 893.065, FS.

LAW IMPLEMENTED: 893.065, 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: Lola Pouncey, Bureau Chief, 4052 Bald

Cypress Way, Bin #C-01, Tallahassee, Florida 32399 or Lola.Pouncey@FIHealth.gov.

Section III
Notice of Changes, Corrections and Withdrawals

THE FULL TEXT OF THE PROPOSED RULE IS:

64B-3.005 Counterfeit-Proof Prescription Pads or Blanks for Controlled Substance Prescribing.

(1) No change.

(2) Any person or entity desiring to produce counterfeit-proof prescription pads or blanks for use by prescribing practitioners shall apply to the department for approval. The application shall be made on incorporated by reference form DH-MQA 1250 (05/18 03/12), Application for Counterfeit-Proof Prescription Pad Vendor, which can be obtained at http://www.flrules.org/Gateway/reference.asp?No=Ref-01268, or from the department at Department of Health, 4052 Bald Cypress Way, Bin BCO-01, Tallahassee, Florida 32399-3260, or online at http://www.doh.state.fl.us/mqa/counterfeit-proof.html. To obtain approval, the counterfeit-proof prescription pad or blank must contain the following security features:

(a) through (d) No change.

(3) The counterfeit-proof prescription pad or blank must contain the following information:

(a) through (b) No change.

(c) A place to indicate "NONACUTE PAIN" if the prescription is for the treatment of pain other than acute pain.

(d) A place to indicate "ACUTE PAIN EXCEPTION" if the prescription is for the treatment of acute pain with exceptions as specified in section 456.44, F.S.

(e) No change.

(4) through (5) No change.

Rulemaking Authority 893.065 FS. Law Implemented 893.065 FS. History--New 6-26-08, Amended 6-18-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lola Pouncey, Chief of General Operations, Bureau of Operations

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 4, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 16, 2018

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Office of Energy

RULE NO.: 50-4.001 RULE TITLE: Natural Gas Fuel Fleet Vehicle Rebate Program

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 44 No. 99, May 21, 2018 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-1.007 RULE TITLE: Aircraft, Boats, Mobile Homes, and Motor Vehicles

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 120, June 20, 2018 issue of the Florida Administrative Register.

These changes are in response to written comments from the staff of the Joint Administrative Procedures Committee.

The Notice of Proposed Rule should have included the following statement:

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The Agency has determined that the proposed rules are not expected to require legislative ratification based on the Statement of Estimated Regulatory Cost or if no Statement of Estimated Regulatory Cost 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.

The history at the end of the proposed rule language should have read as follows:

History--New 10-7-68, Amended 1-7-70, 1-17-71, 6-16-72, 8-18-73, 12-11-74, 6-9-76, 2-21-77, 5-10-77, 9-26-77, 9-28-78, 3-16-80, 12-31-81, 7-20-82, 10-13-83, Formerly 12A-1.07, Amended 1-2-89, 12-11-89, 3-17-93, 10-17-94, 3-20-96, 4-2-00, 6-19-01, 8-1-02, 8-1-02, 4-17-03, 4-17-03 9-28-04, 1-11-16,\_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

RULE NO.: RULE TITLE:  
 40C-21.651 Phase IV Critical Water Shortage  
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 44 No. 91, May 9, 2018 issue of the Florida Administrative Register to resolve an objection raised by the Florida Legislature’s Joint Administrative Procedures Committee (JAPC).

40C-21.651 Phase IV Critical Water Shortage.

A Phase IV Critical Water Shortage is a Water Shortage where two or more Drought Indicators have extreme values, or at least one Drought Indicator has a critical value. In addition to the measures in Water Shortage Phases I, II, and III, whichever are more stringent, the following restrictions will apply when a Phase IV shortage is declared by the District, unless otherwise provided in the implementing order.

- (1) through (5) No change.
- (6) Landscape/Recreation/Aesthetic Uses.
- (a) Landscape Uses. The water use restrictions and other measures specified in paragraphs 40C-21.641(5)(a) and (d), F.A.C., shall apply.

~~1. If ordered by the District, all landscape irrigation shall be prohibited.~~

~~2. If ordered by the District, additional water for the establishment of new plant material is prohibited.~~

(b) Golf Course Uses. The water use restrictions and other measures specified in paragraph 40C-21.641(5)(b), F.A.C., shall apply, with the following modifications:

- 1. Watering roughs and non-play native or naturalized areas is prohibited.
- 2. Consumptive Use Permittees shall promptly notify the District about any new water supply emergency and any supply supplementation or replacement that occurs in order to address or prevent such an emergency.

~~3. If ordered by the District, additional water for the establishment of new plant material is prohibited.~~

~~4. If ordered by the District, water use that is not essential to public health, safety and welfare is prohibited.~~

- (c) No change.
- (7) through (8) No change.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Funeral, Cemetery, and Consumer Services**

RULE NO.: RULE TITLE:  
 69K-5.0016 Preneed License; Financial Requirements  
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 111, June 7, 2018 issue of the Florida Administrative Register.

The correction is as follows:

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify, clarify and update the language regarding preneed license; financial requirements.

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

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency. The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule does not impose additional rights, obligations, or duties on any persons or any businesses, 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.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@MyfloridaCFO.com.

**Section IV  
Emergency Rules**

NONE

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

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice: that on July 10, 2018, it has denied a petition for variance. Petitioner's Name: Del Webb Orlando HOA – File Tracking No. 18-4277

Date Petition Filed: April 11, 2018, Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought: Lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register: April 17, 2018

General Basis for Agency Decision: Petitioner failed to respond to District requests for additional information. Petitioner has not demonstrated that a variance or waiver from District rules is appropriate.

A copy of the Order or additional information may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, 1(813)985-7481, ext. 2298, water.variances@watermatters.org. (J2018002-2)

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District

The Southwest Florida Water Management District hereby gives notice:

that on July 10, 2018, it has received notification requesting withdrawal of a Petition for Variance.

Petitioner's Name: Hillsborough River Mitigation Bank Ph. III, LLC – File Tracking No. 2017065

Date Petition Filed: January 26, 2018, Rule No.: 62-342.700, F.A.C.

Nature of the rule for which variance or waiver is sought: Variance from the requirements set forth in Rule 62-342.700(4), Florida Administrative Code, with respect to the financial responsibility requirements for construction and implementation of the Hillsborough River Mitigation Bank-Phase III under application number 749018 in Hillsborough County, Florida.

Date Petition Published in the Florida Administrative Register: February 9, 2018

General Basis for Agency Decision: The Petition for Variance has been officially withdrawn, and the matter is now deemed both concluded and closed.

A copy of the Order or additional information may be obtained by contacting: Christopher Tumminia, 7601 US Highway 301 North, Tampa, Florida 33637-6759, 1(813)985-7481, Ext. 4658, chris.tumminia@swfwmd.state.fl.us. A2017065-2

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on July 10, 2018, the The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Fogon Express located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

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

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on July 10, 2018, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and paragraph 5-202.11(A), 2009 FDA Food Code from Sweet Blendz Inc. located in Pembroke Pines. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect



wastewater at the three compartment sink and the handwash sink.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

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

DEPARTMENT OF HEALTH  
 Division of Environmental Health  
 RULE NO.: RULE TITLE:

64E-19.004 Requirements for Premises

NOTICE IS HEREBY GIVEN that on June 25, 2018, the Department of Health, received a petition for variance from Florida Administrative Code subsection 64E-19.004(14) from John O. Williams, representing J.O. Williams Charitable Club, Inc. This rule states, “There shall not be a direct opening between a body piercing salon and any building or portion of a building used as living or sleeping quarters or as a food establishment. This shall be accomplished, at a minimum, by a solid floor to ceiling wall of separation.”

A copy of the Petition for Variance or Waiver may be obtained by contacting: Carolyn Balcar, Bureau of Environmental Health, 4052 Bald Cypress Way, Bin A08, Tallahassee, Florida 32399-1310, (850)274-2906, carolynn.balcar@flhealth.gov. Comments on this petition should be filed with the Bureau of Environmental Health within 14 days of publication of this notice.

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

DEPARTMENT OF EDUCATION  
 State Board of Education

The Florida Rehabilitation Council for the Blind announces a public meeting to which all persons are invited.

DATE AND TIME: July 25, 2018, 1:00 p.m.

PLACE: Hilton Orlando, 6001 Destination Parkway, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Stakeholder Summit including the Florida Rehabilitation Council for the Blind, The Division of Blind Services and Agencies Serving the Blind.

A copy of the agenda may be obtained by contacting: Selena Sickler, The Division of Blind Services, 325 W. Gaines Street, Room 1114, Tallahassee, FL 32399, (850)245-0329 or e-mail: Selena.Sickler@dbs.fldoe.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 10 days before the workshop/meeting by contacting: Selena Sickler, The Division of Blind Services, 325 W. Gaines Street, Room 1114, Tallahassee, FL 32399, (850) 245-0329 or e-mail: Selena.Sickler@dbs.fldoe.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: Selena Sickler, The Division of Blind Services, 325 W. Gaines Street, Room 1114, Tallahassee, FL 32399, (850)245-0329 or e-mail: Selena.Sickler@dbs.fldoe.org.

DEPARTMENT OF EDUCATION  
 State Board of Education

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

DATE AND TIME: July 18, 2018, 9:00 a.m.

PLACE: Omni Orlando Resort at ChampionsGate, Congressional Room; 1500 Masters Blvd., ChampionsGate, FL 32896

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting agenda will consist of approval of minutes of the State Board meeting held May 16, 2018. Items for consideration include action relating to the following: Review of Turnaround Option Plans for the School Districts of Polk, Hillsborough, DeSoto, Pinellas, Marion, Brevard, Duval, Putnam and Escambia Counties; Amendment to rule 6A-1.099811, F.A.C., Differentiated Accountability State System of School Accountability; Florida Charter Educational Foundation, Inc., and South Palm Beach Charter School v. The School Board of Palm Beach County, Florida; Renaissance Charter School, Inc., and Renaissance Charter High School of Palm Beach v. The School Board of Palm Beach County, Florida; Amendment to rule 6A-2.0020, F.A.C., Eligibility for Charter School Capital Outlay; Amendment to Rule 6A-6.03315, F.A.C., Private School Scholarship Compliance; New rule 6A-6.0951, F.A.C., The Hope Scholarship Program; New rule 6A-6.0962, F.A.C., Reading Scholarship Accounts; Amendment to rule 6A-6.0960, F.A.C., Florida Tax Credit Scholarship Program; Amendment to rule 6A-6.0961, F.A.C., Gardiner Scholarship Program; Amendment to rule 6A-6.0970, F.A.C., John M. McKay Scholarship for Students with Disabilities Program; Amendment to rule 6A-6.0981, F.A.C., Provider Approval and Renewal for Virtual Instruction Program; Amendment to rule 6A-6.0982, F.A.C., Florida Approved Online Course Providers; Amendment to rule 6A-6.0574, F.A.C., CAPE Postsecondary Industry Certification Funding List; Amendment to rule 6A-6.07861, F.A.C., Model Forms for Charter Technical Career

Center Applicants and Sponsors; Amendment to rule 6A-6.0652, F.A.C., Competency-Based Education Pilot Program; Repeal of rule 6A-6.0910, F.A.C., School-Age Child Care; Amendment to rule 6A-1.099814, F.A.C., Principal Autonomy Program Initiative; Amendment to rule 6A-4.004, F.A.C., Florida Educator's Certificates with Academic, Administrative, Degreed Career and Technical, and Specialty Class Coverages; Approval of Guidelines for Development of 2019-20 Legislative Budget Request; Repeal of rule 6D-6.020, F.A.C., Discrimination Complaint Procedures for Employment; Repeal of rule 6D-7.0071, F.A.C., Student Rights and Responsibilities; Amendment to rule 6D-7.007, F.A.C., Code of Student Conduct; Amendment to rule 6D-7.0073, F.A.C., Disciplinary Procedures and Disposition; Amendments to rules 6M-4.200, F.A.C., School Readiness Eligibility Provisions and 6M-4.208, F.A.C., Documenting Eligibility for the School Readiness Program; Amendment to rule 6M-4.300, F.A.C., School Readiness Application and Waiting List Procedures; and Amendment to rule 6M-8.604, F.A.C., Voluntary Prekindergarten (VPK) Curriculum Approval Process.

A copy of the agenda may be obtained by contacting: Chris Emerson at (850)245-9601 or [Christian.Emerson@fldoe.org](mailto:Christian.Emerson@fldoe.org) or by visiting the Department's website at: <http://www.fldoe.org/policy/state-board-of-edu/meetings>.

For more information, you may contact: Chris Emerson at (850)245-9601 or [Christian.Emerson@fldoe.org](mailto:Christian.Emerson@fldoe.org).

#### DEPARTMENT OF EDUCATION

##### Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announce the following meeting which is open to the public.

**DATE AND TIME:** Wednesday, July 18, 2018, 12:00 Noon – 2:00 p.m.

**PLACE:** Administrative Offices, Room 403A, 501 West State Street, Jacksonville, FL 32202

**GENERAL SUBJECT MATTERS TO BE CONSIDERED:** BOARD WORKSHOP: Fiscal Year 2018-19 Budget and Human Resource Matters.

A copy of the agenda for the workshop may be obtained by contacting: District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or [Kim.Sodek@fscj.edu](mailto:Kim.Sodek@fscj.edu).

Copies of the agenda for the workshop will be available for inspection beginning Wednesday, July 11, 2018, and copies will be provided upon written request and the payment of approved duplicating charges.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the workshop is asked to advise the agency at least 24 hours before the workshop by contacting: The Office of the College President, District Board of Trustees Project

Coordinator Kimberli Sodek at (904)632-3205 or [Kim.Sodek@fscj.edu](mailto:Kim.Sodek@fscj.edu). 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).

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

For more information, you may contact: District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or [Kim.Sodek@fscj.edu](mailto:Kim.Sodek@fscj.edu).

#### AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, July 19, 2018, 5:30 p.m. – 6:30 p.m., ET

**PLACE:** This meeting is online via webinar and requires a telephone for audio. To join the webinar, please use the following link and webinar ID: <https://attendee.gotowebinar.com/register/1968279037240502> 275 United States (Toll-free): 1(866)952-8437, Access Code: 955-952-845. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a meeting of the Cardiology Rule Subcommittee of the Pediatric Cardiology Technical Advisory Panel (PCTAP) to which all interested parties are invited. The purpose of this meeting is to discuss the Cardiology Rule component of the PCTAP.

A copy of the agenda may be obtained by contacting: The agenda will be posted on the Agency website seven (7) days prior to the meeting: <http://ahca.myflorida.com/SCHS/PCTAP/meetings.shtml>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jess Hand, Florida Center for Health Information and Transparency at [Jessica.Hand@ahca.myflorida.com](mailto:Jessica.Hand@ahca.myflorida.com) or (850)412-3750. 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: Jess Hand, Florida Center for Health Information and Transparency at [Jessica.Hand@ahca.myflorida.com](mailto:Jessica.Hand@ahca.myflorida.com) or (850)412-3750.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida Department of Environmental Protection, Florida Coastal Office's Coral Reef Conservation Program announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 24, 2018, 10:00 a.m.

PLACE: Nova Southeastern University Oceanographic Center, 8000 North Ocean Drive, Dania Beach, FL 33004-3078 (room TBD)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The DEP Coral Reef Conservation Program is holding a Southeast Florida Coral Reef Initiative (SEFCRI) project team meeting to discuss new Local Action Strategies for Southeast Florida regarding the reduction of land-based sources of pollution.

A copy of the agenda may be obtained by contacting: David Cox at David.F.Cox@dep.state.fl.us.

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of State Lands

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

DATE AND TIME: July 19, 2018, 2:00 p.m. – 4:00 p.m.

PLACE: Lykes Bros. Inc., Brighton Office, 106 SW County Road 721, Okeechobee, FL 34974

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting of the Fisheating Creek Settlement Agreement Advisory Board (FEC SAAB).

A copy of the agenda may be obtained by contacting: Diane Cummings, 1(863)763-3041.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Paula Allen, (850)245-2768 or paula.l.allen@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Paula Allen, (850)245-2768 or paula.l.allen@dep.state.fl.us.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Child Abuse Death Review Circuit 6 Committee announces a public meeting to which all persons are invited.

DATE AND TIME: July 20, 2018, 9:00 a.m.

PLACE: Mid-County Health Department, 8751 Ulmerton Road, Largo, FL 33771

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Karen Yatchum at kYatchum@directionsforliving.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 7 days before the workshop/meeting by contacting:

Karen Yatchum at kYatchum@directionsforliving.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).

DEPARTMENT OF HEALTH

Division of Health Access and Tobacco

The Division of Community Health Promotion, Bureau of Tobacco Free Florida announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 20, 2018, 2:00 p.m., Eastern time

PLACE: Call 1(888)670-3525, enter participant code: 5720848571 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of Policy Subcommittee of the Tobacco Advisory Council, an Advisory Council required by section 381.84 Florida Statutes. The council provides advice to the Department of Health relating to the Comprehensive Tobacco Education and Use Prevention Program. The council will be discussing the proposed constitutional amendment regarding electronic smoking devices.

A copy of the agenda may be obtained by contacting: Ron Davis at (850)203-6241, Ronald.Davis@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 72 hours before the workshop/meeting by contacting: Ron Davis at (850)203-6241, Ronald.Davis@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).

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: Ron Davis at (850)203-6241, Ronald.Davis@flhealth.gov.

**DEPARTMENT OF HEALTH**

Division of Emergency Preparedness and Community Support  
The Bureau of Emergency Medical Oversight, Trauma Section announces a telephone conference call to which all persons are invited.

DATES AND TIMES: Wednesday, July 18, 2018, 3:00 p.m., ET and Thursday, July 26, 2018, 3:00 p.m. ET,

PLACE: Florida Department of Health, 4042 Bald Cypress Way, Tallahassee FL 32399, Conference Line: 1(888)670-3525, participant code: 3592419889 then #

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the Florida Trauma System Advisory Council. The purpose of these meetings is to facilitate informal discussion between council members pursuant to Chapter 286, Florida Statutes, and Article I, Section 24, of the Florida Constitution. The Florida Trauma System Advisory Council will not vote or take any official action during the meetings.

A copy of the agenda may be obtained by contacting: Michael Leffler at (850)558-9535 or michael.leffler@flhealth.gov.

**DEPARTMENT OF CHILDREN AND FAMILIES**

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

DATE AND TIME: Monday, July 19, 2018, 9:00 a.m.

PLACE: Charlotte Behavioral Health, 1700 Education Ave., conference room # 1, Punta Gorda

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** On-going Charlotte County Community business.

A copy of the agenda may be obtained by contacting: Stephanie Jones at (239)895-0257.

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: Stephanie Jones. 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 CHILDREN AND FAMILIES**

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

DATE AND TIME: Monday, July 16, 2018, 12:00 Noon

PLACE: Collier County Government Complex, 3301 Tamiami Trail East, Building L, 5th Floor, Naples

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** On-going Collier County Community Alliance business.

A copy of the agenda may be obtained by contacting: Stephanie Jones at (239)895-0257.

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: Stephanie Jones. 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).

**BERMELLO AJAMIL & PARTNERS, INC.**

The Florida Department of Transportation District 6 announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, July 24, 2018, 6:00 p.m. – 8:00 p.m.

Saturday, July 28, 2018, 2:00 p.m. – 4:00 p.m.

Tuesday, July 31, 2018, 6:00 p.m. – 8:00 p.m.

PLACES: Miami Lakes Town Hall, 6601 Main Street - July 24  
Mary Abreu Comm. Center, 7900 SW 40 Street - July 28

Carlos Arboleya Comm. Center, 7025 West Flagler - July 31

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** FDOT is hosting 3 public meetings in preparation of the upcoming opening of the I-75/SR 826 Palmetto Express Lanes from West Flagler to NW 154 along the Palmetto Expressway and along I-75 from the Palmetto Expressway to NW 170 Street in Miami-Dade. The purpose of the meetings is to provide interested parties with information regarding the express lanes and their use. FDOT representatives will be present to answer questions or concerns.

A copy of the agenda may be obtained by contacting: Marta Rodriguez, (305)592-6026 or marta.rodriguez@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Marta Rodriguez at (305)592-6026 or marta.rodriguez@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Marta Rodriguez, (305)592-6026 or marta.rodriguez@dot.state.fl.us.

**QUEST CORPORATION OF AMERICA, INC.**

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

DATE AND TIME: Thursday, July 19, 2018, 5:30 p.m. – 7:30 p.m.

PLACE: Miami-Dade College InterAmerican Campus, 627 SW 27th Avenue, Room 401, Miami, Florida 33135

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Management Number: 432639-6-22-01

FAP Number: 0202 054P, ETDM Number: 14230

Project Description: Project Development and Environment (PD&E) Study, State Road (SR) 90/SW 8th Street and SW 7th Street from SR 9/SW 27th Avenue to Brickell Avenue, Miami-Dade County, Florida.

The purpose of the PD&E Study is to evaluate improvements along the project corridor including the interchange at SW 8th Street and Interstate 95 (I-95) to improve traffic operations, improve the existing and future physical, operational and safety deficiencies, promote a Complete Streets corridor, and improve access to the Brickell financial district and urban neighborhood. The Project Advisory Group (PAG) will review the proposed project alternatives and the engineering, environmental, and socioeconomic and cost factors that will be presented at the Alternatives Public Workshop on August 14, 2018.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status.

The environmental review, consultation and other actions required by applicable federal environmental laws for this project are being, or have been, carried out by the Florida Department of Transportation (FDOT) pursuant to 23 U.S.C. §327 and a Memorandum of Understanding (MOU) dated December 14, 2016 and executed by the Federal Highway Administration (FHWA) and FDOT.

A copy of the agenda may be obtained by contacting: Ms. Bao-Ying Wang, P.E., FDOT Project Manager, by phone at (305)470-5211 or by email at [baoying.wang@dot.state.fl.us](mailto:baoying.wang@dot.state.fl.us) or by mailing address, 1000 NW 111 Ave., Room 6251, Miami, FL 33172.

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 seven (7) days before the workshop/meeting by contacting: Hong Benitez, P.E., by phone at (305)470-5219 or by email at [hong.benitez@dot.state.fl.us](mailto:hong.benitez@dot.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bao-Ying Wang, P.E., FDOT Project Manager, by phone at (305)470-5211, or by email at [baoying.wang@dot.state.fl.us](mailto:baoying.wang@dot.state.fl.us). Additional information is available on the project website at <http://www.fdotmiamidade.com/CalleOchoStudy.html>.

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

DEPARTMENT OF HEALTH

Board of Nursing

NOTICE IS HEREBY GIVEN that the Board of Nursing has received the petition for declaratory statement from Deborah C. Bueno, on July 6, 2018. The petition seeks the agency’s opinion as to the applicability of 464.003, F.S. as it applies to the petitioner.

The Petitioner seeks a Declaratory Statement from the Board with regard to whether writing a Do Not Resuscitate (“DNR”) order on a hospitalized inpatient who requests that designation is within the scope of practice of an advanced practice registered nurse (“ARNP”) as defined in 464.003, F.S. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399, [info@floridasnursing.gov](mailto:info@floridasnursing.gov) or by telephone at (850)245-4125.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section 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., Wednesday, July 4, 2018 and 3:00 p.m., Tuesday, July 10, 2018.

| Rule No.    | File Date | Effective Date |
|-------------|-----------|----------------|
| 61C-4.0161  | 7/9/2018  | 7/29/2018      |
| 61E14-3.001 | 7/5/2018  | 7/25/2018      |
| 61H1-27.001 | 7/9/2018  | 7/29/2018      |
| 61H1-27.002 | 7/9/2018  | 7/29/2018      |
| 61H1-33.006 | 7/9/2018  | 7/29/2018      |
| 64C-8.001   | 7/10/2018 | 7/30/2018      |
| 64C-8.002   | 7/10/2018 | 7/30/2018      |
| 64C-8.003   | 7/10/2018 | 7/30/2018      |
| 64C-8.004   | 7/10/2018 | 7/30/2018      |
| 64C-9.005   | 7/10/2018 | 7/30/2018      |
| 64C-9.006   | 7/10/2018 | 7/30/2018      |
| 64C-9.007   | 7/10/2018 | 7/30/2018      |
| 64C-9.008   | 7/10/2018 | 7/30/2018      |

**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 | **/**/*****    |

Section XI  
Notices Regarding Bids, Proposals and  
Purchasing

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
BDC40-17/18: Mashes Sands Park – Mashes Sands Park  
Improvements

NOTICE OF INVITATION TO BID: The Florida Department of Environmental Protection, Bureau of Design and Construction is soliciting formal, competitive, sealed bids from contractors for bid number BDC40-17/18, Mashes Sands Park – Mashes Sands Park Improvements. More info @ <https://tinyurl.com/BDC40-17-18>

FISH AND WILDLIFE CONSERVATION COMMISSION  
WEST BAY ESTUARINE HABITAT RESTORATION  
PROJECT, PHASE-III

ADVERTISEMENT FOR BIDS

BID NO: FWC 17/18-134C

TITLE: WEST BAY ESTUARINE HABITAT  
RESTORATION PROJECT, PHASE-III

FOR: The intent of this Invitation to Bid (ITB) is to obtain competitive pricing for the construction of twelve subtidal oyster reef units at West Bay, St. Andrew Bay, Bay County, Florida, in accordance with the Contract Documents and in accordance with Chapter 255, F.S.

SEALED BIDS WILL BE PUBLICLY OPENED AND READ  
ALoud ON:

DATE AND TIME: August 10, 2018, 3:30 p.m.

PLACE: Florida Fish & Wildlife Conservation Commission,  
2590 Executive Center Circle East, Suite 100, Tallahassee,  
Florida 32301

PURCHASING MANAGER: (Direct questions to the  
following)

Bryan Tucker, Procurement Manager, Florida Fish & Wildlife  
Conservation Commission

Tallahassee Purchasing Office, 2590 Executive Center Circle,  
Tallahassee, Florida 32301, Phone: (850)488-6551

[bryan.tucker@myfwc.com](mailto:bryan.tucker@myfwc.com)

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.

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