

## Section I

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

**DEPARTMENT OF CORRECTIONS**

RULE NOS.:	RULE TITLES:
33-404.102	Provision of Mental Health Services
33-404.103	Mental Health Services - Definitions
33-404.108	Discipline and Confinement of Mentally Disordered Inmates
33-404.112	Risk Management of Inmates in an Inpatient Setting

**PURPOSE AND EFFECT:** To clarify the conditions and privileges to inmates inpatient mental health services; Corrects, clarifies, and adds a number of definitions in order to more precisely address the department’s individualized treatment of inmates afflicted with mental illnesses; Implements a system for mental health psychologist and psychiatrist to provide input to security personnel before an inpatient mentally ill inmate is disciplined and provide a recommendation on disposition, if any, that is consistent with the individual service plan (ISP); Creates new rule that provides for a risk assessment within certain time constraints and periodic reviews. Creates three new forms to implement the provisions of the rules.

**SUBJECT AREA TO BE ADDRESSED:** Mentally ill inpatient inmate services and discipline.

**RULEMAKING AUTHORITY:** 944.09, 945.49 FS.

**LAW IMPLEMENTED:** 944.09, 945.42, 945.48, 945.49 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:** Gregory Hill, 501 South Calhoun Street, Tallahassee, Florida 32399.

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

33-404.102 Provision of Mental Health Services.

(1) All inmates entering the department shall have access to necessary mental health services as established by this chapter and as specified in the policies and procedures developed and implemented under the authority of the assistant secretary for health services.

(2)(1) Inmates shall have access to mental health services commensurate with their needs as determined by health care staff.

(3)(2) Inmates shall move between levels of care according to their level of adaptive functioning and treatment needs.

(4)(3) All inmates who are receiving mental health services shall have an individualized services plan developed by mental health service providers.

(5)(4) Inmates who are assigned to administrative confinement under Rule 33-602.220, F.A.C., disciplinary confinement under Rule 33-602.222, F.A.C., protective management under Rule 33-602.221, F.A.C., close management under Rule 33-601.800, F.A.C., or maximum management under Rule 33-601.820, F.A.C., and require necessary mental health services shall be referred to mental health staff immediately or to medical staff in the absence of mental health staff.

(6)(5) The department shall establish a mental health classification system with which to identify inmates with a mental disorder that, in the clinical judgment of mental health staff, will adversely impact on the inmate’s ability to adapt to the incarceration environment. The classification system shall identify inmates according to their level of mental and adaptive functioning and treatment needs.

(7)(6) Before mental health evaluation and treatment are rendered to an inmate, the provider of such services shall ask the inmate to give express and informed written consent, after the limits on confidentiality are explained, unless such consent is already documented. The explanation shall enable the inmate to make a voluntary decision without any element of fraud, deceit, duress, or any other form of constraint or coercion.

(8)(7) If an inmate requires long-term involuntary treatment, the inmate shall be referred to a corrections mental health treatment facility in accordance with Rule 33-404.2095, F.A.C.

(9)(8) Conditions and Privileges Care of Inmates Receiving Inpatient Mental Health Services. Notwithstanding Rule 33-602.101, F.A.C., shall apply, and inmates receiving mental health services shall have the same privileges as other inmates, and subject to the provisions of Rule 33-404.112, Risk Assessment of Inmates in an Inpatient Setting, inpatient inmates shall be managed in accordance with Form DC4-664B, Behavioral Management Progress System. Form DC4-664B, Behavioral Management Progress System is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX> unless mental health staff, in coordination with security staff, has determined that it is necessary to restrict an inmate’s privileges to prevent injury to the inmate or others.

~~(a) Clothing, health or comfort items, personal property, books, periodicals, and documents other than legal documents and legal mail may be removed if mental health staff determine that the inmate may cause harm to himself or others by the use thereof. Such property restrictions and the justifications therefore shall be documented in the inmate's health record and reviewed at least every 72 hours to determine whether continuation of the restriction is necessary to prevent injury or harm to the inmate or others.~~

~~(b) An inmate's telephone access, canteen privileges, outdoor exercise, and other movement may be restricted to prevent the inmate from harming himself or others. These restrictions and the reasons therefor shall be documented on the inmate's health record and reviewed by mental health and security staff during the periodic review of the inmate's risk assessment or more often as necessary due to changes in the inmate's clinical, disciplinary, or management status.~~

(10)(e) An inmate receiving inpatient mental health services shall have access to the courts and legal materials as provided in Rule 33-501.301. However, if the psychologist, or a psychiatrist in the absence of the psychologist, it is determined that an inmate's access to the law library must be restricted in order to prevent injury or harm to the inmate or others, security and mental health staff shall immediately notify the law librarian. The law librarian will coordinate with mental health and security staff to ensure that the inmate has access to necessary law library services, such as inmate law clerk visits, to ensure that the inmate meets any pending legal deadlines during the restriction.

(11) During hours other than 8 a.m. to 5 p.m., Monday through Friday and observed holidays, the shift supervisor of an inpatient unit, in the absence of a psychologist or psychiatrist, and after consulting with the on duty health care staff, may authorize the temporary restriction of any property being used to create an immediate threat to the security of the unit that prevents security staff from accomplishing required functions in the unit. Any property restrictions authorized by the shift supervisor shall be limited to those items necessary to neutralize the threat. All restrictions must be reviewed for further disposition by the MDST on the next business day.

(12) An inmate's access to property or privileges will be restricted upon the recommendation of licensed mental health staff when access to the property or privilege poses a threat of self-injury to the inmate or to the health or safety of other inmates or staff. The restrictions, together with justifications for the restrictions, shall be documented in the inmate's medical file. Restrictions imposed under this paragraph shall be reviewed by the psychologist or psychiatrist not less than every 72 hours to determine whether the continuation or modification of the restriction is necessary. The review and any resulting action shall be documented in the inmate's medical file.

Rulemaking Authority 944.09, 945.49 FS. Law Implemented 944.09, 945.48, 945.49 FS. History—New 5-27-97, Formerly 33-40.002, Amended 3-1-11, \_\_\_\_\_.

### 33-404.103 Mental Health Services – Definitions.

(1) For the purpose of this chapter, the position titles referenced in these rules are defined by class specifications of the Department of Management Services, pursuant to Chapter 110, F.S.

(2) “Behavioral Management Progress System” – performance-based behavioral incentives and consequences used to facilitate adaptive functioning, promote constructive goal-oriented behavior, develop coping skills, and provide opportunities to demonstrate self-care, self-control, appropriate interpersonal interactions, compliance with rules, and cooperation with the treatment regimen. “Mental Disorder”—an impairment of the emotional processes, of the ability to exercise conscious control of one's actions, or of the ability to perceive or understand reality that substantially interferes with a person's ability to meet the ordinary demands of the incarceration environment, regardless of etiology, except that for the purposes of transfer of an inmate to a corrections mental health treatment facility, the term does not include retardation or developmental disability as those terms are defined in Chapter 393, F.S., simple intoxication, or conditions manifested only by antisocial behavior or drug addiction. An individual who is mentally retarded or developmentally disabled, however, may also have a mental disorder.

(3) “Corrections Mental Health Treatment Facility” refers to an inpatient mental health unit that provides ongoing involuntary mental health treatment in accordance with section 945.40-49, F.S. “Individualized Services Plan”—a written description of an inmate's current problems, goals, and treatments.

(4) “Crisis Stabilization Care” refers to an inpatient mental health treatment unit that provides intensive management, observation, and treatment intervention while seeking rapid stabilization of acute symptoms and conditions. “Mental Health Care”—observation, mental health assessment, psychological evaluation, or mental health services that are delivered in inpatient or out patient settings by mental health staff. The inpatient settings include infirmary mental health services, transitional care units, crisis stabilization units, and corrections mental health treatment facilities.

(5) “Individualized Service Plan”—a written description of an inmate's current problems, goals, and treatments. “Corrections Mental Health Treatment Facility”—any extended treatment or hospitalization level unit that the assistant secretary for health services specifically designates by Rule 33-404.201, F.A.C., to provide acute mental health care and that may include involuntary treatment and therapeutic intervention,

~~in contrast to less intensive levels of care such as out-patient mental health care, infirmary mental health care, transitional mental health care, or crisis stabilization care.~~

~~(6) "Infirmory Mental Health Care" (IMH) is the first and least restrictive level of inpatient mental health care, and consists of brief admission to the institutional infirmary for patients residing in the general prison community. "Crisis Stabilization Care" – a level of care that is less restrictive and intensive than care provided in a corrections mental health treatment facility that includes a broad range of evaluation and treatment services provided within a highly structured residential setting. It is intended for inmates who are experiencing debilitating symptoms of acute mental impairment and who cannot be adequately evaluated and treated in a transitional care unit or in infirmary mental health care. Such treatment is also more intensive than in transitional care units as it is devoted principally toward rapid stabilization of acute symptoms and conditions.~~

~~(7) "Inpatient Level of Care" – mental health care provided at Corrections Mental Health Treatment Facilities, Crisis Stabilization Units, Transitional Care Units, and Infirmory Mental Health Care Units. "Infirmory Mental Health Care" – a level of care more intensive than outpatient care involving the observation and housing of inmates with identified risk of self-harm or acute deterioration in mental health functioning.~~

~~(8) "Inpatient Units" – includes the Corrections Mental Health Treatment Facilities (CMHTF), Crisis Stabilization Units (CSU), and Transitional Care Units (TCU). "Transitional Mental Health Care" – a level of care that is more intensive than outpatient and infirmary care but less intensive than crisis stabilization care, characterized by the provision of mental health treatment in the context of a structured residential setting. Transitional mental health care is indicated for a person with chronic or residual symptomology who does not require crisis stabilization care or placement in a corrections mental health treatment facility but whose impairment in functioning nevertheless renders him or her incapable of adaptive functioning within the incarceration environment.~~

~~(9) "Isolation Management Room" – a cell in an infirmary mental health care unit, transitional care unit, crisis stabilization unit, or a corrections mental health treatment facility that has been certified as being suitable for housing those with acute psychological mental impairment or those who are at risk for self-injury.~~

~~(10) "Mental Health Care" – mental health screening, assessment, evaluation, treatment, or services that are delivered in inpatient or outpatient settings by mental health staff.~~

(11) "Mental Illness" – a diagnosed mental disorder with an impairment of the psychological processes, of the ability to exercise conscious control of one's actions, or of the ability to perceive or understand reality that substantially interferes with a person's ability to meet the ordinary demands of the incarceration environment, regardless of etiology, except that for the purposes of transfer of an inmate to a corrections mental health treatment facility, the term does not include intellectual or developmental disability as those terms are defined in Chapter 393, F.S., simple intoxication, or conditions manifested only by antisocial behavior or drug addiction. An individual who is intellectually or developmentally disabled, however, may also have a mental illness.

(12) "Multidisciplinary Services Team" – staff representing different professions and disciplines, which has the responsibility for ensuring access to necessary assessment, treatment, continuity of care and services to inmates in accordance with their identified mental health needs, and which collaboratively develops, implements, reviews, and revises an individualized service plan, as needed.

(13) "Residential Continuum of Care" – specialized residential mental health units that provide augmented outpatient mental health treatment and habilitation services in a protective environment for inmates with serious psychological impairment associated with a historical inability to successfully adjust to daily living in the incarceration environment.

(14) "Structured Out of Cell Treatment and Services" (SOCTS): Weekly scheduled individualized treatment services, psychoeducational groups and therapeutic activities to ameliorate disabling symptoms of a diagnosed mental illness and improve behavioral functioning as identified in the individualized service plans.

(15) "Transitional Mental Health Care" – refers to an inpatient mental health unit that provides intermediate level care for patients transitioning from a more intensive level of inpatient care back to an outpatient setting and long term care for patients with chronic and severe mental illness.

(16) "Unstructured Out of Cell Time" – out of cell activities monitored by security staff without involvement of mental health staff, including, but not limited to, outdoor recreation, dayroom, visitation, telephone calls, and showers.

Rulemaking Authority 944.09, 945.49 FS. Law Implemented 944.09, 945.42, 945.49 FS. History–New 5-27-97, Formerly 33-40.003, Amended 10-19-03, 3-1-11,\_\_\_\_\_.

33-404.108 Discipline and Confinement of Inmates with Diagnosed Mental Disorders Mentally Disordered Inmates.

(1) Inmates with a diagnosed mental disorder illness shall be subject to the provisions of Rules 33-601.301-.314, F.A.C., Inmate Discipline, except as provided in this rule and Rule 33-404.112, F.A.C. ~~noted in the following sections.~~

~~(2)(1)~~ The psychologist or psychiatrist Mental health staff are authorized to provide written or verbal input to the disciplinary team prior to ~~before~~ disciplinary action being is taken against any inmate who has a diagnosed mental disorder illness, mental retardation or who is otherwise cognitively impaired. The input shall ~~be provided by either a psychologist or psychiatrist and shall be limited to description of the role, if any, that mental impairment may have played in the behavior in question.~~ Written input by either a psychologist or psychiatrist shall be provided for inmates who are patients in isolation management, transitional care, crisis stabilization care, or in a corrections mental health treatment facility. The input shall be limited to whether the patient's mental disorder illness, mental retardation or cognitive impairment may have contributed to the alleged disciplinary offense and, if so, a recommendation for disposition or sanction options or alternative actions.

~~(3)(2)~~ Prior to the issuance of a disciplinary report for an incident of maladaptive behavior occurring in a Florida Department of Corrections inpatient mental health unit or in the residential continuum of care units, the correctional officer shift supervisor shall discuss the incident and circumstances with the supervising psychologist or the psychological services director to determine whether a disciplinary report will be issued. The results of the clinical assessment shall be communicated to classification and documented in the health record by a psychologist or psychiatrist. The disciplinary team shall determine the appropriate discipline, including confinement, in accordance with Rules 33-601.301-.314, F.A.C. Any such confinement shall be performed within the inpatient setting, in accordance with unit operating procedures and the individualized services plan. Documentation of all such incidents shall also be considered as part of the ongoing assessment of risk for violence by the risk assessment team as described in subsection (4) of this rule.

~~(4)(3)~~ For inmates receiving any inpatient level of care who have been issued a disciplinary report, written input must be provided by a psychologist, or a psychiatrist in the absence of the psychologist. For inmates in outpatient settings who have been issued a disciplinary report, written input by a psychologist, or a psychiatrist in the absence of the psychologist, must be provided for those inmates that have a current diagnosis associated with documented psychotic features, autism spectrum disorder, dementia, or intellectual disability. When inmates are admitted to transitional care, crisis stabilization

~~care, or a corrections mental health treatment facility, any prior confinement or close management status shall be suspended until the inmate is discharged from the specialized care setting. Security restraints shall be applied when inmates admitted to transitional care, crisis stabilization care, or a corrections mental health facility from maximum management or close management status I and II are out of their cells or other secure areas such as exercise yards, shower areas or holding cells.~~

~~(5)(4)~~ The written input by the psychologist, or a psychiatrist in the absence of the psychologist, will be documented on Form DC6-1008, Disciplinary Team Mental Health Consultation, and will be the result of a record review, a review of a copy of the statement of facts, and a clinical interview with the inmate. Form DC6-1008 will be completed and provided to the disciplinary team prior to the disciplinary hearing. The results of the clinical assessment shall also be documented in the inmate's medical file. The disciplinary team shall incorporate the written input by the psychologist, or a psychiatrist in the absence of the psychologist, into their final decision. Form DC6-1008, Disciplinary Team Mental Health Consultation, is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>. The effective date of the form is XXXX. Within 72 hours of an inmate's admission to transitional care, crisis stabilization care, or a corrections mental health treatment facility, an assessment of risk for violence shall be completed by a risk assessment team. The risk assessment team shall consist of a psychologist or psychiatrist and a staff member from security and classification. This risk assessment shall be the basis for recommendations for restrictions on the inmate's movement, housing program participation and clinical activities while the inmate is in an inpatient unit. The assessment of risk for violent behavior shall include a review of the health and institutional record, the inmate's adjustment to incarceration, and the inmate's disciplinary or confinement status at the time of the referral for inpatient treatment. Restrictions shall be determined based on staff and inmate safety, and institutional security, and shall be documented in the health record.

~~(6)(5)~~ For inmates receiving any inpatient level of care who have been found guilty of a disciplinary charge, the disciplinary process shall proceed in accordance with Rules 33-601.301-601.314, F.A.C., except these inmates shall not receive a penalty of disciplinary confinement. In lieu of disciplinary confinement, as provided in Rule 33-602.222, the disciplinary team's findings shall be referred to the Multi-Disciplinary Service Team for review and revision to the Individualized Services Plan, Form DC4-643A, as incorporated in Rule 33-601.800 and for consideration of adjustment of privileges in

accordance with the Behavioral Management Progress System, Form DC4-642M. The risk assessment shall be reviewed by a risk assessment team within 14 working days of the initial risk assessment and at least every 90 days thereafter, to determine the appropriateness of restrictions on housing, movement, and activities. Modifications shall be documented in the inmate's health record. Disagreement among the risk assessment team related to the level of risk presented by the inmate, or the determination of restrictions to be recommended for inclusion in the individualized service plan shall be referred to the warden for resolution. The warden is authorized to contact the regional mental health consultant and director of mental health services or his/her designee in central office for recommendations when needed.

~~(7)(6) An inmate transferred to an inpatient setting from protective management may still need protection while in a crisis stabilization, transitional care unit, or a corrections mental health treatment facility. Protective management status or requests shall be evaluated with written or verbal input from the clinical staff, in accordance with Rules 33-602.220 and 33-602.221, F.A.C., as applicable.~~

Rulemaking Authority 944.09, 945.49 FS. Law Implemented 944.09, 945.49 FS. History—New 5-27-97, Amended 7-9-98, Formerly 33-40.008, Amended 7-9-12, \_\_\_\_\_.

#### 33-404.112 Risk Assessment of Inmates in an Inpatient Setting

(1) When an inmate is admitted to an inpatient unit, any prior confinement or close management status shall be suspended until the inmate is discharged from the specialized care setting. Absent inmate behavior that constitutes an immediate and present danger to the safety of staff and inmates, the inmate's security restraint status shall not be changed before the completion of their initial assessment of risk for violence.

(2) The Risk Assessment Team shall consist of a Major or Lieutenant, who shall serve as the team leader, a psychologist, and classification officer who are all assigned to the inpatient unit where the inmate is admitted. The Risk Assessment Team shall complete an initial assessment of risk for violence as set forth in this chapter. The Risk Assessment Team shall be responsible for making a determination of the inmate's security restraint status anytime the inmate is out of his or her cell.

(3) Initial Assessment. Within 3 working days of an inmate's admission to a crisis stabilization unit, or within 7 working days of an inmate's admission to transitional care unit or a corrections mental health treatment facility, an initial assessment of risk for violence shall be completed by a risk assessment team using Form DC6-2087, Risk Assessment for Inpatient Treatment. Form DC6-2087, Risk Assessment for Inpatient Treatment, is hereby incorporated by reference. Copies of this form are available from the Forms Control

Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.

<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>. The effective date of the form is XXXX. Decisions on the use of security restraints on the inpatient unit shall be individualized and made on a case-by-case basis and referenced in Form DC6-2087. The assessment of risk for violence shall include a review of all mental health and institutional records, the inmate's adjustment to incarceration, and the inmate's disciplinary or confinement status at the time of the referral for inpatient treatment and shall be documented in the medical file via a copy of Form DC6-2087.

(4) After the initial risk assessment, the Multidisciplinary Services Team (MTSD), as defined in Rule 33-404.103, F.A.C., shall be responsible for modifications for housing and structured out-of-cell treatment and services via the Behavioral Management Progress System. Any such modifications shall be documented in the inmate's inpatient medical file.

(5) Subsequent periodic assessments of risk for violence shall be completed by a risk assessment team using Form DC6-2087. A subsequent periodic risk for violence assessment shall be conducted within 90 days of the initial risk assessment and at least every 90 days thereafter.

(6) At any time between the required intervals established in paragraph (5), the psychologist, with the consent of the MDST, may request the risk assessment team to review and determine the necessity for the security restraints, or the level of security restraints, any time he or she is outside of his or her cell. The MDST's request will be documented by the psychologist in the inmate's inpatient medical file. The risk assessment team's review will be documented on Form DC6-2087. An inpatient inmate whose conduct or behavior results in a Disciplinary Report shall be subject to the provisions of Rule 33-404.108, F.A.C.

(7) The psychologist will provide information to the other members of the risk assessment team whether the recommended restraints are contraindicated by the inmate's current psychological/behavioral functioning. If the psychologist determines there is a contraindication, but security and/or classification team members determine the security restraints must be applied, the Warden and Florida Department of Corrections' Director of Mental Health Services or his or her designee will collaborate to make a final determination. Under no circumstances shall the psychologist decide whether an inmate shall be subjected to security restraints.

Rulemaking Authority 944.09, 945.49 FS. Law Implemented 944.09, 945.49 FS. History—New \_\_\_\_\_.

## Section II Proposed Rules

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Plant Industry

RULE NOS.:      RULE TITLES:

5B-40.001      Definitions

5B-40.0055     Regulated Plant Index

PURPOSE AND EFFECT: To revise the department’s list of regulated plants and noxious weeds to be in concert with the U.S. Fish and Wildlife Service’s Endangered Species List.

SUMMARY: The proposed rule adopts revisions to the regulated plant index recommended by the Endangered Plant Advisory Council.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. As part of this analysis, the Department relied upon past experiences with this rule editing and outcomes of this review committee. Additionally, no interested party submitted additional information regarding the economic impact.

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: 570.07(23), 581.185, FS.

LAW IMPLEMENTED: 570.07(13), 581.185, 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: Greg.Hodges@FreshFromFlorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-40.001 Definitions.

(1) For the purpose of this rule chapter, the definitions in Sections 581.011 and 581.185(2), F.S., and the following definitions shall apply:

(a) through (l) No change.

(m) Native Plant. A plant species, subspecies, or variety of species that is presumed to have been present in Florida before European contact.

(n) through (r) No change.

(2) No change.

Rulemaking Authority 570.07(23), 581.185(4) FS. Law Implemented 570.07(13), 581.185 FS. History—New 3-6-80, Formerly 5B-40.01, Amended 1-31-88, 12-3-91, 5-21-96, 1-7-98, 10-5-98, 8-20-15, \_\_\_\_\_.

5B-40.0055 Regulated Plant Index.

(1) All plants listed on the Endangered Plant List, the Threatened Plant List, and the Commercially Exploited Plant List as set forth herein are referred to as regulated.

(a) Endangered Plant List. The following plants shall be included in the Endangered Plant List:

1. through 21. No change.

22. *Arnoglossum album* – white-flowered ~~plantain~~ Plantain

23. through 33. No change

34. *Baccharis dioica* – broom-bush, ~~presumed extirpated~~

35. through 73. No change.

~~74. *Cereus robinii* – tree cactus~~

75. through 85. renumbered 74. through 84. No change.

~~85~~~~86. *Cissampelos pareira* – Pareira brava, ~~presumed extirpated~~~~

87. through 94. renumbered 86. through 93. No change.

~~94~~~~95. *Conradina etonia* – ~~Etonia~~ etonia rosemary~~

96. through 149. renumbered 95. through 148. No change.

~~149~~~~150. *Erigonum longifolium* var. gnaphalifolium ~~*Erigonum floridanum*~~ – scrub buckwheat~~

151. through 180. renumbered 150. through 179. No change.

~~180~~~~181. *Hasteola robertorum* – Gulf hammock ~~Indian-indian~~ plantain~~

182. through 217. renumbered 181. through 216. No change.

~~218. *Leochilus labiatus* – lipped orchid~~

219. through 227. renumbered 217. through 225. No change.

~~226~~~~228. *Lindera melissifolia* – pondberry, ~~presumed extirpated~~~~

229. through 300. renumbered 227. through 298. No change.

~~299~~~~301. *Pilosocereus polygonus* bahamensis – Bahamian treecactus~~

300. *Pilosocereus robinii* – tree cactus

302. through 307. renumbered 301. through 306. No change.

307. *Platanthera chapmanii* – Chapman’s fringed orchid  
 308. through 366. No change.
367. *Sideroxylon reclinatum* spp. *austrofloridense* – Florida bully  
 367. through 385. renumbered 368. through 386. No change.
- 387-386. *Stachys aspera tenuifolia* – narrow-leaved betony  
 387. through 398. renumbered 388. through 399. No change.
- 400-399. *Thalictrum thalictroides* – ~~rue~~ Rue-anemone  
 400. through 438. renumbered 401. through 439. No change.
439. *Xyris chapmanii* – Chapman’s yellow-eyed grass  
 440. through 448. No change.
- (b) Threatened Plant List. The following plants shall be included in the Threatened Plant List:
1. through 36. No change.
37. *Harrisella porrecta filiformis* – threadroot orchid  
 38. through 68. No change.
69. *Pinguicula planifolia* ~~Pinguicula planifolia~~ – swamp butterwort
70. *Pithecellobium keyense* ~~Pithecellobium keyense~~ – Keys’ blackbead  
 71. through 95. No change.
96. *Spermacoce neoterminalis* ~~terminalis~~ – false buttonweed  
 97. through 118. No change.
- (c) Commercially Exploited Plant List – The following plants shall be included in the Commercially Exploited Plant List:
1. through 7. No change.
8. *Serenoa repens* – saw palmetto
98. *Zamia* spp. – coontie; all native species
- (2) No change.
- (a) Those plants listed as endangered under Section 4 of the Federal Endangered Species Act of 1973 as amended are restricted in movement and handling under this rule to conform with the regulations of the Endangered Species Act and with the rules and regulations of the United States Department of the Interior regarding endangered plants. The names of plant species on the federal list below may differ from the names listed in subsection 5B-40.0055(1), F.A.C.; therefore in those instances, Florida’s reference is in parentheses. Those plants listed as endangered on the federal list, and known to be established in Florida, are:
1. through 5. No change.
6. *Chamaecrista lineata* var. *keyensis* (*Cassia keyensis*) – Key cassia  
 6. through 15. Renumbered 7. through 16. No change.

1746. *Cucurbita okeechobeensis* ssp. *okeechobeensis* (*Cucurbita okeechobeensis*) – Okeechobee gourd
18. *Dalea carthagenensis* – Florida prairie clover  
 17. through 31. renumbered 19. through 33. No change.
34. *Linum arenicola* – sand flax  
 32. through 34. renumbered 35. through 37. No change.
3835. *Pilocereus robinii* (*Cereus robinii*) – tree cactus  
 36. through 47. renumbered 39. through 50. No change.
51. *Trichomanes punctatum* spp. *floridanum* (*Trichomanes punctatum*) – Florida bristle fern  
 48. through 49. renumbered 52. through 53. No change.
5450. *Ziziphus celata* ~~Ziziphus celata~~ – scrub ziziphus
- (b) Those plants listed as threatened under Section 4 of the Federal Endangered Species Act of 1973 as amended are restricted in movement and handling under this rule to conform with the regulations of the Endangered Species Act and with the rules and regulations of the United States Department of the Interior regarding threatened plants. The names of plant species on the federal list below may differ from the names listed in subsection 5B-40.0055(1), F.A.C.; therefore in those instances, Florida’s reference is in parentheses. Those plants listed as threatened on the federal list, and known to be established in Florida, are:
1. *Argythamnia blodgettii* – Blodgett’s wild-mercury  
 1. through 3. renumbered 2. through 4. No change.
5. *Digitaria pauciflora* – Florida pineland crabgrass
64. *Eriogonum longifolium* var. *gnaphalifolium* (*Eriogonum floridanum*) – scrub buckwheat  
 5. through 11. renumbered 7. through 13. No change.
14. *Sideroxylon reclinatum* ssp. *austrofloridense* – Florida bully
- Rulemaking Authority 570.07(23), 581.185 FS. Law Implemented 570.07(13), 581.185 FS. History – New 12-3-91, Amended 9-20-93, 5-21-96, 12-10-96, 1-7-98, 10-5-98, 9-20-00, 2-13-03, 4-22-04, 8-20-15, 5-19-16, 11-16-17, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Trevor Smith, Division Director  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture Adam H. Putnam  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 12, 2018  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 20, 2018

**PUBLIC SERVICE COMMISSION**

RULE NOS.: RULE TITLES:  
 25-4.004 Certificates of Necessity or Authority; Application  
 25-4.005 Transfer of Certificate of Necessity or Authority

PURPOSE AND EFFECT: To update and clarify the application form and process for obtaining a certificate to provide telecommunications service or the transfer of the certificate.

Docket No. 20170262-TP

SUMMARY: The amendments streamline Rule 25-4.004, F.A.C., so that applicants are clearly on notice of the procedures and requirements for filing an application to provide telecommunications service or the transfer of such certificate. Rule 25-4.005, F.A.C., would be repealed and its provisions included in Rule 25-4.004, F.A.C.

**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 been prepared by the Agency.

The SERC examined the factors required by Section 120.541(2), FS, and concluded that the rule amendment and repeal will not have an adverse impact on economic growth, business competitiveness, or small business and that there may be transactional cost savings to the individual and entities, including government entities, required to comply with the rule. 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: 350.127(2) FS.

LAW IMPLEMENTED: 350.113, 364.32, 364.33, 364.335, 364.336, 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: Pamela H. Page, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6214, ppage@psc.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

25-4.004 Application for Original Certificates of Necessity or Transfer of Certificate of Authority; Application.

(1) ~~In order to No person shall~~ provide telecommunications ~~service services to the public without~~ either a certificate of necessity issued prior to July 1, 2011, or a certificate of authority issued after July 1, 2011, is required. Service Services may not be provided, nor may deposits or payment for service services be collected, until the effective date of a certificate or transfer of a certificate. However, marketing and development activities may begin prior to the effective date of the certificate at the applicant's risk that the certificate may not be granted. Prior to certification, the applicant must advise the public in any customer contacts or advertisements that certification has not and may not be granted.

(2) ~~Each An applicant for a certificate of authority shall apply by using submit an application on Form PSC 1020 (4/18) PSC/TEL 462 (12/12), entitled "Application Form for Original Authority or Transfer of Authority to Provide Telecommunications Company Service In Within the State of Florida,;" The application which is incorporated into this rule by reference and which is available at [Dept. of State hyperlink].~~ http://www.flrules.org/Gateway/reference.asp?No=Ref\_02034, and from the Florida Public Service Commission's website at www.floridapsc.com/utilities/TelecomCLECAApplication/www.floridapsc.com/utilities/telecomm/, or from by contacting the Florida Public Service Commission's Office of Industry Development and Market Analysis Telecommunications. Except as provided in Section 364.33, F.S., a certificate holder and the person seeking to obtain the certificate by transfer from the holder shall submit a joint application using form PSC 1020 (4/18). A non-refundable application or transfer fee of \$500.00 must accompany the filing of each application. The Commission's acceptance of the application fee does not imply that the application or transfer of a certificate will be granted.

(3) The company transferring the certificate shall pay to the Florida Public Service Commission all regulatory assessment fees owed pursuant to Section 364.336, F.S., and Rule 25-4.0161, F.A.C.

(4)(3) ~~The An~~ application for certificate of authority or transfer shall be filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

(4) ~~Each holder of a certificate of necessity or authority shall file with the Commission's Office of Commission Clerk updated information for the following items within ten days after a change occurs:~~

(a) ~~The street address of the certificate holder including number, street name, city, state and zip code, and the mailing address if it differs from the street address.~~

(b) ~~Name, title, and phone number of the individual responsible for contact with the Commission.~~



Rulemaking Authority 350.127(2) FS. Law Implemented ~~350.113~~ ~~350.127(4)~~, 364.32, 364.33, 364.335, FS. History—New 12-1-68, Formerly 25-4.04, Amended 12-16-12, \_\_\_\_\_.

25-4.005 Transfer of Certificate of Necessity or Authority. Rulemaking Authority 350.127(2) FS. Law Implemented 350.113, 364.335, 364.336 FS. History—New 12-1-68, Amended 5-4-81, Formerly 25-4.05, Amended 9-16-99, 12-16-12, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Greg Fogleman.  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission.  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 20, 2018  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 43, Number 196, October 10, 2017.

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

**DEPARTMENT OF CITRUS**

RULE NOS.:      RULE TITLES:  
20-31.001      Certain Heating Prohibited  
20-31.002      Air Circulation  
20-31.003      Maximum Temperature  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 73, April 13, 2018 issue of the Florida Administrative Register. The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: based on their review of the current rules governing fresh packing and the severe negative impact of Huanglongbing on the citrus industry, the fresh citrus industry has requested that the Department repeal the current rules to allow lower costs for packing and inspection fees on fresh citrus. The estimated regulatory costs of such a repeal shall not exceed the five-year, one-million-dollar threshold outlined in section 120.541(2), Florida Statutes.

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

**DEPARTMENT OF CITRUS**

RULE NO.:      RULE TITLE:  
20-42.002      Change of Registration  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 73, April 13, 2018 issue of the Florida Administrative Register. The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: based on their review of the current rules governing fresh packing and the severe negative impact of Huanglongbing on the citrus industry, the fresh citrus industry has requested that the Department repeal the current rules to allow lower costs for packing and inspection fees on fresh citrus. The estimated regulatory costs of such a repeal shall not exceed the five-year, one-million-dollar threshold outlined in section 120.541(2), Florida Statutes.

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

**DEPARTMENT OF CITRUS**

RULE NOS.:      RULE TITLES:  
20-50.001      Seedless Grapefruit for Fresh Use Maturity Standards  
20-50.002      When Seedless Grapefruit shall be Deemed Mature  
20-50.003      Seeded Grapefruit for Fresh Use Maturity Standards  
20-50.004      When Seeded Grapefruit Shall be Deemed Mature  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 73, April 13, 2018 issue of the Florida Administrative Register. The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs

in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: based on their review of the current rules governing fresh packing and the severe negative impact of Huanglongbing on the citrus industry, the fresh citrus industry has requested that the Department amend the current rules to allow lower costs for packing and inspection fees on fresh citrus. The estimated regulatory costs of such an amendment shall not exceed the five-year, one-million-dollar threshold outlined in section 120.541(2), Florida Statutes.

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

**DEPARTMENT OF CITRUS**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
20-52.001	Minimum Juice Content
20-52.002	Determination of Unusual or Abnormal Conditions
20-52.003	Establishment of Different Sizes

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 73, April 13, 2018 issue of the Florida Administrative Register.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: based on their review of the current rules governing fresh packing and the severe negative impact of Huanglongbing on the citrus industry, the fresh citrus industry has requested that the Department amend the current rules to allow lower costs for packing and inspection fees on fresh citrus. The estimated regulatory costs of such an amendment shall not exceed the five-year, one-million-dollar threshold outlined in section 120.541(2), Florida Statutes.

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

**DEPARTMENT OF CITRUS**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
20-53.001	Maturity Standards
20-53.002	Maturation of Oranges Earlier Than Normal

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 73, April 13, 2018 issue of the Florida Administrative Register.

**SUMMARY:** Repealing color-break requirements on Orange Maturity Standards

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: based on their review of the current rules governing fresh packing and the severe negative impact of Huanglongbing on the citrus industry, the fresh citrus industry has requested that the Department amend the current rules to allow lower costs for packing and inspection fees on fresh citrus. The estimated regulatory costs of such an amendment shall not exceed the five-year, one-million-dollar threshold outlined in section 120.541(2), Florida Statutes.

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Hospital and Nursing Home Reporting Systems and Other Provisions Relating to Hospitals**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
59E-5.101	Definitions
59E-5.102	Florida Hospital Uniform Reporting System
59E-5.201	Prior Year Report Requirements
59E-5.202	Ownership Change and Fiscal Year End (FYE) Change
59E-5.205	Notice of Violation or Deemed Not Filed and Response

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. 20, January 30, 2018 issue of the Florida Administrative Register.

59E-5.101 Definitions.

The definitions set forth in Section 408.032, F.S., and the following definitions shall apply to this chapter, and to the Florida Hospital Uniform Reporting System (FHURS) Manual, unless otherwise specified:

(1) No change.

~~(2) "Adjusted admission" is the sum of acute admissions and intensive care admissions divided by the ratio of inpatient revenues generated from acute, intensive, ambulatory, and ancillary patient services to gross revenues, unless the hospital reports all sub-acute admissions in which case "adjusted admission" is the sum of sub-acute admissions divided by the ratio of total inpatient revenues to gross revenues.~~

~~(3) "Audited actual experience", "audited actual data", or "audited financial statements" means data contained within financial statements examined by an independent, Florida-licensed, certified public accountant in accordance with generally accepted auditing standards and including an opinion on the audited financial statements. Certified public accountants that hold a temporary Florida License or are exempt from being required to hold a temporary Florida license under Rule 61H1-29.002, F.A.C., shall be considered Florida-Licensed for the purposes of this section.~~

(4) through (14) renumbered (2) through (12) No change.

~~(15) "Hospital" means a health care institution, as defined in Section 395.002(13), F.S., and licensed pursuant to Chapter 395, F.S.~~

(16) through (29) Renumbered (13) through (26) No change.

~~(27)(30) "Total net patient services revenue" means gross patient service revenue minus deductions from revenue as defined in Section 408.07(17)(16), F.S.~~

~~(28)(31) No change.~~

Rulemaking Authority 408.15(8) FS. Law Implemented 408.032, 408.061(2), (3), (4)(a), (7), 408.07 FS. History—New 6-11-92, Formerly 10N-5.101, Amended 3-16-03,\_\_\_\_\_.

59E-5.102 Florida Hospital Uniform Reporting System.

(1) through (2) No change.

Rulemaking Authority 408.061(2), 408.15(8) FS. Law Implemented 408.061(2), ~~408.07(18)~~, (19), 408.15(8) FS. History—New 6-11-92, Formerly 10N-5.102, Amended 2-24-94, 3-16-03, 6-8-03, 9-12-05, 3-28-10,\_\_\_\_\_.

59E-5.201 Prior Year Report Requirements.

(1) through (2) No change.

(3) The prior year report shall consist of the following:

(a) FHURS Online report, the prior year actual report shall be submitted to the Agency using ~~the web-based application known as FHURS Online, AHCA Form 3120-0001OL, March 2018, which is hereby incorporated by reference. This form is only accepted electronically and can be accessed through the Agency's Single Sign On Portal located at https://apps.ahca.myflorida.com/SingleSignOnPortal. A copy of the form can also be found at http://www.flrules.org/Gateway/reference.asp?No=Ref-xxxxx.~~ FHURS Online has been developed by the Agency for the purpose of electronically filing the prior year actual report. FHURS Online is a web-based application that reproduces the FHURS worksheets pursuant to Rules 59E-5.102 and 59E-5.103, F.A.C., of this chapter.

(b) No change.

(4) through (6) No change.

Rulemaking Authority 408.061(2), 408.15(8) FS. Law Implemented 408.061, ~~408.08~~ FS. History—New 6-11-92, Formerly 10N-5.201, Amended 3-28-99, 9-12-05, 3-28-10,\_\_\_\_\_.

59E-5.202 Prior Year Report Revisions, Ownership Change and Fiscal Year End (FYE) Change.  
No change.

59E-5.205 Notice of Violation or Deemed Not Filed and Response.

(1) Once a report has been filed in accordance with Rule 59E-5.201, F.A.C., the Agency will review the report and determine if:

(a) It meets all ~~applicable~~ requirements of Chapter 59E-5, F.A.C., and Chapter 408, Florida Statutes.

(b) The data are mathematically accurate, reasonable and verifiable.

(2) through (5) No change.

Rulemaking Authority 408.061(2), 408.15(8) FS. Law Implemented 408.061(2), ~~408.062~~, 408.08 FS. History—New 6-11-92, Formerly 10N-5.205, Amended 3-28-99, 3-16-03, 9-12-05,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.: 61J2-10.026      RULE TITLE: Team or Group Advertising  
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. 47, March 8, 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 in a letter dated March 22, 2018, and a meeting of the Commission on April 18, 2018. The changes are as follows:

61J2-10.026 Team or Group Advertising

(1) no change

(2) Each team or group shall file with the broker a designated licensee to be responsible for ensuring that the advertising is in compliance with Chapter 475, Florida Statutes, and 61J2 Florida Administrative Code.

(3) through (6) no change

(7) All advertisements must comply with these requirements no later than ~~July 1, 2019~~ ~~42 months following the effective date of this rule.~~

Nothing in this rule shall relieve the broker of their legal obligations under Chapter 475, Florida Statutes and 61J2 Florida Administrative Code.

Rulemaking Authority ~~420.53,~~ 475.05, 475.25(1)(c) FS. Law Implemented ~~475.25, 475.42 FS~~ FS. History--New \_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lori Crawford, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, Florida 32801, lori.crawford@myfloridalicense.com.

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-27.002 Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

NOTICE IS HEREBY GIVEN that on April 26, 2018, the Florida Department of Law Enforcement, received a petition for a temporary waiver of subsection 11B-27.002(4), F.A.C., from Magdiel Diaz. Petitioner wishes to temporarily waive that portion of the Rule that states: (a) Within 4 years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer.

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 27, 2018, the Florida Department of Business and Professional Regulation, 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 Krabdaddy's LLC located in Gainesville. 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 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-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on April 27, 2018, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Vlad Kovalchuk LLC located in Clearwater. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the three compartment sink and the handwash sink.

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

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

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

FLORIDA HOUSING FINANCE CORPORATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

61C-1.004 General Sanitation and Safety Requirements  
NOTICE IS HEREBY GIVEN that on April 27, 2018, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Vlad Kovalchuk LLC located in Brandon. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the three compartment sink and the handwash sink.

The Florida Housing Finance Corporation hereby gives notice: On April 27, 2018, Florida Housing Finance Corporation entered the Order Dismissing Case and Closing File for Woodland Park Redevelopment I, LLC's Petition for Waiver of subsection 67-48.008(2), F.A.C. The petition was filed on May 26, 2017, and notice of receipt of the petition was published on May 31, 2017, in Volume 43, Number 105 of the F.A.R.

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

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

The Florida Housing Finance Corporation hereby gives notice: On April 27, 2018, Florida Housing Finance Corporation entered the Order Dismissing Case and Closing File for Suncrest Court Redevelopment, LLC's Petition for Waiver of subsection 67-48.008(2), F.A.C. The Petition was filed on May 26, 2017, and notice of receipt of the petition was published on May 31, 2017, in Volume 43, Number 105 of the F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

FLORIDA HOUSING FINANCE CORPORATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

61C-1.004 General Sanitation and Safety Requirements  
NOTICE IS HEREBY GIVEN that on April 27, 2018, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Vlad Kovalchuk LLC located in Tampa. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the three compartment sink and the handwash sink.

The Florida Housing Finance Corporation hereby gives notice: On April 27, 2018, Florida Housing Finance Corporation entered the Order Dismissing Case and Closing File for Verbena, LLC's Petition for Waiver of paragraph 67-48.008(2)(a), F.A.C. The Petition was filed on May 26, 2017, and notice of receipt of the petition was published on May 31, 2017, in Volume 43, Number 105 of the F.A.R.

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

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

The Florida Housing Finance Corporation hereby gives notice: On April 27, 2018, Florida Housing Finance Corporation entered the Order Dismissing Case and Closing File for Caribbean Village, Ltd’s Petition for Waiver of subsection 67-48.008(2), F.A.C. The Petition was filed on May 26, 2017, and notice of receipt of the petition was published on May 31, 2017, in Volume 43, Number 105 of the F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

The Florida Housing Finance Corporation hereby gives notice: On April 27, 2018, Florida Housing Finance Corporation entered the Order Dismissing Case and Closing File for Cocoa Housing Preservation, II, LLC’s Petition for Waiver of subsection 67-48.008(2), F.A.C. The Petition was filed on May 26, 2017, and notice of receipt of the petition was published on May 31, 2017, in Volume 43, Number 105 of the F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

DEPARTMENT OF FINANCIAL SERVICES

Securities

NOTICE IS HEREBY GIVEN that on April 11, 2018, the Florida Office of Financial Regulation, received a petition for waiver from Rule 69W-700.001 F.A.C., which implements Florida Statutes 517.081 and 517.07. The Petitioner, Ronald Freeman, is requesting a waiver of these rules and statutes. The petition states that these rules and statutes have created a substantive hardship upon his legal right to make, issue, and sell private contracts for valuable consideration).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9784, Agency.Clerk@flofr.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LAW ENFORCEMENT

The Criminal and Juvenile Justice Information Systems (CJJIS) Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, May 14, 2018, 2:00 p.m.

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Emerging Technology Committee Meeting. The committee or subcommittee will discuss ideas for standards development for their respective topics.

A copy of the agenda may be obtained by contacting: racheltruxell@fdle.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: racheltruxell@fdle.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: racheltruxell@fdle.state.fl.us.

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, 2:30 p.m. – 4:00 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 discuss and provide guidance & recommendations on Phase 2 of the Motorist Modernization Program.

**AGENDA:**

- Roll Call
- Welcome & Introductions
- Sunshine Law Review
- Review and Approval of Last Meeting Minutes
- IV&V Update
- MM Phase II Program Update
- Project Updates
- Financial Review
- Policy and Decisions Review
- Stakeholder Outreach / 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).

**FLORIDA COMMISSION ON OFFENDER REVIEW**

The Parole Qualifications Committee announces a public meeting to which all persons are invited.

DATE AND TIME: May 4, 2018, 8:30 a.m.

PLACE: Hearing Room, Florida Commission on Offender Review, 4070 Esplanade Way, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Interviews will be held of candidates for Commissioner vacancy.

A copy of the agenda may be obtained by contacting: Rana Wallace, [ranawallace@fcor.state.fl.us](mailto:ranawallace@fcor.state.fl.us), (850)488-4460

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: Rana Wallace, [ranawallace@fcor.state.fl.us](mailto:ranawallace@fcor.state.fl.us), (850)488-4460. 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: Wednesday, May 9, 2018, 2:00 p.m. until all business is complete

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business.

Please note that this meeting will replace the previously noticed telephone conference call for Tuesday, May 8 at 11:00 AM.

A copy of the agenda may be obtained by contacting: Savannah Kelly, (850)414-7400, [savannah@volunteerflorida.org](mailto:savannah@volunteerflorida.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Savannah Kelly, (850)414-7400, [savannah@volunteerflorida.org](mailto:savannah@volunteerflorida.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Savannah Kelly, (850)414-7400, [savannah@volunteerflorida.org](mailto:savannah@volunteerflorida.org).

**REGIONAL PLANNING COUNCILS**

**Treasure Coast Regional Planning Council**

The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.

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

PLACE: Indian River State College Chastain Campus, Wolf High Technology Center, 2400 SE Salerno Road, Stuart, Florida 34997

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Treasure Coast Regional Planning Council will hold its monthly board meeting.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060 or [lgulick@tcrpc.org](mailto:lgulick@tcrpc.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Liz Gulick at (772)221-4060 or [lgulick@tcrpc.org](mailto:lgulick@tcrpc.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Liz Gulick at (772)221-4060 or lgulick@tcrpc.org.

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

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

**DATE AND TIME:** Thursday, May 10, 2018, 9:00 a.m., Governing Board Meeting

**PLACE:** 1996 Overseas Highway, Marathon, FL 33050

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** All or part of this meeting may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meetings on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

Governing Board to discuss and consider District business, including regulatory and non-regulatory matters.

A copy of the agenda may be obtained by contacting: Rosie Byrd, rbyrd@sfwmd.gov, (561)682-6805 or at <https://www.sfwmd.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 7 days before the workshop/meeting by contacting: District Clerk, (561)682-6805. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Rosie Byrd, (561)682-6805 or rbyrd@sfwmd.gov.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

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

**DATE AND TIME:** Tuesday, May 8, 2018, 9:00 a.m. – 2:00 p.m.

**PLACE:** Aloft Orlando Downtown, Voltage Exchange Room, 500 South Orange Avenue, Orlando FL 32801

**Voltage Exchange Room**

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Please note this is not a new meeting notice this is an amended meeting notice.

**PLEASE NOTE THE MEETING LOCATION HAS CHANGED FROM THE LOCATION NOTICED IN THE Florida Administrative Register on April 27, 2018, in Volume 44, Number 83.** The meeting will be held at the Aloft Orlando Downtown, Voltage Exchange Room, 500 South Orange Avenue, Orlando FL 32801.

A copy of the agenda may be obtained by contacting: Jacquie Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 33, Tallahassee, FL 32308, email: LTCStaff@ahca.myflorida.com.

For more information, you may contact: Jacquie Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 33, Tallahassee, FL 32308, email: LTCStaff@ahca.myflorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

The Florida Board of Professional Engineers Certificate of Authorization Committee announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** May 25, 2018, 1:30 p.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:** general business of the committee. If you would like to participate in the call, please contact Rebecca Sammons at (850)521-0500 ext. 114 at least 10 days prior to the date of the meeting. The call in number is 1(888)392-4560 (you will need to contact Ms. Sammons for the participant code).

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

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

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

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



**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
 The Florida Department of Environmental Protection, Oil and Gas Program, announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, May 8, 2018, 5:00 p.m. – 7:00 p.m. (CT)

**PLACE:** Jay Community Center, 5259 Booker Lane, Jay, Florida 32565

**PURPOSE:** The Department has received a petition by Sklar Exploration Company L.L.C. (Sklar) to amend Department Special Field Order No. 27 applicable to the Smackover-Norphlet Oil Pool(s) of the Mt. Carmel Field. The amendment proposes to further delineate the area to which the existing special field order applies based on the results of recent seismic studies conducted by Sklar during 2016.

**A COPY OF THE AGENDA AND THE PETITION MAY BE OBTAINED BY CONTACTING:** Alvaro Linero, P.E., Oil and Gas Program, 2600 Blairstone Road, M.S. 3588, Tallahassee, Florida 32399, Phone: (850)245-8406 or email: [alvaro.linero@dep.state.fl.us](mailto:alvaro.linero@dep.state.fl.us); or from the Santa Rosa County Library System, Jay Branch Location, during normal operating hours at 5259 Booker Lane; Jay, Florida 32565, Phone: (850)981-7323.

A copy of the petition, agenda and supporting information are also available by clicking on the Mt. Carmel Field Order Amendment link at:

<https://floridadep.gov/water/oil-gas/content/current-applications>

Persons wishing to provide public comments should provide a copy of your written comments to Alvaro Linero at [alvaro.linero@dep.state.fl.us](mailto:alvaro.linero@dep.state.fl.us) by email, or to the Department during the meeting. All comments should be provided to the Department prior to the conclusion of the meeting on the subject petition.

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

**DEPARTMENT OF HEALTH**

Board of Podiatric Medicine

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

**DATE AND TIME:** July 13, 2018, 9:00 a.m.

**PLACE:** Embassy Suites by Hilton Orlando Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Board Business, to include licensure and discipline.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: C. Erica White, Executive Director, (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: C. Erica White, Executive Director, (850)245-4292.

**DEPARTMENT OF CHILDREN AND FAMILIES**

The Department of Children & Families, Southeast Region, Circuit 17 announces a public meeting to which all persons are invited.

**DATE AND TIME:** May 4, 2018, 1:00 p.m.

**PLACE:** 1400 W. Commercial Blvd., Room 203, Ft. Lauderdale, FL 33309

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Invitation to Negotiate Solicitation Conference for Prospective Applicants to ITN# C17-1920FS01.

A copy of the agenda may be obtained by contacting: Raul Ocampo-Procurement Manager, [Raul.Ocampo@myflfamilies.com](mailto:Raul.Ocampo@myflfamilies.com), (561)227-6790.

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 three days before the workshop/meeting by contacting: Raul Ocampo-Procurement Manager, [Raul.Ocampo@myflfamilies.com](mailto:Raul.Ocampo@myflfamilies.com), 561-227-6790. 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: Raul Ocampo-Procurement Manager, [Raul.Ocampo@myflfamilies.com](mailto:Raul.Ocampo@myflfamilies.com), (561)227-6790.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

Marine Fisheries

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

**DATE AND TIME:** May 7, 2018, 6:00 p.m. to no later than 8:00 p.m. EDT

**PLACE:** Brevard County Central Services, 518 South Palm Ave., Titusville, FL 32796

DATE AND TIME: May 8, 2018, 6:00 p.m. to no later than 8:00 p.m. EDT

PLACE: Fish & Wildlife Research Institute, Karen A. Steidinger Auditorium, 100 Eighth Ave. SE, St. Petersburg, FL 33701

DATE AND TIME: May 9, 2018, 6:00 p.m. to no later than 8:00 p.m. EDT

PLACE: City of Crystal River, City Hall Council Chambers, 123 NW Highway 19, Crystal River, FL 34428

DATE AND TIME: May 10, 2018, 6:00 p.m. to no later than 8:00 p.m. EDT

PLACE: Steinhatchee Community Center, 1013 Riverside Drive, Stainhatchee, FL 32359

DATE AND TIME: May 22, 2018, 6:00 p.m. to no later than 8:00 p.m. EDT

PLACE: Joseph P. D'Alessandro Office Complex, Room 165 C & D, 2295 Victoria Ave., Ft. Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Fish and Wildlife Conservation Commission is holding a series of public workshops to gather public input and develop a better understanding of the public's view on management of the recreational and commercial stone crab trap fisheries. Staff will provide a brief presentation about issues related to the stone crab trap fishery and will seek public feedback and suggestions for potential management options. Anyone with an interest in management of Florida's stone crab trap fishery is encouraged to participate.

A copy of the agenda may be obtained by contacting: Jessica McCawley, at 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jessica McCawley, at 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

---

#### FISH AND WILDLIFE CONSERVATION COMMISSION Marine Fisheries

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

DATE AND TIME: May 14, 2018, 6:00 p.m. to no later than 8:00 p.m. EDT

PLACE: City of Key Colony Beach – City Hall, 600 W. Ocean Drive, Key Colony Beach, FL 33051

DATE AND TIME: May 15, 2018, 6:00 p.m. to no later than 8:00 p.m. EDT

PLACE: Monroe County Gato Building, 1100 Simonton Street, Key West, FL 33040

DATE AND TIME: May 21, 2018, 6:00 p.m. to no later than 8:00 p.m. EDT

PLACE: Dania Beach Lions Club, 501 SW 4th Ave., Dania Beach, FL 33004

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Fish and Wildlife Conservation Commission is holding a series of public workshops to gather public input and develop a better understanding of the public's view on management of the stone crab and spiny lobster trap fisheries. Staff will provide a brief presentation about issues related to these trap fisheries and will seek public feedback and suggestions for potential management options. Anyone with an interest in management of Florida's stone crab or spiny lobster trap fisheries is encouraged to participate.

A copy of the agenda may be obtained by contacting: Jessica McCawley, at 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jessica McCawley, at 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

---

#### FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL

The Florida Developmental Disabilities Council, Inc. announces a public meeting to which all persons are invited.

DATES AND TIME: May 17, 2018, 8:30 a.m. – 2:15 p.m., Committee Meetings (See specific Committee times at [www.fddc.org](http://www.fddc.org)), 11:30 a.m. – 6:30 p.m. - Full Council Meeting; May 18, 2018, 9:30 a.m. – 2:00 p.m., Full Council Meeting (Continued)

PLACE: Hotel Duval, 415 North Monroe Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general Committee and Council business.

A copy of the agenda may be obtained by contacting: Vanda Jenkins at 1(800)580-7801 or 1(850)488-4180.

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: Vanda Jenkins at 1(800)580-7801 or 1(850)488-4180. 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: Vanda Jenkins at 1(800)580-7801 or 1(850)488-4180.

---

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

NONE

---

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

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

NONE

---

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

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**

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

Division of Emergency Management

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

Date and Time: May 14, 2018, 2:30 p.m.

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

General Subject Matter to be considered: In accordance with the timeframe set forth in section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Invitation to bid (ITB-DEM-17-18-039) for Janitorial Services for the State Logistics Response Center.

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

For more information, contact the Procurement Officer for this solicitation: Jenene Helms, Division Purchasing Specialist, Bureau of Finance Florida Division of Emergency Management, 2555 Shumard Oak Blvd, Tallahassee, FL 32399  
Phone: (850)815-4609

Email: [jenene.helms@em.myflorida.com](mailto:jenene.helms@em.myflorida.com)

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

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

Florida Administrative Review Posting

Solicitation: Janitorial Services for the State Logistics Response Center

Solicitation No. ITB-DEM-17-18-039

---

DEPARTMENT OF JUVENILE JUSTICE

"RFP 10587 - Public Meetings"

“RFP 10587 – The Department seeks proposals to provide Detention Screening and Intake Services on a twenty-four (24) hours per day, seven days per week, fifty-two (52) weeks per year basis for the Manatee Juvenile Booking Facility. The Department is required to provide such services for each youth alleged to have committed a delinquent act and who reside or are arrested in Circuit 12, Manatee and/or DeSoto Counties. Services shall be provided at the Manatee County Juvenile Assessment Center, located at 421 17th Street West, Bradenton, Florida, 34205.”

All public meetings for this RFP are advertised on the Vendor Bid System at:

[http://www.myflorida.com/apps/vbs/vbs\\_www.ad\\_r2.view\\_ad?advertisement\\_key\\_num=139490](http://www.myflorida.com/apps/vbs/vbs_www.ad_r2.view_ad?advertisement_key_num=139490).

**Section XII  
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State

Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Monday, April 23, 2018 and 3:00 p.m., Friday, April 27, 2018.

Rule No.	File Date	Effective Date
1T-1.039	4/24/2018	5/14/2018
62-33.010	4/26/2018	6/1/2018
62-33.020	4/26/2018	6/1/2018
62-33.050	4/26/2018	6/1/2018
62-33.051	4/26/2018	6/1/2018
62-33.0511	4/26/2018	6/1/2018
62-33.054	4/26/2018	6/1/2018
62-33.055	4/26/2018	6/1/2018
62-33.056	4/26/2018	6/1/2018
62-33.060	4/26/2018	6/1/2018
62-33.062	4/26/2018	6/1/2018
62-33.071	4/26/2018	6/1/2018
62-33.075	4/26/2018	6/1/2018
62-33.090	4/26/2018	6/1/2018
62-33.201	4/26/2018	6/1/2018
62-33.301	4/26/2018	6/1/2018
62-33.302	4/26/2018	6/1/2018

62-33.310	4/26/2018	6/1/2018
62-33.311	4/26/2018	6/1/2018
62-33.315	4/26/2018	6/1/2018
62-33.320	4/26/2018	6/1/2018
62-33.340	4/26/2018	6/1/2018
62-33.350	4/26/2018	6/1/2018
62-33.351	4/26/2018	6/1/2018
62-33.360	4/26/2018	6/1/2018
62-33.395	4/26/2018	6/1/2018
62-33.402	4/26/2018	6/1/2018
62-33.405	4/26/2018	6/1/2018
62-33.407	4/26/2018	6/1/2018
62-33.417	4/26/2018	6/1/2018
62-33.427	4/26/2018	6/1/2018
62-33.431	4/26/2018	6/1/2018
62-33.437	4/26/2018	6/1/2018
62-33.443	4/26/2018	6/1/2018
62-33.447	4/26/2018	6/1/2018
62-33.449	4/26/2018	6/1/2018
62-33.450	4/26/2018	6/1/2018
62-33.451	4/26/2018	6/1/2018
62-33.453	4/26/2018	6/1/2018
62-33.457	4/26/2018	6/1/2018
62-33.474	4/26/2018	6/1/2018
62-33.475	4/26/2018	6/1/2018
62-33.485	4/26/2018	6/1/2018
62-33.493	4/26/2018	6/1/2018
62-33.496	4/26/2018	6/1/2018
62-33.550	4/26/2018	6/1/2018
62-33.630	4/26/2018	6/1/2018
62-33.631	4/26/2018	6/1/2018
62-33.632	4/26/2018	6/1/2018
62-33.635	4/26/2018	6/1/2018
64B5-7.005	4/26/2018	5/16/2018
64B15-13.001	4/27/2018	5/17/2018
64B15-14.007	4/27/2018	5/17/2018
64B16-26.200	4/24/2018	5/14/2018
69B-186.010	4/23/2018	5/13/2018
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		

Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	12/15/2017	**/**/****
69L-7.501	12/15/2017	**/**/****

### Section 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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Office of the Secretary  
Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments and deadlines, and the address for providing comments, are available at: <https://fldep.dep.state.fl.us/clearinghouse/>. For information, call (850)717-9076. This public notice fulfills the requirements of 15 CFR 930.