

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

NONE

**Section II**  
**Proposed Rules**

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Substance Abuse Program**

RULE NOS.:     RULE TITLES:

- 65D-30.002     Definitions
- 65D-30.0031    Certifications and Recognitions Required by Statute
- 65D-30.004     Common Licensing Standards
- 65D-30.0046    Staff Training, Qualifications, and Scope of Practice
- 65D-30.0081    Standards for Day or Night Treatment with Community Housing

PURPOSE AND EFFECT: The Department intends to amend rules 65D-30.002, .004, .0031, .0046, and .0081, F.A.C., to conform with statutory changes.

SUMMARY: The amendments accomplish the following: 1) Remove unnecessary definitions; 2) Establish procedure and incorporate a form for requests for exemption from disqualification; 3) Set forth requirements for Department recognition as a certifying organization for peer specialists; 4) Delineate the scope of practice for staff; 5) Clarify that day or night treatment with community housing is intended for individuals who are at least 18 years of age.

**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: 397.321(5), FS.

LAW IMPLEMENTED: 397.311, 397.321, 397.4014, 397.403, 397.410, 397.4103, 397.4113, 397.487, 397.4871, 397.4872, 397.4873, 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:

65D-30.002 Definitions.

(1) through (17) No change.

(18) “Component” or “Service Component” as defined in subsection ~~397.311(43)~~ ~~397.311(42)~~, F.S.

(a) through (l) No change.

(19) through (39) No change.

~~(40) “Medication Administration Record” or “MAR” means the chart maintained for each individual which records the medication information required by this rule chapter. Other information or documents pertinent to medication administration may be attached to the MAR.~~

(41) through (44) are renumbered (40) through (43) No change.

~~(45) “Medication Administration Record” or “MAR” means the chart maintained for each individual which records the medication administered to an individual as required by this rule chapter. Other information or documents pertinent to medication administration may be attached to the MAR.~~

~~(44)~~(46) No change.

~~(47) “Medication Error” means medication that is administered or dispensed to an individual in a dose that is higher or lower, with greater or lesser frequency, or that is the wrong medication than that which is prescribed under a physician’s order.~~

(48) through (54) are renumbered (45) through (51) No change.

(52) “Peer specialist” as defined in subsection 397.311(30), F.S.

(55) through (67) are renumbered (53) through (65) No change.

~~(66)~~(68) “Qualified Professional” as defined in subsection 397.311(35) ~~397.311(34)~~, F.S.

~~(67)~~(69) No change.

(68) “Recovery residence” as defined in subsection 397.311(38), F.S.

(70) through (76) are renumbered (69) through (75) No change.

(76)(77) “Stabilization” as defined in subsection 397.311(46) 397.311(45), F.S.

(78) “Substantial Compliance” means an applicant for a new license that is in the initial stages of developing services, has demonstrated the ability to implement the requirements of these rules through operating procedures, and is thereby eligible for a probationary license.

(79) through (84) are renumbered (77) through (82) No change.

(83)(85) “Treatment Plan” as defined in subsection 397.311(50) 397.311(49), F.S.

(86) through (89) are renumbered (84) through (87) No change.

Rulemaking Authority 397.321(5) FS. Law Implemented 397.311, 397.321(1), 397.410 FS. History—New 5-25-00, Amended 4-3-03, 12-12-05, 8-29-19, \_\_\_\_\_.

65D-30.004 Common Licensing Standards.

(1) through (3) No change.

(4) Personnel Policies. Personnel policies shall clearly address recruitment and selection of prospective employees, promotion and termination of staff, code of ethical conduct, sexual harassment, confidentiality of individual records, attendance and leave, employee grievance, non-discrimination, abuse reporting procedures, and the orientation of staff to the agency’s universal infection control procedures. The code of ethical conduct shall prohibit employees and volunteers from engaging in sexual activity with individuals receiving services for a minimum of two (2) years after the last professional contact with the individual. Providers shall also have a drug-free workplace policy for employees and prospective employees.

(a) No change.

(b) Screening of Staff. All owners, chief financial officers, chief executive officers, and clinical supervisors of service providers are subject to level 2 background screening and local background screening as provided under chapters 435 and 397, F.S. All service provider personnel, and volunteers who have direct contact with children receiving services or with adults with intellectual disabilities receiving services are subject to level 2 background screening as provided under chapter 435, and section 397.4073, F.S. In addition, individuals shall be re-screened within five (5) years from the date of their last screening and shall include a local background screening. Re-screening shall include a level 2 screening in accordance with chapter 435, F.S. ~~Service provider personnel who request an exemption from disqualification must submit the request within~~

~~30 days after being notified of the disqualification. If five (5) years or more have elapsed since the most recent disqualifying offense, service provider personnel may work with adults who have substance use disorders under the supervision of a qualified professional until the Department makes a final determination regarding the request for an exemption from disqualification. (Personnel operating directly with local correctional agency or authority, Inmate Substance Abuse Programs operated by or under contract with the Department of Corrections or the Department of Management Services are exempt from the requirements in this paragraph, unless they have direct contact with unmarried inmates under the age of 18 or with inmates who are intellectually disabled.)~~

(c) Exemptions from disqualification. Except as provided in section 397.4872(2), F.S., the Department will consider exemptions to staff disqualification or administrator ineligibility to work in substance use disorder treatment programs, facilities, or in programs or facilities that treat co-occurring substance use and mental health disorders.

1. Staff and administrators who request an exemption from disqualification must submit the request within 30 days after being notified of the disqualification.

2. Staff and administrators who choose to request an exemption from disqualification shall do so by submitting a Request for Exemption form, CF 708, Mar 2020, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX> and <https://www.myflfamilies.com/programs/backgroundscreening/docs/Exemption-Packet.pdf>.

~~(d)(e)~~ No change.

(5) No change.

(6) Medical Director. This requirement applies to addictions receiving facilities, detoxification, intensive inpatient treatment, residential treatment, and methadone and medication-assisted treatment for opioid addiction. Providers shall designate a medical director who shall oversee all medical services. The medical director’s responsibilities shall be clearly described.

(a) through (b) No change.

(c) The Department shall utilize the following methodology for determining the maximum number of individuals a medical director may serve pursuant to subparagraph 397.410(1)(c)5., F.S.:

Component	Average Length of Stay (LO	Total Service Time	Work Days	Work Days per	Hours worked per LOS	Calculation (Time in LOS/ Total Servi	Total Case Load
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	S) in Days	over LOS		L OS	(Work Days x Work Days per LOS)	ce Time)	
Inpatient Detoxification	4 days	1.0 hour*	8 hours	4 days	32 hours	32 /1 hour	32 individuals
Outpatient Detoxification	5 days	1.2 hours*	8 hours	5 days	40 hours	40/1.2 hours	33 individuals
Residential Level I	19 days	1 hour**	8 hours	15 days	120 hours	120/1 hour	120 individuals
Residential Level II	41 days	1.75 hours**	8 hours	30 days	240 hours	240/1.75	137 individuals
Residential Level III	54 days	2.25 hours**	8 hours	40 days	320 hours	320/2.25	142 individuals
Residential Level IV	42 days	1.75 hours**	8 hours	30 days	240 hours	240/1.75	137 individuals
<u>Medadone Medication-Assisted Treatment for Opioid Use Disorder Medication and Methad</u>	1,030 days	3.25 hours***	8 hours	709 days	5,672 hours	5,672/3.25	1,745 individuals

one Maintenance							
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\*Service Times: New Patient Visit (30 minutes), Daily Follow-up (10 minutes)

\*\*Service Times: New Patient Visit (30 minutes), Weekly Follow-up (15 minutes)

\*\*\*Service Times: New Patient Visit (30 minutes), Quarterly Follow-up (15 minutes)

(d) A medical director may not serve in that capacity for more than a maximum of the indicated number of individuals for the treatment types listed below:

1. through 6. No change.

7. Medadone medication-assisted treatment for opioid use disorder ~~Medication and methadone maintenance treatment~~ – a cumulative total of 1,745 individuals at any given time.

(e) through (h) No change.

(7) Medical Services.

(a) No change.

(b) The medical protocols shall also include:

1. The manner in which certain medical functions may be delegated to Advanced Practice Registered Nurses ~~Nurse Practitioners~~ and Physician’s Assistants in those instances where these practitioners are utilized as part of the clinical staff;

2. through 4. No change.

(c) through (e) No change.

(8) through (22) No change.

Rulemaking Authority 397.321(5) FS. Law Implemented 397.321, 397.4014, 397.4073, 397.4075, 397.410, 397.4103, 397.4113, 397.4872 FS. History–New 5-25-00, Amended 4-3-03, 12-12-05, 8-29-19,\_\_\_\_\_.

65D-30.0031 Certifications and Recognitions Required by Statute.

(1) No change.

(2) Department Recognition of Credentialing Entities.

(a) through (b) No change.

(c) The Department shall recognize one (1) or more credentialing entities as a certifying organization for peer specialists, in accordance with section 397.417, F.S. A list of Department recognized credentialing organizations for peer specialists can be found at the following link: <http://www.myflfamilies.com/service-programs/>

. An organization that desires recognition by the Department as a certifying organization for peer specialists shall request such approval in writing from the Department. Organizations seeking approval must demonstrate compliance with the following nationally recognized standards for developing and administering professional certification programs to certify peer specialists:

1. Core competencies required for certification of an individual as a peer specialist that include:

- a. Advocacy;
- b. Mentoring;
- c. Recovery support;
- d. Cultural and linguistic competence;
- e. Motivational interviewing;
- f. Vicarious trauma/Self-care;
- g. Professional responsibility; and
- h. Group facilitation skills;

2. Certification guidelines and requirements, including training requirements;

3. Ability to screen applicants;

4. Capacity to administer exams for certification at proctored test-taking sites, including policies for special accommodations in compliance with the Americans with Disabilities Act;

5. Established code of ethics;

6. Policies and procedures for investigation of complaints and corrective action against a certified peer specialist, which may include suspension and revocation of certification, and appeals;

7. Procedures for continuing education requirements for, and a process for, biennial certification renewal; and

8. Publicly available fee schedule and payment process for costs associated with certification, exam, recertification, and continuing education units.

Rulemaking Authority 397.321(5) FS. Law Implemented 397.321(6), (15), 397.403, 397.417, 397.4871 FS. History—New 8-29-19, Amended \_\_\_\_\_.

65D-30.0046 Staff Training, Qualifications, and Scope of Practice.

(1) through (2) No change.

(3) Scope of Practice for all staff. All staff must provide services within the scope of their professional licensure or certification, training and competence in accordance with applicable clinical protocols.

(4) Scope of Practice for staff who are not licensed or certified as qualified professionals, and who provide services specific to substance use.

(a) This staff is comprised of:

1. Bachelor’s or master’s degree level practitioners. Practitioners must hold a degree from an accredited university or college with a major in counseling, social work, psychology, nursing, rehabilitation, special education, health education, or a related human services field;

2. Registered interns for marriage and family therapy, clinical social work, and mental health counseling; and

3. Certified addiction counselors who are certified by the Florida Certification Board.

(b) The staff listed in subsection (4)(a) must work directly under the supervision of a qualified professional.

(c) When providing services specific to substance use, the staff listed in subsection (4)(a) are limited to the following tasks, unless otherwise specified in this rule:

- 1. Screening;
- 2. Psychosocial assessment;
- 3. Treatment planning;
- 4. Referral and linkage;
- 5. Service coordination;
- 6. Consultation;
- 7. Continuing assessment and treatment plan reviews;
- 8. Recovery support services;
- 9. Crisis intervention;
- 10. Individual, family, and community education;
- 11. Documentation of progress;
- 12. Any other tasks permitted in these rules and appropriate to that licensable component; and
- 13. Counseling, except therapy;

(d) Therapy, including individual, family, and group therapy, may only be provided by master’s degree level practitioners and registered interns.

(5) Scope of Practice for staff who are peer specialists, and who provide services specific to substance use disorder treatment.

(a) Peer specialists providing Department funded peer support services shall be certified by a Department recognized credentialing organization for peer specialists.

(b) Peer specialists shall work under the supervision of a qualified professional or a certified peer specialist with a minimum of three (3) years of experience providing recovery support services to individuals with substance use disorders.

(c) Peer specialists are allowed one year from the date of their employment to obtain certification.

(d) Peer specialists may provide the following services:

- 1. Referral and linkage;
- 2. Service coordination;
- 3. Recovery support services;
- 4. Facilitation of recovery group meetings, excluding twelve-step meetings and therapeutic or clinical group counseling sessions;
- 5. Non-clinical crisis support;
- 6. Individual, family, and community education
- 7. Outreach;
- 8. Recovery goal setting and planning assistance;
- 9. Advocacy;
- 10. Documentation of recovery plan progress; and
- 11. Participation in treatment team planning and process

(3) Scope of Practice. Staff not licensed under chapter 458, 459, 464, 490 or 491, F.S., providing services specific to

~~substance use are limited to the following tasks unless otherwise specified in this rule:~~

- ~~(a) Screening;~~
- ~~(b) Psychosocial assessment;~~
- ~~(c) Treatment planning;~~
- ~~(d) Referral;~~
- ~~(e) Service coordination;~~
- ~~(f) Consultation;~~
- ~~(g) Continuing assessment and treatment plan reviews;~~
- ~~(h) Recovery support services;~~
- ~~(i) Crisis intervention;~~
- ~~(j) Individual, family, and community education;~~
- ~~(k) Documentation of progress;~~
- ~~(l) Any other tasks permitted in these rules and appropriate to that licensable component; and~~
- ~~(m) Counseling, including:~~
  - ~~1. Individual counseling;~~
  - ~~2. Group counseling; and~~
  - ~~3. Counseling with families, couples, and significant others.~~

~~(4) Staff Qualifications. Staff must provide services within the scope of their professional licensure certification; or training and competence in applicable clinical protocols.~~

~~(a) The scope of practice limitations listed in subsection (3) apply to the following unlicensed staff who must work directly under the supervision of a qualified professional:~~

- ~~1. Bachelor's or master's degree level practitioners. Practitioners must hold a degree from an accredited university or college with a major in counseling, social work, psychology, nursing, rehabilitation, special education, health education, or a related human services field;~~
- ~~2. Registered marriage and family therapy, clinical social work, and mental health counseling interns;~~
- ~~3. Certified master's degree level addiction professionals who are certified by the Florida Certification Board;~~
- ~~4. Certified addictions professionals who are certified by the Florida Certification Board;~~
- ~~5. Certified addiction counselors who are certified by the Florida Certification Board.~~

~~(b) Certified recovery peer specialists and specialist or certified recovery support specialists who are certified by the Florida Certification Board may provide all services listed in subsection (3) of this rule, except counseling listed in paragraph (3)(1), under the supervision of a qualified professional or a certified recovery peer specialist with a minimum of three (3) years of experience providing recovery support services to individuals with substance use disorders. Recovery support specialists and recovery peer specialists are allowed one year from the date of their employment to obtain certification through the Florida Certification Board.~~

Rulemaking Authority 397.321(5) FS. Law Implemented 397.321, 397.410 FS. History—New 8-29-19, Amended \_\_\_\_\_.

65D-30.0081 Standards for Day or Night Treatment with Community Housing.

In addition to rule 65D-30.004, F.A.C., the following standards apply to day or night treatment with community housing.

(1) Day or Night Treatment with Community Housing is provided on a nonresidential basis at least five (5) hours each day and at least 25 hours each week and is intended for individuals who are at least 18 years of age and who can benefit from living independently in peer community housing while undergoing treatment. Day or night treatment with community housing is appropriate for individuals who do not require structured, 24-hours-a-day, 7-days-a-week residential treatment. The housing must be provided and managed by the licensed service provider, including room and board and any ancillary services needed, such as supervision, transportation, and meals. Activities for day or night treatment with community housing programs emphasize rehabilitation and treatment services using multidisciplinary teams to provide integration of therapeutic and family services. This component allows individuals to live in a supportive, community housing location while participating in treatment. Treatment shall not take place in the housing where the individuals live, and that the housing is utilized solely for the purpose of assisting individuals in making a transition to independent living. Individuals who are considered appropriate for this level of care:

- (a) through (f) No change.
- (2) through (8) No change.

Rulemaking Authority 397.321(5) FS. Law Implemented 397.311(26), 397.321, 397.4014, 397.410, 397.487, 397.4873, FS. History—New 12-12-05, Amended 8-29-19, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Chris Weller

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 9, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2019

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

NONE

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## Section IV Emergency Rules

### AGENCY FOR HEALTH CARE ADMINISTRATION

#### Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59AER20-4: Mandatory Testing for Assisted Living Facility Staff

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE:** The Novel Coronavirus Disease 2019 (COVID-19) is a severe respiratory illness that can spread among humans through respiratory transmission. According to the Centers for Disease Control and Prevention (CDC), people at risk for serious illness from COVID-19 include older adults and people with serious chronic medical conditions. In late 2019, a new and significant outbreak of COVID-19 emerged in China and the World Health Organization declared COVID-19 a Public Health Emergency of International Concern. The CDC also confirmed community spread of COVID-19 in the United States and has issued extensive written guidance to help control the spread of COVID-19. According to the CDC, at the time of this filing, the United States has over 1,900,000 total cases and over 110,000 total deaths. Older adults are at a higher risk of developing serious complications from COVID-19. According to the United States Census Bureau, Florida has the largest percentage of residents age 65 and older in the nation.

On March 1, 2020, Governor Ron DeSantis declared a Public Health Emergency exists in the State of Florida as a result of COVID-19 pursuant to Executive Order number 20-51. On March 7, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency in the State of Florida as a result of COVID-19. On March 9, 2020, Florida Governor Ron DeSantis declared a state of emergency in Florida. As of the date of this filing, all counties in Florida have positive cases for COVID-19. There have been over 75,000 confirmed cases in Florida as a result of COVID-19 and over 2,900 deaths.

In guidance issued by the CDC titled Key Strategies to Prepare for COVID-19 in Long-term Care Facilities (LTCFs), the CDC directed that “[g]iven the high risk of spread once COVID-19 enters a LTCF, facilities must act immediately to protect residents, families, and staff from serious illness, complications, and death.” In order to carry out this guidance, the CDC further instructs facilities to, among other things, 1.) Keep COVID-19 from entering the facility and 2.) Identify the infection early.

Medical research shows the highly contagious COVID-19 virus can manifest as asymptomatic in positive individuals and the live, contagious coronavirus can shed at high concentrations

before symptomatic development resulting in spread of the infection. Due to the congregate nature of long-term care facilities, the increased risk of transmission of COVID-19 is high. The highly transmissible nature of COVID-19 combined with the congregate nature of the long-term care facility settings and the close and personal contact that many long-term care facility staff have with the patients puts both residents and staff at a high risk of infection. Combining the high risk of long-term care facility settings with the risk posed by positive, asymptomatic staff creates a potential for sudden outbreaks in long-term care facilities.

The Department of Health and its agents, including the Agency for Health Care Administration, are working daily to respond to positive cases to avoid outbreaks at long-term care facilities. These agencies have been systematically conducting infection control investigations and testing staff and residents at nursing homes and assisted living facilities across the state to quickly identify positive cases in order to avoid viral spread and outbreaks. A single positive staff member in a facility can cause an outbreak resulting in the hospitalization and death of many vulnerable residents. If the staff member works at multiple facilities, this can result in facility-to-facility spread. Early identification of positive cases in long-term care facilities allows the state to implement immediate action to control outbreaks and avoid the loss of life.

Therefore, this emergency rule establishes a requirement that assisted living facilities must not admit any staff who have not been tested for COVID-19 beginning on July 7, 2020. Thereafter, assisted living facilities must also require all facility staff be tested for COVID-19 every two (2) weeks with testing resources provided by the state. Prompt implementation of this rule is necessary to ensure the health, safety and welfare of residents and staff in Florida’s assisted living facilities.

**REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES:** The procedure used to adopt this emergency rule is fair as the State of Florida is under a declaration of emergency due to the outbreak of COVID-19. This emergency rule is necessary and fair to ensure the health, safety, and welfare of the facility residents, and provides at least the procedural protection given by other statutes, the State Constitution, or the United States Constitution; and takes only that action necessary to protect the public interest under the emergency procedure.

**SUMMARY:** This Emergency Rule establishes a requirement that assisted living facilities must not admit any staff who have not been tested for COVID-19, must require all facility staff be tested for COVID-19 every two (2) weeks, and requires staff to report the results of those tests to the facility.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality

Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, MS# 28A, Tallahassee, FL 32308; Phone: 850-412-3492; Email: Kimberly.Stewart@ahca.myflorida.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

**59AER20-4 Mandatory Testing for Assisted Living Facility Staff.**

(1) APPLICABILITY. The requirements of this emergency rule apply to all assisted living facilities licensed under Chapter 429, F.S.

(2) DEFINITIONS.

“Staff” means all paid and unpaid persons serving in healthcare settings who have the potential for direct or indirect exposure to patients or infectious materials, including body substances (e.g., blood, tissue, and specific body fluids); contaminated medical supplies, devices, and equipment; contaminated environmental surfaces; or contaminated air. Staff may include, but are not limited to, nurses, nursing assistants, physicians, technicians, therapists, phlebotomists, pharmacists, students and trainees, contractual staff not employed by the health care facility, and persons (e.g., clerical, dietary, environmental services, laundry, security, maintenance, engineering and facilities management, administrative, billing, and volunteer personnel) not directly involved in patient care but potentially exposed to infectious agents that can be transmitted among from staff and patients. This definition is consistent with the Centers for Disease Control and Prevention definition of Healthcare personnel as defined in Appendix 2. Terminology.

(3) MANDATORY STAFF TESTING FOR COVID-19.

(a) Beginning July 7, 2020, assisted living facilities shall not admit into the facility any staff who has not been tested for COVID-19.

(b) Assisted living facilities shall require all staff be tested every two (2) weeks thereafter with testing resources provided by the state.

(4) EXEMPTION FROM TESTING.

Staff who have already been infected and recovered from COVID-19 do not need to be tested if they can provide medical documentation to the assisted living facility.

(5) DOCUMENTATION.

(a) If testing is conducted off-site, then staff must provide proof of testing to the assisted living facility.

(b) Assisted living facilities shall document all staff testing, including the name of the individual, time, and date of the test.

(c) Assisted living facilities shall require all tested staff to notify the facility of the test results the same day the results are received. Written documentation of test results must be provided to the facility upon receipt by the staff.

(d) Assisted living facilities shall keep copies of all staff testing documentation on site.

(6) REVOCATION OF LICENSE, FINES OR SANCTIONS. For a violation of any part of this rule, the Agency may seek any remedy authorized by Chapter 429, Part I, or Chapter 408, Part II, F.S., including but not limited to, license revocation, license suspension, and the imposition of administrative fines.

Rulemaking Authority, 429.41, 408.821(4) FS. Law Implemented 429.19, 429.28, 429.41 FS.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: June 15, 2020

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

RULE NO.: RULE TITLE:

59AER20-5: Mandatory Testing for Nursing Home Staff  
SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Novel Coronavirus Disease 2019 (COVID-19) is a severe respiratory illness that can spread among humans through respiratory transmission. According to the Centers for Disease Control and Prevention (CDC), people at risk for serious illness from COVID-19 include older adults and people with serious chronic medical conditions. In late 2019, a new and significant outbreak of COVID-19 emerged in China and the World Health Organization declared COVID-19 a Public Health Emergency of International Concern. The CDC also confirmed community spread of COVID-19 in the United States and has issued extensive written guidance to help control the spread of COVID-19. According to the CDC, at the time of this filing, the United States has over 1,900,000 total cases and over 110,000 total deaths. Older adults are at a higher risk of developing serious complications from COVID-19. According to the United States Census Bureau, Florida has the largest percentage of residents age 65 and older in the nation. On March 1, 2020, Governor Ron DeSantis declared a Public Health Emergency exists in the State of Florida as a result of COVID-19 pursuant to Executive Order number 20-51. On March 7, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency in the State of Florida as a result of COVID-19. On March 9, 2020, Florida Governor Ron DeSantis declared a state of emergency in Florida. As of the date of this filing, all counties in Florida have positive cases for COVID-19. There have been over 75,000 confirmed cases in Florida as a result of COVID-19 and over 2,900 deaths.

In guidance issued by the CDC titled Key Strategies to Prepare for COVID-19 in Long-term Care Facilities (LTCFs), the CDC directed that “[g]iven the high risk of spread once COVID-19 enters a LTCF, facilities must act immediately to protect residents, families, and staff from serious illness, complications, and death.” In order to carry out this guidance, the CDC further instructs facilities to, among other things, 1.) Keep COVID-19 from entering the facility and 2.) Identify the infection early. 42 CFR § 483.80 also requires nursing homes to establish an infection prevention and control program that must include a system for preventing, identifying, reporting, investigating, and controlling infections and communicable diseases for staff.

Medical research shows the highly contagious COVID-19 virus can manifest as asymptomatic in positive individuals and the live, contagious coronavirus can shed at high concentrations before symptomatic development resulting in spread of the infection. Due to the congregate nature of long-term care facilities, the increased risk of transmission of COVID-19 is high. The highly transmissible nature of COVID-19 combined with the congregate nature of the long-term care facility settings and the close and personal contact that many long-term care facility staff have with the patients puts both residents and staff at a high risk of infection. Combining the high risk of long-term care facility settings with the risk posed by positive, asymptomatic staff creates a potential for sudden outbreaks in long-term care facilities.

The Department of Health and its agents, including the Agency for Health Care Administration, are working daily to respond to positive cases to avoid outbreaks at long-term care facilities. These agencies have been systematically conducting infection control investigations and testing staff and residents at nursing homes and assisted living facilities across the state to quickly identify positive cases in order to avoid viral spread and outbreaks. A single positive staff member in a facility can cause an outbreak resulting in the hospitalization and death of many vulnerable residents. If the staff member works at multiple facilities, this can result in facility-to-facility spread. Early identification of positive cases in long-term care facilities allows the state to implement immediate action to control outbreaks and avoid the loss of life.

Therefore, this emergency rule establishes a requirement that nursing homes must not admit any staff who have not been tested for COVID-19 beginning on July 7, 2020. Thereafter, nursing homes must also require all facility staff be tested for COVID-19 every two (2) weeks with testing resources provided by the state. Prompt implementation of this rule is necessary to ensure the health, safety and welfare of residents and staff in Florida’s nursing homes.

**REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES:** The procedure used

to adopt this emergency rule is fair as the State of Florida is under a declaration of emergency due to the outbreak of COVID-19. This emergency rule is necessary and fair to ensure the health, safety, and welfare of the facility residents, and provides at least the procedural protection given by other statutes, the State Constitution, or the United States Constitution; and takes only that action necessary to protect the public interest under the emergency procedure.

**SUMMARY:** This Emergency Rule establishes a requirement that nursing homes must not admit any staff who have not been tested for COVID-19, must require all facility staff be tested for COVID-19 every two (2) weeks, and requires staff to report the results of those tests to the facility.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, MS# 28A, Tallahassee, FL 32308; Phone: 850-412-3492; Email: Kimberly.Stewart@ahca.myflorida.com.

**THE FULL TEXT OF THE EMERGENCY RULE IS:**

**59AER20-5 Mandatory Testing for Nursing Home Staff.**

**(1) APPLICABILITY.** The requirements of this emergency rule apply to all nursing homes licensed under Chapter 400, F.S.

**(2) DEFINITIONS.**

“Staff” means all paid and unpaid persons serving in healthcare settings who have the potential for direct or indirect exposure to patients or infectious materials, including body substances (e.g., blood, tissue, and specific body fluids); contaminated medical supplies, devices, and equipment; contaminated environmental surfaces; or contaminated air. Staff may include, but are not limited to, nurses, nursing assistants, physicians, technicians, therapists, phlebotomists, pharmacists, students and trainees, contractual staff not employed by the health care facility, and persons (e.g., clerical, dietary, environmental services, laundry, security, maintenance, engineering and facilities management, administrative, billing, and volunteer personnel) not directly involved in patient care but potentially exposed to infectious agents that can be transmitted among from staff and patients. This definition is consistent with the Centers for Disease Control and Prevention definition of Healthcare personnel as defined in Appendix 2. Terminology.

**(3) MANDATORY STAFF TESTING FOR COVID-19.**

**(a) Beginning July 7, 2020, nursing homes shall not admit into the facility any staff who has not been tested for COVID-19.**



(b) Nursing homes shall require all staff be tested every two (2) weeks thereafter with testing resources provided by the state.

(4) EXEMPTION FROM TESTING.

Staff who have already been infected and recovered from COVID-19 do not need to be tested if they can provide medical documentation to the nursing home.

(5) DOCUMENTATION.

(a) If testing is conducted off-site, then staff must provide proof of testing to the nursing home.

(b) Nursing homes shall document all staff testing, including the name of the individual, time, and date of the test.

(c) Nursing homes shall require all tested staff to notify the facility of the test results the same day the results are received. Written documentation of test results must be provided to the facility upon receipt by the staff.

(d) Nursing homes shall keep copies of all staff testing documentation on site.

(6) REVOCATION OF LICENSE, FINES OR SANCTIONS. For a violation of any part of this rule, the Agency may seek any remedy authorized by Chapter 400, Part II, or Chapter 408, Part II, F.S., including but not limited to, license revocation, license suspension, and the imposition of administrative fines.

Rulemaking authority, 400.23, 408.819, 408.821, FS, Law Implemented 400.022, 400.23, 408.819, FS

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: June 15, 2020

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NOS.:RULE TITLES:

61G19-9.001 Continuing Education for Biennial Renewal

61G19-9.0045 Approval of Proctored Telecourses and Interactive Distance Learning Courses

NOTICE IS HEREBY GIVEN that on June 8, 2020, the Building Code Administrators and Inspectors Board, received a petition for variance or waiver submitted by Gold Coast School of Construction, regarding Rule 61G19-9.0045 and subsection 61G19-001(3), F.A.C. With the current State of Emergency regarding the Coronavirus/COVID-19 pandemic and actions to limit gatherings of people and “social distancing,” Petitioner

seek approval for the courses that are approved for classroom to be taught as live interactive webinar, that allows individual person to communicate with instructor by audio, or question pane, see the instructor and also see other people’s questions and answers. Petitioner intend to use GoToWebinar, Zoom, or Microsoft Teams. Petitioner also seeks variance and waiver to consider 50 minutes of webinar teaching same as classroom teaching. Comments on this petition should be filed with the Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee, FL 32399-0783, or by electronic mail – Krista.Woodard@myfloridalicense.com., within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Krista B. Woodard, Executive Director, at the above address.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

NOTICE IS HEREBY GIVEN that on June 8, 2020, the Board of Accountancy, received a petition for variance or waiver filed by Orlando Fernandez, Jr., CPA. Petitioner seeks a variance or waiver of Rule 61H1-31.003, F.A.C., which states that for individual active and inactive status licenses, the biennial renewal fee provided for in Section 473.305, F.S., shall be \$100.00, with the exception that for the 2018 and 2019 renewal periods, the fee shall be \$90.00. A special fee of \$5.00 per licensee shall be imposed upon initial licensure and at each renewal to fund efforts to combat unlicensed activity. Petitioner also seeks a variance or waiver of Rule 61H1-31.004, F.A.C., which requires that a delinquent status licensee shall pay a delinquency fee of \$25.00 when the licensee applies for active or inactive status.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.023 Housing Credits General Program Procedures and Requirements

The Florida Housing Finance Corporation hereby gives notice: On June 15, 2020, the Florida Housing Finance Corporation issued an order granting the variance from subsections 67-48.023(2) F.A.C. for Verbena, LLC, to allow for calculation of the minimum set aside percentage based on income averaging. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on March 25,

2020 and notice of the receipt of petition was published on March 27, 2020 in Vol. 46, Number 61 F.A.R.

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

## Section VI Notice of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Cultural Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, June 24, 2020, 9:00 a.m. until conclusion

PLACE: This meeting will be held via webinar and teleconference. Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/271898197>

You can also dial in using your phone. United States: (571)317-3122, Access Code: 271-898-197

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or [inroomlink.goto.com](https://inroomlink.goto.com), Meeting ID: 271 898 197  
Or dial directly: 271898197@67.217.95.2 or 67.217.95.2##271898197

New to GoToMeeting? Get the app now and be ready when your first meeting starts:

<https://global.gotomeeting.com/install/271898197>

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review applications for the 2020-2021 NEA Division Partnership Program grants.

A copy of the agenda may be obtained by contacting: the Division of Cultural Affairs at (850)245-6470 or by visiting our website: [www.florida-arts.org/calendar](http://www.florida-arts.org/calendar).

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: Rachele Ashmore, (850)245-6490, [Rachele.Ashmore@dos.myflorida.com](mailto:Rachele.Ashmore@dos.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Teri Abstein, (850)245-6299, [teri.abstein@dos.myflorida.com](mailto:teri.abstein@dos.myflorida.com).

### DEPARTMENT OF LEGAL AFFAIRS

Florida Elections Commission

The Florida Elections Commission announces a public meeting to which all persons are invited.

DATE AND TIME: June 25, 2020, 3:00 p.m. until adjourned

PLACE: Teleconference Meeting via 1(888)585-9008, ROOM CODE: 389-408-703 #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agency matters. Review and adjudication of cases relating to alleged violations of Chapters 104 and 106, Florida Statutes. Portions of this meeting are confidential and closed to the public.

A copy of the agenda may be obtained by contacting: The Commission Clerk at (850)922-4539, by e-mail: [FEC@myfloridalegal.com](mailto:FEC@myfloridalegal.com) or write to: 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050, or by viewing the Commission's web site: [www.fec.state.fl.us](http://www.fec.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Commission Clerk at (850)922-4539 or by email: [FEC@myfloridalegal.com](mailto:FEC@myfloridalegal.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: The Commission Clerk at (850)922-4539 or by email: [FEC@myfloridalegal.com](mailto:FEC@myfloridalegal.com).

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Pest Control Enforcement Advisory Council (PCEAC) announces a public meeting to which all persons are invited.

DATE AND TIME: July 8, 2020, 10:00 a.m.

PLACE: Due to COVID 19, this meeting will be held via GoToMeeting ONLY. GoToMeeting:

<https://global.gotomeeting.com/join/250294229>

Teleconference information: 1(888)585-9008, participant code/conference room: 928-163-420

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the business of the Council.

A copy of the agenda may be obtained by contacting: Mr. Jerry Everton, Chief, Bureau of Licensing and Enforcement, (850)617-7997, [Gerald.Everton@fdacs.gov](mailto:Gerald.Everton@fdacs.gov).

For more information, you may contact: Mr. Jerry Everton, Chief, Bureau of Licensing and Enforcement, (850)617-7997, Gerald.Everton@fdacs.gov.

**DEPARTMENT OF EDUCATION**

The Commissioner’s Task Force on Holocaust Education announces a public meeting to which all persons are invited.

DATE AND TIME: June 24, 2020, 10:00 a.m. – 11:00 a.m.

PLACE: GoToMeeting:  
<https://attendee.gotowebinar.com/register/7940854802853667341>.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Quarterly Meeting: Discuss By-Laws revision and Strategy Plans.

A copy of the agenda may be obtained by contacting: Barbara Goldstein at goldsteb@tcc.fl.edu.

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: Barbara Goldstein at goldsteb@tcc.fl.edu. 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: Barbara Goldstein at goldsteb@tcc.fl.edu.

**DEPARTMENT OF EDUCATION**

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 30, 2020, 9:00 a.m.

PLACE: Kirk Auditorium on the campus of the FSDB located at 207 San Marco Ave., St. Augustine, FL 32084

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The FSDB Board of Trustees, as part of their presidential search process, announces that the board-appointed screening committee will convene to review applicants for the position of school president. Applicant scores will be tallied based on qualifications and presented to the board at their July 24, 2020 meeting.

A copy of the agenda may be obtained by contacting: Cynthia Brueckner, Executive Assistant to the President and Board of Trustees at (904)827-2210 or bruecknerc@fsdbk12.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Cynthia Brueckner, Executive Assistant to the President and Board of Trustees at (904)827-2210 or bruecknerc@fsdbk12.org. American Sign Language interpreters will be available to assist the Deaf Community;

however, if you require additional assistance please contact Ms. Brueckner as noted above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Cynthia Brueckner, Executive Assistant to the President and Board of Trustees at (904)827-2210 or bruecknerc@fsdbk12.org.

**REGIONAL PLANNING COUNCILS**

West Florida Regional Planning Council

The Emerald Coast Local Emergency Planning Committee - After Action Conference (Link Correction announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 18, 2020, 1:30 p.m.

PLACE: The meeting can be accessed via GoToMeeting

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The LEPC will meet virtually for an After Action Conference June 18, 1:30 p.m. Central Time to discuss the results of the virtual Tabletop Exercise/Facilitated Discussion held on June 8.

NEW Webinar Link for the 1:30 p.m. After Action Conference: Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/726340709>

You can also dial in using your phone. (For supported devices, tap a one-touch number below to join instantly.)

United States: 1(872)240-3311, One-touch: tel: 1(872)240-3311, 726340709#, Access Code: 726-340-709

New to GoToMeeting? Get the app now and be ready when your first meeting starts: <https://global.gotomeeting.com/install/726340709>

A copy of the agenda may be obtained by contacting: For more information contact LEPC staff at (850)332-7976 X 225 or LEPC@ecrc.org.

For more information, you may contact: For more information contact LEPC staff at (850)332-7976 X 225 or LEPC@ecrc.org.

**REGIONAL UTILITY AUTHORITIES**

Tampa Bay Water - A Regional Water Supply Authority

The Tampa Bay Water, A Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: July 8, 2020, 9:30 a.m.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763. Due to Covid-19 concerns this conference will also be offered via conference call. Interested person(s) may participate using the following Dial-In No. 1(888)585-9008, Conference Room No. 700 497 692#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for the REGIONAL WATER QUALITY STUDY, CONTRACT NO.: 2020-049. As a part of the selection process, the Selection Committee will meet to review and discuss the responses and ranking of the firms, determine if interviews are needed and review potential interview questions.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

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: Records Department at (727)796-2355. 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: Records Department at (727)796-2355.

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#### REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority  
The Tampa Bay Water, A Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: July 9, 2020, 9:30 a.m.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763. Due to Covid-19 concerns this conference will also be offered via conference call. Interested person(s) may participate using the following Dial-In No. 1(888)585-9008, Conference Room No. 700 497 692#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for the TAMPA BYPASS CANAL/ALAFIA RIVER AND TAMPA BAY DESALINATION HYDROBIOLOGICAL MONITORING PROGRAM SERVICES, CONTRACT NO.: 2021-001. As a part of the selection process, the Selection Committee will meet to review and discuss the responses and ranking of the firms, determine if interviews are needed and review potential interview questions.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

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: Records Department at (727)796-2355. 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: Records Department at (727)796-2355.

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#### REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority  
The Tampa Bay Water, A Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: July 23, 2020, 1:30 p.m.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763. Due to Covid-19 concerns this conference will also be offered via conference call. Interested person(s) may participate using the following Dial-In No. 1(888)585-9008, Conference Room No. 700 497 692#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for the DESIGN-BUILD FOR TAMPA BAY DESALINATION FACILITY INTAKE CONNECTION IMPROVEMENTS: PHASE I, CONTRACT NO.: 2020-050. As a part of the selection process, the Selection Committee will meet to review and discuss the responses and ranking of the firms, determine if interviews are needed and review potential interview questions.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

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: Records Department at (727)796-2355. 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: Records Department at (727)796-2355.

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#### REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority  
The Tampa Bay Water, A Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: July 21, 2020, 9:00 a.m. until completed and if interviews are deemed necessary.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763. Due to Covid-19 concerns this conference will also be offered via conference call. Interested person(s) may participate using the following Dial-In No. 1(888)585-9008, Conference Room No. 700 497 692#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for REGIONAL WATER QUALITY STUDY, CONTRACT NO. 2020-049: As a part of the selection process, the Selection Committee, if deemed necessary, will hear presentations and conduct

interviews with short-listed firms in order to determine the highest ranking firm to recommend for award.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

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: Records Department at (727)796-2355. 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: Records Department at (727)796-2355.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Pilot Commissioners**

The Board of Pilot Commissioners Pilotage Rate Review Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 26, 2020, 10:00 a.m. ET

PLACE: 1(888)585-9008, participant passcode: 491089625

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will meet to consider matters relating to a Petition for Hearing by Crowley Liner Services, Inc., Crowley Puerto Rico Services, Inc., Crowley Caribbean Services, LLC, and Crowley Latin American Services, LLC (“Crowley”), in the matter of the Application for Change of Rates of Pilotage at the Ports of Jacksonville and Fernandina, filed by the St. Johns Bar Pilot Association and Fernandina Pilot, LLC, Inc. Case No.: PRRC 2018-2.

A copy of the agenda may be obtained by contacting: Pilotage Rate Review Committee, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Pilotage Rate Review Committee, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Pilotage Rate Review Committee, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

**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: Conference Number: 1(888)585-9008, Conference Room Number: 624-410-563

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

This notice replaces the notice published on June 4, 2020, Vol. 46/109.

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**

**Division of Children's Medical Services**

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

DATE AND TIME: June 26, 2020, 9:00 a.m. – 1:00 p.m.

PLACE: Conference Line: 1(888)585-9008, Conference Room # 574-649-225

Web Based Meeting Link:  
<https://attendee.gotowebinar.com/register/4002253519064889355>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State Child Abuse Death Review (CADR) Committee has planned a collaborative webinar meeting. The meeting will

focus on ways to reduce preventable child abuse deaths in Florida. The Committee makes policy and program recommendations to improve child health, safety and protection. The Participants will address any administrative issues and work cooperatively to develop plans for initiating local and statewide action in direct response to preventable child deaths reviewed by local CADR committees.

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

**DEPARTMENT OF HEALTH**

Division of Children's Medical Services

The Local Child Abuse Death Review Committee-Circuit 9 announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 26, 2020, 1:00 p.m. – 1:30 p.m.

PLACE: (321)430-1061 Code - 249135729#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Brianne.Bell@orlandohealth.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 7 days before the workshop/meeting by contacting: Brianne.Bell@orlandohealth.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Brianne.Bell@orlandohealth.com.

**CONCRETE MASONRY EDUCATION COUNCIL**

The Florida Concrete Masonry Education Council announces a public meeting to which all persons are invited.

DATE AND TIME: June 24, 2020, 9:00 a.m.

PLACE: Video-Conference Meeting - Microsoft Teams Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business

A copy of the agenda may be obtained by contacting: Jim Painter, Executive Director, at: Jim@floridamasonrycouncil.org or via the Council's website: <http://www.floridamasonrycouncil.org>.

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

If you are hearing or speech impaired, please contact the Council using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). 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: Jim Painter, Executive Director, at: jim@floridamasonrycouncil.org.

**Section VII**

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.: RULE TITLE:

33-501.301 Law Libraries

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has issued an order disposing of the petition for declaratory statement filed by inmates Jeffrey Sundwall, DC# 829113 and Michael Davis, DC# 709457 on June 16, 2020. The following is a summary of the agency's disposition of the petition: The Petitioners are inmates of the Florida Department of Corrections. Pursuant to subsection 120.81(3), F.S., inmates may only participate in administrative proceedings that are brought pursuant to paragraph 120.54(3)(c) and subsection (7), Florida Statutes. Pursuant to subsection 120.81(3), Florida Statutes, the Petitioners lack standing to bring a Petition for Declaratory Statement, and the Department lacks jurisdiction to issue a declaratory statement in this case.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Betty Renfroe, 501 South Calhoun Street, Tallahassee, Florida 32399, [betty.renfroe@fdc.myflorida.com](mailto:betty.renfroe@fdc.myflorida.com), (850)717-3605.

**DEPARTMENT OF CORRECTIONS**

RULE NOS.:RULE TITLES:

33-103.001 Inmate Grievances - General Policy

33-103.014 Reasons for Return of Grievance or Appeal Without Processing

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has issued an order disposing of the petition for declaratory statement filed by inmates Jeffrey Sundwall, DC# 829113 and Michael Davis, DC# 709457 on June 16, 2020. The following is a summary of the agency's disposition of the petition: The Petitioners are inmates of the Florida Department of Corrections. Pursuant to subsection 120.81(3), F.S., inmates may only participate in administrative proceedings that are brought pursuant to paragraph 120.54(3)(c) and subsection (7), Florida Statutes. Pursuant to subsection 120.81(3), Florida Statutes, the Petitioners lack standing to bring a Petition for Declaratory Statement, and the Department lacks jurisdiction to issue a declaratory statement in this case.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Betty Renfroe, 501 South Calhoun Street, Tallahassee, Florida 32399, betty.renfroe@fdc.myflorida.com, (850)717-3605.

**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., Wednesday, June 10, 2020 and 3:00 p.m., Tuesday, June 16, 2020.

Rule No.	File Date	Effective Date
12BER20-01	6/15/2020	7/1/2020
12BER20-02	6/15/2020	7/1/2020
12BER20-03	6/15/2020	7/1/2020
12BER20-04	6/15/2020	7/1/2020
12BER20-05	6/15/2020	7/1/2020
53ER20-38	6/10/2020	6/10/2020
59AER20-4	6/15/2020	6/15/2020
59AER20-5	6/15/2020	6/15/2020
61G20-3.007	6/12/2020	7/2/2020
62-204.800	6/15/2020	6/15/2020
62-331.020	6/11/2020	**/**/*****
62-331.030	6/11/2020	**/**/*****
62-331.040	6/11/2020	**/**/*****
62-331.050	6/11/2020	**/**/*****
62-331.070	6/11/2020	**/**/*****
62-331.100	6/11/2020	**/**/*****
62-331.130	6/11/2020	**/**/*****
62-331.140	6/11/2020	**/**/*****
62-331.211	6/11/2020	**/**/*****
62-331.212	6/11/2020	**/**/*****

62-331.213	6/11/2020	**/**/*****
62-331.214	6/11/2020	**/**/*****
62-331.218	6/11/2020	**/**/*****
62-331.219	6/11/2020	**/**/*****
62-331.220	6/11/2020	**/**/*****
62-331.221	6/11/2020	**/**/*****
62-331.222	6/11/2020	**/**/*****
62-331.223	6/11/2020	**/**/*****
62-331.224	6/11/2020	**/**/*****
62-331.227	6/11/2020	**/**/*****
62-331.228	6/11/2020	**/**/*****
62-331.233	6/11/2020	**/**/*****
62-331.234	6/11/2020	**/**/*****
62-331.235	6/11/2020	**/**/*****
62-331.236	6/11/2020	**/**/*****
62-331.237	6/11/2020	**/**/*****
62-331.238	6/11/2020	**/**/*****
62-331.239	6/11/2020	**/**/*****
62-331.241	6/11/2020	**/**/*****
62-331.243	6/11/2020	**/**/*****
62-331.244	6/11/2020	**/**/*****
62-331.245	6/11/2020	**/**/*****
62-331.246	6/11/2020	**/**/*****
62-331.247	6/11/2020	**/**/*****
64B10-11.003	6/11/2020	7/1/2020
64B10-16.001	6/11/2020	7/1/2020
64B10-16.002	6/11/2020	7/1/2020
64B19-15.003	6/12/2020	7/2/2020
68A-13.003	6/16/2020	7/1/2020
68A-13.008	6/16/2020	7/1/2020
68D-24.018	6/16/2020	7/6/2020

LIST OF RULES AWAITING EPA APPROVAL PURSUANT TO SECTION 373.4146 (2), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
62-331.020	6/11/2020	**/**/*****
62-331.030	6/11/2020	**/**/*****
62-331.040	6/11/2020	**/**/*****
62-331.050	6/11/2020	**/**/*****
62-331.070	6/11/2020	**/**/*****
62-331.100	6/11/2020	**/**/*****
62-331.130	6/11/2020	**/**/*****
62-331.140	6/11/2020	**/**/*****
62-331.211	6/11/2020	**/**/*****
62-331.212	6/11/2020	**/**/*****
62-331.213	6/11/2020	**/**/*****
62-331.214	6/11/2020	**/**/*****
62-331.218	6/11/2020	**/**/*****
62-331.219	6/11/2020	**/**/*****
62-331.220	6/11/2020	**/**/*****
62-331.221	6/11/2020	**/**/*****
62-331.222	6/11/2020	**/**/*****
62-331.223	6/11/2020	**/**/*****
62-331.224	6/11/2020	**/**/*****
62-331.227	6/11/2020	**/**/*****
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62-331.234	6/11/2020	**/**/*****
62-331.235	6/11/2020	**/**/*****
62-331.236	6/11/2020	**/**/*****
62-331.237	6/11/2020	**/**/*****
62-331.238	6/11/2020	**/**/*****
62-331.239	6/11/2020	**/**/*****
62-331.241	6/11/2020	**/**/*****



62-331.243	6/11/2020	**/**/****
62-331.244	6/11/2020	**/**/****
62-331.245	6/11/2020	**/**/****
62-331.246	6/11/2020	**/**/****
62-331.247	6/11/2020	**/**/****
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
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 ENVIRONMENTAL PROTECTION  
 Drinking Water and Clean Water State Revolving Fund  
 NOTICE OF AVAILABILITY  
 FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)  
 VILLAGE OF INDIANTOWN

The Florida Department of Environmental Protection (DEP) has determined that the Village of Indiantown’s project involving the acquisition of a water and wastewater system is not expected to generate controversy over potential environmental effects. The estimated cost for the project is \$8.6 million. The project may qualify for a Drinking Water and Clean Water SRF loan composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A copy of the FCEN can be obtained by writing to: Greg Alfsen, DEP, 3900 Commonwealth Blvd., MS 3505, Tallahassee, Florida 32399-3000, or calling (850)245-2983 or emailing gregory.alfsen@dep.state.fl.us.

CITY OF LAUDERHILL

Communications Right of Way Ordinance

The Lauderhill City Commission will hold a Regular City Commission Meeting via teleconference and virtually broadcast from Lauderhill City Hall, 5581 West Oakland Park Boulevard, Lauderhill, FL 33313, on Monday, June 29, 2020, 7:00 p.m. To attend via phone (listen only), dial (929)205-6099 or (312)626-6799 and enter meeting ID 97718534133. To

attend via a computer, access [https:// www.colvcm.com](https://www.colvcm.com). The following ordinance will be heard on first reading at said meeting:

ORDINANCE NO. 200-06-117: AN ORDINANCE OF THE CITY OF LAUDERHILL, FLORIDA AMENDING THE CODE OF ORDINANCES OF THE CITY OF LAUDERHILL BY AMENDING PART I, CHAPTER 12, ARTICLE IX, DIVISION 4 (“WIRELESS SYSTEMS”) TO CREATE THE “COMMUNICATIONS RIGHTS-OF-WAY ORDINANCE,” AS PROVIDED HEREIN; PROVIDING INTENT AND PURPOSE, APPLICABILITY AND AUTHORITY TO IMPLEMENT; PROVIDING DEFINITIONS; PROVIDING FOR REGISTRATION FOR PLACING OR MAINTAINING COMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY; PROVIDING REQUIREMENT OF A PERMIT; PROVIDING APPLICATION REQUIREMENTS AND REVIEW PROCEDURES; PROVIDING FOR BONDS; PROVIDING FOR CONSTRUCTION METHODS; PROVIDING DEVELOPMENT AND OBJECTIVE DESIGN STANDARDS; PROVIDING FOR FEES AND TAXES; PROVIDING ENFORCEMENT REMEDIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY INTERIM CITY MANAGER, DESORAE GILES-SMITH).

If you are joining the meeting via a computer and would like to speak on an agenda item or speak live during public comments, then use the “raise hand” function in the video conference or use the chat feature and the moderator will connect you to the meeting.

If you are not joining the meeting via computer and would like to speak on an agenda item, speak live during public comments, or would like to leave a comment to be read during the meeting, call the city clerk’s voicemail at (954)714-2180 or email the office at [public@lauderhill-fl.gov](mailto:public@lauderhill-fl.gov) 24 hours prior to the meeting. Please leave your name, number, and address with your message.

This Ordinance may be viewed in its entirety by contacting the Office of the City Clerk at (954)730-3010. If a person decides to appeal any decision made by the City Commission with respect to this matter, he or she must ensure that a verbatim record of the proceedings are made. The record should include the testimony and evidence upon which the appeal is to be based.

Any individual who believes they have a disability which requires a reasonable accommodation in order to participate fully and effectively in the meeting should contact the city clerk, Andrea M. Anderson, at (954)730-3010, at least 72 hours before the meeting.

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.

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