Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

PUBLIC SERVICE COMMISSION

RULE NOS: RULE TITLES:

25-6.0440 Territorial Agreements for Electric Utilities 25-6.0441 Territorial Disputes for Electric Utilities PURPOSE AND EFFECT: To clarify the standards the Commission applies to approve territorial agreements and decide territorial disputes, and to enhance the readability of the rules.

Undocketed

SUBJECT AREA TO BE ADDRESSED: The standards the Commission applies to approving territorial agreements and deciding territorial disputes.

RULEMAKING AUTHORITY: 350.127(2), 366.05(1), FS. LAW IMPLEMENTED: 366.04(2), (4), (5), 366.05(7), 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: Andrew King, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6195, aking@psc.state.fl.us.

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

Section II Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid RULE NO.: RULE TITLE: 59G-5.010 Provider Enrollment

PURPOSE AND EFFECT: Rule 59G-5.010, Florida Administrative Code (F.A.C.), is being repealed. Requirements contained within this rule have been revised, updated, and moved to Rules 59G-1.060 and 59G-1.050, F.A.C.

SUMMARY: This rule specifies provider requirements, Florida Medicaid enrollment policies, and reimbursement information. 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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.907, 409.9071, 409.908

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

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

MedicaidRuleComments@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-5.010 Provider Enrollment.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.907, 409.9071, 409.908 FS. History—New 9-22-93, Formerly 10P-5.010, Amended 7-8-97, 9-8-98, 7-5-99, 7-10-00, 5-7-03, 7-7-05, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Mary McCullough

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mary C. Mayhew

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 2, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 24, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers' Board

RULE NO.: RULE TITLE: 61G3-25.007 Null and Void Status

PURPOSE AND EFFECT: The proposed new rule is intended to allow for reapplication from a null and void license, pursuant to Section 455.271(6)(a), F.S. (2019).

SUMMARY: The proposed new rule permits null and void licensees to reapply for licensure by submitting the Department's form DBPR BAR 6.

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: 476.064(4), 455.271(6)(a) FS. LAW IMPLEMENTED: 455.271(6)(a) 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: Krista B. Woodard, Executive Director, Barbers' Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-25.007 Null and Void Status.

The Null and Void status licensee who applies for active or inactive status shall apply to the Department for same by submitting form DBPR BAR 6 Application for License from

<u>Null and Void (Expired License) which is incorporated by</u> reference at Rule 61-35.006, F.A.C.

Rulemaking Authority 476.064(4), 455.271(6)(a) FS. Law Implemented 455.271(6)(a) FS. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 13, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 2, 2019

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-28.013 Indian Child Welfare Act

PURPOSE AND EFFECT: The Department intends to amend Rule 65C-28.013, F.A.C, Indian Child Welfare Act, to incorporate a form and clarify required communication between the Department and the Indian Tribe.

SUMMARY: The amendments accomplish the following: (1) Incorporates the Verification of Indian Child Welfare Act Eligibility form; and (2) Requires immediate notification of the Indian Custodian and Tribe in cases involving an American Indian child when either an out-of-home plan is initiated or when the potential outcome is a dependency action.

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 used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in section 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to 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: 39.012, 39.0121(12), (13), FS.

LAW IMPLEMENTED: 39.0137, 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: Jodi Abramowitz. Jodi can be reached at (850)717-4470 or Jodi.abramowitz@myflfamilies.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

65C-28.013 Indian Child Welfare Act

The Indian Child Welfare Act of 1978 (the Act ICWA) is federal legislation found in 25 U.S.C. 1901 et seq., that governs child custody proceedings involving children who are members of an Indian tribe or Alaskan Native children as defined by the Act.

- (1) The child welfare professional shall determine at the onset of each child protective investigation if the child is a member of an Indian tribe or Alaskan Native child as defined by the Act. To determine eligibility, the child welfare professional shall complete the Verification of Indian Child Welfare Act Eligibility form, CF-FSP 5323, January 2008, by reference and available incorporated http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX, and submit it to the Children's Legal Services (CLS) attorney. A Spanish version of the Verification of Indian Child Welfare Act Eligibility form, CF-FSP 5323S, is incorporated by reference and available http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX. If a child involved in a child protective investigation is suspected of identified as being eligible for the protections of the Indian Child Welfare Act, CLS shall notify the Tribe immediately, but in no case later than one business day, and all legal proceedings and case planning activities shall be in compliance with the provisions of the Act and with any existing written Tribal Agreements between the Department and the child's tribe, unless or until it is determined that the Child is not eligible for the protections of the Act. All child protective investigations, ongoing safety and case management, and legal proceedings activities shall be documented in the Florida Safe Families Network (FSFN).
- (2) The Indian child's parent or Indian custodian and his or her tribe shall be noticed of all legal and case planning activities. All notifications provided to the tribe shall be documented in FSFN. Any correspondence to or from the tribe shall be documented in FSFN and made a part of the court record and the Department or contracted service provider shall

request of to the court that the child's eligibility for the protections of the Indian Child Welfare Act be included in all findings and orders of the court.

- (3) No change.
- (4) If the tribe does not respond to written notification by the Department that an Indian child is the subject of an investigation, the Department or contracted service provider shall continue with ongoing efforts to communicate with the tribe. If the Indian tribe does not respond after continued efforts to communicate with the tribe have been made, the Department or contracted service provider shall write or call the Bureau of Indian Affairs area office located in the geographic region of the United States in which the child's tribe is located. Cases in which Indian ancestry has been reported to the Department or contracted service provider shall be handled as ICWA cases until proven shown to be otherwise.
- (5) through (8) No change. Rulemaking Authority 39.012, 39.0121(12), (13) FS. Law Implemented 39.0137 FS. History–New 5-4-06, Amended 5-8-16,

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica Johnson

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 5, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 15, 2019

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:

1S-2.030 Vote-by-Mail Ballots for Absent Stateside

Uniformed Services and Overseas Voters

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 210, October 28, 2019 issue of the Florida Administrative Register.

The following statement was inadvertently omitted from the SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION and is hereby added:

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: This rule will not require legislative ratification pursuant to Section 120.541(3), F.S., because the rule applies only to election-related activities. Based upon past experiences with rules of this nature, this rule will not have an adverse effect on businesses or private-sector economic growth, job-creation, employment or investment; it is not likely to have an adverse impact on business competitiveness nor innovation in excess of the statutory threshold; nor will it increase regulatory costs in excess of the threshold mandating legislative ratification. No other statute requires legislative ratification for this rule.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-52.003 Procedure for Approval of Attendance at

Continuing Education Courses 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. 45 No. 173, September 5, 2019 issue of the Florida Administrative Register.

The changes are as follows:

64B8-52.003 Procedure for Approval of Attendance at Continuing Education Courses

- (1) No change.
- (2) All licensees shall be awarded contact hours for attendance at:
- (a) Aall offerings that are approved by the Electrolysis Society of Florida (ESF), or the Electrolysis Association of Florida (EAF), or the American Electrology Association, or the Society for Clinical and Medical Hair Removal; or
- (b) Aall offerings from other states which are approved by the states' licensing agency or professional electrology organization, which offerings have been approved by the American Electrology Association, or the Society for Clinical and Medical Hair Removal, or any college, university, or post-secondary institution course taken and successfully completed for the first time by the licensee in a subject area relevant to electrolysis. The licensee shall provide verification upon request of the Department.
- (3) Each licensee must comply with continuing education requirements consisting of:
 - (a) No change.
- (b) One hour of each biennium in <u>a</u> course approved by any Board within the Division of Medical Quaility Assurance of the Department on blood-borne diseases.

- (c) No change.
- (4) Continuing education per biennium may also include:
- (a) Up to ten hours <u>per biennium</u> of <u>approved home study</u> <u>courses</u> the <u>continuing education</u> required for license renewal <u>may be in the form of approved home study courses</u>.
 - (b) No change.
- (c) A maximum of 6 contact hours for (b) the presentation of an electrology related course or program as either the lecturer of the course or program or as the author of the course materials. Each licensee who is participating as either a lecturer or author of an electrology related course or program shall receive credit for the portion of the offering he/she presented or authored up to the total hours awarded for the offering.
 - 1. through 3. No change.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Medicine; Electrolysis Council, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Coral Trace Health Care to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017477. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265: Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Coral Bay Healthcare and Rehabilitation to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017476. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Colonial Lakes Health Care to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017475. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com. A copy of the Petition for Variance or Waiver may be obtained

by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care of Lakeland to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017543. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care of Orange Park to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017547. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care of Pensacola to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017555. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Fort Pierce Health Care to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017558. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care of Melbourne to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017545. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Floridian Nursing and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017550. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care of Port Charlotte to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017557. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care of Tallahassee to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017565. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care of Vero Beach to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017567. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care at West Altamonte to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017570. Any interested person or other agency may submit written comments on the petition 14 within days after this notice bv e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care of West Palm Beach to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017572. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Consulate Health Care of Winter Haven to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017577. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Franco Nursing & Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017566. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing

Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Governors Creek Health at West Altamonte to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 201901768. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 08, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Habana Health Care Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017571. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 08, 2019, the Agency for Health Care Administration, received a petition for

variance from subsection 59A-4.1265(5), F.A.C., from Harbor Beach Nursing and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017575. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on November 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Harts Harbor Health Care Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019017578. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On November 1, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(2)(a), Florida Administrative Code, subsection 61C-4.010(7) Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code, and Section 6-40.11. 2017 FDA Food Code from Rodilla Sanchez US LLC located in Miami. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers and employees. They are requesting to utilize bathrooms located on a different level.

The Petition for this variance was published in Vol. 45/71 on April 10, 2019. The Order for this Petition was signed and approved on May 30, 2019. After a complete review of the

variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the public bathrooms located on the second floor are maintained in a clean and sanitary manner and are provided with hot and cold running water under pressure, soap, approved hand drying devices, handwash sign and are available during all hours of operation. The Petitioner shall also ensure that directional signage is installed in the main restaurant area clearly stating the location of the bathrooms.

A copy of the Order or additional information may be obtained by contacting: Kasimira.Kelly@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

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On November 5, 2019 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), 2017 FDA Food Code from Avocados Food LLC located in Coral Springs. 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 and 3-compartment sink.

The Petition for this variance was published in Vol. 45/113 on June 11, 2019. The Order for this Petition was signed and approved on June 19, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sinks and 3compartment sink are 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 sinks are 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: Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE: 64B3-5.002 Supervisor

The Board of Clinical Laboratory Personnel hereby gives notice: of the issuance of an Order regarding the Petition for Variance or Waiver, filed on August 15, 2019, by Maureen Henry. The Notice of Petition for Waiver or Variance was published in Vol. 45, No. 165, of the August 23, 2019, Florida Administrative Register. Petitioner sought a variance or waiver of paragraph 64B3-5.002(3)(a), F.A.C., which sets forth the education, training/experience and certification requirements for licensure as a supervisor. The Board considered the instant Petition at a duly-noticed public meeting held on September 6, 2019, in Orlando, Florida. The Board's Order, filed on October 7, 2019, denied the petition finding that petition is moot.

A copy of the Order or additional information may be obtained by contacting: Anthony Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, (850)488-0595, or by electronic mail – Anthony.Spivey@flhealth.gov.

DEPARTMENT OF FINANCIAL SERVICES

Securities

NOTICE IS HEREBY GIVEN that on November 13, 2019, the Florida Office of Financial Regulation, received a petition for Waiver of Rule 69W-700 FAC from Ronald Freeman. The emergency petition seeks a Waiver of Rule 69W-700 which sets forth the requirements for registration of securities. Petitioner asserts that rules requiring registration of securities infringe his civil rights.

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)410-9889, Agency.Clerk@flofr.com.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

The Florida Department of State, Florida Historical Marker Council announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 22, 2019, 2:00 p.m. to conclusion

PLACE: R.A. Gray Building, Room 404, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Florida Historical Marker Council to discuss and review submitted historical marker applications.

Registration URL

https://attendee.gotowebinar.com/register/5693414545160781 579, Webinar ID: 286-901-467

A copy of the agenda may be obtained by contacting: Michael Hart, flheritage@dos.myflorida.com, (850)245-6333.

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: Michael Hart. 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: Michael Hart, Michael.Hart@DOS.MyFlorida.com, (850)245-6333.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Department of Agriculture and Consumer Services announces a public meeting to which all persons are invited.

DATE AND TIME: November 22, 2019, 9:00 a.m. THIS MEETING HAS BEEN CANCELLED

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Agriculture and Consumer Services will discuss changes to its proposed hemp rules to address public comments received by October 31st and to align with the USDA interim final hemp rules. The Department can no longer accept any more public comments at this time.

A copy of the agenda may be obtained by contacting: Kylie Werk at kylie.werk@fdacs.gov or (850)617-7700.

For more information, you may contact: Kylie Werk at kylie.werk@fdacs.gov or (850)617-7700.

DEPARTMENT OF LAW ENFORCEMENT

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

DATE AND TIME: Friday, November 22, 2019, 11:30 a.m. - 2:00 p.m. $\,$

PLACE: Florida Historic Capitol Building, 400 Monroe Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters related to both the Missing and Endangered Persons Information Clearinghouse (MEPIC) Advisory Board and the Florida Missing Children's Day Foundation.

A copy of the agenda may be obtained by contacting: Craig Schroeder at 1(888)356-4774.

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: Craig Schroeder at 1(888)356-4774. 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: Craig Schroeder at 1(888)356-4774.

DEPARTMENT OF ELDER AFFAIRS

The Department of Elder Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 2, 2019, 10:00 a.m. – 11:00 a.m. PLACE: The telephone conference call number is: 1(888)585-9008, and the participant conference code is 306-160-230

GENERAL SUBJECT MATTER TO BE CONSIDERED: General updates on Departmental programs.

A copy of the agenda may be obtained by contacting: Jenny Rojas at rojasj@elderaffairs.org or (850)414-2000. It is also located on DOEA's website at http://elderaffairs.state.fl.us/doea/public_meetings.php. To be placed on the agenda for the next quarterly call, please email Jenny Rojas with your name, contact information, and topic. Known requests for comment for the next call will be placed on the agenda for the time allotted (upon approval of the Chair). Commenters are asked to limit their presentations to three minutes and restrict their remarks to issues related to the Advisory Council's purpose.

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: Jenny Rojas at rojasj@elderaffairs.org or (850)414-2000. 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: Jenny Rojas at rojasj@elderaffairs.org or (850)414-2000.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

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

DATE AND TIME: December 17, 2019, 10:00 a.m., Eastern Time

PLACE: Dial-in number: 1(888)585-9008. When prompted for conference room number, enter (830)360-815, then press #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct a general business meeting, including license application review, discipline cases, and other miscellaneous matters.

A copy of the agenda may be obtained by contacting: Patrick Cunningham, Executive Director, Florida State Boxing Commission at 2601 Blair Stone Road, Tallahassee, FL 32399-1016 or (850)488-8500.

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 24 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).

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: Patrick Cunningham, Executive Director, Florida State Boxing Commission at 2601 Blair Stone Road, Tallahassee, FL 32399-1016 or (850)488-8500.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-3.010 Standards of Practice

The Board of Optometry announces a hearing to which all persons are invited.

DATE AND TIME: Friday, January 17, 2020, 10:00 a.m., or as soon thereafter as can be heard.

PLACE: Hilton Garden Inn Orlando at Sea World, 6850 Westwood Blvd, Orlando, Florida 32821, (407)354-1500.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss proposed amendments to Rule 64B13-3.010, F.A.C., as noticed in Vol. 45, No. 207, of the October 23, 2019, Florida Administrative Register.

A copy of the agenda may be obtained by contacting: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

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 five days before the workshop/meeting by contacting: Anthony Spivey, Executive Director, Board of Optometry, at the above address. 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 HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a workshop to which all persons are invited.

DATE AND TIME: December 12, 2019, 1:30 p.m.

PLACE: The meeting will be available in person at Orlando Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd, Orlando, FL 32827. The workshop will also be available by telephone.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is intended to provide information as well as to solicit ideas and feedback on anticipated changes to the Proximity scoring process for the upcoming RFA cycle.

A copy of the agenda may be obtained by contacting: Multifamily Programs Allocation staff, (850)488-4197.

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: Jean Salmonsen, (850)488-4197. 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.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a Petition for Declaratory Statement filed by Albert Meyer and Susan Barbosa, In Re: Ocean Pointe I Condominium Association, Docket No. 2019055996, filed on November 1, 2019.

Whether the statutory limitation in F.S. § 718.112(2)(d)2 includes years of service prior to the effective date of the statute or only for those years thereafter and whether a director may run for re-election in an upcoming board election.

If subparagraph 718.112(2)(d)2, Florida Statutes, includes years of service prior to the effective date of the statute, do the statutes permit a director who resigns prior to an election, and who has already served more than eight consecutive years, to be appointed by the existing directors to fill a vacancy on the Board and then serve another eight years?

A copy of the Petition for Declaratory Statement, Docket Number 2019055996, may be obtained by contacting the Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850)488-1631; lscmhpublicrecords@myfloridalicense.com. Please refer all comments to Nick DuVal, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes,

of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, subsection120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

NOTICE IS HEREBY GIVEN that Florida Real Estate Commission has issued an order disposing of the petition for declaratory statement filed by PEL Realty LLC on July 22, 2019. The following is a summary of the agency's disposition of the petition:

The Notice of the Petition was published in Volume 45, No. 152, of the August 6, 2019, issue of the Florida Administrative Register. Petitioner sought the Commission's opinion on four (4) inter-related questions regarding interpretation of Rules 61J2-5.015, 5.016 and 5.017, Florida Administrative Code, and the requirements, permissions, or prohibitions on ownership, management, licensure and/or compensation between various parties. The Board reviewed the declaratory statement at its meeting held on September 18, 2019. The Commission's Order, filed on October 24, 2019, granted the petition for declaratory statement. Under the facts and circumstances outlined by the Petitioner in their Petition, and accepted by the Commission, the Commission answers the questions and states as follows: A. Yes. Probate Executors LLC is allowed to have an ownership interest in PEL Realty, because a non-licensed corporation or other legal entity is allowed to have an ownership interest in a licensed Florida real estate brokerage. B. Yes, in part. C. Leon McKenzie and A. Paul Shapansky are able to manage PEL Realty. The Commission is unable to answer the remainder of the question, since unlicensed individuals are not allowed to engage in activities which constitute the practice of Real Estate in Florida, and for which a license under chapter 475, F.S., is required. Without specific details of the exact activities to be

performed regarding "valuations" or "identification of real estate opportunities," the Commission is unable to determine whether such activities constitute the practice of real estate and for which a Florida Real Estate license is required. C. The Commission is unable to answer this question without additional details. D. Yes. Probate Executors, LLC is allowed to receive distributions from the earnings of PEL Realty, LLC because earnings are not commissions as defined by Florida Statute and Administrative Code.

A copy of the Commission's Order may be obtained by contacting Lori Crawford, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, #N801, Orlando, FL 32801.

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

NONE

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 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, November 11,2019 and 3:00 p.m., Friday, November 15,2019.

Rule No.	File Date	Effective Date
15C-21.001	11/13/2019	12/3/2019
40B-2.301	11/14/2019	12/4/2019
59B-13.002	11/14/2019	12/4/2019
59B-13.003	11/14/2019	12/4/2019
59B-13.004	11/14/2019	12/4/2019
59B-13.005	11/14/2019	12/4/2019
59B-13.006	11/14/2019	12/4/2019
59G-4.370	11/12/2019	12/2/2019
61G7-7.003	11/14/2019	12/4/2019
64B10-15.001	11/13/2019	12/3/2019
64B10-15.003	11/14/2019	12/4/2019
65A-1.603	11/13/2019	12/3/2019
65C-23.001	11/13/2019	12/3/2019
65C-27.001	11/13/2019	12/3/2019
65C-27.002	11/13/2019	12/3/2019
65C-28.015	11/13/2019	12/3/2019
65C-35.001	11/13/2019	12/3/2019
65C-35.002	11/13/2019	12/3/2019
65C-35.003	11/13/2019	12/3/2019
65C-35.004	11/13/2019	12/3/2019
65C-35.005	11/13/2019	12/3/2019
65C-35.006	11/13/2019	12/3/2019
65C-35.007	11/13/2019	12/3/2019
65C-35.011	11/13/2019	12/3/2019

65C-35.012	11/13/2019	12/3/2019
65C-35.013	11/13/2019	12/3/2019
68-1.003	11/8/2019	11/28/2019

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	**/**/***
60P-1.003	11/5/2019	**/**/***
60P-2.002	11/5/2019	**/**/***
60P-2.003	11/5/2019	**/**/***
64B8-10.003	12/9/2015	**/**/***

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.