

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

RULE NOS.: RULE TITLES:

61G15-22.001 Continuing Education Requirements

61G15-22.006 Demonstrating Compliance

PURPOSE AND EFFECT: For Rule 61G15-22.0001, F.A.C., the purpose of the amendment is to clarify that the 1 hour of professional ethics and 1 hour of laws and rules CE required by statute must be obtained from Florida Board approved courses only. For Rule 61G15-22.006, F.A.C., the purpose of the amendment is to add a requirement that any investigation of a licensee for alleged disciplinary violations shall be expanded to include investigation of whether the licensee is in compliance with the Board’s continuing education requirements.

SUBJECT AREA TO BE ADDRESSED: CE requirements and investigation of licensees for alleged violations.

RULEMAKING AUTHORITY: 455.213(6), 455.2178, 471.008, 471.017(3), 471.0195 FS.

LAW IMPLEMENTED: 455.2177, 455.2178, 471.017(3), 471.019, 471.0195 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500.

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

Section II
Proposed Rules

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE NO.: RULE TITLE:

19B-18.003 Participation Agreement

PURPOSE AND EFFECT: The purpose and effect of this proposed amendment is to clarify language in the ABLE Terms and Conditions.

SUMMARY: This proposed rule amends the Florida ABLE Program Terms and Conditions and Participation Agreement to incorporate changes to Internal Revenue Code of 1986, as amended, permitting the rollover of Qualified 529 programs into Qualified ABLE programs, among other items.

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.

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: 1009.971(1), (4) and 1009.986(10) FS.

LAW IMPLEMENTED: 1009.986 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 5 days before the workshop/meeting by contacting: John Finch, Director of ABLE United, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, john.finch@ableunited.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: John Finch, Director of ABLE United, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, john.finch@ableunited.com

THE FULL TEXT OF THE PROPOSED RULE IS:

19B-18.003 Participation Agreement.

The Participation Agreement, Form No. FPCB 2016-07, [Insert DoS Reference Website Link], is hereby incorporated by reference. The Terms and Conditions, applicable to the Participation Agreement, Form No. FPCB 2018 ~~2016~~-08, [Insert DoS Reference Website Link], is hereby incorporated by reference.

Rulemaking Authority 1009.971(1), (4), 1009.986(10) FS. Law Implemented 1009.986 FS. History–New 6-23-16.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Prepaid College Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Prepaid College Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 20, 2018
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 28, 2018

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Air Resource Management

RULE NO.: RULE TITLE:
 62-210.200 Definitions
 62-210.300 Permits Required
 62-210.310 Air General Permits
 62-210.550 Stack Height Policy
 62-210.900 Forms and Instructions

PURPOSE AND EFFECT: The purpose of the proposed rule (OGC No. 17-0890) is to amend Rules 62-210.200, 62-210.300, 62-210.310, 62-210.550, and 62-210.900, F.A.C. The revisions will create an Air General Permit (AGP) for Asphalt Concrete Plants, and revise the Facility Relocation Notification form (DEP Form 62-210.900(6)). The Department is also proposing several clarifying and corrective revisions to existing rule language in Rules 62-210.200, 62-210.300, 62-210.310, 62-210.550, and 62-210.900, F.A.C. The Department published a Notice of Rule Development for these rules on October 27, 2017, which also included Rule 62-210.700, F.A.C. The rulemaking for Rule 62-210.700, F.A.C., was completed separately under OGC No. 18-0030.

SUMMARY: The proposed rule will address Definitions, Permits Required, Air General Permits, Stack Height Policy, and Forms.

OTHER RULES INCORPORATING RULE 62-210.200, F.A.C: 62-4.050, 62-110.104, 62-210.220, 62-210.300, 62-210.340, 62-210.370, 62-212.500, 62-212.720, 62-213.202, 62-213.300, 62-213.400, 62-213.410, 62-213.412, 62-213.420, 62-213.440, 62-214.100, 62-296.100, 62-296.340, 62-296.401, 62-296.417, 62-296.470, 62-296.480, 62-296.600, 62-255.320, 62-701.200, F.A.C.

EFFECT ON THOSE OTHER RULES: There will be no effect on other rules.

OTHER RULES INCORPORATING RULE 62-210.300, F.A.C: 62-210.200, 62-210.310, 62-210.350, 62-210.360, 62-210.920, 62-212.300, 62-213.300, 62-256.300, 62-256.700, 62-296.320, 62-296.401, 62-296.406, 62-296.414, 62-296.417, 62-296.570, 62-737.800, F.A.C.

EFFECT ON THOSE OTHER RULES: There will be no effect on other rules.

OTHER RULES INCORPORATING RULE 62-210.310, F.A.C: 62-210.300, 62-210.920, 62-213.300, F.A.C.

EFFECT ON THOSE OTHER RULES: The rule changes will have the intended effect for Rule 62-213.300, F.A.C. There will be no effect on other rules.

OTHER RULES INCORPORATING RULE 62-210.550, F.A.C: None

EFFECT ON THOSE OTHER RULES: There will be no effect on other rules.

OTHER RULES INCORPORATING RULE 62-210.900, F.A.C.: 62-4.120, 62-210.200, 62-210.300, 62-210.310, 62-210.370, 62-212.720, 62-213.405, 62-213.413, 62-213.415, 62-213.420, 62-213.430, 62-214.320, 62-214.340, 62-214.360, F.A.C.

EFFECT ON THOSE OTHER RULES: There will be no effect on other rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:

The agency has determined that amendments of these rules will not have an adverse impact on small business or likely increase regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A statement of estimated regulatory costs (SERC) has not been prepared by the agency. The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs, or, if no SERC is required, the information expressly relied upon and described herein: The Department has determined that the amendments to these rules will not increase regulatory costs for any entity because it updates the rules to ensure that existing permit exemptions are authorized and reduces the restrictions for permitted relocatable sources. Any person who wishes to provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 403.061, FS.

LAW IMPLEMENTED: 403.021, 403.031, 403.061, 403.087, 403.814, 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: Hastings Read, Florida Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida, 32399-2400. Telephone: (850)717-9017. E-mail: hastings.read@dep.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-210.200 Definitions.

The following words and phrases when used in this chapter and in Chapters 62-204, 62-212, 62-213, 62-214, 62-296, and 62-

297, F.A.C., shall, unless the context clearly indicates otherwise, have the following meanings:

(1) through (40) No change.

(41) “CAIR” — Abbreviation for federal Clean Air Interstate Rule.

(42) “CAIR NO_x Allowance” — A limited authorization issued by the Department pursuant to Rule 62-296.470, F.A.C., to emit one ton of nitrogen oxides during a control period of the specified calendar year for which the authorization is allocated, or of any calendar year thereafter, under the CAIR NO_x Annual Trading Program.

(43) “CAIR NO_x Annual Trading Program” — The program implemented at subsection 62-296.470(3), F.A.C., which, upon approval by the U.S. Environmental Protection Agency, requires CAIR NO_x units in Florida to participate in the multi-state air pollution control and emission reduction program administered by the U.S. Environmental Protection Agency pursuant to 40 CFR Part 96, adopted and incorporated by reference in Rule 62-204.800, F.A.C.

(44) “CAIR NO_x Ozone Season Allowance” — A limited authorization issued by the Department pursuant to Rule 62-296.470, F.A.C., to emit one ton of nitrogen oxides during a control period of the specified calendar year for which the authorization is allocated, or of any calendar year thereafter, under the CAIR NO_x Ozone Season Trading Program.

(45) “CAIR NO_x Ozone Season Trading Program” — The program implemented at subsection 62-296.470(5), F.A.C., which, upon approval by the U.S. Environmental Protection Agency, requires CAIR NO_x Ozone Season units in Florida to participate in the multi-state air pollution control and emission reduction program administered by the U.S. Environmental Protection Agency pursuant to 40 CFR Part 96, adopted and incorporated by reference in Rule 62-204.800, F.A.C.

(46) “CAIR NO_x Ozone Season Unit” — A unit that is subject to the CAIR NO_x Ozone Season Trading Program pursuant to 40 CFR 96.304, adopted and incorporated by reference in Rule 62-204.800, F.A.C.

(47) “CAIR NO_x Unit” — A unit that is subject to the CAIR NO_x Annual Trading Program pursuant to 40 CFR 96.104, adopted and incorporated by reference in Rule 62-204.800, F.A.C.

(48) “CAIR Part” or “CAIR Permit” — DEP Form No. 62-210.900(1)(b), completed and certified by the designated representative and incorporated as a part of the Title V source permit or air construction permit. The CAIR Part shall specify the CAIR Program requirements applicable to the CAIR source, to each CAIR unit at the source, and to the owners and operators and the designated representative of the CAIR source and each such unit.

(49) “CAIR Program” — Any or all of the following:

(a) CAIR NO_x Annual Trading Program;

(b) CAIR SO₂ Trading Program; or

(c) CAIR NO_x Ozone Season Trading Program.

(50) “CAIR SO₂ Allowance” — A limited authorization issued by the Administrator under the Acid Rain Program to emit sulfur dioxide during the control period of the specified calendar year for which the authorization is allocated, or of any calendar year thereafter, under the CAIR SO₂ Trading Program.

(51) “CAIR SO₂ Trading Program” — The program implemented at subsection 62-296.470(4), F.A.C., which, upon approval by the U.S. Environmental Protection Agency, requires CAIR SO₂ units in Florida to participate in the multi-state air pollution control and emission reduction program administered by the U.S. Environmental Protection Agency pursuant to 40 CFR Part 96, adopted and incorporated by reference in Rule 62-204.800, F.A.C.

(52) “CAIR SO₂ Unit” — A unit that is subject to the CAIR SO₂ Trading Program pursuant to 40 CFR 96.204, adopted and incorporated by reference in Rule 62-204.800, F.A.C.

(53) “CAIR Source” — A facility that includes one or more CAIR units.

(54) “CAIR Unit” —

(a) A CAIR NO_x unit;

(b) A CAIR SO₂ unit; or

(c) A CAIR NO_x Ozone Season unit.

(55) through (79) renumbered (41) through (65) No change.

(66)(80) “Commence Operation” —

(a) For purposes of the Acid Rain Program, to begin any mechanical, chemical, or electronic process, including start-up of an emissions control technology or emissions monitor or of an emissions unit’s combustion chamber.

(b) For the purposes of the CAIR Program, commence operation shall mean “commence operation” as defined in 40 CFR 96.102, 96.202, or 96.302, adopted and incorporated by reference in Rule 62-204.800, F.A.C.

(c) Otherwise, to set into operation any emissions unit for any purpose.

(81) through (82) renumbered (67) through (68) No change.

(83) “Condensable PM₁₀” — Gaseous emissions from a source or activity which condense at ambient temperatures to form PM₁₀.

(84) “Condensable PM_{2.5}” — Gaseous emissions from a source or activity which condense at ambient temperatures to form PM_{2.5}.

(85) through (99) renumbered (69) through (83) No change.

(84)(100) “Designated Representative” —

(a) For the purposes of the Acid Rain Program, a responsible natural person authorized, by the owners and operators of an Acid Rain source and of all Acid Rain units at

the source, in accordance with 40 C.F.R. Part 72, Subpart B, adopted and incorporated by reference in Rule 62-204.800, F.A.C., to represent and legally bind each owner and operator, as a matter of federal law, in matters pertaining to the Acid Rain Program.

(b) ~~For the purposes of the CAIR Program, designated representative shall mean “CAIR designated representative” as defined in 40 CFR 96.102, 96.202, or 96.302, adopted and incorporated by reference in Rule 62-204.800, F.A.C.~~

(101) through (115) renumbered (85) through (99) No change.

~~(100)(116) “Existing Emissions Unit” –~~

~~(a) An emissions unit which was in existence, in operation, or under construction, or had received a permit to begin construction prior to January 18, 1972.~~

~~(b) However, “existing emissions unit”~~ For the purposes of Rules 62-296.700 through 62-296.712, and 62-212.500, F.A.C., “existing emissions unit” shall mean any emissions units which is not defined as a new emissions unit with respect to a specific rule or provision of any of those sections.

~~(c) For the purposes of Rules 62-296.500 through 62-296.512, F.A.C., “existing emissions units” shall mean an are those emissions units which was were constructed or for which a construction permit was issued prior to July 1, 1979.~~

~~(d) For the purposes of Rule 62-212.400, F.A.C., an “existing emissions unit” shall mean is an emissions unit which is not a new emissions unit as defined for the purposes of Rule 62-212.400, F.A.C.~~

(117) through (147) renumbered (101) through (131) No change.

~~(148) “Innovative Control Technology” – Any system of air pollution control that has not been adequately demonstrated in practice, but would have a substantial likelihood of achieving greater continuous emissions reduction than any control system in current practice or of achieving at least comparable reductions at lower cost in terms of energy, economics, or nonair quality environmental impacts.~~

(149) through (167) renumbered (132) through (150) No change.

~~(168) “Major Facility” – Any facility which emits, or has the potential to emit:~~

~~(a) 5 tons per year or more of lead or lead compounds, measured as elemental lead;~~

~~(b) 30 tons per year or more of acrylonitrile; or~~

~~(c) 100 tons per year or more of any other air pollutant subject to regulation under Chapter 403, F.S.~~

(169) through (175) renumbered (151) through (157) No change.

~~(176) “Maximum Uncontrolled Emissions” – The maximum capacity of an emissions unit or facility to emit a pollutant under its physical and operational design, including~~

~~any quantifiable fugitive and unconfined emissions and excluding any restrictions on hours of operation or on the type or amount of material that may be combusted, stored, or processed and any air pollution control equipment, methods, or techniques that may be used. The maximum uncontrolled emission rate is the maximum emission rate that would occur absent the use of any air pollution control equipment, methods, or techniques and absent any regulatory restrictions on hours of operation or on the type or amount of fuels or materials combusted, stored, or processed, when the emissions unit is operated at its maximum physical and operational capacity. The maximum uncontrolled emissions of an emissions unit or facility do not include any secondary emissions that may be associated with the emissions unit or facility.~~

(177) through (179) renumbered (158) through (160) No change.

~~(180) “Minor Facility” – Any facility that is not a major facility.~~

(181) through (184) renumbered (161) through (164) No change.

~~(185) “Natural Conditions” – Naturally occurring phenomena that reduce visibility as measured in terms of visual range, contrast, or coloration.~~

(186) through (217) renumbered (165) through (196) No change.

~~(197)(218) “PM₁₀” –~~

(a) PM₁₀ means particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers.

~~(b) For purposes of Rules 62-212.400 and 62-212.500, F.A.C., including determinations of applicability and establishment of limitations to avoid applicability of Rule 62-212.400 or 62-212.500, F.A.C., PM₁₀ emissions shall include condensable PM₁₀. Compliance with PM₁₀ emissions limitations originating in a permit issued pursuant to Rule 62-212.400 or 62-212.500, F.A.C., and issued prior to January 1, 2011, shall not be based on the inclusion of condensable PM₁₀ unless required by the terms and conditions of the permit.~~

~~(198)(219) “PM_{2.5}” –~~

(a) PM_{2.5} means particulate matter with an aerodynamic diameter less than or equal to a nominal 2.5 micrometers.

~~(b) For purposes of Rules 62-212.400 and 62-212.500, F.A.C., including determinations of applicability and establishment of limitations to avoid applicability of Rule 62-212.400 or 62-212.500, F.A.C., PM_{2.5} emissions shall include condensable PM_{2.5}. Compliance with PM_{2.5} emissions limitations originating in a permit issued pursuant to Rule 62-212.400 or 62-212.500, F.A.C., and issued prior to January 1, 2011, shall not be based on the inclusion of condensable PM_{2.5} unless required by the terms and conditions of the permit.~~

(220) through (221) renumbered (199) through (200) No change.

~~(222) “Portland Cement Plant” — Any facility manufacturing Portland Cement by either the wet or dry process.~~

(223) through (266) renumbered (211) through (243) No change.

~~(267) “Stack in Existence” — A stack where the owner or operator had, as of a particular date:~~

~~(a) Begun, or caused to begin, a continuous program of physical on-site construction of the stack; or~~

~~(b) Entered into binding agreements or contractual obligations, which could not be cancelled or modified without substantial loss to the owner or operator, to undertake a program of construction of the stack to be completed in a reasonable time.~~

~~(244)(268)~~ No change.

~~(245)(269) “Startup” — The commencement of operation of any emissions unit which has shut down or ceased operation for a period of time sufficient to cause temperature, pressure, chemical or pollution control device imbalances, which result in excess emissions.~~

(270) through (298) renumbered (246) through (274) No change.

~~(299) “Visibility Impairment” or “Impairment to Visibility” — Any humanly perceptible change in visibility (visual range, contrast, coloration) from that which would have existed under natural conditions.~~

~~(300) “Visible Emission” — An emission greater than 5 percent opacity or 1/4 Ringelmann measured by standard methods.~~

(301) through (304) renumbered (275) through (278) No change.

Rulemaking Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087, 403.0872, 403.8055 FS. History—Formerly 17-2.100, Amended 2-9-93, 11-28-93, Formerly 17-210.200, Amended 11-23-94, 4-18-95, 1-2-96, 3-13-96, 3-21-96, 8-15-96, 10-7-96, 10-15-96, 5-20-97, 11-13-97, 2-5-98, 2-11-99, 4-16-01, 2-19-03, 4-1-05, 7-6-05, 2-2-06, 4-1-06, 9-4-06, 9-6-06, 1-10-07, 5-9-07, 7-16-07, 3-16-08, 10-12-08, 6-29-09, 3-11-10, 6-29-11, 12-4-11, 3-28-12, 10-23-13, 8-25-14, 4-26-17, _____.

62-210.300 Permits Required.

Unless exempted from permitting pursuant to this rule or Rule 62-4.040, F.A.C., the owner or operator of any facility or emissions unit which emits or can reasonably be expected to emit any air pollutant shall obtain appropriate authorization from the Department prior to undertaking any activity at the facility or emissions unit for which such authorization is required. The Department grants authorization to conduct such activities by individual air permit or by air general permit. Activities requiring authorization by individual air construction permit are addressed at subsection 62-210.300(1), F.A.C., and activities requiring authorization by individual air operation

permit are addressed at subsection 62-210.300(2), F.A.C. Authorization by air general permit is addressed at subsection 62-210.300(4), F.A.C. All emission limitations, controls, and other requirements imposed by any individual air permit shall be at least as stringent as any limitations and requirements contained in or enforceable under the State Implementation Plan (SIP) or Designated Facility Plan. Except as provided at Rule 62-213.460, F.A.C., being authorized to construct, operate, or undertake any other activity by individual air permit or air general permit does not relieve the owner or operator of a facility or emissions unit from complying with any emission limiting standards or other requirements of the air pollution rules of the Department or any other such requirements under federal, state, or local law.

(1) through (2) No change.

(3) Exemptions from Permitting. Except as otherwise provided herein, an owner or operator shall not be required to obtain an air construction permit or non-Title V air operation permit, or to use an air general permit pursuant to Rule 62-210.310, F.A.C., for any facility, emissions unit, or pollutant-emitting activity that satisfies the applicable permitting exemption criteria of paragraph 62-210.300(3)(a) or (b), F.A.C., or has been exempted from permitting pursuant to Rule 62-4.040, F.A.C. Failure of a facility, emissions unit, or activity to satisfy the exemption criteria of paragraph 62-210.300(3)(a) or (b), F.A.C., does not preclude such facility, emissions unit, or activity from being considered for exemption pursuant to Rule 62-4.040, F.A.C. Notwithstanding the above, no emissions unit or activity shall be exempt from the requirement to obtain an air construction permit or non-Title V air operation permit, or to use an air general permit pursuant to Rule 62-210.310, F.A.C., if it would be subject to any unit-specific limitation or requirement, unless compliance with such limitation or requirement is specifically listed as a condition of exemption. Furthermore, no new, reconstructed, or modified emissions unit or activity shall be exempt from the requirement to obtain an air construction permit if its emissions would contribute to a major modification or to any modification that would be a major modification but for the use, in whole or in part, of the baseline actual-to-projected actual applicability test in Rule 62-212.400, F.A.C. An emissions unit or pollutant-emitting activity exempt from the requirement to obtain an air construction permit shall not be exempt from the permitting requirements of Chapter 62-213, F.A.C., if it is contained within a Title V source or if its emissions, in combination with the emissions of other emission units and activities at the facility, would cause the facility to be classified as a Title V source. Exemption from the requirement to obtain an air construction permit or non-Title V air operation permit, or to use an air general permit pursuant to Rule 62-210.310, F.A.C., does not relieve the owner or operator of a facility or emissions

unit from complying with any limitation or requirement applicable to such facility or emissions unit.

(a) Categorical and Conditional Exemptions. Except as otherwise provided at subsection 62-210.300(3), F.A.C., above, the following facilities, emissions units, and pollutant-emitting activities shall be exempt from any requirement to obtain an air construction permit or non-Title V air operation permit, or to use an air general permit pursuant to Rule 62-210.310, F.A.C.

1. through 23. No change.

24. Non-halogenated solvent storage and cleaning operations, provided that such operations shall not use any solvent containing any hazardous air pollutant and the operation is not subject to the requirements of Rule 62-296.511, F.A.C.

25. No change.

26. Portable air curtain incinerators, provided the following conditions are met.

a. No change.

b. The air curtain incinerator, alone or in combination with any other air curtain incinerator(s) claiming this exemption from air permitting, shall not be ~~located~~ ~~deployed~~ at a single site for more than six (6) months in any consecutive twelve (12) months and, except as provided at sub-subparagraph c., shall not burn any material other than land clearing debris generated at the site or at any other site under control of the same person (or persons under common control). For purposes of this provision, a site is any and all locations on one (1) or more contiguous or adjacent properties which are under the control of the same person (or persons under common control), except that, in the case of a linear right-of-way, a site is any and all locations within any one-mile span of right-of-way. Any deployment of one (1) or more air curtain incinerators at a single site for more than six (6) months in any consecutive twelve (12) months, and, except as provided at sub-subparagraph c., any use of an air curtain incinerator at a site to burn material other than land clearing debris generated at the site or any other site under control of the same person (or persons under common control), shall require an appropriate air permit.

c. Notwithstanding the provisions of sub-subparagraphs a. and b., the air curtain incinerator may be used for up to six (6) months in any consecutive twelve (12) months at any location for the destruction of animal carcasses in accordance with the provisions of subsection 62-256.700(6), F.A.C., ~~the burning of storm generated debris in accordance with the provisions of subsection 62-256.700(8), F.A.C.,~~ or the destruction of insect or disease-infested vegetation in accordance with the provisions of subsection 62-256.700(9), F.A.C. When using an air curtain incinerator to burn animal carcasses, untreated wood may also be burned to maintain good combustion. An air curtain incinerator may be used for the burning of storm-generated

vegetative debris in accordance with the provisions of subsection 62-256.700(8), F.A.C., so long as:

(I) The air curtain incinerator is used in a disaster declaration area;

(II) The air curtain incinerator is used for a period not to exceed eight weeks from the date the unit began operation. If the unit will operate for more than eight weeks, the operator must notify the Department by the end of the eighth week and the notification must identify the start date, a description of the material being burned, a description of the size and design of the unit, and the reasons why the incinerator must be operated for more than eight weeks.

(III) If the operator of the unit submits the required notification as specified in sub-sub-subparagraph 62-210.300(3)a.26.c.(II), F.A.C., the unit may operated for an additional eight weeks, for a total of sixteen weeks.

(IV) If the Department has approved in writing an operator's request to continue operation beyond sixteen weeks, then the operator may continue to operate the incinerator or air curtain incinerator until the date specified in the written approval.

d. through m. No change.

27. Surface coating operations within a single facility, provided all the following conditions are met.

a. through b. No change.

c. The surface coating operation is not subject to any of the requirements of Rules 62-296.501 through 62-296.515, F.A.C.

28. through 29 No change.

30. Bulk gasoline plants, provided all the following conditions are met.

a. through d. No change.

e. The facility is not subject to any of the requirements of Rules 62-296.510 nor 62-296.516, F.A.C.

31. through 32. No change.

33. Fossil fuel steam generators, hot water generators, and other external combustion heating units with heat input capacity equal to or less than 10 million Btu per hour, provided all the following conditions are met with respect to each such unit.

a. The unit is not subject to the Acid Rain Program, ~~CAIR Program,~~ or any other unit-specific limitation or requirement.

b. through c. No change.

34. No change.

35. Stationary Reciprocating Internal Combustion Engines, provided all the following conditions are met with respect to each such engine.

a. through c. No change.

d. If burning only one type of fuel, the collective annual amount of fuel burned by all engines claiming this exemption at the same facility shall not exceed 53,000 ~~5,400~~ gallons of gasoline, 64,000 gallons of diesel fuel, 288,000 gallons of

propane, or 8.8 million standard cubic feet of natural gas.

e. through h. No change.

36. Printing operations, provided:

a. No change.

b. The printing operation is not subject to any of the requirements of Rule 62-296.515, F.A.C.

~~c.~~ The facility shall use less than 667 gallons of materials containing any hazardous air pollutants in any consecutive twelve (12) months; and

~~d.~~ The facility shall:

(I) through (IV) No change.

(b) No change.

(c) Conditional Exemptions from Title V Air Permitting.

Except as otherwise provided herein, the following facilities shall be exempt from the requirement to obtain a Title V air operation permit under the provisions of Chapter 62-213, F.A.C., provided the conditions of exemption for each such facility are met. Facilities exempt from Title V air permitting pursuant to subparagraph 62-210.300(3)(c)2., F.A.C., are not exempt from the requirement to obtain an air construction permit or non-Title V air operation permit. A facility shall not be entitled to an exemption from Title V air permitting under this rule if it is a Title V source pursuant to paragraph (f), (g), or (h) of the definition of “major source of air pollution” or the facility would be classified as a Title V source as a result of the combined potential to emit regulated pollutants of all emissions units at the facility.

1. No change.

2. Facilities comprising asphalt concrete plants, provided the following conditions are met.

a. through h. No change.

i. The owner or operator shall submit a stack test using EPA Reference Method 5 or 5A and a visible emission (VE) test using EPA Reference Method 9, incorporated and adopted by reference in Rule 62-204.800, F.A.C., that demonstrate compliance with the applicable PM and VE standards, respectively, to the Department ~~by March 15, 1996, and annually thereafter~~ during each calendar year (January 1 – December 31), ~~federal fiscal year (October 1 – September 30)~~.

j. No change.

(4) through (7) No change.

Rulemaking Authority 403.061 FS. Law Implemented 403.031, 403.061, 403.087, 403.814 FS. History—Formerly 17-2.210, Amended 11-28-93, Formerly 17-210.300, Amended 11-23-94, 4-2-95, 4-18-95, 10-16-95, 1-2-96, 3-13-96, 3-21-96, 5-13-96, 8-15-96, 10-7-96, 5-20-97, 11-13-97, 2-5-98, 2-11-99, 4-16-01, 6-21-01, 7-6-05, 2-2-06, 1-10-07, 5-9-07, 3-16-08, 10-12-08, 6-29-11, 4-26-17, _____

62-210.310 Air General Permits.

(1) Air General Permits Established.

(a) The Department has established air general permits for various types of facilities at subsections 62-210.310(4) and (5), F.A.C.

1. The air general permits provided at subsection 62-210.310(4), F.A.C., are available to specific types of facilities that elect to comply with process limitations to escape being classified as Title V sources. A facility using one (1) of the air general permits at subsection 62-210.310(4), F.A.C., shall not be entitled to use more than one (1) such air general permit for any single facility, except where all air general permits used at the facility specifically allow the use of one another at the same facility.

2. No change.

(b) No change.

(2) through (3) No change.

(4) Air General Permits for Facilities Claiming Conditional Exemption from Title V Air Permitting.

(a) Air General Permit for Facilities Comprising a Bulk Gasoline Plant.

1. A facility comprising a bulk gasoline plant shall be eligible to use this air general permit provided it meets the general eligibility criteria of paragraph 62-210.310(2)(a), F.A.C., and the following specific criteria.

a. No change.

b. The facility shall not be subject to any unit-specific limitation or requirement other than any applicable provisions of Rules 62-296.418; or 62-296.516, F.A.C.

2. A facility using this air general permit shall comply with the general conditions given at subsection 62-210.310(3), F.A.C., and the following specific conditions.

a. through d. No change.

e. The facility shall comply with all applicable provisions of Rules 62-296.418; and 62-296.516, F.A.C.

3. No change.

(b) Air General Permit for Facilities Comprising Stationary Reciprocating Internal Combustion Engines.

1. No change.

2. A facility using this air general permit shall comply with the general conditions given at subsection 62-210.310(3), F.A.C., and the following specific conditions.

a. Total fuel consumption by all stationary reciprocating internal combustion engines at the facility shall not exceed 428,000 ~~20,000~~ gallons per year of gasoline, 250,000 gallons per year of diesel fuel, 1.15 million gallons per year of propane, 40 million standard cubic feet per year of natural gas, or an equivalent prorated amount if multiple fuels are used.

b. through f. No change.

3. No change.

(c) Air General Permit for Facilities Comprising Surface Coating Operations.

1. No change.

2. A facility using this air general permit shall comply with the general conditions given at subsection 62-210.310(3), F.A.C., and the following specific conditions.

a. through b. No change.

c. If the facility is subject to Rules 62-296.501 through 62-296.515, F.A.C., the facility shall comply with all applicable provisions of those rules.

3. No change.

(d) through (e) No change.

(f) Air General Permit for Facilities Comprising Printing Operations.

1. No change.

2. A facility using this air general permit shall comply with the general conditions given at subsection 62-210.310(3), F.A.C., and the following specific conditions, provided, however, that the facility shall comply with the limitations of either sub-subparagraph 62-210.310(4)(f)2.a. or b., F.A.C. The facility may change method of compliance between sub-subparagraphs 62-210.310(4)(f)2.a. and b., F.A.C., provided the owner or operator maintains records to demonstrate compliance with the appropriate requirement at the time of change and thereafter.

a. through c. No change.

d. If the facility is subject to Rule 62-296.515, F.A.C., the facility shall comply with all applicable provisions of that rule.

3. No change.

(g) Air General Permit for Facilities Comprising Asphalt Concrete Plants.

1. For purposes of this air general permit, the terms "asphalt" and "asphalt concrete plant" shall have the meaning given at Rule 62-210.200, F.A.C., and the term "site" shall mean one or more contiguous or adjacent properties under control of the same person (or persons under common control).

2. A facility comprising one relocatable asphalt concrete plant or one or more stationary asphalt concrete plants shall be eligible to use this air general permit provided it meets the general eligibility criteria of paragraph 62-210.310(2)(a), F.A.C.

3. A facility using this air general permit shall comply with the general conditions given at subsection 62-210.310(3), F.A.C., and the following specific conditions:

a. The production rate of asphaltic concrete shall not exceed 600,000 tons in any consecutive twelve-month period for a drum mix process or 300,000 tons in any consecutive twelve-month period for a batch mix process or an equivalent prorated amount if multiple processes are used.

b. Fuel oil or on-specification used oil shall not exceed 0.5 percent sulfur content, by weight. The owner shall maintain records to demonstrate that each shipment of fuel oil or on-specification used oil contains 0.5 sulfur percent or less. The on-specification used oil shall meet the standards and

requirements in 40 CFR 279.10, and, 40 CFR 761.20, as adopted and incorporated by reference in Rule 62-710.210, F.A.C. The owner shall document that the used oil meets the specifications in these regulations. Records of these documents shall be kept on site and made available if requested by the Department. All records shall be maintained for at least 5 years.

c. The particulate matter (PM) emissions shall not exceed 0.04 grains per dry standard cubic foot averaged over a three-hour period. If the facility is subject to 40 C.F.R. Part 60, Subpart I, the owner or operator shall comply with all limitations and requirements of Subpart I.

d. Fugitive PM emissions shall be controlled in accordance with the requirements of paragraph 62-296.320(4)(c), F.A.C.

e. Visible emissions (VE) shall not be equal to or greater than 20 percent opacity.

f. The owner or operator shall maintain records to document the monthly and the twelve-month rolling totals of tons of asphaltic concrete produced, the gallons of fuel oil and on-specification used oil consumed, and the hours of operation. Such records shall be retained for five years.

g. The owner or operator shall submit a stack test using EPA Reference Method 5 or 5A and a visible emission (VE) test using EPA Reference Method 9, incorporated and adopted by reference in Rule 62-204.800, F.A.C., that demonstrate compliance with the applicable PM and VE standards, respectively during each calendar year. All compliance tests shall be conducted pursuant to Chapter 62-297, F.A.C.

h. The owner or operator of any relocatable asphalt concrete plant proposing to change location shall notify the Department by telephone, e-mail, fax, or written communication at least one business day prior to changing location and transmit (by e-mail, fax, post, or courier) a Facility Relocation Notification Form (DEP Form No. 62-210.900(6)), adopted and incorporated by reference herein (link), no later than five business days following relocation.

4. A facility using this air general permit may collocate with other facilities that separately registered for, and are also using an asphalt concrete plant, concrete batching plant, or nonmetallic mineral processing plant air general permits at paragraph 62-210.310(5)(b) or (e), F.A.C., even if under the control of different persons, provided the following conditions are met.

a. The collocation site does not contain any emissions units and pollutant-emitting activities other than asphalt concrete plants, concrete batching plants, and nonmetallic mineral processing plants using air general permits, and other emissions units and pollutant-emitting activities exempted from permitting pursuant to subsection 62-210.300(3), F.A.C., or Rule 62-4.040, F.A.C.

b. The total production of asphalt concrete of collocated asphalt concrete plants shall not exceed 600,000 tons in any

consecutive twelve-month period for a drum mix process or 300,000 tons in any consecutive twelve-month period for a batch mix process or an equivalent prorated amount if multiple processes are used.

c. The total fuel consumption by any collocated concrete batching plant and nonmetallic mineral processing plants shall not exceed 350,000 gallons per year of gasoline, 200,000 gallons per year of diesel fuel, 900,000 gallons per year of propane, 32 million standard cubic feet per year of natural gas, or an equivalent prorated amount if multiple fuels are used.

d. If multiple fuels are used by any of the collocated concrete batching plant and nonmetallic mineral processing plants, the equivalent prorated amount of each fuel burned shall not exceed the total amount of such fuel allowed to be burned, as given in sub-subparagraph c., multiplied by a fuel percentage. The fuel percentage is the percentage ratio of the amount of the fuel burned at the facility to the total amount of such fuel allowed to be burned at the facility pursuant to sub-subparagraph b. The sum of the fuel percentages for all fuels burned by the facility shall not exceed 100 percent.

e. The owners or operators of all collocated asphalt concrete plants, concrete batching plants and nonmetallic mineral processing plants shall maintain records to account for site-wide asphalt concrete production and fuel consumption for each collocated unit for each calendar month and each consecutive twelve months. The owners or operators shall retain these records, available for Department inspection, for a period of at least five years.

5. Under the authority of this air general permit, a relocatable asphalt concrete plant may perform a non-routine task, such as making asphalt concrete for a construction project, at a facility with authorization by individual air construction or air operation permit, without revision to the facility's individual air permit. The owner or operator of such asphalt concrete plant shall keep records to indicate how long the plant has been at the permitted facility.

6. The registration for this air general permit shall include all the following information.

a. The type of facility (stationary or relocatable).

b. The type of registration (initial or re-registration).

c. For initial registrations, an estimate of the total production rate of asphaltic concrete, in tons, expected for the initial 12-month period.

d. For re-registrations, the highest 12-month total production rate of asphaltic concrete, in tons, in the last five years, and the 12-month period over which this production occurred.

e. If the asphalt concrete batch plant was at any time a collocated facility, include fuel consumption by any asphalt concrete, concrete batch or nonmetallic mineral processing plants.

f. The precautions to be used to prevent unconfined emissions of particulate matter from roads, parking areas, stock piles, and yards (one or more of the following: pave roads; pave parking areas; pave yards; maintain roads/parking/yards; use water application; use dust suppressant; remove particulate matter; reduce stock pile height; or install wind breaks).

g. The precautions to be used to prevent unconfined emissions of particulate matter from drop points to trucks (one or more of the following: spray bar; chute; enclosure; or partial enclosure).

h. For each silo, weigh hopper, batcher, and other enclosed storage and conveying equipment at the facility, provide the process equipment type (silo, weigh hopper, batcher, or other); an identifier specific to each piece of equipment (location, numeric designation, capacity, product, or other); control device (baghouse, vent filter, or other); and control device manufacturer and model number.

i. For each asphalt concrete plant, identify if the plant is subject to 40 C.F.R. Part 60, Subpart I, adopted and incorporated by reference at Rule 62-204.800, F.A.C., (yes or no.)

j. For each asphalt concrete plant, identify if the plant is subject to Rule 62-296.704, F.A.C., (yes or no.)

(5) Air General Permits for Miscellaneous Facilities.

(a) No change.

(b) Air General Permit for Facilities Comprising Concrete Batching Plants.

1. through 2. No change.

3. A facility using this air general permit shall comply with the general conditions given at subsection 62-210.310(3), F.A.C., and the following specific conditions.

a. No change.

b. The owner or operator of any equipment used to mix cement and soil for onsite soil augmentation or stabilization shall notify the Department by telephone, e-mail, fax, or written communication at least one (1) business day prior to changing location and transmit (by e-mail, fax, post, or courier) a Facility Relocation Notification Form (DEP Form No. 62-210.900(6)), adopted and incorporated by reference herein (link), to the Department no later than five (5) business days following relocation. The owner or operator of any other relocatable concrete batching plant proposing to change location shall transmit a Facility Relocation Notification Form to the Department at least five (5) business days prior to relocation.

4. A facility using this air general permit may collocate with other facilities that separately registered for, and are also using, the concrete batching plant air general permit, ~~and~~ with facilities using the nonmetallic mineral processing plant air general permit at paragraph 62-210.310(5)(e), F.A.C., and with facilities using the asphalt concrete plant air general permit at

paragraph 62-210.310(4)(g), F.A.C., even if under the control of different persons, provided the following conditions are met.

a. The collocation site does not contain any emissions units and pollutant-emitting activities other than concrete batching plants using air general permits, nonmetallic mineral processing plants using air general permits, and asphalt concrete plants using air general permits, and nonmetallic mineral processing plants or other emissions units and pollutant-emitting activities exempted from permitting pursuant to subsection 62-210.300(3), F.A.C., or Rule 62-4.040, F.A.C.

b. The total fuel consumption by all emissions units authorized by the air general permit at the collocation site shall not exceed 275,000 gallons of diesel fuel, 428,000 ~~23,000~~ gallons per year of gasoline, 44 million standard cubic feet per year of natural gas, or 1.3 million gallons per year of propane, or an equivalent prorated amount if multiple fuels are used. If the collocation site includes an asphalt concrete plant using an air general permit, the fuel usage limitation of sub-subparagraph 62-210.310(4)(g)4.c., F.A.C., shall apply.

c. No change.

d. The owners or operators of all collocated concrete batching plants, asphalt concrete plants, and nonmetallic mineral processing plants shall maintain records to account for site-wide fuel consumption for each calendar month and each consecutive twelve (12) months. The owners or operators shall retain these records, available for Department inspection, for a period of at least five (5) years.

5. through 6. No change.

(c) through (d) No change.

b. For each crematory unit, the manufacturer, model number, serial number, and rated capacity.

(e) Air General Permit for Facilities Comprising Nonmetallic Mineral Processing Plants (Crushing Operations).

1. through 2. No change.

3. A facility using this air general permit shall comply with the general conditions given at subsection 62-210.310(3), F.A.C., and the following specific conditions.

a. The total fuel consumption by the facility shall not exceed 428,000 ~~23,000~~ gallons per year of gasoline, 275,000 gallons per year of diesel fuel, 1.3 million gallons per year of propane, 44 million standard cubic feet per year of natural gas, or an equivalent prorated amount if multiple fuels are used.

b. through e. No change.

f. The owner or operator of any relocatable nonmetallic mineral processing plant proposing to change location shall notify the Department by telephone, e-mail, fax, or written communication at least one (1) business day prior to changing location and transmit (by e-mail, fax, post, or courier) a Facility Relocation Notification Form (DEP Form No. 62-210.900(6)), adopted and incorporated by reference herein (link), to the

Department no later than five (5) business days following relocation.

4. A facility using this air general permit may collocate with other facilities that separately registered for, and are also using, the nonmetallic mineral processing plant air general permit, ~~and~~ with facilities using the concrete batching plant air general permit at paragraph 62-210.310(5)(b), F.A.C., and with facilities using the asphalt concrete plant air general permit at paragraph 62-210.310(4)(g), F.A.C., even if under the control of different persons, provided the following conditions are met.

a. No change.

b. The fuel usage limitations of sub-subparagraphs 62-210.310(5)(e)3.a. and b., F.A.C., shall apply to the collocation site, unless the collocation site includes an asphalt concrete plant using an air general permit, in which case the fuel usage limitation of sub-subparagraph 62-210.310(4)(g)4.c., F.A.C., shall apply. The owners or operators of all collocated concrete batching ~~plants, asphalt concrete~~, and nonmetallic mineral processing plants shall maintain records to account for site-wide fuel consumption for each calendar month and each consecutive twelve (12) months. The owners or operators shall retain these records, available for Department inspection, for a period of at least five (5) years.

5. Under the authority of this air general permit, a relocatable nonmetallic mineral processing plant may perform a non-routine task, such as crushing concrete for a demolition project, at a facility with authorization by individual air construction or air operation permit, without revision to the facility's individual air permit. The owner or operator of such nonmetallic mineral processing plant shall keep records to indicate how long the plant has been at the permitted facility. No nonmetallic mineral processing plant using this air general permit shall perform a task routinely done at the individually permitted facility, such as crushing recycled asphalt pavement (rap) at an asphalt plant, unless operation of the nonmetallic mineral processing plant is authorized by the air construction or air operation permit, as applicable, for the permitted facility.

6. No change.

(f) through (k) No change.

Rulemaking Authority 403.061 FS. Law Implemented 403.031, 403.061, 403.087, 403.814 FS. History—New 1-10-07, Amended 5-9-07, 10-12-08, 6-29-11, 4-26-17, _____.

62-210.550 Stack Height Policy.

(1) ~~General~~—The degree of emission limitation required of any emissions unit for control of any air pollutant on a continuous basis shall not be affected by so much of any emissions unit's stack height that exceeds good engineering practice, as provided in ~~subsection 62-210.550(3), 40 C.F.R. 51.100(ii)~~, as adopted and incorporated by reference in Rule 62-204.800, F.A.C., or by any other dispersion technique, as

provided in subsection ~~62-210.550(2)~~, 40 C.F.R. 51.100(hh), as adopted and incorporated by reference in Rule 62-204.800, F.A.C. This provision shall not apply to those stacks in existence, or dispersion techniques implemented, on or before December 31, 1970, except where pollutants are being emitted from such stacks or using such dispersion techniques by emissions units, as defined in section 111(a)(3) of the Clean Air Act, which were constructed, or reconstructed, or for which modifications under Rules 62-212.400, and 62-212.500, ~~17-2.17 (repealed), 17-2.500 (transferred), or 17-2.510 (transferred)~~, F.A.C., or 40 C.F.R. 52.21, were carried out after December 31, 1970. Also, ~~this~~ provision shall not restrict in any manner the actual stack height of any emissions unit.

(2) Dispersion Technique.

(a) "Dispersion technique" means any technique which attempts to affect the concentration of a pollutant in the ambient air by:

1. Using that portion of a stack which exceeds good engineering practice stack height;
2. Varying the rate of emission of a pollutant according to atmospheric conditions or ambient concentrations of that pollutant; or
3. Increasing final exhaust gas plume rise by manipulating source process parameters, exhaust gas parameters, stack parameters (other than stack height), or combining exhaust gases from several existing stacks into one stack; or other selective handling of exhaust gas streams so as to increase the exhaust gas plume rise.

(b) The preceding sentence does not include:

1. The reheating of a gas stream, following use of a pollution control system, for the purpose of returning the gas to the temperature at which it was originally discharged from the facility generating the gas stream;
2. The merging of exhaust gas streams where:
 - a. The owner or operator demonstrates that the facility was originally designed and constructed with such merged gas streams;
 - b. After July 8, 1985, such merging is part of a change in operation at the facility that includes the installation of pollution controls and is accompanied by a net reduction in the allowable emissions of a pollutant. This exclusion from the definition of "dispersion techniques" shall apply only to the emission limitation for the pollutant affected by such change in operation; or
 - c. Before July 8, 1985, such merging was part of a change in operation at the facility that included the installation of emissions control equipment or was carried out for sound economic or engineering reasons. Where there was an increase in the emission limitation or, in the event that no emission limitation was in existence prior to the merging, an increase in the quantity of pollutants actually emitted prior to the merging,

the Department shall presume that merging was significantly motivated by an intent to gain emissions credit for greater dispersion. Absent a demonstration by the owner or operator that merging was not significantly motivated by such intent, the Department shall deny credit for the effects of such merging in calculating the allowable emissions for the emissions unit; or

3. Smoke management in agricultural or silvicultural prescribed burning programs;

4. Episodic restrictions on residential woodburning and open burning; or

5. Techniques under subparagraph ~~62-210.550(2)(a)3~~, F.A.C., which increase final exhaust gas plume rise where the resulting allowable emissions of sulfur dioxide from the facility do not exceed 5,000 tons per year.

(3) Good Engineering Practice.

(a) "Good engineering practice" (GEP) stack height means the greater of:

1. 65 meters, measured from the ground-level elevation at the base of the stack;

2. The stack height as determined below:

a. For stacks in existence on January 12, 1979, and for which the owner or operator had obtained all applicable permits or approvals required under 40 C.F.R. Parts 51 and 52, $H_g = 2.5H$, provided the owner or operator produces evidence that this equation was actually relied on in establishing an emission limitation;

b. For all other stacks,

$H_g = H + 1.5L$, where

H_g = good engineering practice stack height, measured from the ground-level elevation at the base of the stack;

H = height of nearby structure(s) measured from the ground-level elevation at the base of the stack;

L = lesser dimension, height or projected width, of nearby structure(s) provided that the EPA, Department, or local air program may require the use of a field study or fluid model to verify GEP stack height for the emissions unit; or

3. The height demonstrated by a fluid model or a field study approved by the EPA, Department, or local air program which ensures that the emissions from a stack do not result in excessive concentrations of any air pollutant as a result of atmospheric downwash, wakes, or eddy effects created by the emissions unit itself, nearby structures, or nearby terrain features. If this height exceeds the height allowed by subparagraph 62-210.550(3)(a)1. or 2., F.A.C., the Department shall notify the public of the availability of the demonstration study and provide an opportunity for a public hearing on it.

(b) "Nearby" as used in paragraph 62-210.500(3)(a), F.A.C., is defined for a specific structure or terrain feature and:

1. For purposes of applying subparagraph 62-210.550(3)(a)2., F.A.C., means that distance up to five times

the lesser of the height or the width dimension of a structure, but not greater than 0.8 km (1/2 mile), and

2. For conducting demonstrations under subparagraph 62-210.550(3)(a)3., F.A.C., means not greater than 0.8 km (1/2 mile), except that the portion of a terrain feature may be considered to be nearby which falls within a distance of up to 10 times the maximum height (Ht) of the feature, not to exceed two miles if such feature achieves a height (ht) 0.8 km from the stack that is at least 40 percent of the GEP stack height determined by the formula provided in sub-subparagraph 62-210.550(3)(a)2.b., F.A.C., or 26 meters, whichever is greater, as measured from the ground level elevation at the base of the stack. The height of the structure or terrain feature is measured from the ground level elevation at the base of the stack.

(c) "Excessive concentration" is defined for the purpose of determining good engineering practice stack height under subparagraph 62-210.550(3)(a)3., F.A.C., and means:

1. For emissions units seeking credit for stack height exceeding that established under subparagraph 62-210.550(3)(a)2., F.A.C., a maximum ground level concentration due to emissions from a stack due in whole or part to downwash, wakes, and eddy effects produced by nearby structures or nearby terrain features which individually is at least 40 percent in excess of the maximum concentration experienced in the absence of such downwash, wakes, or eddy effects and which contributes to a total concentration due to emissions from all emissions units that is greater than an ambient air quality standard. For emissions units subject to the prevention of significant deterioration program (40 C.F.R. 52.21 or Rule 62-212.400, F.A.C.), an excessive concentration alternatively means a maximum ground level concentration due to emissions from a stack due in whole or part to downwash, wakes, or eddy effects produced by nearby structures or nearby terrain features which individually is at least 40 percent in excess of the maximum concentration experienced in the absence of such downwash, wakes, or eddy effects and greater than a prevention of significant deterioration increment. The allowable emission rate to be used in making demonstrations under this part shall be prescribed by the new source performance standard (40 C.F.R. 60) that is applicable to the source category unless the owner or operator demonstrates that this emission rate is infeasible. Where such demonstrations are approved by the Department, an alternative emission rate shall be established in consultation with the owner or operator;

2. For emissions units seeking credit after October 11, 1983, for increases in existing stack heights up to the heights established under subparagraph 62-210.550(3)(a)2., F.A.C., either:

a. A maximum ground level concentration due in whole or part to downwash, wakes, or eddy effects as provided in subparagraph 62-210.550(3)(c)1., F.A.C., except that the

emission rate specified by the State Implementation Plan (or, in the absence of such a limit, the actual emission rate) shall be used; or

b. The actual presence of a local nuisance caused by the existing stack, as determined by the Department; and

3. For emissions units seeking credit after January 12, 1979, for a stack height determined under subparagraph 62-210.550(3)(a)2., F.A.C., where the Department requires the use of a field study or fluid model to verify GEP stack height; for emissions units seeking stack height credit after November 9, 1984, based on the aerodynamic influence of cooling towers; and for emissions units seeking stack height credit after December 31, 1970, based on the aerodynamic influence of structures not adequately represented by the equations in subparagraph 62-210.550(3)(a)2., F.A.C.: a maximum ground level concentration due in whole or part to downwash, wakes, or eddy effects that is at least 40 percent in excess of the maximum concentration experienced in the absence of such downwash, wakes, or eddy effects.

Specific Authority 403.061 FS. Law Implemented 403.021, 403.031, 403.061, 403.087 FS. History—Formerly 17-2.270, 17-210.550, Amended 11-23-94, _____.

62-210.900 Forms and Instructions.

The forms used by the Department in the stationary source control program are adopted and incorporated by reference in this section. The forms are listed by rule number, which is also the form number, with the subject, title and effective date. Copies of forms may be obtained by writing to the Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or by accessing the Division's website at www.dep.state.fl.us/air. The requirement of subsection 62-4.050(2), F.A.C., to file application forms in quadruplicate is waived if an air permit application is submitted using the Department's electronic application form.

(1) Application for Air Permit – Long Form, Form and Instructions (DEP Form No. 62-210.900(1), Effective 6-22-17 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-08309>)).

(a) No change.

(b) ~~[Reserved]. Clean Air Interstate Rule (CAIR) Part, Form and Instructions (DEP Form No. 62-210.900(1)(b), Effective _____ 3-16-08 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-08314>)).~~

(c) Acid Rain and CAIR-Retired Unit Exemption, Form and Instructions (DEP Form No. 62-210.900(1)(c), Effective 3-11-10 ([link\)\(https://www.flrules.org/Gateway/reference.asp?No=Ref-08315\)](https://www.flrules.org/Gateway/reference.asp?No=Ref-08315))).

(2) through (5) No change.

(6) Facility Relocation Notification Form (DEP Form No. 62-210.900(6), Effective 6-21-04 ~~6-21-04~~ (link)(<https://www.flrules.org/Gateway/reference.asp?No=Ref-08319>).

(7) No change.

Rulemaking Authority 403.061 FS. Law Implemented 403.061, 403.087, 403.0872, 403.815 FS. History—New 2-9-93, Amended 7-20-94, Formerly 17-210.900, Amended 11-23-94, 7-6-95, 3-21-96, 1-6-98, 2-11-99, 4-16-01, 6-21-01, 6-16-03, 2-2-06, 3-16-08, 7-3-08, 10-12-08, 3-11-10, 12-31-13, 8-25-14, 6-22-17, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Hastings Read, Division of Air Resource Management
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Noah Valenstein, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2018
 DATE OF NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 27, 2017

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: 64B13-18.002 RULE TITLE: Formulary of Topical Ocular Pharmaceutical Agents

PURPOSE AND EFFECT: The Board proposes the rule amendment to add an item to the formulary rule.

SUMMARY: To add an item to the formulary rule.

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: 463.005, 463.0055(2)(a) FS. LAW IMPLEMENTED: 463.0055 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: Anthony B. Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-18.002 Formulary of Topical Ocular Pharmaceutical Agents.

The formulary of topical ocular pharmaceutical agents consists of pharmaceutical agents that are appropriate to treat or diagnose ocular disease and disorders and which a certified optometrist is qualified to administer and prescribe in the practice of optometry pursuant to Section 463.0055(2)(a), F.S. The topical ocular pharmaceutical agents in the formulary include the following legend drugs alone or in combination in concentrations up to those specified, or any lesser concentration:

- (1) through (7) No change.
- (8) ANTI-GLAUCOMA AGENTS
 - (a) through (b) No change.
 - (c) Prostaglandins
 - 1. through 3. No change.
 - 4. Tafluprost – 0.0015%; ~~and~~,
 - 5. Unoprostone Isoprophyll – 0.15%; ~~and~~,
 - 6. Latanoprostene Bunod Ophthalmic Solution – 0.024%.
- (d) through (e) No change.
- (9) No change.

Rulemaking Authority 463.005, 463.0055(2)(a) FS. Law Implemented 463.0055 FS. History—New 3-30-87, Amended 4-5-88, 5-7-90, Formerly 21-18.002, Amended 5-10-92, 1-29-93, Formerly 21Q-18.002, Amended 8-31-93, 7-30-94, Formerly 61F8-18.002, Amended 2-11-96, 4-21-96, 1-12-97, 6-8-97, Formerly 59V-18.002, Amended 6-15-00, 6-7-05, 6-10-06, 6-26-08, 10-16-08, 3-23-09, 6-28-09, 10-18-09, 4-21-10, 12-26-10, 7-21-11, 11-11-12, 11-29-13, 12-9-13, 4-10-14, 8-14-15, 1-20-17, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 9, 2018
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 11, 2018

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

RULE NOS.: RULE TITLES:
 73C-48.004 Supersession of Original Regulations
 73C-48.005 Approval of Amendments to the City of Key West Land Development Regulations
 73C-48.024 Rejection of Amendments to the City of Key West Land Development Regulations
 73C-48.032 Rejection of a Portion of the City of Key West's Land Development Regulation (Ordinance No. 95-31)

PURPOSE AND EFFECT: To repeal rules for which the Department no longer has statutory rulemaking authority.

SUMMARY: Section 380.05(6), F.S., previously required the Department to approve or reject land development regulations by rule. Chapter 73C-48, Fla. Admin. Code ("F.A.C.") are rules approving and/or rejecting amendments to the land development regulations of the City of Key West, an area of critical state concern. This statute has been amended to delete rulemaking and now requires the Department to issue a final order approving or rejecting land development amendments for areas of critical state concern.

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 agency has previously performed a review of the statutory requirements and determined that rules 73C-48.004, .005, .024, and .032, F.A.C., have no adverse impact or regulatory costs which exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. These rules are therefore expected be able to take effect without the need of being ratified by the Legislature.

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: 380.05(6), FS.
 LAW IMPLEMENTED: 380.05, 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: Adam Callaway, Office of General Counsel, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399, (850)717-8526, adam.callaway@deo.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

73C-48.004 Supersession of Original Regulations.
 Rulemaking Authority 380.05(10) FS. Law Implemented 380.05(10) FS. History--New 4-12-88, Formerly 9J-22.004, Repealed.

73C-48.005 Approval of Amendments to the City of Key West Land Development Regulations.
 Rulemaking Authority 380.05(6), (10) FS. Law Implemented 380.05(6), (10) FS. History--New 10-26-88, Amended 12-4-96, Formerly 9J-22.005, Repealed.

73C-48.024 Rejection of Amendments to the City of Key West Land Development Regulations.
 Rulemaking Authority 380.05(6), (10), (11) FS. Law Implemented 380.05(11) FS. History--New 10-5-94, Amended 12-4-96, Formerly 9J-22.0024, Repealed.

73C-48.032 Rejection of a Portion of the City of Key West's Land Development Regulation (Ordinance No. 95-31).
 Rulemaking Authority 380.05(6), (10), (11) FS. Law Implemented 380.05(11) FS. History--New 3-20-96, Formerly 9J-22.032, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Adam Callaway
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cissy Proctor
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 4/18/18

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NOS.: RULE TITLES:
 5C-23.001 Definitions
 5C-23.002 Application for Permit; Fees
 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. 81, April 25, 2018 issue of the Florida Administrative Register.

5C-23.001 Definitions.

No change.

Rulemaking Authority 585.002(4), 585.08(2) FS. Law Implemented 585.145(1), 585.147 FS. History—New 10-26-99, Amended _____.

5C-23.002 Application for Permit; Fees.

(1) No change.

(2) Application for Permit. The applicant must submit a signed Application For Permit to Transport Animal Carcasses/Refuse, FDACS-09056, Rev. 01/99, together with an a non-refundable application fee of \$200, to the Division of Animal Industry, Florida Department of Agriculture and Consumer Services, 407 South Calhoun Street, The Mayo Building, Tallahassee, Florida 32399-0800. Application For Permit to Transport Animal Carcasses/Refuse, FDACS-09056, Rev. 01/99 is hereby incorporated by reference and can be found online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-> The fee must be submitted as a check or money order made payable to the Florida Department of Agriculture and Consumer Services.

(3) through (4) No change.

Rulemaking Authority 585.002(4), 585.08(2) FS. Law Implemented 585.002(5), 585.145(1), 585.147 FS. History—New 10-26-99, Amended _____.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE NO.: RULE TITLE:
5L-1.003 Shellfish Harvesting Area Standards
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. 51, March 14, 2018 issue of the Florida Administrative Register.

5L-1.003 Shellfish Harvesting Area Standards.

(1) The Department shall describe and/or illustrate harvesting areas and provide harvesting area classifications as approved, conditionally approved, restricted, conditionally restricted, prohibited, or unclassified as defined herein, including criteria for opening and closing shellfish harvesting areas in accordance with Chapters II and IV of the NSSP Model Ordinance. Copies of the Shellfish Harvesting Area Classification Maps, (FDACS-P-01773, Revised April 2018 January 2018), and the Shellfish Harvesting Area Classification Boundaries and Management Plans, (FDACS-P-01593, Revised April 2018 January 2018), containing shellfish harvesting area descriptions, references to shellfish harvesting area map numbers, and operating criteria are hereby

incorporated by reference and may be obtained by writing to Division of Aquaculture, Holland Building, 600 South Calhoun Street, Suite 217, Tallahassee, Florida 32399, or online as indicated.

(a) Shellfish Harvesting Area Classification Maps, (FDACS-P-01773, Revised April 2018 January 2018) <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(b) Shellfish Harvesting Area Classification Boundaries and Management Plans, (FDACS-P-01593, Revised April 2018 January 2018) <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(2) through (10) No change.

Rulemaking Authority 597.020 FS. Law Implemented 597.020 FS. History—New 1-4-87, Amended 8-10-88, 7-9-89, 12-23-91, Formerly 16R-7.004, Amended 7-3-95, 6-18-97, 7-1-97, 7-22-97, 10-12-97, 12-16-97, 12-28-97, 2-12-98, 2-25-98, 7-1-98, 7-20-98, 11-13-98, 12-28-98, 3-18-99, 7-1-99, Formerly 62R-7.004, Amended 6-19-00, 8-9-00, 10-14-01(1), 10-14-01(1), 8-17-04, 9-28-04, 9-5-05, 6-11-06, 3-11-07, 10-2-07, 4-14-08, 7-28-08, 5-5-09, 6-18-09, 12-28-09, 2-9-11, 8-19-12, 3-23-17, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-13.070 Developmental Disabilities Individual Budgeting Waiver Services
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. 59, March 26, 2018 issue of the Florida Administrative Register.

There are no changes to the rule text.

The following changes have been made to the Florida Medicaid Developmental Disabilities Individual Budgeting Waiver Services Handbook, incorporated by reference in the rule: Page 1-4, Definitions.

Behavior Analysis Services Plan. No change.

Budget Allocation. No change.

Case Review: A regularly scheduled review of consumer progress with the behavior analyst in which graphed data for targeted maladaptive and replacement behaviors or skill acquisition is shared with staff. Case review includes:

Positive feedback to staff on recipients who have had improvements;

Identification of targets that are not on track and actions needed to resolve;

Discussion of any slowing progress and identification of strategies to address progress; and

Discussion of recent reactive strategies and a plan for how the intervention might be avoided or improved upon in the future.

Central Record through Cost Beneficial. No change.

Page 2-64, Residential Habilitation (Enhanced Intensive Behavior), continued.

Who Can Provide. Second bullet now reads:

Staff responsible for providing behavior analysis services must be at least Level 3 board certified behavior analysts on active status with caseloads of no more than 18 EIB recipients (and no more than 20 total individuals), with at least one analyst on-call 24/7.

Fourth bullet now reads:

~~At the time of designation as an EIB provider, t~~ The provider must have at least one registered behavior technician per shift, per site, at all times of operation.

The last bullet now reads:

Be a registered behavior technician (RBT) or have received 40 hours of training in RBT techniques provided by a Behavior Analyst Certification Board (BACB) certified RBT trainer within 6 months of providing direct care services in an EIB setting with successful completion of a competency assessment equivalent to the certified RBT assessment. Prior to rendering EIB services, direct care staff shall have successfully completed 20 classroom hours of behavior analysis training and meet the criteria to become a behavior assistant. Registered behavior technician (RBT) certification may substitute. (Ninety hours of university or college instruction in applied behavior analysis will count as meeting the requirements of the 20 classroom hours.)

~~After EIB designation, all staff, including new hires, must complete RBT training within 6 months and must be certified within the first year of employment.~~

Page 2-65, Residential Habilitation (Enhanced Intensive Behavior), continued.

Staffing Requirements. First bullet now reads:

Maintain sufficient staffing ratios to meet all recipients' needs: Minimum direct staffing ratio of 1:1 during awake hours and 1:2 during each individual's sleep hours.

For EIB Medical, the minimum direct staffing ratio is 1:2 with 24-hour nursing coverage.

Last three bullets now read:

~~Monitor and document competency for 50% of staff in basic behavioral principles on a monthly basis.~~

Monitor and document competency for all 50% of staff in the use of basic behavioral principals when carrying out each client's Behavior Analysis Service Plan on a quarterly monthly basis. This monitoring can be done in real time with the recipient or through staff role play.

Monitor and document competency for all 50% of staff in training formal skill acquisition programs for each client on a quarterly monthly basis. This monitoring can be done in real time with the recipient or through staff role play.

Page 2-66, Residential Habilitation (Enhanced Intensive Behavior), continued.

Service Requirements. First paragraph now reads:

Enhanced intensive behavior services include aggressive, consistent implementation of a program of treatment and training unique to the needs of the recipient. The service includes participation in training opportunities available to all recipients in the home, as well as individualized services needed for health, safety, and welfare. health services, and related services. The goal of EIB services is to prepare the recipient to re-integrate to a less restrictive setting or service, achievable through:

Page 2-68, Residential Habilitation (Enhanced Intensive Behavior), continued.

Reimbursement. Last paragraph now reads:

Behavior assistant, behavior analysis, and nursing services must not be provided as additional billable services in conjunction with are included in the rate for EIB residential habilitation, and are not reimbursable separately.

Appendix C, Service Specific Training Requirements.

Page C-8, Residential Habilitation (Enhanced Intensive Behavior), second paragraph in the right column now reads:

Annual In-Service Training Requirement

Providers must complete the equivalent of eight hours of annual in-service training through the participation in recipient case-review or in combination with training related to behavior analysis. An attendance sheet must be used for documenting participation in consumer case review and a summary of the case review discussion must be maintained in the provider's records. Documentation of completion for the Behavior analysis in-service training that meets the requirements is specified at the beginning of this Appendix. Retaking basic APD training courses does not meet this requirement.

Appendix I, page I-1 now reads: ~~Qualifications for Trainers/Trainer Agreement Form.~~

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:	RULE TITLE:
59G-13.081	Developmental Disabilities Individual Budgeting Waiver Services Provider Rate Table

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. 59, March 26, 2018 issue of the Florida Administrative Register.

The following changes have been made to the Florida Medicaid Developmental Disabilities Individual Budgeting Waiver Services Provider Rate Table:

Rate Table Lines 1-77, No Change.

Rate Table Line 78, Enhanced Intensive Behavioral Residential Habilitation – Month, for Monroe County now includes: 23,211.94 as the Solo Rate and 23,211.94 as the Agency Rate. Rate Table Lines 79 through 125, No change. There have been no changes to the rule text.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NOS.: RULE TITLES:

- 61G15-20.0018 Application for Low Income and Military Veterans Fee Waiver
- 61G15-20.0019 Active Duty Armed Forces Member/Spouse Application for Licensure

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. 19, January 29, 2018 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at a public meeting held April 4, 2018. The changes are as follows:

61G15-20.0018 Application for Low Income and Military Veterans Fee Waiver.

(1) No change.

(2) Pursuant to section 455.219(7)(a), F.S., the Board shall waive the initial licensing fee for a low-income individual, ~~as~~ defined in that section, a “low income individual” is a person whose household income, before taxes, is at or below one hundred thirty percent (130%) of the federal poverty guidelines prescribed for the family’s household size by the United States Department of Health and Human Services. The 2018 federal poverty guidelines, published on January 18, 2018 in 83 Federal Register 2642, are hereby incorporated by reference and may be _____ obtained _____ from <https://www.federalregister.gov/documents/2018/01/18/2018-00814/annual-update-of-the-hhs-poverty-guidelines>.

(a) Application for waiver of the initial licensing fee by a low-income individual shall be made on Form FBPE/LI 001, 04/18, Application for Low Income Waiver of Initial Licensing Fee, which is incorporated by reference herein and may be obtained from https://fbpe.org/licensure/other_forms/low_income_waiver or at <https://www.flrules.org/Gateway/reference.asp?No=Ref->

(b) All applications for waiver of the initial licensing fee shall be accompanied by proof that the individual’s income is at or below 130% of the federal poverty guidelines. Proof of income may be established through documentation of enrollment in a state or federal program which requires

participants to be at or below 130% of the federal poverty guidelines or by other means, such as submission of Federal Income Tax Returns.

Rulemaking Authority 455.213(12), 455.219(7), 471.008, FS. Law Implemented 455.213(12), 455.219(7), FS. History–New _____.

61G15-20.0019, Active Duty Armed Forces Member/Spouse Application for Licensure.

(1) No change.

(2) Application for licensure shall be made on Form FBPE/MVL 003, 04/18, Application for Professional Licensure for Active Duty Armed Forces Members or the Spouse of Active Duty Armed Forces Members, which is incorporated by reference herein and may be obtained from https://fbpe.org/licensure/other_forms/active_duty_member_or_spouse or at <https://www.flrules.org/Gateway/reference.asp?No=Ref-> . Rulemaking Authority 455.02(3), FS. Law Implemented 455.02(3), FS. History–New _____.

The following changes were made to the applications:

Form FBPE LI 001, Pages 2 and 3: Section II has been changed to require the applicant submit proof of enrollment in a qualifying federal public assistance program. Application date updated.

Form FBPE MVL003, Page 2: The title as well as the reference to 455.02(3)(a)1., have been corrected. Pages 3-4 and 6-7: The background questions have been deleted. Application date update.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:

- 61G15-23.004 Procedures for Digitally Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents
- 61G15-23.005 Procedures for Electronically Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents

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., FS, published in Vol. 44, No. 28, of the February 9, 2018, issue of the Florida Administrative Register. The changes are in response to public comments, discussion and subsequent vote by the board at a public meeting held April 4, 2018. The changes are as follows:

61G15-23.004 Procedures for Digitally Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents.

(1) through (2) No change.

(3) The affixing of a digital signature to engineering plans, specifications, reports or other documents as provided herein shall constitute the signing and sealing of such items.

(a) through (c) No change.

(d) Formatting of seals and text similar to that depicted below ~~shall may~~ be used. While the formatting may be altered, the text must remain identical.

1. When a digitally created seal is used:

This item has been digitally signed and sealed by [NAME] on the date adjacent to the seal. ~~C. S. Hammatt, PE. On [DATE].~~

Printed copies of this document are not considered signed and sealed and the signature must be verified on any electronic copies.



2. When a digitally created seal is not used:

[NAME] ~~C. S. Hammatt~~, State of Florida, Professional Engineer, License No. [NUMBER] ~~X~~

This item has been digitally signed and sealed by [NAME] on the date indicated here. ~~C. S. Hammatt, PE. On [DATE].~~

Printed copies of this document are not considered signed and sealed and the signature must be verified on any electronic copies.

61G15-23.005 Procedures for Electronically Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents.

(1) through (3) No change.

(4) The affixing of an electronic signature to engineering plans, specifications, reports or other documents as provided herein shall constitute the signing and sealing of such items.

(a) through (c) No change.

(d) Formatting of seals and text similar to that depicted below ~~shall may~~ be used. While the formatting may be altered, the text must remain identical.

1. When a digitally created seal is used:

This item has been electronically signed and sealed by [NAME] on the date adjacent to the seal ~~C. S. Hammatt, PE. On [DATE]~~ using a *SHA* authentication code.

Printed copies of this document are not considered signed and sealed and the *SHA* authentication code must be verified on any electronic copies.



2. When a digitally created seal is not used:

[NAME] ~~C. S. Hammatt~~, State of Florida, Professional Engineer, License No. [NUMBER] ~~X~~

This item has been electronically signed and sealed by [NAME] on the date indicated here ~~C. S. Hammatt, PE. On [DATE]~~ using a *SHA* authentication code.

Printed copies of this document are not considered signed and sealed and the *SHA* authentication code must be verified on any electronic copies.

Rulemaking Authority 471.025(1), 471.033(2), 471.008 FS. Law Implemented 471.025, 668.006 FS. History—New 11-3-15, Amended 2-3-16, 10-26-16, 9-7-17, _____.

(e) through (f) No change.

Rulemaking Authority 471.025(1), 471.033(2), 471.008 FS. Law Implemented 471.025, 471.033(1)(j), 668.003, 668.006 FS. History—New 11-3-15, Amended 9-7-17, _____.

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NOS.:	RULE TITLES:
64B20-4.003	On-the-Job Training, Role and Observation of Speech-Language Pathology and Audiology Assistants
64B20-4.004	Supervision of Speech-Language Pathology Assistants and Audiology Assistants

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 44 No. 66, April 4, 2018 issue of the Florida Administrative Register has been withdrawn.

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: **RULE TITLE:**

11B-35.003 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation Auxiliary Training

NOTICE IS HEREBY GIVEN that on April 20, 2018, the Florida Department of Law Enforcement, received a petition for a permanent waiver of subsection 11B-35.003(4), F.A.C., from Dwayne White. Petitioner wishes to permanently waive that portion of the Rule that states: Commission-approved Basic Recruit Training High-Liability Courses instructed at a Commission-certified training school shall be recognized by the Commission for applicants requesting certification as a law enforcement, correctional, or correctional probation officer, if the applicant has completed training within the past four years pursuant to subsection 11B-35.002(2), F.A.C. Recognition of completed Basic Recruit Training High-Liability Courses shall comply with paragraph 11B-35.0023(2)(d), F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dana Kelly, Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, FL 32302 or by Telephone at (850)410-7676.

**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 April 25, 2018, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine 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 Jorge Lunch 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 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 BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: **RULE TITLE:**

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On April 5, 2018 the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code, from Food Junkies Restaurant LLC located in Miami. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within a nearby establishment under a different ownership for use by customers only.

The Petition for this variance was published in Vol. 44/68 on April 6, 2018. The Order for this Petition was signed and approved on date April 24, 2018. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Sports Kutz, LLC at 10206 SW 183rd St. Miami, FL 33157, are maintained in a clean and sanitary manner and are provided with cold running water under

pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Food Junkies Restaurant (Food Junkies Restaurant LLC) and/or Sportz & Kutz Barber Shop (Sports Kutz, LLC) changes, an updated signed agreement for use of the bathroom facilities will be required immediately.

A copy of the Order or additional information 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

Board of Professional Engineers

RULE NO.: RULE TITLE:

61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings

NOTICE IS HEREBY GIVEN that on April 23, 2018, the Board of Professional Engineers, received a petition for variance or waiver filed by Andrew Schrader, P.E., of the requirement in paragraph 61G15-35.003(1)(c), F.A.C., that licensed professional engineers whose principal practice is structural field inspections possess each of the certifications identified in paragraph 61G15-35.004(2)(f), F.A.C., at the time of application. The Board will consider this petition at its next meeting. Comments on this petition should be filed with the Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Zana Raybon, Executive Director, at the above address or telephone: (850)521-0050 or by email: zraybon@fbpe.org.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-28.141 Requirements for an Automated Pharmacy System in a Community Pharmacy

The Board of Pharmacy hereby gives notice:

of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on February 28, 2018, by Orlando Health Scripts Pharmacy. The Notice of Petition for Waiver or Variance was published in Volume 44, Number 44, of the March 5, 2018, Florida Administrative Register. The Petitioner was seeking a waiver or variance of the requirement of subsection 64B16-28.141(1), F.A.C., entitled, "Requirements for an Automated Pharmacy System in a Community Pharmacy," which defines an "Automated pharmacy system"

as a mechanical system, located within or adjacent to the prescription department, that performs operations or activities, other than compounding or administration, relative to storage, packaging, dispensing, or distribution of medication, and which collects, controls, and maintains all transaction information.

The Board considered the instant Petition at a duly-noticed public meeting held April 4, 2018, in Tallahassee, Florida. After discussion concerning the Petition, Petitioner requested that the petition be withdrawn. The Board's Order of Withdrawal was filed on April 10, 2018.

A copy of the Order or additional information may be obtained by contacting: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-28.141 Requirements for an Automated Pharmacy System in a Community Pharmacy

The Board of Pharmacy hereby gives notice:

of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on January 3, 2018, by Plantation General Limited Partnership d/b/a Mercy Hospital, A Campus of Plantation General Hospital. The Notice of Petition for Waiver or Variance was published in Volume 44, Number 5, of the January 8, 2018, Florida Administrative Register. The Petitioner was seeking a waiver or variance of subsection 64B16-28.141(1), Florida Administrative Code, entitled "Requirements for an Automated Pharmacy System in a Community Pharmacy," which defines an "Automated pharmacy system" as a mechanical system, located within or adjacent to the prescription department, that performs operations or activities, other than compounding or administration, relative to storage, packaging, dispensing, or distribution of medication, and which collects, controls, and maintains all transaction information.

The Board considered the instant Petition at a duly-noticed public meeting held February 7, 2018, in Gainesville, Florida. The Board's Order, filed on March 7, 2018, granted the petition finding that Petitioner had established that the purpose of the underlying statute would be met by granting a variance or waiver from subsection 64B16-28.141(1), Florida Administrative Code. The Board further finds that Petitioner established that applying the requirements of the aforementioned rule to its circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-28.141 Requirements for an Automated Pharmacy System in a Community Pharmacy

The Board of Pharmacy hereby gives notice: of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on February 28, 2018, by Orlando Health Scripts Pharmacy. The Notice of Petition for Waiver or Variance was published in Volume 44, Number 44, of the March 5, 2018, Florida Administrative Register. The Petitioner was seeking a waiver or variance of the requirement of subsection 64B16-28.141(1), F.A.C., entitled, "Requirements for an Automated Pharmacy System in a Community Pharmacy," which defines an "Automated pharmacy system" as a mechanical system, located within or adjacent to the prescription department, that performs operations or activities, other than compounding or administration, relative to storage, packaging, dispensing, or distribution of medication, and which collects, controls, and maintains all transaction information.

The Board considered the instant Petition at a duly-noticed public meeting held April 4, 2018, in Tallahassee, Florida. After discussion concerning the Petition, Petitioner requested that the petition be withdrawn. The Board's Order of Withdrawal was filed on April 10, 2018.

A copy of the Order or additional information may be obtained by contacting: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-26.1021 Delinquent License Reversion; Reinstatement; Fees

The Board of Pharmacy hereby gives notice: of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on February 22, 2018, by Salesia V. Smith-Gordon. The Notice of Petition for Waiver or Variance was published in Volume 44, Number 39, of the February 26, 2018, Florida Administrative Register. The Petitioner was seeking a waiver or variance of the requirement of subsection 64B16-26.1021(2), Florida Administrative Code, entitled "Delinquent License Reversion; Reinstatement; Fees," which states that a pharmacist may request that a delinquent license be reinstated to active or inactive status, provided the licensee meets the continuing education requirements of Rule 64B16-26.103, F.A.C., for each biennium the license was on inactive status, and by submitting a reactivation fee of \$100 plus the current fee for an active status or inactive status license set forth

in Rule 64B16-26.1003 or 64B16-26.1004, F.A.C. Petitioner is also seeking a variance or waiver of the requirement of subsection 64B16-26.1021(6), Florida Administrative Code, which states that a license in delinquent status that is not renewed prior to midnight of the expiration date of the current licensure cycle shall be rendered null without any further action by the Department. Any subsequent license shall be the result of applying for and meeting all requirements imposed on an applicant for new licensure.

The Board considered the instant Petition at a duly-noticed public meeting held April 4, 2018, in Tallahassee, Florida. After discussion concerning the Petition, Petitioner requested that the petition be withdrawn. The Board's Order of Withdrawal was filed on April 9, 2018.

A copy of the Order or additional information may be obtained by contacting: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-28.1081 Regulation of Daily Operating Hours; Commencement of Operations

The Board of Pharmacy hereby gives notice: of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on January 12, 2018, by All Med Pharmacy. The Notice of Petition for Waiver or Variance was published in Volume 44, Number 16, of the January 24, 2018, Florida Administrative Register. The Petitioner was seeking a waiver or variance of Rule 64B16-28.1081, Florida Administrative Code, entitled, "Regulation of Daily Operating Hours; Commencement of Operations," which requires that any person who receives a community pharmacy permit pursuant to Section 465.108, F.S., and commences to operate such an establishment shall keep the prescription department open for a minimum of twenty (20) hours per week.

The Board considered the instant Petition at a duly-noticed public meeting held February 7, 2018, in Gainesville, Florida. The Board's Order, filed on March 7, 2018, denied the petition finding that Petitioner had failed to establish that the purpose of the underlying statute would be met by granting a variance or waiver from Rule 64B16-28.1081, Florida Administrative Code. The Board further finds that Petitioner failed to establish that applying the requirements of the aforementioned rule to its circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-28.1081 Regulation of Daily Operating Hours; Commencement of Operations

The Board of Pharmacy hereby gives notice:

of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on January 30, 2018, by Health First Infusion. The Notice of Petition for Waiver or Variance was published in Volume 44, Number 22, of the February 1, 2018, Florida Administrative Register. The Petitioner was seeking a waiver or variance of Rule 64B16-28.1081, Florida Administrative Code, entitled, "Regulation of Daily Operating Hours; Commencement of Operations," which requires that any person who receives a community pharmacy permit pursuant to Section 465.108, F.S., and commences to operate such an establishment shall keep the prescription department open for a minimum of twenty (20) hours per week.

The Board considered the instant Petition at a duly-noticed public meeting held April 4, 2018, in Tallahassee, Florida. The Board's Order, filed on April 9, 2018, denied the petition finding that Petitioner had failed to establish that the purpose of the underlying statute would be met by granting a variance or waiver from Rule 64B16-28.1081, Florida Administrative Code. The Board further finds that Petitioner failed to establish that applying the requirements of the aforementioned rule to its circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The Florida Commission on the Status of Women announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 3, 2018, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee

DATE AND TIME: May 8, 2018, 4:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Policy Committee

DATE AND TIME: May 9, 2018, 4:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bylaws Committee

DATE AND TIME: May 10, 2018, 2:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee

DATE AND TIME: May 15, 2018, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Awards & Recognition Committee

DATE AND TIME: May 16, 2018, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee

DATE AND TIME: May 22, 2018, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Committee

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

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Essay Contest Task Force

A copy of the agenda may be obtained by contacting: NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, PHONE: (850)414-3300, FAX: (850)921-4131. 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: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, PHONE: (850)414-3300, FAX: (850)921-4131.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 3, 2018, 10:00 a.m.

PLACE: 605 Suwannee Street, Tallahassee, Florida 32399, Conference Bridge Number: (850)414-4973, PIN #: 223188

GENERAL SUBJECT MATTER TO BE CONSIDERED: General FTC Issues.

A copy of the agenda may be obtained by contacting: Florida Transportation Commission, 605 Suwannee Street, Tallahassee, Florida 32399, Phone: (850)414-4105.

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: Florida Transportation Commission, 605 Suwannee Street, Tallahassee, Florida 32399, Phone: (850)414-4105. 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: Florida Transportation Commission, 605 Suwannee Street, Tallahassee, Florida 32399, Phone: (850)414-4105.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The Department of Highway Safety and Motor Vehicles announces a public meeting to which all persons are invited.

DATE AND TIME: May 8, 2018, 1:00 p.m. – 2:00 p.m., ET

PLACE: Neil Kirkman Building, Conference Room B-203, 2900 Apalachee Parkway, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Motorist Modernization Advisory Board is meeting to receive an update on Phase 1 of the Motorist Modernization Program.

System functionality and requirements will also be presented to the group for consideration and input.

AGENDA

- Roll Call
- Welcome
- Review and Approval of Last Meeting Minutes
- IV&V Update
- Stakeholder Outreach Update
- Policy and Decisions Review
- MM Phase I Program Update
- Financial Review
- Change Request Review
- Project Updates
- Communications Update
- Q&A
- Adjourn

Please join the meeting from your computer, tablet or smartphone

<https://global.gotomeeting.com/join/630034677>

You can also dial in using your phone

United States: +1(646)749-3129

United States (toll-free): 1(877)309-2073

Access Code: 630-034-677

Audio PIN: Shown after joining the meeting

A copy of the agenda may be obtained by contacting: The agenda is included above.

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: Terrence Samuel, 2900 Apalachee Parkway, Room D315, Tallahassee, FL 32399, (850)617-2100. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

EXECUTIVE OFFICE OF THE GOVERNOR

The Volunteer Florida announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, May 8, 2018, 11:00 a.m. until all business is complete

PLACE: Phone: 1(888)670-3525, Code: 3360784946#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business.

A copy of the agenda may be obtained by contacting: Savannah Kelly, (850)508-1021, savannah@volunteerflorida.org.

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: Savannah Kelly, (850)508-1021, savannah@volunteerflorida.org.

REGIONAL PLANNING COUNCILS

Apalachee Regional Planning Council

The Apalachee Local Emergency Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 10, 2018, 12:00 Noon, ET
PLACE: Liberty County EOC, 10979 NW Spring Street, Bristol, FL 32321

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold the regular quarterly meeting of the Apalachee Local Emergency Planning Committee (LEPC).

A copy of the agenda may be obtained by contacting: Zach Annett, ARPC 2507 Callaway Road, Suite 200, Tallahassee, FL 32303, ZAnnett@thearpc.com, (850)488-6211, ext. 107.

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 15, 2018, 10:00 a.m.

PLACE: SWFWMD Tampa Office, 7601 US Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Industrial Advisory Committee meeting: To discuss committee business. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of committee and Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Kelly.schwegel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4605 (Ad Order EXE0619).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 15, 2018, 1:00 p.m.

PLACE: SWFWMD Tampa Office, 7601 US Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Supply Advisory Committee meeting: To discuss committee business. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of committee and Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Kelly.schwegel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4605 (Ad Order EXE0618).

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, May 3, 2018, 5:30 p.m. – 6:45 p.m.

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/6137668909786551298> United States (Toll-free): 1(877)309-2071, Access Code: 865-603-531. 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 Pediatric Cardiology Technical Advisory Panel to which all interested parties are invited. The purpose of this meeting is to organize Panel subcommittees and determine next steps for Panel meetings.

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/index.shtml>.

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: Adrienne Henderson, Florida Center for Health Information and Transparency at Adrienne.Henderson@ahca.myflorida.com or (850)412-3753.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Engineers Management Corporation Nominating Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 15, 2018, 10:00 a.m. or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: nominate chair and vice chair for 2018-2019. If you would like to participate in the call, please contact Rebecca Sammons at (850)521-0500, ext. 114 at least 10 days prior to the date of the meeting. The call in number is: 1(888)392-4560 (you will need to contact Ms. Sammons for the participant code).

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Rebecca Sammons. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the

proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection, Division of Air Resource Management, announces a hearing, if requested, to which all persons are invited.

DATE AND TIME: June 1, 2018, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 195, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to 40 CFR 51.102, the Department of Environmental Protection (DEP) announces a public hearing and opportunity to offer comments on a proposed revision to Florida's State Implementation Plan (SIP) under the Clean Air Act. This proposed SIP revision consists of a request to redesignate the portion of Hillsborough County that is designated as "nonattainment" with respect to the 2008 revised sulfur dioxide (SO₂) national ambient air quality standard (NAAQS) to "attainment" and a request to approve an associated maintenance SIP that will ensure the continued attainment of the 2010 SO₂ NAAQS in the area. The materials comprising DEP's proposed SIP revision may be obtained through the Department's website at <https://floridadep.gov/air/air-business-planning/content/air-regulatory-projects> or by contacting Hastings Read at Hastings.Read@dep.state.fl.us. The materials may also be inspected during normal business hours at DEP, Division of Air Resource Management offices, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida. A public hearing will be held, if requested, at the date, time and place given above. Any request for a public hearing must be submitted by letter or e-mail to Hastings Read, Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS #5500, Tallahassee, Florida 32399-2400, (Hastings.Read@dep.state.fl.us), and received no later than May 29, 2018. A copy of the agenda may be obtained by contacting: Mr. Read by letter or email at the above addresses or by calling (850)717-9017. It is not necessary that the hearing be held or attended for persons to comment on DEP's proposed submittal to EPA. Any comments must be submitted to: Hastings Read by letter or e-mail, with a copy to Terri Long, (Terri.Long@dep.state.fl.us), and received no later than May 29, 2018.

If no request for a public hearing is received, the hearing will be cancelled, and notice of the cancellation will be posted at the following website: https://floridadep.gov/events/month?field_county_tid=All&field_is_a_public_notice_value=Yes.

Persons may also contact: Terri Long at (850)717-9023 to find out if the hearing has been cancelled. 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: Terri Long at (850)717-9023 or Terri.Long@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (800) 955-8770 (Voice).

For more information, you may contact: Hastings Read by letter or e-mail, or by calling (850)717-9017.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection, Division of Air Resource Management, announces a hearing, if requested, to which all persons are invited.

DATE AND TIME: June 1, 2018, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 195, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Pursuant to 40 CFR 51.102, the Department of Environmental Protection (DEP) announces a public hearing and opportunity to offer comments on a proposed revision to Florida's State Implementation Plan (SIP) under the Clean Air Act. This proposed SIP revision consists of a request to redesignate the portion of Nassau County that is designated as "nonattainment" with respect to the 2010 revised sulfur dioxide (SO₂) national ambient air quality standard (NAAQS) to "attainment" and a request to approve an associated maintenance SIP that will ensure the continued attainment of the 2010 SO₂ NAAQS in the area. The materials comprising DEP's proposed SIP revision may be obtained through the Department's website at <https://floridadep.gov/air/air-business-planning/content/air-regulatory-projects> or by contacting: Hastings Read at Hastings.Read@dep.state.fl.us. The materials may also be inspected during normal business hours at DEP, Division of Air Resource Management offices, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida. A public hearing will be held, if requested, at the date, time and place given above. Any request for a public hearing must be submitted by letter or e-mail to: Hastings Read, Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS #5500, Tallahassee, Florida 32399-2400, (Hastings.Read@dep.state.fl.us), and received no later than May 29, 2018. A copy of the agenda may be obtained by contacting: Mr. Read by letter or email at the above addresses or by calling (850) 717-9017. It is not necessary that the hearing be held or attended for persons to comment on DEP's proposed submittal to EPA. Any comments must be submitted to

Hastings Read by letter or e-mail, with a copy to: Terri Long, (Terri.Long@dep.state.fl.us), and received no later than May 29, 2018.

If no request for a public hearing is received, the hearing will be cancelled, and notice of the cancellation will be posted at the following website: https://floridadep.gov/events/month?field_county_tid=All&field_is_a_public_notice_value=Yes.

Persons may also contact: Terri Long at (850)717-9023 to find out if the hearing has been cancelled. 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: Terri Long at (850)717-9023 or Terri.Long@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Hastings Read by letter or e-mail, or by calling (850)717-9017.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

The Board of Clinical Social Work, Marriage & Family Therapy and Mental Health Counseling announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 6, 2018, 9:00 a.m., ET

PLACE: 1(888)670-3525 when prompted, enter conference code: 4552635641#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel with a reconsideration.

A copy of the agenda may be obtained by contacting: www.floridasmentalhealthprofessions.gov. If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: the Board Office at (850)245-4474.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

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

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

PLACE: 1(888)670-3525, participant code: 2883350850

GENERAL SUBJECT MATTER TO BE CONSIDERED: Genetics and Newborn Screening Task Force. The purpose of

this task force is to obtain information regarding the ability to distinguish between the various forms of these disorders through newborn screening and assess the Newborn Screening Program's capacity and capability to screen for these disorders. A copy of the agenda may be obtained by contacting: Ivy Shivers by email at Ivy.Shivers@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 3 days before the workshop/meeting by contacting: Ivy Shivers by email at Ivy.Shivers@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).

For more information, you may contact: Ivy Shivers by email at Ivy.Shivers@flhealth.gov.

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: May 4, 2018, 1:00 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 Constitutional Revision Commission proposal 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 CHILDREN AND FAMILIES

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

DATE AND TIME: May 8, 2018, 9:00 a.m.

PLACE: 1002 E. Palm Avenue, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Hillsborough County Alliance business.

A copy of the agenda may be obtained by contacting: Gabriela Reece, 1(813)337-5805.

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: Gabriela Reece, 1(813)337-5805. 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 FINANCIAL SERVICES

Division of Treasury

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

DATE AND TIME: Wednesday, May 9, 2018, 1:00 p.m.

PLACE: 1801 Hermitage Boulevard, Room 440C, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a quarterly meeting of the Chief Financial Officer's Treasury Investment Committee pursuant to Section 17.575, Florida Statutes. The purpose of the meeting is to provide an overview of Treasury operations and performance.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: Karen Ashworth, Florida Department of Financial Services, Division of Treasury, 1801 Hermitage Boulevard, Tallahassee, Florida 32308, (850)413-3304.

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: Karen Ashworth, Florida Department of Financial Services, Division of Treasury, 1801 Hermitage Boulevard, Tallahassee, Florida 32308, (850)413-3304. 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: For more information, you may contact: Karen Ashworth, Florida Department of Financial Services, Division of Treasury, 1801 Hermitage Boulevard, Tallahassee, Florida 32308, (850)413-3304. PLEASE NOTE: The Hermitage Building is a secure facility.

Persons wishing to attend should call Ms. Ashworth to obtain access to the elevator that accesses the Fourth Floor.

MOFFITT CANCER CENTER & RESEARCH INSTITUTE
The Medical Marijuana Research & Education Board announces a public meeting to which all persons are invited.
DATE AND TIME: Friday, June 1, 2018, 10:30 a.m. – 2:30 p.m., Eastern
PLACE: H. Lee Moffitt Cancer Center & Research Institute, Trustees Board Room - Stabile Research Building, 12902 Magnolia Drive, Tampa, FL 33612
GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the MMRE Board of Directors.
A copy of the agenda may be obtained by contacting: MMRE website - www.mmreboard.org/meetings.
For more information, you may contact: Bobbie.McKee@Moffitt.org.

FLORIDA INDEPENDENT LIVING COUNCIL
The Florida Independent Living Council, Inc. announces a telephone conference call to which all persons are invited.
DATE AND TIME: Friday, May 4, 2018, 2:00 p.m. – 4:00 p.m.
MEETING: Bylaws Committee
PLACE: Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/548518781>
You can also dial in using your phone. United States (Toll Free): 1(866)899-4679, Access Code: 548-518-781
First GoToMeeting? Let's do a quick system check: <https://link.gotomeeting.com/system-check>
GENERAL SUBJECT MATTER TO BE CONSIDERED: Business of the Committee.
Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to: Jenny Bopp at jenny@floridasilc.org.
A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1882 Capital Circle NE, Suite 202, Tallahassee, Florida 32308, (850)488-5624 or Toll Free: 1(877)822-1993.
Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.
The FWCJUA Investment Committee announces a telephone conference call to which all persons are invited.
DATE AND TIME: May 23, 2018, 10:00 a.m. (ET)
PLACE: Contact Kathy Coyne at (941)378-7408 to participate.
GENERAL SUBJECT MATTER TO BE CONSIDERED:

Agenda topics may include 2018-2019 meeting schedule; investment marketplace update; portfolio compliance review; investment policy & guidelines review; and the investment manager performance.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at www.fwcjua.com.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has received the petition for declaratory statement from CreditCoin. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

The original petition, received on 4/4/2018, sought a declaratory statement from the Office on its proposed business model (using the Company's website, a Buyer requests to purchase cryptocurrency from the Company and pays for the purchase. The Company will provide the Buyer with the private keys to access the purchased cryptocurrency, instructing the Buyer to print or store the private keys in a safe location. Once purchased, custody of the cryptocurrency is the sole responsibility of the Buyer and at no point in the process does the Company hold or transfer the purchased cryptocurrency on the Buyer's behalf.) would require licensure under Chapter 560, Florida Statutes. *On April 24, 2018, the Petition was withdrawn.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643, Agency.Clerk@flofr.com.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643, Agency.Clerk@flofr.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

University of North Florida

Anticipated Road Construction Project

NOTICE TO CONTRACTORS

ANTICIPATED ROAD CONSTRUCTION PROJECT

The University of North Florida Board of Trustees, a public body corporate, is providing advanced notice that civil construction services may be needed for the anticipated construction of the Osprey Ridge and Eco Road extension project located on and adjacent to the campus of the University of North Florida, 1 UNF Drive, Jacksonville, FL 32224.

Project information

This is an advanced notice of an anticipated project. The actual solicitation has not been released at this time. The scope of this project would extend two existing two-lane University of North Florida (UNF) roadways and add multi-use pathways in three areas. The three components of the project would include: the extension of Osprey Ridge Road including a multi-use path from the existing northern terminus to Varsity Lane, the extension of Eco Road including a multi-use path from the existing northern round-a-bout to Central Parkway and the construction of a multi-use path along Central Parkway from St. Johns Bluff Road to the new Eco Road extension. The project would provide much needed access for planned growth as shown on the UNF Master Plan. Bid documents and further

clarifications of the project scope are expected to be made available August 2018.

Anticipated Project Schedule:

Notice of Upcoming Project: April 2018

Invitation to Bid: August 2018

Mandatory Pre-bid Meeting: September 2018

Bid Opening: September/October 2018

Construction Start: November 2018

Substantial Completion: November 2019

This notice is for the purpose of announcing an anticipated project. The project has not been released for bid/solicitation at this time. Prospective contractors are advised to periodically check UNF Procurement Services' website https://www.unf.edu/procurement/Bids_and_Notices.aspx for bid notices (which would include plans, specifications and related bid forms). For questions regarding this anticipated project, please email Dianna White at dianna.white@unf.edu.

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., Thursday, April 19, 2018 and 3:00 p.m., Wednesday, April 25, 2018.

Rule No.	File Date	Effective Date
1A-39.001	4/20/2018	5/10/2018
1T-1.039	4/24/2018	5/14/2018
58A-5.0131	4/20/2018	5/10/2018
58A-5.014	4/20/2018	5/10/2018
58A-5.0181	4/20/2018	5/10/2018
58A-5.0182	4/20/2018	5/10/2018
58A-5.0185	4/20/2018	5/10/2018
58A-5.019	4/20/2018	5/10/2018
58A-5.0191	4/20/2018	5/10/2018
58A-5.029	4/20/2018	5/10/2018
58A-5.030	4/20/2018	5/10/2018
58A-5.031	4/20/2018	5/10/2018
59A-17.101	4/19/2018	5/9/2018

59A-17.118	4/19/2018	5/9/2018
59A-17.119	4/19/2018	5/9/2018
59A-24.005	4/19/2018	5/9/2018
61C-5.007	4/20/2018	5/10/2018
64B16-26.200	4/24/2018	5/14/2018
69B-186.010	4/23/2018	5/13/2018
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
 Beaches and Coastal Systems
 Notice of Availability of Wiggins Pass - Inlet Management Plan
 The Florida Department of Environmental Protection (Department) announces the availability of the Wiggins Pass - Inlet Management Plan of 2018, as adopted on April 23, 2018. Summary of Wiggins Pass - Inlet Management Plan of 2018: Pursuant to Subsection 161.101(2), F.S., the Department is the beach and shore preservation authority for the State of Florida. As part of the beach management plan adopted pursuant to Section 161.161, F.S., the Department is adopting this Inlet Management Plan for Wiggins Pass in Collier County, Florida. This plan for Wiggins Pass is consistent with Section 161.142, F.S. To obtain a copy of the Wiggins Pass - Inlet Management Plan (2018), visit:
<https://floridadep.gov/water/beaches-inlets-ports/documents/wiggins-pass-inlet-management-plan>
 or contact Evie Deegan, Department of Environmental Protection, telephone: (850)245-8306, email: Evie.Deegan@dep.state.fl.us.
 This Order is final and effective on the date filed with the clerk of the Department unless a petition is filed in accordance with the paragraphs below or unless a request for extension of time in which to file a petition is filed within the required timeframe and conforms to Rule 62-110.106(4), F.A.C. Upon timely filing of a petition or a request for an extension, this Order will not be effective until further Order of the Department.

A person whose substantial interests are affected by this Order may petition for an administrative proceeding (hearing) in accordance with sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) with the Agency Clerk for the Department of Environmental Protection, at Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, or by electronic mail at Agency_Clerk@dep.state.fl.us, within 21 days of receipt of this Notice. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under sections 120.569 and 120.57 of the Florida Statutes. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-106.205, F.A.C.

- A petition must contain the following information:
- (a) The name and address of each agency affected and each agency's file or identification number, if known;
 - (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
 - (c) A statement of how and when the petitioner received notice of the agency decision;
 - (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
 - (e) A concise statement of the ultimate facts alleged, including the specific facts which petitioner contends warrant reversal or modification of the Department's action;
 - (f) A statement of the specific rules or statutes the petitioner contends requires reversal or modification of the Department's action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
 - (g) A statement of the relief sought by petitioner, stating precisely the action that the petitioner wants the Department to take.

A petition that does not dispute the materials facts on which the Department's action is based shall state that no such facts are in dispute and otherwise contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that, the Department's final action may be different from the position taken by it in this Notice. Persons whose substantial interests will be affected by any such final decision of the Department on the petition have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

When the Order is final, any party to the Order has the right to seek judicial review of the Order pursuant to Section 120.68 of the Florida Statutes, by filing a Notice of Appeal pursuant to Rule 9.110 of the Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

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.

TOWN OF SOUTHWEST RANCHES

Telecommunications Ordinance

AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA AMENDING THE CODE OF ORDINANCES OF THE TOWN OF SOUTHWEST RANCHES BY AMENDING ARTICLE III, CHAPTER 22, OF THE CODE, ENTITLED CABLE TELEVISION; AMENDING SECTION 22-88 OF THE CODE BY PROVIDING THAT A CERTIFICATEHOLDER AS DEFINED IN SECTION 610.103(1)(4), FLORIDA STATUTES, SHALL COMPLY WITH THE TOWN OF SOUTHWEST RANCHES COMMUNICATIONS RIGHTS-OF-WAY ORDINANCE, ARTICLE II, CHAPTER 22, SECTIONS 22.18-22.31 OF THE TOWN CODE, FOR PLACING OR MAINTAINING A CABLE SYSTEM OR FACILITIES IN THE TOWN PUBLIC RIGHTS-OF-WAY; REPEALING AND REPLACING ARTICLE II, CHAPTER 22, SECTIONS 22.19 – 22.31, ENTITLED “PLACEMENT OF FACILITIES IN RIGHTS-OF-WAY,” WITH NEW SECTIONS 22.18-22.27 AND CREATING THE TOWN OF SOUTHWEST RANCHES COMMUNICATIONS RIGHTS-OF-WAY ORDINANCE; PROVIDING INTENT AND PURPOSE, APPLICABILITY AND AUTHORITY TO IMPLEMENT; PROVIDING DEFINITIONS; PROVIDING FOR REGISTRATION FOR PLACING OR MAINTAINING COMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY; PROVIDING REQUIREMENT OF A PERMIT; PROVIDING APPLICATION REQUIREMENTS AND REVIEW PROCEDURES; PROVIDING FOR A PERFORMANCE BOND; PROVIDING FOR CONSTRUCTION METHODS; PROVIDING DEVELOPMENT AND OBJECTIVE DESIGN STANDARDS; PROVIDING FOR FEES AND TAXES; PROVIDING ENFORCEMENT REMEDIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR REPEAL OF ZONING IN PROGRESS; AND PROVIDING AN EFFECTIVE DATE.