

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Licensing

RULE NO: 5N-1.113
RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: The purpose and effect of these rule amendments is to provide the regulated public with notice of the factors considered by the Division of Licensing when disciplining persons for violations of chapter 493, Florida Statutes.

SUMMARY: Proposed rule amendments specify factors considered by the Division of Licensing when imposing discipline for violations of chapter 493, Florida Statutes. Three common offenses have also been added for which no guideline previously existed, and one guideline has been removed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS (SERC) AND LEGISLATIVE RATIFICATION: The agency has determined that this rule 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 division's economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. As part of this analysis, the division concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the division determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. Additionally, no interested party

submitted additional information regarding the economic impact.

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

RULEMAKING AUTHORITY: 493.6103, 493.6304(3), 493.6406(3), FS.

LAW IMPLEMENTED: 493.6107(5), 493.6110(2), 493.6111(5), 493.6112(1), (2), 493.6115, 493.6118, 493.6120(3), 493.6121, 493.6124, 493.6301(8), 493.6304(3), 493.6404, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Roberts, Government Analyst, Division of Licensing; John.Roberts@fdacs.gov; (850)245-5441.

THE FULL TEXT OF THE PROPOSED RULE IS:

5N-1.113 Disciplinary Guidelines; ~~Range of Penalties;~~ Aggravating and Mitigating Circumstances; Range of Penalties.

(1) Purpose. This rule sets forth disciplinary guidelines used by the division when imposing penalties authorized under chapter 493, F.S. The guidelines notify applicants and licensees of the range of penalties which are routinely imposed unless the division finds it necessary to deviate based on aggravating and mitigating factors established within this rule.

(2) Violations.

(a) This rule provides general descriptions of offenses common to provisions of chapter 493, F.S. The complete language of each statutory violation should be reviewed to determine all the conduct included.

(b) This rule does not and is not intended to encompass all possible violations of statute or rule. The absence from this rule of a violation should not be construed as an indication that the violation does not cause harm to the public or is not subject to a penalty. In any instance where a violation is not listed in this rule, the penalty will be determined by consideration of:

1. The closest analogous violation, if any, and
2. Aggravating and mitigating factors.

(3) Aggravating and Mitigating Factors.

In proceedings pursuant to sections 120.57(1) and (2), F.S., the division will impose a penalty within the range corresponding to the violations as set forth below. Penalty ranges are based on a single occurrence of each violation listed. Multiple occurrences of a violation, or a combination of

different violations, will be added together to determine the total penalties to be assessed and can be grounds for enhancement of penalties. The division can deviate upward or downward from the range of penalties provided by this rule and impose any penalty permitted by section 493.6118(2), F.S., based on aggravating and mitigating factors related to each violation. The division considers the following as aggravating or mitigating circumstances:

- (a) The violation was intentional, negligent, or malicious;
- (b) The danger to public safety or welfare caused by the violation;
- (c) The amount of damage to persons or property caused by the violation;
- (d) The duration of the violation;
- (e) The length of time the violator has been licensed;
- (f) The violator’s disciplinary history;
- (g) Subsequent remedial or corrective measures taken by the violator;
- (h) The deterrent effect of the penalty imposed;
- (i) Whether the violation occurred while the violator was on probation;
- (j) Substantiated actions by another party preventing the violator from complying with applicable laws or rules;
- (k) Acts of God or nature that impaired the violator's ability to comply with applicable laws and rules;

(l) Any other relevant aggravating or mitigating factor.
(4) Additional remedies.
(a) The provisions of this rule are not intended and shall not be construed to limit the ability of the division to:

- 1. Informally dispose of disciplinary actions by guidance or compliance letters, or by stipulation, agreed settlement, or consent order.
- 2. Pursue or recommend collateral civil or criminal action if appropriate.

(b) In addition to the penalties established in this rule, the division reserves the right to recover any penalties, attorneys' fees, court costs, service fees, collection costs, costs resulting from a payment to the division that is returned for insufficient funds, or damages, as permitted by law.

(5) Final Orders. A violator’s failure to comply with a final order that imposes penalties, shall result in denial of a license application, or revocation of existing chapter 493 licenses pursuant to section 493.6118(2)(a) and (e), F.S. This is in addition to suspension of licenses under section 493.6118(6), F.S., for nonpayment of fines. Additional penalties can be sought by the division through enforcement of the final order in circuit court.

The Division sets forth below disciplinary guidelines from which penalties will be imposed upon any person or agency violating chapter 493, F.S. The purpose of the disciplinary guidelines is to provide notice of the range of penalties which

may be imposed for specific violations. The language below is intended to summarize the statutory language and is not a complete statement of the violation.

(6)(1) The disciplinary guidelines for violations committed by agencies are as follows:

| VIOLATION | RANGE OF PENALTIES |
|--|--|
| <u>(a) through (c) No change.</u> | <u>(a) through (c) No change.</u> |
| <u>(d) Failure to have a valid local occupational license. (Section 493.6107(5), F.S.)</u> | <u>(d) An administrative fine of \$50-\$150.</u> |
| <u>(d)(e) Failure to immediately notify the division of cancellation of liability insurance. (Section 493.6110(2), F.S.)</u> | <u>(d)(e) An administrative fine of \$150-\$350.</u> |
| <u>(e)(f) Failure to issue identification cards to licensed employees.</u> | <u>(Section 493.6111(5), F.S.)</u> |
| <u>(e)(f) An administrative fine of \$50-\$150 per employee.</u> | |
| <u>(f)(g) Failure to notify the division of changes in corporate officers. (Section 493.6112(1), F.S.)</u> | <u>(f)(g) From an administrative fine of \$150-\$350 to one month’s suspension of license.</u> |
| <u>(g)(h) Failure to electronically report the hiring or termination of a licensed employee within 15 calendar days. (Section 493.6112(2), F.S., and Rule 5N-1.142(1), F.A.C.)</u> | <u>(g)(h) From an administrative fine of \$50-\$150 to probation.</u> |
| <u>(i) through (z) relabeled (h) through (y) No Change.</u> | <u>(i) through (z) relabeled (h) through (y) No Change.</u> |

(7)(2) The disciplinary guidelines for violations committed by individuals are as follows:

| VIOLATION | RANGE OF PENALTIES |
|--|-----------------------------------|
| <u>(a) through (i) No change.</u> | <u>(a) through (i) No change.</u> |
| <u>(j) Firing an a unjustifiable warning shot while on duty. (Section 493.6118(1)(f), F.S., see also: section 776.012, F.S.)</u> | <u>(j) No change.</u> |

| VIOLATION | RANGE OF PENALTIES |
|---|--|
| (k) through (n) No change. | (k) through (n) No change. |
| (o) Violation of a cease and desist order issued by the division. (Sections 493.6118(1)(k), 493.6120(53), F.S.) | (o) No Change. |
| (p) through (u) No change. | (p) through (u) No change. |
| (v) <u>Falling asleep while on duty.</u> (Section 493.6118(1)(f), F.S.) | (v) <u>From a reprimand to an administrative fine of \$150 to \$300 to probation or three months suspension.</u> |
| (w) <u>Abandoning post while on duty.</u> (Section 493.6118(1)(f), F.S.) | (w) <u>From an administrative fine of \$150-500 to probation or three months suspension.</u> |
| (x) <u>Conviction for, or adjudication of guilt withheld on, a crime directly related to the business for which the license is held.</u> (Section 493.6118(1)(c), F.S., and Rule 5N-1.114, F.A.C.) | (x) <u>Revocation or denial of license.</u> |

(8)(3) In addition to the disciplinary guidelines set forth in subsections (6)(2) and (7)(3), guidelines for violations committed by recovery agencies, agents, and interns are as follows:

| VIOLATION | RANGE OF PENALTIES |
|----------------------------|----------------------------|
| (a) through (m) No change. | (a) through (m) No change. |

(9)(4) The disciplinary guidelines for violations committed by instructors and schools or training facilities are as follows:

| VIOLATION | RANGE OF PENALTIES |
|----------------------------|----------------------------|
| (a) through (g) No change. | (a) through (g) No change. |

(5) ~~The division shall be entitled to deviate from the above-mentioned guidelines and impose any penalty authorized under section 493.6118(2), F.S., upon a showing of one or more of the following aggravating or mitigating circumstances presented to the finder of fact:~~

- ~~(a) The violation was committed maliciously.~~
- ~~(b) The danger to public safety or welfare.~~

- ~~(c) The number of previous violations for the same type of offense, whether or not disciplinary action was taken.~~
 - ~~(d) The length of time the violator engaged in the prohibited activity.~~
 - ~~(e) The length of time since the violation occurred.~~
 - ~~(f) Previous disciplinary action against the violator in this or any other jurisdiction.~~
 - ~~(g) The amount of damage to persons or property caused by the violation.~~
 - ~~(h) The deterrent effect of the penalty imposed.~~
 - ~~(i) Any efforts by the violator at rehabilitation.~~
 - ~~(j) Attempts by the violator to correct violations or the failure to correct violations.~~
 - ~~(k) The violator's prior knowledge of chapter 493, F.S.~~
 - ~~(l) Whether the violation resulted from negligence or an intentional act.~~
 - ~~(m) Financial hardship.~~
 - ~~(n) The cost of disciplinary proceedings.~~
 - ~~(o) The number of other violations proven in the same proceeding.~~
 - ~~(p) The violation occurred while on probation.~~
 - ~~(6) The provisions of this rule are not intended and shall not be construed to limit the ability of the division to informally dispose of disciplinary actions by stipulation, settlement or consent order pursuant to section 120.57(3), F.S.~~
 - ~~(7) The provisions of this rule are not intended and shall not be construed to limit the ability of the Division to pursue or recommend collateral civil or criminal action when appropriate.~~
- Rulemaking Authority 493.6103, 493.6304(3), 493.6406(3) FS. Law Implemented 493.6107(5), 493.6110(2), 493.6111(5), 493.6112(1), (2), 493.6115, 493.6118, 493.6120(53), 493.6121, 493.6124, 493.6301(8), 493.6304(3), 493.6404 FS. History—New 5-7-91, Amended 5-15-95, Formerly 1C-3.113, Amended 5-23-19,

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Steven Hurm, Director, Division of Licensing
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:
 Commissioner of Agriculture Nicole Fried
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 22, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 12, 2019

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

| | |
|------------|---------------------------------|
| RULE NOS.: | RULE TITLES: |
| 61D-5.001 | Occupational Licensure |
| 61D-5.004 | Temporary Occupational Licenses |

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. 46 No. 50, March 12, 2020 issue of the Florida Administrative Register.

61D-5.001 Occupational Licensure.

(1) through (3) No change.

(4) No application for a Business Occupational License shall be granted by the division unless each of the individuals requiring licensure pursuant to ~~paragraph subsection~~ (3)(c) above have been verified by the division to hold valid Professional Occupational Licenses issued by the division.

(5) through (12) No change.

PROPOSED EFFECTIVE DATE: No change.

Rulemaking Authority 550.0251(3), 550.105(2)(b), (10)(a), ~~550.495~~, 551.107(2)(b), 849.086(6)(f) FS. Law Implemented 550.0251, 550.105, 551.107, 559.79, 849.086(6) FS. History—New 10-20-96, Amended 12-15-97, 4-12-06, 9-11-11, _____ .

61D-5.004 Temporary Occupational Licenses.

(1) through (3) No change.

(4) The granting of a temporary license is conditioned on the honesty of an applicant in his, her or its application. The Division shall revoke a temporary license if the applicant falsely swore to a material statement in the application relating to the applicant’s criminal history or suspension, unpaid fines, revocation or denial in Florida or another racing or gaming jurisdiction. ~~If the division determines the applicant falsely swore to a material statement in the application relating to the applicant’s criminal history or suspension, unpaid fines, revocation or denial in Florida or another gaming or racing jurisdiction, the division may revoke a temporary license.~~

(5) through (7) No change.

PROPOSED EFFECTIVE DATE: No change.

Rulemaking Authority 550.0251(3), 550.105(2)(b), (6) FS. Law Implemented 550.0251, 550.105 FS. History—New 10-20-96, Amended 12-15-97, 4-12-06, 9-11-11, _____ .

FORM UPDATE SUMMARY

In addition to the updates above, the following list provides a summary of the updates made to Forms incorporated by reference:

Form DBPR PMW- 3120 incorporated by reference in Rule 61D-5.001, F.A.C.

1. Added <http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx> as a reference for applicants to look up the current fingerprint fee amount.

2. Simplified language relating to challenging FDLE and FBI criminal history records.

3. Provided that applicants are subject to the laws of the state of Florida. Removed references to specific rules and statutes.

Form DBPR PMW- 3130 incorporated by reference in Rule 61D-5.001, F.A.C.

1. Simplified language relating to challenging FDLE and FBI criminal history records.

2. Removed applicant release of liability regarding third party individuals or entities that release applicant information in their possession.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

| | |
|-------------|---|
| RULE NOS.: | RULE TITLES: |
| 61D-11.008 | Cardroom Business Occupational License |
| 61D-11.009 | Cardroom Employee Occupational License and Pari-Mutuel/Cardroom Combination License |
| 61D-11.0101 | Temporary Cardroom Occupational License |

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. 46 No. 50, March 12, 2020 issue of the Florida Administrative Register.

61D-11.008 Cardroom Business Occupational License.

(1) through (10) No change.

See the form update summary below for changes regarding Form DBPR-PMW 3140 incorporated by reference in Rule 61D-11.008, Florida Administrative Code.

PROPOSED EFFECTIVE DATE: No change.

Rulemaking Authority 550.0251(12), 550.105(2)(b), (10)(a), 551.107(2)(b), 849.086(4)(a), (6)(d), (f), FS. Law Implemented 550.0251, 550.105, 551.107, 559.79, 849.086(6), FS. History—New 1-7-97, Amended 5-9-04, 4-12-06, 9-7-08, 7-21-14, _____ .

61D-11.009 Cardroom Employee Occupational License.

(1) through (9) No change.

(10) During the three year term of a valid occupational license issued by the division, an individual may need another type of occupational license for any reason, such as a change in his or her employment or job duties. From the date an occupational license is granted until May 1 of the year in which the license expires, a licensee may request to upgrade the valid occupational license they hold to another occupational license type to which the division allows an upgrade.

(a) No change.

(b) In order to request an upgrade of the valid occupational license held by an individual or business the licensee must submit the following to the division:

1. No change.

2. The difference in the license fee, if any, between the occupational license held by the licensee and the license type to which the licensee is requesting to upgrade. A Cardroom Employee Occupational Licensee shall not be required to pay a fee ~~pay no fee~~ to upgrade to a Slot/Cardroom/Pari-Mutuel Combination Occupational License.

3. No change.

(c) through (d) No change.

(11) through (12) No change.

PROPOSED EFFECTIVE DATE: No change.

Rulemaking Authority 550.0251(12), 550.105(2)(b), (10)(a), 551.107(2)(b), 849.086(4)(a), (6)(d), (f), FS. Law Implemented 550.0251, 550.105, 551.107, 559.79, 849.086(6), FS. History—New 1-7-97, Amended 5-9-04, 3-4-07, 9-7-08, 7-21-14, 1-2-18, _____.

61D- 11.0101- Temporary Cardroom Occupational License.

(1) through (2) No change.

(3) The granting of a temporary license is conditioned on the honesty of an applicant in his, her or its application. The Division shall revoke a temporary license if the applicant falsely swore to a material statement in the application relating to the applicant’s criminal history or suspension, unpaid fines, revocation or denial in Florida or another racing or gaming jurisdiction. ~~If the division determines the applicant falsely swore to a material statement in the application relating to the applicant’s criminal history or suspension, unpaid fines, revocation or denial in Florida or another gaming or racing jurisdiction, the division may revoke a temporary license.~~

(4) through (6) No change.

PROPOSED EFFECTIVE DATE: No change.

Rulemaking Authority 550.0251(12), 849.086(4), (6), FS. Law Implemented 849.086, FS. History—New _____.

FORM UPDATE SUMMARY

In addition to the updates above, the following list provides a summary of the updates made to Form DBPR-PMW 3140

incorporated by reference in Rule 61D-11.008, Florida Administrative Code:

1. Added <http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx> as a reference for applicants to look up the current fingerprint fee amount.

2. Simplified language relating to challenging FDLE and FBI criminal history records.

3. Provided that applicants are subject to the laws of the state of Florida. Removed references to specific rules and statutes.

4. Changed “Florida Statute” to “Florida Statutes.”

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE NOS.: RULE TITLES:

61D-14.002 Application Requirements

61D-14.005 Occupational License Requirements for Individual Persons

61D-14.0055 Temporary Slot Machine Occupational License

61D-14.006 Occupational License Application Requirements for Business Entities

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. 46 No. 50, March 12, 2020 issue of the Florida Administrative Register.

61D-14.002 Application Requirements.

(1) Each application for a slot machine license shall:

(a) through (d) No change.

(e) Include the names and addresses of the ultimate equitable owners for a corporation or other business entity, if different from those provided under paragraph subsection ~~(d)~~ above, unless:

1. through 2. No change.

(f) Include the names and addresses of any mortgagee of the applicant’s pari-mutuel facility and information on any financial agreement between the parties including the names and addresses of:

1. through 2. No change.

3. The equitable owners under paragraph subsection ~~h~~ (e) above, if applicable.

(g) through (r) No change.

(1) through (4) No change.

PROPOSED EFFECTIVE DATE: No change.

Rulemaking Authority 550.0251(2), 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), (f), (g), 551.104(4), (10), 551.106(1), 551.107(7), 551.118, 559.79) FS. History—New 6-25-06, Amended 6-21-10, 5-30-17, _____.

61D-14.005 Occupational License Requirements for Individual Persons.

(1) The following slot machine occupational license requirements apply to individual persons having access to the designated slot machine area or who may be granted access to the slot machine area by reason of the positions they hold:

(a) No change.

(b) Slot Machine General Individual Occupational License – An individual seeking a license as an employee of a slot machine facility with no management or supervisory authority related to the slot machine licensee’s facility or employees not covered in ~~paragraph subsection~~ (1)(a) above, must apply for a Slot Machine General Individual Occupational License.

(c) No change.

(2) Every applicant for a slot machine or combination occupational license pursuant to ~~paragraphs subsections~~ (1)(a) or (c) above, shall disclose in his or her application:

(a) through (b) No change.

(3) through (7) No change.

(8) During the three year term of a valid occupational license issued by the division, an individual may need another type of occupational license for any reason, such as a change in his or her employment or job duties. From the date an occupational license is granted until April 1 of the year in which the license expires, a licensee may request to upgrade the valid occupational license they hold to another occupational license type to which the division allows an upgrade.

(a) No change.

(b) In order to request an upgrade of the valid occupational license held by an individual the licensee must submit the following to the division:

1. No change.

2. The difference in the license fee, if any, between the occupational license held by the licensee and the license type to which the licensee is requesting to upgrade. The difference in license fees that must be paid are as follows:

a. A Slot Machine General Occupational Licensee shall not be required to pay a ~~must pay no~~ fee to upgrade to a Slot Machine Professional Occupational License.

b. A Slot Machine General Occupational Licensee shall not be required to pay a ~~must pay no~~ fee to upgrade to a Slot/ Cardroom/ Pari-Mutuel Combination Occupational License.

c. A Slot Machine Professional Occupational Licensee shall not be required to pay a ~~must pay no~~ fee to upgrade to a Slot/ Cardroom/ Pari-Mutuel Combination Occupational License.

(c) through (d) No change.

(9) through (10) No change.

PROPOSED EFFECTIVE DATE: No change.

Rulemaking Authority 550.0251(12), 550.105(2)(b), (10)(a), 551.103(1), 551.107(2)(b), 551.122, 849.086(4)(a), (6)(d), (f), FS. Law Implemented 550.0251, 550.105, 551.103(1)(b), 551.107, 551.108, 559.79, 849.086(6), FS. History–New 6-25-06, Amended 12-6-06, 6-21-10, 9-26-13, 5-30-17, _____ .

61D-14.0055 Temporary Slot Machine Occupational License.

(1) Through (2) No Change

(3) The granting of a temporary license is conditioned on the honesty of an applicant in his, her or its application. The Division shall revoke a temporary license if the applicant falsely swore to a material statement in the application relating to the applicant’s criminal history or suspension, unpaid fines, revocation or denial in Florida or another racing or gaming jurisdiction. ~~If the division determines the applicant falsely swore to a material statement in the application relating to the applicant’s criminal history or suspension, unpaid fines, revocation or denial in Florida or another gaming or racing jurisdiction, the division may revoke a temporary license.~~

(4) No change

PROPOSED EFFECTIVE DATE: No change

Rulemaking Authority 551.103(1), 551.1045, 551.122 FS. Law Implemented 551.1045, 551.107 FS. History–New 6-21-10, Amended 5-30-17, _____.

61D-14.006 Occupational License Application Requirements for Business Entities.

(1) through (12) No change

PROPOSED EFFECTIVE DATE: No change

Rulemaking Authority 550.0251(2), 551.103(1), 551.122 FS. Law Implemented 551.103(1)(b), 551.107, 559.79 FS. History–New 7-30-06, Amended 6-21-10, 8-14-11, 9-26-13, 5-30-17, _____.

FORM UPDATE SUMMARY

In addition to the updates above, the following list provides a summary of the updates made to Forms incorporated by reference:

Form DBPR PMW-3470 incorporated by reference in Rule 61D-14.002, F.A.C.

Updated the address for DBPR, Division of Pari-Mutuel Wagering.

Form DBPR PMW-3410 incorporated by reference in Rule 61D-14.005, F.A.C.

1. Added <http://www.fdle.state.fl.us/Criminal-History-Records/Obtaining-Criminal-History-Information.aspx> as a reference for applicants to look up the current fingerprint fee amount.

2. Simplified language relating to challenging FDLE and FBI criminal history records.

3. Removed release of liability by applicant for individuals and entities providing information to the Division.

4. Provided that applicants are subject to the laws of the state of Florida. Removed references to specific rules and statutes.

Form DBPR PMW-3420 referenced in Rule 61D-14.006, F.A.C.

1. Removed release of liability by applicant for individuals and entities providing information to the Division.

2. Provided that applicants are subject to the laws of the state of Florida. Removed references to specific rules and statutes.

Form DBPR PMW 3450 referenced in Rule 61D-14.005, F.A.C.

1. Simplified language relating to challenging FDLE and FBI criminal history records.

2. Provided that applicants are subject to the laws of the state of Florida. Removed references to specific rules and statutes.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:
68A-13.003 Hunting Regulations for Ducks, Geese, and Coots

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 46 No. 108, June 3, 2020 issue of the Florida Administrative Register.

The statement of Rulemaking Authority is corrected to read as follows:

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution; Section 379.2223, FS.

The statement of the Law Implemented is corrected to read as follows:

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution; Section 379.2223, FS.

The rulemaking authority and law implemented citations at the end of the rule language are corrected to read, as follows:

Rulemaking Authority Art. IV, Sec. 9, Fla. Const.; 379.2223, FS. Law Implemented Art. IV, Sec. 9, Fla. Const.; 379.2223, FS. History–New 8-1-79, Amended 10-23-79, 8-19-80, 9-29-81, 8-30-82, 7-27-83, 8-13-84, 8-13-85, 10-1-85, Formerly 39-13.03, Amended 8-5-86, 8-24-87, 8-18-88, 12-12-88, 8-17-89, 10-30-89, 8-9-90, 10-31-90, 8-22-91, 10-31-91, 8-23-92, 10-22-92, 9-2-93, 10-28-93, 11-6-94, 10-23-95, 10-

20-96, 8-7-97, 10-28-97, 11-12-98, 6-23-99, Formerly 39-13.003, Amended 11-7-00, 5-13-02, 5-1-03, 7-1-04, 7-1-05, 2-1-06, 7-1-06, 1-9-07, 1-8-08, 7-1-08, 1-6-09, 1-19-10, 7-1-10, 1-5-11, 3-25-12, 2-12-13, 1-23-14, 1-19-15, 12-21-15, 7-1-16, 7-1-17, 8-13-18, 7-1-19, 7-1-19 (1)(f)1, 7-1-2020.

These corrections are implemented in response to comments made by the Joint Administrative Procedures Committee in a letter dated May 27, 2020.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:
68A-13.008 Hunting Regulations for Migratory Birds Other than Ducks and Coots

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 46 No. 108, June 3, 2020 issue of the Florida Administrative Register.

Notice is hereby given that the following corrections have been made to the proposed rule in Vol. 46 No. 96, May 15, 2020 issue of the Florida Administrative Register.

The statement of Rulemaking Authority is corrected to read as follows:

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution; Section 379.2223, FS.

The statement of the Law Implemented is corrected to read as follows:

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution; Section 379.2223, FS.

The rulemaking authority and law implemented citations at the end of the rule language are corrected to read, as follows:

Rulemaking Authority Art. IV, Sec. 9, Fla. Const.; 379.2223, FS. Law Implemented Art. IV, Sec. 9, Fla. Const.; 379.2223, FS. History–New 8-17-89, Amended 8-9-90, 8-22-91, 8-23-92, 9-2-93, 9-15-94, 9-15-96, 9-7-97, Formerly 39-13.008, Amended 7-1-01, 7-1-04, 1-9-07, 1-6-09, 7-1-10, 1-4-12, 1-23-14, 1-19-15, 7-1-18, 7-1-19, 7-1-20.

These corrections are implemented in response to comments made by the Joint Administrative Procedures Committee in a letter dated May 27, 2020.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit

The Public Employees Relations Commission hereby gives notice: On June 3, 2020, the Public Employees Relations Commission issued a final order in Case No. MS-2020-017 granting an emergency petition for variance from Florida Administrative Code Rule 60CC-4.002 filed by Scott Launier and the United Faculty of Florida. The variance allows the Petitioners to conduct all aspects of a ratification election electronically through July 6, 2020. The Public Employees Relations Commission determined that the Petitioners had demonstrated an emergency existed and that they would suffer a substantial hardship if the variance was not granted. The petition was filed on May 20, 2020, and the notice of receipt of the petition was published on May 21, 2020, on the Commission’s website and in Volume 46, Number 100 F.A.R. A timely comment was received from John Fauth and John Raible objecting to the petition, which was considered by the Commission in disposing of the petition.

A copy of the Order or additional information may be obtained by contacting: Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-3.001 General Requirements of Clinical Laboratory Personnel Training Programs

NOTICE IS HEREBY GIVEN that on June 1, 2020, the Board of Clinical Laboratory Personnel, received a petition for variance and waiver submitted by the Florida Cancer Specialists & Research Institute (FCS). Petitioner is seeking a variance or waiver of Rule 64B3-3.001, F.A.C., requiring the submission of proof of accreditation from the National Accrediting Agency for Clinical Laboratory Science (NAACLS) to start a Cytogenetics Training Program in the State of Florida. Comments on the petition should be filed with

the Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3258, telephone: (850)488-0595, or by electronic mail – Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, at the above address.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

The Board of Nursing Home Administrators hereby gives notice: that on June 3, 2020, an Order was filed on the Petition for Variance or Waiver. The Petition was filed by Michael Jernigan, on April 28, 2020. Petitioner sought a variance or waiver of Rule 64B10-15.001, F.A.C., with regards to the requirements for continuing education for licensure renewal which requires that every person licensed pursuant to Chapter 468, Part II, F.S. shall be required to obtain continuing education which contributes to increasing or enhancing the licensee’s professional skill or which enables the licensee to keep abreast of changes that affect the field of nursing home administration.

The Notice of Petition for Variance or Waiver was published in Vol. 46, No. 84, on April 29, 2020, in the Florida Administrative Register. The Board, at its meeting held on May 20, 2020, voted to grant the Petition for Variance or Waiver finding that Petitioner demonstrated a substantial hardship; demonstrated that application of the rule would violate the principles of fairness; and demonstrated that the purpose of the underlying statute had been met.

A copy of the Order or additional information may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, Anthony.Spivey@flhealth.gov.

Section VI
Notice of Meetings, Workshops and Public
Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The CRAFT Foundation, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 8, 2020, 1:30 p.m.

PLACE: The meeting has been cancelled and rescheduled for a later date and time.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CRAFT Foundation Technical Working Group will conduct a

meeting to discuss and execute matters including, but not limited to, the development and recommendation of CRAFT Cycle Two parameters and requirement; discussion regarding Data Collection guidelines and responsibilities; and other issues.

A copy of the agenda may be obtained by contacting: Tamara Wood at 1(863)698-9276.

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: Tamara Wood at 1(863)698-9276. 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: Tamara Wood at 1(863)698-9276.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The CRAFT Foundation, Inc. Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 11, 2020, 1:00 p.m.

PLACE: The meeting will be conducted via Zoom web conferencing. Attendees may join the web conference by visiting

<https://us02web.zoom.us/j/86280260017?pwd=M0lwbFJjdzhGMnpNYlg1RERMUlhUT09> and entering

Meeting ID: 862 8026 0017 and Password: 065555. For audio, dial (929)205-6099 and entering Meeting ID: 862 8026 0017 and Password: 065555.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CRAFT Foundation Technical Working Group will conduct a meeting to discuss and execute matters including, but not limited to, the development and recommendation of CRAFT Cycle Two parameters and requirement; discussion regarding Data Collection guidelines and responsibilities; and other issues.

A copy of the agenda may be obtained by contacting: Tamara Wood at 1(863)698-9276.

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: Tamara Wood at 1(863)698-9276. 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: Tamara Wood at 1(863)698-9276.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: June 11, 2020, 10:00 a.m.

PLACE: 605 Suwannee Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The conference call has been canceled.

A copy of the agenda may be obtained by contacting:

For more information, you may contact: the Florida Transportation Commission at (850)414-4105.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: June 11, 2020, 9:00 a.m.

PLACE: This meeting will be held via webinar and teleconference. Use the following link to join from your computer, tablet, or smartphone: <https://attendee.gotowebinar.com/register/1256427737566196493>

For audio, please dial-in using the call-in number: 1(888)585-9008 and conference pin number: 421-319-736.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Performance and Production Metrics Review Meeting.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399, (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399, (850)414-4105.

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 23, 2020, 1:00 p.m. ET via webinar

PLACE: Link to webinar is located on the agenda.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a regular business meeting of the Florida ABLE, Inc. Board.

A copy of the agenda may be obtained by contacting: <https://www.myfloridaprepaid.com/about-us/board-reports/or> by calling (850)488-8514.

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: fax a written request to the Florida Prepaid College Board at (850)488-3555. 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).

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 23, 2020, 2:30 p.m. ET via webinar

PLACE: Link to webinar is located on the agenda.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a regular business meeting of the Florida Prepaid College Foundation Board.

A copy of the agenda may be obtained by contacting: <https://www.myfloridaprepaid.com/about-us/board-reports/or> by calling (850)488-8514.

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: fax a written request to the Florida Prepaid College Board at (850)488-3555. 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).

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 24, 2020. The Florida Prepaid College Board Audit and Risk Committee meeting will begin at 8:00 a.m., or soon thereafter, until completion, followed by the Florida Prepaid College Board Investment

Committee meeting, until completion, followed by the Florida Prepaid College Board meeting via webinar.

PLACE: Link to webinar is located on the agenda.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct regular business meetings of the Florida Prepaid College Board Audit and Risk Committee, the Florida Prepaid College Board Investment Committee and the Florida Prepaid College Board.

A copy of the agenda may be obtained by contacting: <https://www.myfloridaprepaid.com/about-us/board-reports/or> by calling (850)488-8514.

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: fax a written request to the Florida Prepaid College Board at (850)488-3555. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

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

DATE AND TIME: July 21, 2020, 3:30 p.m.

PLACE: Conf. room 101, 4050 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Opening for the Maintenance, Monitoring, Testing and Inspections of Fire Alarm, Access and Security Systems Invitation to Negotiate (DMS-19/20-063). For the solicitation documents and any other information please refer to the Vendor Bid System.

A copy of the agenda may be obtained by contacting: Caitlen Boles, DMS.Purchasing@dms.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 5 days 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).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Roofing Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: June 11, 2020, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar.

Join the meeting at <https://global.gotomeeting.com/join/533378925> Join the conference call: United States (toll-free) 1(866)899-4679 access code/meeting ID: 533-378-925; public point of access: 2601 Blair Stone Road, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To Consider and discuss the following Declaratory Statement: DS 2020-022 by Eduard C. Badiu of CeBB Engineering & Testing Co

Other Committee Business on the agenda.

A copy of the agenda may be obtained by contacting: Robert Benbow, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Robert Benbow, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, or call (850)487-1827 or by accessing the Commission website: <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Structural Technical Advisory Committee concurrently with the Hurricane Research Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: June 26, 2020, 1:00 p.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar:

Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free): 1(866)899-4679; Meeting ID/Access Code: 533-378-925; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and accept the final draft reports for the following research projects:

- Wind-Driven Rain Tests of Building Envelope Systems up to Hurricane Strength Wind-Driven Rain Intensity
 - Update and Development of Wind Speed Line Maps for the Florida Building Code, 7th Edition (2020)
 - Hurricane Michael Data Enhancement (Phase II), Performance of Modular Houses and Review of FEMA Recovery Advisory
 - Phase II: Experimental Evaluation of Pressure Equalization Factors and Wind Resistance of Vinyl Siding Systems Using a Multi-Chamber Pressure Test Bed
- Hurricane Research Advisory Committee (Separately)

Recommend and discuss potential research topics for consideration by the Building Commission.

A copy of the agenda may be obtained by contacting: Joe Bigelow, as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Joe Bigelow, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436; or access information on the Commission's website, <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Committee on Continuing Professional Education announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 25, 2020, 10:00 a.m.

PLACE: Go to <https://global.gotomeeting.com/join/669135677>, you can also

dial in using your phone United States: (571)317-3117, Access Code: 669-135-677

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee on Continuing Professional Education will meet to discuss items relating to CPE credits.

A copy of the agenda may be obtained by contacting: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

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: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607. 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: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy, Rules Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 25, 2020, 9:00 a.m. ET

PLACE: 1(888)585-9008, Participant Code: 599-196-982(#)

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business meeting regarding discussion and actions regarding current and proposed rules.

A copy of the agenda may be obtained by contacting: www.floridaspharmacy.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. 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: (850)245-4474.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Local Child Abuse Death Review Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: The second Wednesday of each month beginning July 8, 2020, 10:00 a.m. – 11:30 a.m.

PLACE: Conference Call: 1(888)670-3525, Code: 552-295-2262

GENERAL SUBJECT MATTER TO BE CONSIDERED: Address any administrative issues that the local committees may be experiencing. Discuss the current status of cases that have been received for review.

A copy of the agenda may be obtained by contacting: Joshua Thomas: Joshua.Thomas@flhealth.gov.

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

For more information, you may contact: Joshua Thomas: Joshua.Thomas@flhealth.gov.

NAVIGATION DISTRICTS

West Coast Inland Navigation District

The West Coast Inland Navigation District announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 12, 2020, 3:00 p.m.

PLACE: Via Telephone 1(844)855-4444 access code 300627#.

On-Line: <https://join.freeconferencecall.com/wcind2020>, Online meeting Id; WCIND2020

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Navigation District.

A copy of the agenda may be obtained by contacting: WCIND, 200 E. Miami Avenue, Venice, FL 34285.

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.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: June 12, 2020, 10:00 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt notes by Florida Housing to provide additional financing for the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Springfield Crossings, a 60-unit multifamily residential rental development located at Detroit Avenue, Intersection of Detroit Avenue and East 8 Street, Springfield, Bay County, FL 32401. The owner and operator of the development is Springfield Crossings, LLC, 7575 Dr. Phillips Blvd. Suite 390, Orlando, FL 32819 or such successor in interest in which Springfield Crossings, LLC, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Royal American Management, Inc., 1002 West 23rd Street, Suite 400, Panama City, FL 32405. The tax-exempt note amount is not to exceed \$7,370,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential note issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 9, 2020, and should be addressed to the attention of Tim Kennedy, Assistant Director of Multifamily Programs. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tim Kennedy, Assistant Director of Multifamily Programs, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: NA

For more information, you may contact: Tim Kennedy, Assistant Director of Multifamily Programs.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: June 12, 2020, 10:30 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt notes by Florida Housing to provide additional financing for the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

Hilltop Pointe, a 50-unit multifamily residential rental development located at 4514 Hilltop Lane, Panama City, Bay County, FL 32405. The owner and operator of the development is Hilltop Pointe, LP, 1002 West 23rd Street, Suite 400, Panama City, FL 32405 or such successor in interest in which Hilltop Pointe, LP, or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Royal American Management, Inc., 1002 West 23rd Street, Suite 400, Panama City, FL 32405. The tax-exempt note amount is not to exceed \$5,830,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential note issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 9, 2020, and should be addressed to the attention of Tim Kennedy, Assistant Director of Multifamily Programs. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tim Kennedy, Assistant Director of Multifamily Programs, Florida Housing Finance Corporation at (850)488-4197 at least five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this

hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: NA
 For more information, you may contact: Tim Kennedy, Assistant Director of Multifamily Programs.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: June 12, 2020, 11:00 a.m. (Tallahassee local time)

PLACE: The offices of Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a TEFRA hearing concerning the potential future issuance of tax-exempt notes by Florida Housing to provide additional financing for the acquisition, construction or rehabilitation of the following multifamily residential rental development in the aggregate face amount, not to exceed the amount listed below:

The Landings at Homestead, a 101-unit multifamily residential rental development located at 201 NE 11th Street, Homestead, Miami-Dade County, FL 33030. The owner and operator of the development is Landings at Homestead, Ltd., 477 S. Rosemary Avenue, Suite 301, West Palm Beach, FL 33401 or such successor in interest in which Landings at Homestead, Ltd., or an affiliate thereof, is a managing member, general partner and/or controlling stockholder. The prospective manager of the proposed development is Richman Property Services, Inc., 4350 W. Cypress Street #340, Tampa, FL 33607. The tax-exempt note amount is not to exceed \$15,400,000.

All interested parties may present oral comments at the public TEFRA hearing or submit written comments regarding the potential note issuance for the development being financed. Written comments should be received by Florida Housing by 5:00 p.m. (Tallahassee local time), June 9, 2020, and should be addressed to the attention of Tim Kennedy, Assistant Director of Multifamily Programs. Any persons desiring to present oral comments should appear at the hearing.

If requested in writing, a fact-finding hearing will be held in the county where the property is located. When possible, the local hearing will be held before the formal TEFRA hearing and comments received at the local hearing will be placed on record at the TEFRA hearing.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Tim Kennedy, Assistant Director of Multifamily Programs, Florida Housing Finance Corporation at (850)488-4197 at least

five calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing using the Dual Party Relay System that can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

Any person who decides to appeal any decision made by Florida Housing with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which will include the testimony and evidence upon which the appeal is based.

A copy of the agenda may be obtained by contacting: NA
 For more information, you may contact: Tim Kennedy, Assistant Director of Multifamily Programs.

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION

The Florida Self-Insurers Guaranty Association, Inc. announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, June 18, 2020, 2:00 p.m.

PLACE: Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will discuss general business of the Association.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, Tallahassee, FL 32308, (850)222-1882.

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: Deb Wilson, Self-Insurance Assistant, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, Tallahassee, FL 32308, (850)222-1882. 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).

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

**DEPARTMENT OF FINANCIAL SERVICES
 Finance**

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

On 6/2/2020 the Petition was WITHDRAWN. The original petition sought a declaratory statement from the Office whether

(a payroll service company in partnership with a regulated financial institution which transfers funds through the Automated Clearing House to the payee) falls under the Florida Money Transmitter Statute, Chapter 560, Florida Statutes. *****The original petition was published May 13, 2020 in the Florida Administrative Register Volume 46, Number 94.

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

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, 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

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., Thursday, May 28, 2020 and 3:00 p.m., Wednesday, June 3, 2020.

| Rule No. | File Date | Effective Date |
|-----------------|------------------|-----------------------|
| 2A-9.006 | 6/2/2020 | 6/22/2020 |
| 53ER20-37 | 5/28/2020 | 5/28/2020 |
| 61G4-17.002 | 5/28/2020 | 6/17/2020 |
| 65G-12.001 | 5/28/2020 | 6/17/2020 |
| 65G-12.002 | 5/28/2020 | 6/17/2020 |
| 67-21.001 | 6/3/2020 | 6/23/2020 |
| 67-21.002 | 6/3/2020 | 6/23/2020 |
| 67-21.0025 | 6/3/2020 | 6/23/2020 |
| 67-21.003 | 6/3/2020 | 6/23/2020 |
| 67-21.004 | 6/3/2020 | 6/23/2020 |
| 67-21.0045 | 6/3/2020 | 6/23/2020 |
| 67-21.006 | 6/3/2020 | 6/23/2020 |
| 67-21.007 | 6/3/2020 | 6/23/2020 |
| 67-21.008 | 6/3/2020 | 6/23/2020 |
| 67-21.009 | 6/3/2020 | 6/23/2020 |
| 67-21.010 | 6/3/2020 | 6/23/2020 |
| 67-21.013 | 6/3/2020 | 6/23/2020 |
| 67-21.014 | 6/3/2020 | 6/23/2020 |
| 67-21.015 | 6/3/2020 | 6/23/2020 |
| 67-21.017 | 6/3/2020 | 6/23/2020 |
| 67-21.018 | 6/3/2020 | 6/23/2020 |
| 67-21.019 | 6/3/2020 | 6/23/2020 |
| 67-21.025 | 6/3/2020 | 6/23/2020 |
| 67-21.026 | 6/3/2020 | 6/23/2020 |

| | | |
|------------|----------|-----------|
| 67-21.027 | 6/3/2020 | 6/23/2020 |
| 67-21.028 | 6/3/2020 | 6/23/2020 |
| 67-21.029 | 6/3/2020 | 6/23/2020 |
| 67-21.030 | 6/3/2020 | 6/23/2020 |
| 67-21.031 | 6/3/2020 | 6/23/2020 |
| 67-48.001 | 6/3/2020 | 6/23/2020 |
| 67-48.002 | 6/3/2020 | 6/23/2020 |
| 67-48.004 | 6/3/2020 | 6/23/2020 |
| 67-48.007 | 6/3/2020 | 6/23/2020 |
| 67-48.0072 | 6/3/2020 | 6/23/2020 |
| 67-48.0075 | 6/3/2020 | 6/23/2020 |
| 67-48.009 | 6/3/2020 | 6/23/2020 |
| 67-48.0095 | 6/3/2020 | 6/23/2020 |
| 67-48.010 | 6/3/2020 | 6/23/2020 |
| 67-48.0105 | 6/3/2020 | 6/23/2020 |
| 67-48.013 | 6/3/2020 | 6/23/2020 |
| 67-48.014 | 6/3/2020 | 6/23/2020 |
| 67-48.015 | 6/3/2020 | 6/23/2020 |
| 67-48.017 | 6/3/2020 | 6/23/2020 |
| 67-48.018 | 6/3/2020 | 6/23/2020 |
| 67-48.019 | 6/3/2020 | 6/23/2020 |
| 67-48.020 | 6/3/2020 | 6/23/2020 |
| 67-48.0205 | 6/3/2020 | 6/23/2020 |
| 67-48.022 | 6/3/2020 | 6/23/2020 |
| 67-48.023 | 6/3/2020 | 6/23/2020 |
| 67-48.027 | 6/3/2020 | 6/23/2020 |
| 67-48.028 | 6/3/2020 | 6/23/2020 |
| 67-48.029 | 6/3/2020 | 6/23/2020 |
| 67-48.030 | 6/3/2020 | 6/23/2020 |
| 67-48.031 | 6/3/2020 | 6/23/2020 |
| 67-48.040 | 6/3/2020 | 6/23/2020 |
| 67-48.041 | 6/3/2020 | 6/23/2020 |

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

DEPARTMENT OF HEALTH

RULE NO.: RULE TITLE:

64ER20-9 CMTL Sample Testing

NOTICE IS HEREBY GIVEN that on May 19, 2020, the Department of Health received a Petition for Variance from Plants of Ruskin, LLC d/b/a Altmed Florida. The petition seeks a variance from the acceptable limit for the residual solvent ethanol contained in derivative products, provided for in rule 64ER20-9(2)(d)8., F.A.C., for metered dose inhalers produced and distributed by the Petitioner. Any interested person or other agency may submit written comments within 14 days after the publication of this notice to: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1703 or by facsimile at (850) 413-8743.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Christopher Ferguson, Department of Health, Office of Medical Marijuana Use, 4052 Bald Cypress Way, Bin M-01, Tallahassee, Florida 32399 or by email at Christopher.Ferguson@flhealth.gov.

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

Interest Rate Set Pursuant to Section 55.03, Florida Statute

RULE NO.: RULE TITLE:

69I-25.003 Requirements

INTEREST RATE SET PURSUANT TO SECTION 55.03, FLORIDA STATUTES

Chapter 2011-169, Laws of Florida, amended subsection 55.03(1), Florida Statutes (F.S), to require the Chief Financial Officer to set the rate of interest that shall be payable on judgments and decrees on a quarterly basis rather than an annual basis. The interest rate for the quarter beginning July 1, 2020 has been set at 6.03 percent per annum or a daily rate of .0164754 percent (.000164754 expressed as a decimal). The daily rate considers that 2020 is a leap year and is calculated by

dividing the annual rate by 366 days. Current and historical interest rates are available on the following website:
<https://www.myfloridacfo.com/Division/AA/LocalGovernments/Current.htm>.

Please contact the Vendor Ombudsman Section at (850)413-5516 if you have any questions.

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.
