

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.040 Chiropractic Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.040, Florida Administrative Code (F.A.C.), is to clarify policy language. The incorporated coverage policy updates provider requirements and documentation criteria.

SUBJECT AREA TO BE ADDRESSED: Chiropractic Services. An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.040, F.A.C., will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.906, 409.907, 409.908, 409.9081, 409.973 FS.

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

DATE AND TIME: May 29, 2018, 3:30 p.m. to 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Theresa Kumar, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4232, e-mail: Theresa.Kumar@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received until 5:00 p.m. on May 30, 2018 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.040 Chiropractic Services.

(1) This rule applies to all providers rendering Florida Medicaid chiropractic services to recipients. ~~of chiropractic services who are enrolled in or registered with the Florida Medicaid program.~~

(2) All providers ~~of chiropractic services~~ must be in compliance with the provisions of the Florida Medicaid Chiropractic Services Coverage Policy, _____ August 2015, available _____ at <http://www.flrules.org/Gateway/reference.asp?No=Ref-05570>, incorporated by reference. The policy is available on the Agency for Health Care Administration's Web site at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and at https://www.flrules.org/gateway/reference.asp?No=Ref-_____ available from the Medicaid fiscal agent's Web site at <http://portal.flmmis.com/flPublic>.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.907, 409.908, 409.9081 FS. History—New 6-1-89, Amended 7-1-91, 12-31-91, 3-17-92, 4-21-92, 11-9-92, 7-5-93, 1-19-94, Formerly 10C-7.066, Amended 10-10-94, 5-25-95, 1-9-96, 10-21-97, 5-24-99, 4-23-00, 7-5-01, 2-20-03, 8-5-03, 8-3-04, 8-18-05, 5-31-10, 8-16-15, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-6.005 Reimbursement Methodology for Services Provided by Medical School Faculty

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-6.005, Florida Administrative Code (F.A.C.), is to update the aggregate reimbursement amount available for eligible providers. The amendment specifies the legislative appropriation for state fiscal year 2017-2018.

SUBJECT AREA TO BE ADDRESSED: Reimbursement Methodology for Services Provided by Medical School Faculty.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908 FS.

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

DATE AND TIME: May 30, 2018, 2:00 p.m. to 2:30 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 48 hours before the workshop/meeting by contacting: Tanisha Feehrer. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tanisha Feehrer, Bureau of Medicaid Program Finance, 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407, telephone: (850)412-4131 e-mail: Tanisha.Feehrer@ahca.myflorida.com.

Official comments to be entered into the rule record will be received until 5:00 p.m. on May 31, 2018 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-6.005 Reimbursement Methodology for Services Provided by Medical School Faculty.

(1) This rule applies to all providers who are enrolled in Florida Medicaid who:

(a) Are defined as practitioners under the Centers for Medicare and Medicaid Services’ Physician Quality Reporting Systems program (PQRS).

(b) Provide medical services, dental services, behavioral health services, hearing services, and vision services to Florida Medicaid recipients receiving services through the fee-for-service delivery system.

(c) Are employed by, or contracted with, a Florida public or private, non-profit, accredited medical, dental, or optometry school to provide supervision and teaching of medical, dental, or optometric students, residents, or fellows.

(2) Reimbursement.

(a) Florida Medicaid reimburses providers for covered medical, hearing, vision, dental, and behavioral health services listed on the applicable Florida Medicaid fee schedule, incorporated by reference in Rule 59G-4.002, F.A.C., at either:

1. One-hundred-ninety percent of the Medicare rate, based on Florida locality code 0910299, listed on the January-June 2015 Medicare Part B physician fee schedule – Loc 99 (01/02), incorporated by reference, and available at http://medicare.fcso.com/Data_files, and at <http://www.flrules.org/Gateway/reference.asp?No=Ref-08250>.

2. One-hundred-ninety percent of the Florida Medicaid rate if the service is not covered by Medicare.

(b) Florida Medicaid reimbursement to providers for clean claims submitted to the Florida Medicaid Management

Information System specified in this rule shall not exceed ~~\$36,543,054~~ ~~27,864,092~~ for Fiscal Year ~~2017-2018~~ ~~2016~~ ~~2017~~.

(c) Florida Medicaid will reconcile claims reimbursed in accordance with this rule on a quarterly basis. Any claims reimbursed after the maximum reimbursable amount is reached will be recouped, or adjusted to the standard Florida Medicaid rate, as appropriate.

(3) Exclusions. Florida Medicaid does not reimburse providers in accordance with this rule for the following:

(a) Services rendered to dually eligible Medicare and Medicaid recipients.

(b) Vaccine, laboratory, and radiology services.

Rulemaking Authority 409.919 FS. Law Implemented 409.908 FS. History—New 6-13-17, Amended.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Water Resource Management

RULE NOS.:	RULE TITLES:
62-330.010	Purpose and Implementation
62-330.050	Procedures for Review and Agency Action on Exemption Requests
62-330.060	Content of Applications for Individual and Conceptual Approval Permits
62-330.090	Processing of Individual and Conceptual Approval Permit Applications
62-330.201	Formal Determinations of the Landward Extent of Wetlands and Other Surface Waters
62-330.340	Transfer of Permit Upon Change in Ownership or Control
62-330.360	Emergency Authorizations and Actions
62-330.402	Submittal and Processing of General Permits

PURPOSE AND EFFECT: The Department of Environmental Protection (Department) proposes to amend Chapter 62-330, F.A.C. These amendments streamline and clarify language for regulated entities that would require a State 404 Program Permit after assumption of the State 404 Program.

SUBJECT AREA TO BE ADDRESSED: Amendments that include incorporating by reference revised forms that include a State 404 Program Permit section, as well as clarifications that applicants may waive Environmental Resource Permit timelines, so that Agency actions can be issued concurrently.

RULEMAKING AUTHORITY (formerly “Specific Authority”): 373.026(7), 373.043, 373.044, 373.113, 373.116, 373.118, 373.171, 373.413, 373.4131, 373.4135, 373.4145, 373.4146(2), 373.418, 373.421(2), 403.0877, 403.805(1), FS.

LAW IMPLEMENTED: 120.54(5)(a), 120.569(2), 373.026, 373.042, 373.109, 373.116(2), 373.118, 373.119, 373.406, 373.409, 373.413, 373.4131, 373.4135, 373.4136, 373.414, 373.4141, 373.4142, 373.4145, 373.4146, 373.416, 373.418, 373.421, 373.423, 373.426, 373.428, 373.429, 373.439, 373.441, 373.813(1), 668.003, 668.004, 668.50, FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:

DATE AND TIME: May 30, 2018, beginning at 8:30 am.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399

A live webinar is also available for the Tallahassee Workshop; webinar participants may register at <https://attendee.gotowebinar.com/register/8324935087855682563>.

DATE AND TIME: May 31, 2018, 8:30 a.m.

PLACE: Department of Environmental Protection, Central District Office, 3319 Maguire Boulevard, Orlando, Florida 32803.

DATE AND TIME: June 1, 2018, 8:30 am.

PLACE: Department of Environmental Protection, South District Office, 2295 Victoria Avenue Suite 364, Fort Myers, Florida 33901.

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: Jessica Melkun, 2600 Blair Stone Road, Tallahassee, Mail Station 3500, Florida 32399, (850)245-8358, Jessica.Melkun@dep.state.fl.us.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jessica Melkun, 2600 Blair Stone Road, Tallahassee, Mail Station 3500, Florida 32399, (850)245-8358, Jessica.Melkun@dep.state.fl.us. The draft rule is also available on the Department's website at: <https://floridadep.gov/water/water/content/water-resource-management-rules-development>

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION**Division of Water Resource Management**

RULE NOS.:	RULE TITLES:
62-331.010	Intent, Purpose, and Implementation
62-331.020	Regulated Activities
62-331.030	Definitions
62-331.040	Procedures for Review and Agency Action on Exemption Requests
62-331.050	Individual Permits
62-331.051	Application for an Individual Permit
62-331.052	Processing of Individual Permit Applications
62-331.053	Additional Conditions for Issuance of State 404 Program Individual Permits
62-331.054	General Conditions for State 404 Program Individual Permits
62-331.060	Public Notice
62-331.070	Water Quality and Coastal Zone Consistency Review
62-331.080	Modification, Suspension, or Revocation of Permits
62-331.090	Duration of Permits
62-331.100	Transfer of Permit Upon Change in Ownership or Control
62-331.110	Emergency Authorizations
62-331.120	Fees
62-331.130	Mitigation
62-331.140	Mitigation Banks
62-331.150	Compliance
62-331.160	Use of Formal Determinations
62-331.200	Policy and Purpose of General Permits
62-331.201	Conditions for State 404 Program General Permits
62-331.210	General Permit for Maintenance or Removal
62-331.211	Fish and Wildlife Harvesting, Enhancement, and Attraction Devices
62-331.212	Scientific Measurement Devices
62-331.213	Survey Activities
62-331.214	Outfall and Intake Structures
62-331.215	Utility Line Activities
62-331.216	Bank Stabilization
62-331.217	Linear Transportation Projects
62-331.218	Return Water from Upland Contained Disposal Areas
62-331.219	Hydropower Projects
62-331.220	Minor Activities
62-331.221	Response Operations for Oil or Hazardous Substances
62-331.222	Removal of Vessels
62-331.223	Structural Activities
62-331.224	Aquatic Habitat Restoration, Enhancement, and Creation Activities
62-331.225	Residential Developments
62-331.226	Moist Soil Management for Wildlife
62-331.227	Maintenance of Existing Flood Control Facilities

- 62-331.228 Temporary Construction, Access, and Dewatering
- 62-331.229 Boat Ramps
- 62-331.230 Emergency Watershed Protection and Rehabilitation
- 62-331.231 Cleanup of Hazardous and Toxic Waste
- 62-331.232 Commercial and Institutional Developments
- 62-331.233 Agricultural Activities
- 62-331.234 Reshaping Existing Drainage Ditches
- 62-331.235 Recreational Facilities
- 62-331.236 Stormwater Management Facilities
- 62-331.237 Mining Activities
- 62-331.238 Repair of Uplands Damaged by Discreet Events
- 62-331.239 Activities in Ditches
- 62-331.240 Commercial Shellfish Aquaculture Activities
- 62-331.241 Land-Based Renewable Energy Generation Facilities
- 62-331.242 Water-Based Renewable Energy Generation Pilot Projects

PURPOSE AND EFFECT: Section 404 of the Clean Water Act (404) provides states the option of assuming administration of the federal dredge and fill permit program in certain waters. By obtaining 404 assumption, Florida will be able to provide a streamlined permitting procedure where an applicant will come to the state to obtain both the Environmental Resource Permitting and 404 authorizations. This will avoid duplication, provide greater certainty to the regulated community, conserve resources, and will afford the state greater control over its natural resources while complying with federal law.

SUBJECT AREA TO BE ADDRESSED: Per Section 373.4146, Florida Statutes (F.S.), the Department has the authority to pursue 404 assumption and create rules to implement the program.

RULEMAKING AUTHORITY (formerly “Specific Authority”): 373.026, 373.043, 373.118, 373.4131, 373.4135, 373.414, 373, 4145, 373.4146, 403.805, FS.

LAW IMPLEMENTED: 373.118, 373.413, 373.4131, 373.4132, 373.4135, 373.4136, 373.414, 373.4141, 373.4142, 373.4145, 373.4146, 373.416, 373.418, 373.423, 373.426, 373.428, 373.429, 704.06, FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:

DATE AND TIME: May 30, 2018, beginning at 8:30 am.

PLACE: Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399

A live webinar is also available for the Tallahassee Workshop; webinar participants may register at <https://attendee.gotowebinar.com/register/8324935087855682563>.

DATE AND TIME: May 31, 2018, 8:30 a.m.

PLACE: Department of Environmental Protection, Central District Office, 3319 Maguire Boulevard, Orlando, Florida 32803.

DATE AND TIME: June 1, 2018, 8:30 a.m.

PLACE: Department of Environmental Protection, South District Office, 2295 Victoria Avenue Suite 364, Fort Myers, Florida 33901.

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: Jessica Melkun, 2600 Blair Stone Road, Tallahassee, Mail Station 3500, Florida 32399, (850)245-8358, Jessica.Melkun@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jessica Melkun, 2600 Blair Stone Road, Tallahassee, Mail Station 3500, Florida 32399, (850)245-8358, Jessica.Melkun@dep.state.fl.us. The draft rule is also available on the Department’s website at: <https://floridadep.gov/water/water/content/water-resource-management-rules-development>

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

Section II Proposed Rules

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: 60S-4.009
RULE TITLE: Benefits Payable After Termination

PURPOSE AND EFFECT: Amend rule language to change the interest rate on employee contributions for working and non-working TRS members.

SUMMARY: Add language regarding the interest rate for employee contributions for TRS members.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 121.031, 121.052(14), 238.01 FS.

LAW IMPLEMENTED: 121.021, 121.052(5)(c), 121.055, 121.091, 238.01, 238.05, 238.07, 238.10 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: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349.

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-4.009 Benefits Payable After Termination.

(1) through (5) No change.

(6) In order to receive a refund of contributions under the Teachers' Retirement System, a Teachers' Retirement System member must terminate all employment relationships with all participating employers for three calendar months as provided in Section 121.021(39)(c), F.S., and submit a request for refund on Form FRS-M81, Florida Retirement System Pension Plan Request for Refund of Employee Contributions. Form FRS-M81 may be obtained and completed as referenced in (3). Upon receipt of the FRS-M81, the division will send the member Form REF-PAYT. The member shall complete and return Form REF-PAYT to the division, indicating his or her refund payout selection. By obtaining a refund of contributions, a member waives all rights under the Teachers' Retirement System to the service credit represented by the refunded contributions, except the right to purchase his or her prior service credit in accordance with Rule 60S-2.004, F.A.C. No refund of employee contributions shall be made until the employer has reported the employee's termination through the payroll reporting process.

(a) Beginning July 1, 2018, the retirement account balance for Teachers' Retirement System members actively employed and participating in the Teachers' Retirement System will earn 1.3% regular interest compounded annually on each June 30 after June 30, 2018.

(b) Beginning July 1, 2018, Teachers' Retirement System members not actively employed and participating in the

Teachers' Retirement System will not earn regular interest on their retirement account balance.

Rulemaking Authority 121.031, 121.052(14), 238.01 FS. Law Implemented 121.021, 121.052(5)(c), 121.055, 121.091, 238.01, 238.05, 238.07, 238.10 FS. History—New 1-1-72, Amended 10-10-72, 12-31-74, 1-16-77, 8-26-81, Formerly 22B-4.09, Amended 1-12-87, 2-7-89, 11-14-91, Formerly 22B-4.009, Amended 8-4-94, 2-24-99, 4-5-12, 3-25-13, 12-15-13, 5-12-16, 11-6-16, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elizabeth Stevens, Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Erin Rock, Secretary

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 22, 2018

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.0161 Mobile Food Dispensing Vehicles and Theme Park Food Carts

PURPOSE AND EFFECT: To adopt a revised Commissary Notification form and amend the division website link in the rule text.

SUMMARY: The proposed rule amendment will adopt the updated Commissary Notification Form with the Department of Health option removed, and update the website link to point to the Department's new website.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

RULEMAKING AUTHORITY: 509.032, 509.221 FS.

LAW IMPLEMENTED: 509.032, 509.101, 509.211, 509.215, 509.221 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cindy Ross, Division of Hotels and Restaurants, Department of Business and Professional

Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399; (850)717-1268; dhr.rules@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-4.0161 Mobile Food Dispensing Vehicles and Theme Park Food Carts.

(1) No change.

(2) Mobile food dispensing vehicles shall meet the following additional requirements:

(a) through (d) No change.

(e) The owner of each mobile food dispensing vehicle shall notify the division of each commissary they intend to utilize for support services before using the commissary by submitting DBPR HR-7022, COMMISSARY NOTIFICATION (<https://www.flrules.org/Gateway/reference.asp?No=Ref-02628>), incorporated herein by reference and effective ~~2012 November 1~~.

(f) through (g) No change.

(3) through (8) No change.

(9) Copies of all forms adopted in this section are available from the Division of Hotels and Restaurants Internet website <http://www.myfloridalicense.com/DBPR/hotels-restaurants/> ~~www.MyFloridaLicense.com/dbpr/hr~~; by e-mail request submitted at www.MyFloridaLicense.com/contactus; by phone request to the department at (850)487-1395; or upon written request to the Department of Business and Professional Regulation, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

Rulemaking Authority 509.032, 509.221 FS. Law Implemented 509.032, 509.101, 509.211, 509.215, 509.221 FS. History—New 2-21-91, Formerly 10D-13.0291, 7C-4.0161, Amended 3-31-94, 9-25-96, 5-11-98, 7-2-98, 2-12-08, 8-12-08, 6-13-10, 11-1-12, 7-4-13, 1-6-15, 4-29-15,_____.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 2, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 6, 2018

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NOS.: RULE TITLES:

61G15-22.001 Continuing Education Requirements

61G15-22.006 Demonstrating Compliance

PURPOSE AND EFFECT: For Rule 61G15-22.001, F.A.C., the purpose of the amendment is to clarify that the 1 hour of professional ethics and 1 hour of laws and rules CE required by statute must be obtained from Florida Board approved courses only. For Rule 61G15-22.006, F.A.C., the purpose of the amendment is to add a requirement that any investigation of a licensee for alleged disciplinary violations shall be expanded to include investigation of whether the licensee is in compliance with the Board’s continuing education requirements.

SUMMARY: CE requirements and investigation of licensees for alleged violations.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

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

LAW IMPLEMENTED: 455.2177, 455.2178, 471.017(3), 471.019, 471.0195 FS.

IF REQUESTED 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-22.006 Demonstrating Compliance

(1) Each licensee shall complete eighteen (18) continuing education hours during each license renewal biennium as a condition of license renewal. Four (4) hours shall relate to the licensee’s area(s) of practice; one (1) hour must be related to professional ethics; and one (1) hour shall relate to Chapter 471, F.S., and the rules of the Board. The remaining hours may relate to any topic pertinent to the practice of engineering as defined in Rule 61G15-22.002, F.A.C. The 1 hour of professional ethics and 1 hour of laws and rules required by section 471.017 must be obtained from courses approved by the Board pursuant to Rule 61G15-22.015, F.A.C.

(2) through (4) No change.

Rulemaking Authority 471.008, 471.017(3), 471.0195 FS. Law Implemented 471.017(3), 471.019, 471.0195 FS. History—New 8-19-80, Formerly 21H-22.01, Amended 5-14-86, Formerly 21H-22.001, Amended 6-22-99, 6-13-00, 2-22-01, 9-16-01, 3-7-13, 9-29-14, 2-18-16,_____.

61G15-22.006 Demonstrating Compliance; Audits; Investigations.

(1) through (3) No change.

(4) In addition to auditing licensee compliance as provided in subsection (2), to monitor licensee compliance with continuing education requirements, any investigation conducted pursuant to section 455.225, F.S., shall be expanded to include investigation of compliance with continuing education.

Rulemaking Authority 455.213(6), 455.2178, 471.008, 471.017(3) FS. Law Implemented 455.2177, 455.2178, 471.017(3) FS. History—New 9-16-01, Amended 7-13-04, 8-20-12, 1-2-18,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 26, 2018

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-304.625 Peace River Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt Total Maximum Daily Loads (TMDLs), and their allocations, for certain waters impaired for nutrients in the Peace River Basin. Furthermore, in accordance with paragraph 62-302.531(2)(a), F.A.C., the nutrient TMDLs for Lake Haines, Lake Rochelle, Lake Conine, Lake Alfred, Lake Blue, Lake Marianna, Lake Ariana, and Eagle Lake will constitute site specific numeric interpretations of the narrative nutrient criterion set forth in paragraph 62-302.530(48)(b), F.A.C., that will supersede the otherwise applicable numeric nutrient criteria in subsection 62-302.531(2), F.A.C., for these surface water segments.

SUMMARY: These TMDLs address certain nutrient impairments in the Peace River Basin. Specifically, the nutrient TMDL rules being proposed for adoption are for the Lake Haines (1488C), Lake Rochelle (1488B), Lake Conine (1488U), Lake Alfred (1488D), Lake Blue (1521Q), Lake Marianna (1521L), Lake Ariana (1501B), and Eagle Lake (1623M). Lake Hollingsworth (1549x) is also included in this proposed rule for updates to the percent reductions for nitrogen and phosphorus. All waterbodies were verified for nutrient impairments due to elevated chlorophyll a concentrations, using the methodology established in Chapter 62-303, F.A.C. This rulemaking has been given an OGC case number 18-0183.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will 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 Agency has determined that this will 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 estimates that there will be no additional costs within one year after the rule becoming effective, but total costs after implementation of the rule are estimated to be \$6,347,120 per year for Lake Haines, Lake Rochelle, Lake Conine; \$893,590 per year for Lake Alfred; \$981,000 per year for Lake Blue; \$5,244,577 per year for Lake Marianna; \$11,555,394 per year for Lake Ariana; \$4,901,861 per year for Eagle Lake, \$1,419,300 per year for Lake Hollingsworth; the majority of which is expected to be borne by governmental entities in the watersheds.

Pursuant to paragraph 403.067(6)(c), Florida Statutes, the proposed rules do not require legislative ratification.

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: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: June 29, 2018, 2:00 p.m.

PLACE: Bob Martinez Center, 2600 Blair Stone Road, Conference Room 609, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Erin Rasnake, (850)245-8338. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Erin Rasnake, Division of Environmental Assessment and Restoration, Water Quality Evaluation and TMDL Program, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8338.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-304.625 Peace River Basin TMDLs.

(1) through (13) No change.

(14) Lake Hollingsworth: The nutrient TMDL for Lake Hollingsworth is an annual in-lake geometric mean concentration of 0.86 mg/L TN and 0.03 mg/L TP, which is intended to achieve the applicable annual geometric mean chlorophyll *a* criterion for low color, high alkalinity lakes, and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable;

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 68 ~~52~~% reduction of TN (calculated from 2.66 mg/L) and a 75 ~~57~~% reduction of TP (calculated from 0.12 mg/L), which are the highest annual geometric ~~based on~~ mean concentrations from the 2002-2012 period;

(c) The LA for nonpoint sources is a 68 ~~52~~ % reduction of TN (calculated from 2.66 mg/L) and a 75 ~~57~~% reduction of TP (calculated from 0.12 mg/L), which are the highest annual

geometric ~~based on~~ mean concentrations from the 2002-2012 period; and,

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP has been expressed as the percent reduction needed to attain the applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(15) through (16) No change.

(17) Lake Haines. The nutrient TMDL for Lake Haines is an annual geometric mean concentration of 1.05 mg/L TN and 0.03 mg/L TP, which is intended to achieve the applicable annual geometric mean chlorophyll *a* criterion for high color lakes, and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 33 % reduction of TN (calculated from 1.56 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period,

(c) The LA for nonpoint sources is a 33 % reduction of TN (calculated from 1.56 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual geometric mean concentration from the 2003-2016 period, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP has been expressed as the percent reduction needed to attain the applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(18) Lake Rochelle. The nutrient TMDL for Lake Rochelle is an annual geometric mean concentration of 1.05 mg/L TN and 0.03 mg/L TP, which is intended to achieve the applicable annual geometric mean chlorophyll *a* criterion for low color, high alkalinity lakes, and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 32 % reduction of TN (calculated from 1.54 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period,

(c) The LA for nonpoint sources is a 32 % reduction of TN (calculated from 1.54 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual

geometric mean concentrations from the 2003-2016 period, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP has been expressed as the percent reduction needed to attain the applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(19) Lake Conine. The nutrient TMDL for Lake Conine is an annual geometric mean concentration of 1.05 mg/L TN and 0.03 mg/L TP, which is intended to achieve the applicable annual geometric mean chlorophyll *a* criterion for low color, high alkalinity lakes, and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 36 % reduction of TN (calculated from 1.65 mg/L) and a 57 % reduction of TP (calculated from 0.07 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period.

(c) The LA for nonpoint sources is a 36 % reduction of TN (calculated from 1.65 mg/L) and a 57 % reduction of TP (calculated from 0.07 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP has been expressed as the percent reduction needed to attain the applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(20) Lake Alfred. The nutrient TMDL for Lake Alfred is an annual geometric mean concentration of 1.69 mg/L TN and 0.03 mg/L TP, which is intended to achieve the applicable annual geometric mean chlorophyll *a* criterion for low color, high alkalinity lakes, and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 16 % reduction of TN (calculated from 2.00 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period.

(c) The LA for nonpoint sources is a 16 % reduction of TN (calculated from 2.00 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP has been expressed as the percent reduction needed to attain the applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(21) Lake Blue. The nutrient TMDL for Lake Blue is an annual geometric mean concentration of 1.16 mg/L TN and 0.03 mg/L TP, which is intended to achieve the applicable annual geometric mean chlorophyll *a* criterion for low color, high alkalinity lakes, and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 66 % reduction of TN (calculated from 3.45 mg/L) and a 67 % reduction of TP (calculated from 0.09 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period.

(c) The LA for nonpoint sources is a 66 % reduction of TN (calculated from 3.45 mg/L) and a 67 % reduction of TP (calculated from 0.09 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP has been expressed as the percent reduction needed to attain the applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(22) Lake Marianna. The nutrient TMDL for Lake Marianna is an annual geometric mean concentration of 1.00 mg/L TN and 0.03 mg/L TP, which is intended to achieve the applicable annual geometric mean chlorophyll *a* criterion for low color, high alkalinity lakes, and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 44 % reduction of TN (calculated from 1.79 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period.

(c) The LA for nonpoint sources is a 44 % reduction of TN (calculated from 1.79 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP has been expressed as the percent reduction needed to attain the

applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(23) Lake Ariana. The nutrient TMDL for Lake Ariana is an annual geometric mean concentration of 0.97 mg/L TN and 0.03 mg/L TP, which is intended to achieve the applicable annual geometric mean chlorophyll *a* criterion for low color, high alkalinity lakes, and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 36 % reduction of TN (calculated from 1.51 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period.

(c) The LA for nonpoint sources is a 36 % reduction of TN (calculated from 1.51 mg/L) and a 0 % reduction of TP (calculated from 0.03 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP has been expressed as the percent reduction needed to attain the applicable Class III nutrient criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(24) Eagle Lake. The nutrient TMDL for Eagle Lake is an annual geometric mean concentration of 0.63 mg/L TN and 0.01 mg/L TP, which is intended to achieve the applicable annual geometric mean chlorophyll *a* criterion for low color, low alkalinity lakes, and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES MS4 Permitting Program is a 38 % reduction of TN (calculated from 1.01 mg/L) and a 50 % reduction of TP (calculated from 0.02 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period.

(c) The LA for nonpoint sources is a 38 % reduction of TN (calculated from 1.01 mg/L) and a 50 % reduction of TP (calculated from 0.02 mg/L), which are the highest annual geometric mean concentrations from the 2003-2016 period, and

(d) The Margin of Safety is implicit.

(e) While the LA and WLA for TN and TP has been expressed as the percent reduction needed to attain the applicable Class III nutrient criteria, it is the combined

reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient conditions in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

Rulemaking Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History—New 5-1-07, Amended 2-9-15,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tom Frick, Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Noah Valenstein, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 16, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 21, 2018

Section III Notice of Changes, Corrections and Withdrawals

LAND AND WATER ADJUDICATORY COMMISSION Mediterra Community Development District

RULE NOS.: RULE TITLES:
42QQQ-1.001 Establishment
42QQQ-1.002 Boundary of the Surviving District
42QQQ-1.003 Supervisors of the Surviving District

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 63, March 30, 2018 issue of the Florida Administrative Register.

The notice should have contained the following:

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

LAND AND WATER ADJUDICATORY COMMISSION Big Island Community Development District

RULE NOS.: RULE TITLES:
42RRR-1.001 District
42RRR-1.002 Boundary
42RRR-1.003 Supervisors

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 63, March 30, 2018 issue of the Florida Administrative Register.

The notice should have contained the following:
 The Agency has determined that the proposed rule is not expected to require legislative ratification based on the state of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Legislative ratification is not required based on the statement of regulatory costs.

LAND AND WATER ADJUDICATORY COMMISSION

Tolomato Community Development District

RULE NOS.: RULE TITLES:
 42SS-1.001 Establishment
 42SS-1.002 Boundary
 42SS-1.003 Supervisors

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 63, March 30, 2018 issue of the Florida Administrative Register.
 The notice should have contained the following:
 Legislative ratification is not required based on the statement of regulatory costs.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: RULE TITLES:
 60S-4.0035 Retirement Application and Effective Retirement Date
 60S-4.008 Benefits Payable Upon Death

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. 44, March 5, 2018 issue of the Florida Administrative Register.

60S-4.0035 Retirement Application and Effective Retirement Date.

(1) It shall be the responsibility of the FRS Pension Plan member, the State and County Officers' and Employees' Retirement System member, the Teachers' Retirement System member or the beneficiary of any such member in the event of the member's death, to make ~~proper~~ application to the Division for retirement benefits. A member may apply for retirement benefits within 6 months prior to his or her date of termination of employment. If a member terminates his or her employment and elects to defer his or her retirement to some future date, he or she may apply for deferred benefits up to 6 months prior to the date he or she desires his or her retirement to become effective.

(a) through (f) No change.

(2) No change.

(3) A copy of the marriage license if the spouse is named as beneficiary and the member selects option 3 or 4 as provided

in Rule 60S-4.010, F.A.C., is required as part of a ~~proper~~ application for benefits under this section.

(4) through (5) No change.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.: RULE TITLES:
 69O-203.021 Standards for Fingerprint Cards for New Applicants and Acquisition Applications
 69O-203.202 Standards for Discount Medical Plans

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. 76, April 18, 2018 issue of the Florida Administrative Register.

69O-203.021 Standards for Fingerprint Cards for New Applicants and Acquisition Applications.

~~(1) Fingerprints shall be submitted only on a card, for which instructions are adopted in subsection 69O-203.100(9), F.A.C., provided by the Office of Insurance. Others will not be accepted.~~

~~(2) The Office has adopted Form OIR-C1-938 (rev. 04/18 5/13), incorporated by reference in Rule 69O-203.100, F.A.C., which provides instructions on fingerprinting ~~how fingerprint cards are to be completed.~~~~

69O-203.202 Standards for Discount ~~Medical~~ Plans.

(1) No change.

(a) Name and address of the DPO;

(b) through (i) No change.

(j) Provisions for adding new family members; and

~~(k) All plan contracts and application forms shall have a unique form number in the lower left hand corner; and~~

~~(k)(4) Member complaint procedure.~~

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:
 69O-203.210 Forms Incorporated by Reference
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. 76, April 18, 2018 issue of the Florida Administrative Register.

69O-203.210 Forms Incorporated by Reference.

(1) The following forms are incorporated herein by reference to implement the provisions of Chapter 636, Part II, F.S.:

(a) The following forms which are hereby adopted:

FORM #	TITLE	DATE
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1. Form OIR-C1-1606 <http://www.flrules.org/Gateway/reference.asp?No=Ref-08285> APPLICATION FOR01/18 LICENSE DISCOUNT PLAN ORGANIZATION (DPO)

2. Form OIR-C1-1423 <http://www.flrules.org/Gateway/reference.asp?No=Ref-08283> BIOGRAPHICAL AFFIDAVIT 12/17

3. Form OIR-C1-938 [\[hyperlink\]](#) FINGERPRINT PAYMENT AND SUBMISSION PROCEDURE 04/18

(b) The following forms as adopted in Chapter 69O-136 and 69O-143, F.A.C.:

FORM # TITLE DATE
1. Form OIR-C1-144 SERVICE OF PROCESS 06/04
CONSENT &
AGREEMENT

2. Form OIR-C1-903 <http://www.flrules.org/Gateway/reference.asp?No=Ref-08290> INVOICE FOR NON-US12/05
CITIZENS WITH NO SOCIAL SECURITY NUMBER REQUEST FOR PAYMENT OF FINGERPRINT CHARGES

3. OIR-C1-938 <http://www.flrules.org/Gateway/reference.asp?No=Ref-08296> FINGERPRINT PAYMENT AND SUBMISSION PROCEDURE 05/13

3. Form OIR-C1-1298 <http://www.flrules.org/Gateway/reference.asp?No=Ref-06557> MANAGEMENT INFORMATION FORM40/05
COMPLETE LIST OF OFFICERS, DIRECTORS, AND SHAREHOLDERS (10% OR MORE) 03/15

(c) Form OIR-A1-1671, Annual Report – Discount Plan Organizations (05/18) (06/08).

The remainder of the rule reads as previously published.

**Section IV
Emergency Rules**

NONE

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

WATER MANAGEMENT DISTRICTS
Southwest Florida Water Management District
RULE NO.: RULE TITLE:
40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice: that on May 10, 2018 it has issued an order granting a variance. Petitioner's Name: Tallywood Condominium Assoc., Inc. – File Tracking No. 18-4275
Date Petition Filed: April 09, 2018, Rule No.: 40D-22.201, F.A.C.

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

Date Petition Published in the Florida Administrative Register:
April 13, 2018

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, ext. 2298, water.variances@watermatters.org. (J2017068-2)

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

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

On May 2, 2018 the 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 The Sweet Spot Desserts & Café Supplies LLC located in Margate. 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 handwash sink.

The Petition for this variance was published in Vol. 44/87 on May 3, 2018. The Order for this Petition was signed and approved on May 10, 2018. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring he wastewater holding tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink is provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on May 10, 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 Ov Group Inc. located in Hialeah. 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.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

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

DATE AND TIME: May 22, 2018, 4:30 p.m.

PLACE: R.A. Gray Building, 500 S. Bronough Street, Room #428, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525, Florida Statutes, a bid opening is hereby noticed for the following Invitation to Bid Number: DOS ITB 04/18-17, titled, Brokaw McDougall House Shutters. The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Department

will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with subsection 287.042(3), Florida Statutes, and need not re-advertise notice in the Florida Administrative Register. Access the VBS at: http://vbs.dms.state.fl.us/vbs/main_menu.

A copy of the agenda may be obtained by contacting: David Shufflebotham, (850)245-6457 or david.shufflebotham@dos.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: . 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: David Shufflebotham, (850)245-6457 or david.shufflebotham@dos.myflorida.com.

DEPARTMENT OF STATE

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

DATE AND TIME: May 22, 2018, 4:00 p.m.

PLACE: R.A. Gray Building, 500 S. Bronough Street, Room #428, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525, Florida Statutes, a bid opening is hereby noticed for the following Invitation to Bid Number: DOS ITB 04/18-18, titled, Union Bank Window Restoration. The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Department will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with subsection 287.042(3), Florida Statutes, and need not re-advertise notice in the Florida Administrative Register. Access the VBS at: http://vbs.dms.state.fl.us/vbs/main_menu

A copy of the agenda may be obtained by contacting: David Shufflebotham, (850)245-6457 or david.shufflebotham@dos.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: David Shufflebotham, (850)245-6457 or david.shufflebotham@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: David Shufflebotham, (850)245-6457 or david.shufflebotham@dos.myflorida.com.

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs
 The Florida Council on the Social Status of Black Men and Boys, announces a public meeting to which all persons are invited.

DATE AND TIME: May 31, 2018, 2:30 p.m. – 5:00 p.m.

PLACE: CANCELLED

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 THE MEETING SCHEDULED FOR MAY 31, 2018 HAS BEEN CANCELLED. THE MEETING NOTICE WAS ORIGINALLY PUBLISHED ON APRIL 23, 2018

A copy of the agenda may be obtained by contacting: THERE IS NO MEETING AGENDA SINCE THE MEETING HAS BEEN CANCELLED

For more information, you may contact: the Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF EDUCATION

The Miami Dade College announces a public meeting to which all persons are invited.

DATE AND TIME: May 11, 2018, 11:00 a.m. – 12:30 p.m.

PLACE: Miami Dade College Kendall Campus, 11011 SW 104th Street, Building 9, Room No. 9240, Miami, FL 33176

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 MIAMI DADE COLLEGE announces upcoming scheduled public Evaluation Committee Meeting to be held related to RFP 2018-RM-01A PROMOTIONAL SUPPLIES COLLEGE-WIDE. This meeting is scheduled to be held at Miami Dade College, Kendall Campus at the location, date and time indicated below. In the event this meeting is cancelled or postponed, notification will be provided and posted on the MDC Website, (www.mdc.edu/purchasing).

Important to note that this procurement process adheres to the “Cone of Silence” ordinance and that no verbal or written communication is allowed during this ITN process unless it is exclusively requested by the Purchasing Department to be utilized for evaluation purposes of this RFP selection process.

A copy of the agenda may be obtained by contacting: Miami Dade College, Office of the Purchasing Director, 11011 SW 104 Street, Room 9254, Miami, FL 33176 or by calling (305)237-2402.

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: Rossella Montejo, Buyer, Phone: (305)237-0009, Fax: (305)237-0360 / 0737, Email: Rmontejo@mdc.edu.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Councils Local Emergency Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: May 23, 2018, 10:30 a.m.

PLACE: 4000 Gateway Centre Blvd., Ste. 100, Pinellas Park, Florida 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Wren Krahl, Wren@tbrpc.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 4 days before the workshop/meeting by contacting: Wren Krahl, Wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, Wren@tbrpc.org.

METROPOLITAN PLANNING ORGANIZATIONS

Pasco County Metropolitan Planning Organization

The Pasco County Board of County Commissioners announces a public meeting to which all persons are invited.

DATES AND TIMES: May 22, 2018, 1:30 p.m. and June 5, 2018, 1:30 p.m.

PLACES: West Pasco Government Center, Board Room, 8731 Citizens Dr., New Port Richey, FL (May 22, 2018) and Historic Pasco County Courthouse, 2nd Floor, Board Room, 37918 Meridian Ave, Dade City, FL (June 5, 2018)

GENERAL SUBJECT MATTER TO BE CONSIDERED: AN ORDINANCE BY THE PASCO COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING THE PASCO COUNTY LAND DEVELOPMENT CODE; CHAPTER 1000 MISCELLANEOUS STRUCTURE REGULATIONS; SECTION 1002 WIRELESS FACILITIES; RENAMING SECTION TO WIRELESS COMMUNICATIONS FACILITIES; PROVIDING FOR CONSISTENCY WITH CHAPTER 27 PASCO COUNTY CODE OF ORDINANCES; PROVIDING FOR UPDATES TO REVIEW, APPROVAL, AND DENIAL TIMEFRAMES FOR CONSISTENCY WITH FEDERAL LAW; AMENDING APPENDIX A DEFINITIONS; AND OTHER SECTIONS, AS NECESSARY, FOR INTERNAL CONSISTENCY; PROVIDING FOR APPLICABILITY; REPEALER;

PROVIDING FOR SEVERABILITY; INCLUSION INTO THE LAND DEVELOPMENT CODE, AND AN EFFECTIVE DATE.

A copy of the agenda may be obtained by contacting: Planning and Development Department, West Pasco Government Center, Suite 320, 8731 Citizens Drive, New Port Richey, Florida or at the Pasco County website www.pascocountyfl.net under the link for "Agendas" or "Land Development Code Rewrite."

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: Human Resources Department, West Pasco Government Center, 7536 State Street, New Port Richey, FL 34654 5598; (727)847-8030 (V) in New Port Richey; (352)523-2411, Ext. 8030 (V) in Dade City; (813)996-2411, Ext. 8030 (V) in Land O' Lakes; or via (727)847-8949 if you are hearing impaired. 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.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District - Audit Committee announces a public meeting to which all persons are invited.

DATE AND TIME: May 22, 2018, 10:00 a.m. (teleconference)
 PLACE: District Headquarters - 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Audit Committee Teleconference Meeting to consider District business. The meeting will be held at District Headquarters and Committee members may teleconference in. Public must be present at District Headquarters to participate. Public should check the District website or contact the District to confirm that the meeting has not been cancelled or rescheduled.

A copy of the agenda may be obtained by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only) when available.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only) when available. 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.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

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

PLACE: Pine Meadows Conservation Area, 2280 Pine Meadows Golf Course Rd., Eustis, FL 32726

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lake County BOCC is hosting a grand opening celebration for the Pine Meadows Conservation Area.

Note: This event may be attended by one or more members of the St. Johns River Water Management Governing Board and the Harris Chain of Lakes Restoration Council.

A copy of the agenda may be obtained by contacting: Lake County Office of Parks and Trails at (352)253-4950.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Tuesday, May 22, 2018, 9:00 a.m.

PLACE: District Brooksville Office, 2379 Broad St., Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings and Public Hearing: Consider SWFWMD business. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

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

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

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

For more information, you may contact: Lori.manuel@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4606(Ad Order EXE0620).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners Deputy Pilot Advancement Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 30, 2018, 10:00 a.m.

PLACE: 1(888)670-3525, participant pass code: 7004064007#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancements.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

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: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982. 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: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850) 717-1982.

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

The Board of Hearing Aid Specialists announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2018, 10:00 a.m. ET

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general board business.

A copy of the agenda may be obtained by contacting: www.floridashearingaidspecialists.gov. If a person decides to appeal any decision made by the Board with respect to any

matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: the Board Office at (850)245-4474 at least one week prior to meeting date.

DEPARTMENT OF CHILDREN AND FAMILIES

Office on Homelessness

The Office on Homelessness announces a telephone conference call to which all persons are invited.

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

PLACE: Toll free: 1(888)670-3525 / Enter participant code: 701-539-8451#

GENERAL SUBJECT MATTER TO BE CONSIDERED: EXECUTIVE COMMITTEE and AFFORDABLE HOUSING COMMITTEE call. This conference call will address the committees' continued development of policy recommendations and work tasks to address the Council's Annual Report on recommendations to end homelessness in Florida.

A copy of the agenda may be obtained by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.:RULE TITLES:

69O-203.021 Standards for Fingerprint Cards for New Applicants and Acquisition Applications

69O-203.202 Standards for Discount Medical Plans

The Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: June 1, 2018, 9:00 a.m.

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

To join by telephone, call (850)413-1558 and enter conference ID #: 5592450

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the second public hearing of Rule 69O-203.021, .202, Florida Administrative Code, published on April 18, 2018 in Vol. 44, No. 76, of the Florida Administrative Register. The rules are being updated to conform to the statutory changes, implemented by Chapter 2017-112, Laws of Florida, including renaming “discount medical plan organizations” to “discount plan organizations. A notice of change was published on May 11, 2018 in Vol. 44, No. 93.

A copy of the agenda may be obtained by contacting: Christopher Struk at Christopher.Struk@flair.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 5 days before the workshop/meeting by contacting: Christopher Struk at Christopher.Struk@flair.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Christopher Struk at Christopher.Struk@flair.com.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.:RULE TITLES:

69O-203.201 Definitions

69O-203.203 Standards for the Form and Content of Advertisements or Marketing Materials

69O-203.210 Forms Incorporated by Reference

The Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: June 1, 2018, 9:00 a.m.

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

To join by telephone, call (850)413-1558 and enter conference ID #: 5592450.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the second public hearing of Rule 69O-203.201, .203, .210, Florida Administrative Code, published on April 18, 2018 in Vol. 44, No. 76, of the Florida Administrative Register. The rules are being updated to conform to the statutory changes, implemented by Chapter 2017-112, Laws of Florida, including “discount medical plan organizations” to “discount plan organizations.” A notice of change was published on May 11, 2018 in Vol. 44, No. 93.

A copy of the agenda may be obtained by contacting: Christopher Struk at Christopher.Struk@flair.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 5 days before the workshop/meeting by contacting: Christopher Struk at Christopher.Struk@flair.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Christopher Struk at Christopher.Struk@flair.com.

HDR, INC.

The Florida Department of Transportation (FDOT) announces a Project Visioning Team (PVT) meeting as part of the North Lake Trail Phase 3 Corridor Planning Study in Lake County and Marion County, Florida to which all persons are invited.

DATE AND TIME: Tuesday, May 22, 2018, 12:30 p.m. – 2:00 p.m.

PLACE: Astor Community Association, 24148 Ann St., Astor, FL 32102

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Management No.: 441626-1

Project Description: Evaluate a multi-use trail along State Road (S.R.) 19 from County Road (C.R.) 450 (Bulldog Lane) to S.R. 40 and the planned Black Bear Scenic Trail.

The Florida Department of Transportation (FDOT) is conducting a Corridor Planning Study to assess alternative alignments for a multi-use trail from C.R. 450 in the City of Umatilla to S.R. 40, approximately 19 miles. The corridor is anticipated to follow S.R. 19, though potential alternative paths will also be evaluated.

This first Project Visioning Team (PVT) meeting will kick-off the study. The project team will provide a brief overview of the purpose of the project, discuss the existing and future conditions, and begin to identify alternatives for further evaluation.

The PVT is an advisory group (not an independent decision-making board) that will assist FDOT and the consultant team by providing jurisdictional, policy, technical, and administrative guidance throughout the project. Your interest in this study is truly valued and appreciated. This is a working meeting with FDOT staff and PVT members, which is open to public attendance. Comment cards will be provided for any questions and comments regarding this study by the public, otherwise the public may contact the study team before or after the meeting.

A copy of the agenda may be obtained by contacting: Judy Pizzo, FDOT Project Manager, at 719 S. Woodland Boulevard Mail Station 501, DeLand, FL 32720, by phone at (386)943-5167 or by email Judy.Pizzo@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring accommodations to participate in this meeting or persons who require translation services (free of

charge) is asked to advise the agency at least seven (7) days before the PVT meeting by contacting: Jeff Arms, P.E., HDR, 315 E. Robinson Street, Orlando, FL 32801, by phone at (407)-420-4200, or email at Jeff.Arms@hdrinc.com. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator, jennifer.smith2@dot.state.fl.us.

FOR MORE INFORMATION, YOU MAY CONTACT: Judy Pizzo, FDOT Project Manager, by phone at (386)943-5167 or via e-mail at Judy.Pizzo@dot.state.fl.us OR Jeff Arms, P.E., at HDR, by phone at (407)420-4200 or via email at Jeff.Arms@hdrinc.com.

HDR, INC.

The Florida Department of Transportation (FDOT) announces a Project Visioning Team (PVT) meeting as part of the State Road (SR) 40 Black Bear Trail Corridor Planning Study in Lake, Marion, and Volusia County, Florida to which all persons are invited.

DATE AND TIME: Tuesday, May 22, 2018, 2:15 p.m. – 3:45 p.m.

PLACE: Astor Community Association, 24148 Ann St., Astor, FL 32102

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Management No.: 436360-1

Project Description: Evaluate a multi-use trail along State Road (S.R.) 40 from Levy Hammock Road to U.S. 17.

The Florida Department of Transportation (FDOT) is conducting a Corridor Planning Study to assess alternative alignments for a multi-use trail from Levy Hammock Road to U.S. 17, approximately 27 miles. This first Project Visioning Team (PVT) meeting will kick-off the study. The project team will provide a brief overview of the purpose of the project, discuss the existing and future conditions, and begin to identify alternatives for further evaluation.

The PVT is an advisory group (not an independent decision-making board) that will assist FDOT and the consultant team by providing jurisdictional, policy, technical, and administrative guidance throughout the project. Your interest in this study is truly valued and appreciated. This is a working meeting with the FDOT staff and PVT members, which is open to public attendance. Comment cards will be provided for any questions or comments regarding this study by the public,

otherwise the public may contact the study team before or after the meeting.

A copy of the agenda may be obtained by contacting: Julia Holtzhausen, Project Manager, at 719 S. Woodland Boulevard Mail Station 501, DeLand, FL 32720, by phone at (386)943-5058 or by email at Julia.Holtzhausen@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring accommodations to participate in this meeting or persons who require translation services (free of charge) is asked to advise the agency at least seven (7) days before the PVT meeting by contacting: Jeff Arms, P.E., HDR, 315 E. Robinson Street, Orlando, FL 32801, by phone at (407)420-4200 or email at Jeff.Arms@hdrinc.com. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator, jennifer.smith2@dot.state.fl.us.

FOR MORE INFORMATION, YOU MAY CONTACT: Julia Holtzhausen, Project Manager, by phone at (386)943-5058 or via e-mail at Julia.Holtzhausen@dot.state.fl.us or Jeff Arms, P.E., at HDR, by phone at (407)420-4200 or via email at Jeff.Arms@hdrinc.com.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Jose H. Garcia, Esq., In Re: Winston Towers 500 Association, Inc., Docket No. 2018009214, on February 20, 2018. The following is a summary of the agency’s declination of the petition:

The Division declined to issue a statement because it cannot issue a statement regarding past conduct.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Danielle Walker,

Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850)717-1539; Danielle.Walker@myfloridalicense.com.

DEPARTMENT OF FINANCIAL SERVICES

Finance

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

On May 7, 2018, the Florida Office of Financial Regulation (Consumer Finance) received a Petition for Declaratory Statement from Robin EB, Inc. The petition seeks a declaratory statement from the Office on whether Petitioner’s proposed business model (of providing online and real-time claim preauthorization and processing, assess and report health-plan utilization, and manage Participants’ out-of-pocket payments. To the extent that Robin does receive money for transmission, it is merely an incidental, but integral, component of the business in which Robin is primarily engaged—managing the back-office functions for healthcare insurance providers) falls within the Florida Money Transmitter Statute, Chapter 560, Florida Statutes.

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

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9784, Agency.Clerk@flofr.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

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

DAYTONA STATE COLLEGE

Mechanical Contractor

Advertisement for Mechanical Contractor Services

ITB #18-014 (Invitation to Bid)

Pursuant to provisions of paragraph 1013.46(1)(a), F.S., Subsection 4.1(1), SREF and Daytona State College Policy 8.06, the College hereby publicly announces it will accept signed, sealed and delivered bids from Mechanical Contractor firms licensed to do work in the State of Florida for the Building 410 Chemistry Lab Exhaust Replacement project. Bids will be due by 2:00 p.m., June 5, 2018. Interested parties may obtain information at <http://www.daytonastate.edu/fp/proposals.html> or by email to michaelle.walt@daytonastate.edu

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Friday, May 4, 2018 and 3:00 p.m., Thursday, May 10, 2018.

Rule No.	File Date	Effective Date
5E-2.039	5/10/2018	5/30/2018
5E-2.041	5/10/2018	5/30/2018
5J-22.006	5/4/2018	5/24/2018

5J-22.007	5/4/2018	5/24/2018
6B-11.007	5/9/2018	5/29/2018
40D-1.660	5/8/2018	6/1/2018
40D-8.624	5/10/2018	5/30/2018
40D-8.624	5/10/2018	5/30/2018
59A-6.022	5/7/2018	5/27/2018
61G4-18001	5/8/2018	5/28/2018
61G15-22.0001	5/8/2018	5/28/2018
61H1-31.0075	5/8/2018	5/28/2018
61N-2.031	5/8/2018	5/28/2018
65C-33.001	5/8/2018	5/28/2018
65C-33.004	5/8/2018	5/28/2018
65C-33.016	5/8/2018	5/28/2018
65C-35.01	5/8/2018	5/28/2018
65C-35.02	5/8/2018	5/28/2018
65C-35.03	5/8/2018	5/28/2018
65C-35.04	5/8/2018	5/28/2018
65C-35.05	5/8/2018	5/28/2018
65C-35.06	5/8/2018	5/28/2018
65C-35.07	5/8/2018	5/28/2018
65C-35.11	5/8/2018	5/28/2018
65C-35.12	5/8/2018	5/28/2018
65C-35.13	5/8/2018	5/28/2018
65C-35.14	5/8/2018	5/28/2018
65C-42.002	5/8/2018	5/28/2018
68-1.003	5/4/2018	5/24/2018
68B-14.009	5/10/2018	6/11/2018
68B-49.001	5/10/2018	7/1/2018
68B-49.003	5/10/2018	7/1/2018
68B-49.004	5/10/2018	7/1/2018
68B-49.006	5/10/2018	7/1/2018
69D-2.004	5/8/2018	5/28/2018

73C-23.0030	5/7/2018	5/27/2018
73C-23.0031	5/7/2018	5/27/2018
73C-23.0035	5/7/2018	5/27/2018
73C-23.0041	5/7/2018	5/27/2018
73C-23.0045	5/7/2018	5/27/2018
73C-23.0048	5/7/2018	5/27/2018
73C-23.0049	5/7/2018	5/27/2018
73C-23.0051	5/7/2018	5/27/2018
73C-23.0061	5/7/2018	5/27/2018
73C-23.0071	5/7/2018	5/27/2018
73C-23.0081	5/7/2018	5/27/2018
73C-23.0082	5/7/2018	5/27/2018
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	12/15/2017	**/**/****
69L-7.501	12/15/2017	**/**/****

DEPARTMENT OF ECONOMIC OPPORTUNITY

Notice of State of Florida Community Development Block Grant Disaster Recovery (CDBG-DR) Program Application Cycle for Hurricanes Hermine and Matthew

The U.S. Department of Housing and Urban Development (HUD) has allocated \$117,937,000 in Community Development Block Grant Disaster Recovery (CDBG-DR) funds to the state for recovery in the Federal Emergency Management Agency (FEMA) declared counties impacted by Disaster Declaration 4280 (Hurricane Hermine) and Declaration 4283 (Hurricane Matthew). The Florida Department of Economic Opportunity (DEO) is the lead agency and responsible entity for administering the funds.

Notices providing guidance on these funds were published in 82 Fed. Reg. 36812-02 (Aug. 7, 2017), 82 Fed. Reg. 5591-01 (Jan. 18, 2017) and 81 Fed. Reg. 83254-01 (Nov. 21, 2016). Eighty percent of the funding must be used in HUD-identified Most Impacted and Distressed areas.

This notice is to notify eligible counties that the application submission period is currently open and will close at 5:00 p.m. on Thursday, May 31, 2018. Please note that this period is for the submission of applications only; DEO will not be reviewing or scoring any applications until after Thursday, May 31, 2018. This application cycle will award the remaining 20 percent of CDBG-DR funding referenced above or up to \$22,408,030. Units of General Local Government (UGLG) including counties and municipalities that are located in the eligible areas that experienced Hermine or Matthew storm damage are eligible to apply for funding based on the terms and conditions in this application. The following counties are eligible to apply for this funding: Brevard, Citrus, Dixie, Duval, Flagler, Hernando, Hillsborough, Indian River, Leon, Levy, Manatee, Nassau, Pasco, Pinellas, Putnam, Seminole, Taylor, Volusia and Wakulla.

An Application Guide and all four parts of the application Form DR-HM01 can be downloaded from the DEO website at: <http://www.floridajobs.org/community-planning-and-development/assistance-for-governments-and-organizations/disaster-recovery-initiative>. You may also obtain an application packet with the above referenced documents by contacting Kevin Ogden, DEO Disaster Recovery Specialist, at phone number (850)717-8473 or via email at kevin.ogden@deo.myflorida.com. This application is incorporated by reference in Rule 73C-23.0081, FAC.

DEO encourages all prospective applicants to read the Hermine and Matthew CDBG-DR Action Plan located at: <http://www.floridajobs.org/community-planning-and-development/assistance-for-governments-and-organizations/disaster-recovery-initiative>.

A copy of the amended Action Plan may be obtained by visiting the DEO website link above, or by emailing to CDBG-DR@deo.myflorida.com or by contacting Kevin Ogden, Disaster Recovery Specialist, at the phone number below:

Florida Department of Economic Opportunity, Division of Community Development, The Caldwell Building, 107 E. Madison Street, MSC-400, Tallahassee, Florida 32399, Telephone: (850)717-8473

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.
