

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-6.05282 College Reach-Out Program

PURPOSE AND EFFECT: To clarify and update the academic and economic criteria sections which include specific criteria that participating postsecondary educational institutions use to determine the eligibility of a student to participate in the College Reach-Out Program. In the academic criteria section, the academic year that a student's cumulative grade point average is below 2.5 will be removed and replaced with language that the student must meet this criterion at the time the student applies for participation in the program. The academic criteria in which a student earned an academic course grade of a "C" or below in specific courses will be revised to include English Language Arts (ELA) and social studies. This revision will remove the criteria of a student needing a course grade of a "C" or below in math and science courses and replaces it with the option to consider a student's course grade in any of the four core subject areas — English Language Arts, math, science, and social studies, which will broaden opportunities for additional students to be eligible to participate in the program. A student's performance in English Language Arts and mathematics will be revised to expand the options of consideration and will allow a student's performance on the Florida Standards Assessments (FSA), or on the Algebra I End-of-Course (EOC) Assessment to be considered. Criteria that relates to grade retention, school suspension or expulsion, truancy and a student's participation in a Dropout Prevention Program will be removed. In the economic criteria section of the rule, "Free and Reduced-Price Lunch Program" will be removed and replaced with "school lunch program" to align with the eligibility descriptions under the Richard B. Russell National School Lunch Act [42 U.S.C. §1758(b)(1)(A)]. The economic criteria related to a student's family receiving "public assistance" will remove the calendar year that a student's family receives such assistance and be replaced with the focus on the current status of a student's family receiving public assistance. The outdated terminology used to describe a student as an "orphan or ward of the court with no taxable income" will be removed and replaced with updated terminology that describes such student as one who is "currently placed, or during the previous fiscal year was placed, in foster care." The effect of this proposal is to clarify, update and provide more flexibility regarding the academic and economic criteria sections that are used to determine the

eligibility of a student to participate in the College Reach-Out Program.

SUBJECT AREA TO BE ADDRESSED: Remove and revise the academic and economic criteria sections for redundancy, accuracy, and clarity. Remove all references related to grade retention, school suspension or expulsion, truancy, including the requirement associated with a student's participation in a Dropout Prevention Program.

RULEMAKING AUTHORITY: 1001.02(2)(n), 1007.34, FS.

LAW IMPLEMENTED: 1007.34, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Melissa Ramsey, Executive Vice Chancellor, Division of Public Schools, 325 West Gaines Street, Tallahassee, FL 32399-0400, (850)245-0509. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available at <https://web02.fldoe.org/rules>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:

61J2-2.027 Applications by Individuals

PURPOSE AND EFFECT: The purpose of the amendment is to update the rule text.

SUBJECT AREA TO BE ADDRESSED: Update rule text.

RULEMAKING AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 475.17, 475.175, 475.451 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giuvanna Corona, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, FL 32801, Giuvanna.Corona@myfloridalicense.com.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NOS.: RULE TITLES:
 61J2-5.014 Registration of Corporation
 61J2-5.018 Vacancies of Office

PURPOSE AND EFFECT: The purpose of the amendment is to update the rule text.

SUBJECT AREA TO BE ADDRESSED: Update rule text.

RULEMAKING AUTHORITY: 475.05, 475.15 FS.

LAW IMPLEMENTED: 455.227, 475.01(3), 475.15, 475.17, 475.31, 475.42 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giuvanna Corona, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, FL 32801, Giuvanna.Corona@myfloridalicense.com.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NOS.: RULE TITLES:
 61J2-10.023 Branch Office
 61J2-10.030 Rental Information

PURPOSE AND EFFECT: The purpose of the amendment is to update the rule text.

SUBJECT AREA TO BE ADDRESSED: Update rule text.

RULEMAKING AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 475.23, 475.24, 475.453(1), (2) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giuvanna Corona, Executive Director, Florida Real Estate

Commission, 400 W. Robinson Street, #N801, Orlando, FL 32801, Giuvanna.Corona@myfloridalicense.com.

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

**Section II
 Proposed Rules**

DEPARTMENT OF CITRUS

RULE NO.: RULE TITLE:
 20-2.007 Bond Disclaimer on Producer Contracts

PURPOSE AND EFFECT: Removal of date qualifier no longer necessary at request of JAPC

SUMMARY: Removal of date qualifier

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 economic 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: 601.10(1), (7), 601.11, 601.69 FS.

LAW IMPLEMENTED: 601.61, 601.69 FS.

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

DATE AND TIME: December 16, 2020, 9:00 a.m.

PLACE: Florida Department of Citrus, 605 E Main St, Bartow, FL 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, Legal Assistant, P O Box 9010, Bartow, FL 33831 or AWiggins@citrus.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

20-2.007 Bond Disclaimer on Producer Contracts.

All written contracts executed ~~after August 1, 1988~~, between citrus fruit dealers and producers shall bear the following statement in a prominent place on the contract: A BOND OR CERTIFICATE OF DEPOSIT POSTED WITH THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES DOES NOT NECESSARILY INSURE FULL PAYMENT OF CLAIMS FOR ANY NONPERFORMANCE UNDER THIS CONTRACT.

Rulemaking Authority 601.10(1), (7), 601.61 FS. Law Implemented 601.61 FS. History—New 8-2-88, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Elliott Mitchell, General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

Florida Citrus Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

September 16, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:

September 25, 2020

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-8.007 Geographic Service Area

PURPOSE AND EFFECT: The Agency proposes to revise rule 59A-8.007 pursuant to SB 622 (2018), which amended s. 400.471, F.S., to require Home Health Agency applicants for both change of ownership and addition of skilled services to designate a geographic service area on their application.

SUMMARY: Rule 59A-8.007 outlines requirements governing home health agency geographic service areas (counties) such as review of survey history and administrative actions (i.e. fines, suspensions, etc.) before the provider is permitted to service additional counties. The Agency proposes to revise rule 59A-8.007 pursuant to SB 622 (2018), which amended s. 400.471, F.S., to require Home Health Agency applicants for both change of ownership and addition of skilled services to designate a geographic service area on their application.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

required, the information expressly relied upon and described herein: A SERC has not been prepared by the agency. For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 400.497 FS.

LAW IMPLEMENTED: 400.497 FS.

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

DATE AND TIME: October 22, 2020, 3:00 p.m. to 4:00 p.m.

PLACE: No public face-to-face meeting. This hearing will be conducted via teleconference. Participate by dialing the Open Voice conference line, 1(888)585-9008, then enter the conference room number followed by the pound sign, 476-211-242#. The agenda and related materials can also be found on the web

at: https://ahca.myflorida.com/MCHQ/Health_Facility_Regulation/Rulemaking.shtml

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: Ruby Grantham at (850)412-4386 and be email at Ruby.Grantham@ahca.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ruby Grantham, Laboratory and In-Home Services Unit, Bureau of Health Facility Regulation, Ruby.Grantham@ahca.myflorida.com or (850)412-4386

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-8.007 Geographic Service Area.

(1) An applicant for initial licensure, change of ownership, or the addition of skilled care services ~~All home health agencies~~ must apply for one or more counties within a geographic service area in which the main office is located on the Health Care Licensing Application, Home Health Agency, AHCA Form 3110-1011, April 2019, incorporated by reference in Rule 59A-8.003(1) their initial license application, pursuant to Sections 408.032(5) and 400.497(9), F.S.

(2) through (3) No change.

(4) This rule is in effect for five years from its effective date.

Rulemaking Authority 400.497 FS. Law Implemented 400.497 FS. History—New 10-27-94, Amended 1-17-00, 7-18-01, 6-16-15, 7-27-16,

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Ruby Grantham
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mary C. Mayhew
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 16, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 10/21/2019

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers’ Board

RULE NO.: RULE TITLE:
 61G3-16.0051 Domestic Endorsement
 PURPOSE AND EFFECT: The proposed rule adds new language regarding domestic endorsements.

SUMMARY: The proposed new rule adds new rule language
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 476.064(4), 476.144(5) FS.
 LAW IMPLEMENTED: 476.144(5) FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Krista B. Woodard, Executive Director, Barbers’ Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-16.0051 Domestic Endorsement.
The Department of Business and Professional Regulation shall issue a license by endorsement to a person who:
(1) Makes application and pays to the Department the fee specified in rule 61G3-20.002, F.A.C.;
(2) Demonstrates the applicant has completed a board approved HIV/AIDS course; and
(3) Demonstrates the applicant holds a current active license to practice barbering in another state.
Rulemaking Authority 476.064(4), 476.144(5) FS. Law Implemented 476.144(5) FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Barbers’ Board
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers’ Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 9, 2020

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: RULE TITLE:
 61G5-18.007 Endorsement of Cosmetologists
 PURPOSE AND EFFECT: The rule amendment simplifies the requirements for a cosmetologist holding an active current license in another state to obtain a Florida Cosmetology license.

SUMMARY: This rule amendment proposes to simplify requirements for licensure endorsement from another state by limiting the requirements holding a current active license to practice under the law of another state.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

herein: During discussion of the economic impact of this rule at its Board meeting, the Board 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 Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 477.016 FS.

LAW IMPLEMENTED: 477.019(6) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Krista Woodard, Executive Director, Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399-0783, Krista.Woodard@dbpr.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-18.007 Endorsement of Cosmetologists. The Department of Business and Professional Regulation shall issue a license to an applicant without examination who:

- (1) Makes application and pays to the Department the fee specified in Rule 61G5-24.002, F.A.C.;
- (2) Demonstrates the applicant has completed a board approved HIV/AIDS course; and
- (3) Demonstrates the applicant holds a is currently active licensed to practice cosmetology under the law of another state having completed at least 1200 cosmetology school or program hours substantially similar to, equivalent to, or greater than the qualifications required of applicants from this state; Demonstrates that the applicant has passed a written licensure examination to obtain a license substantially similar to, equivalent to, or greater than the qualifications required of applicants from this state.

Rulemaking Authority 477.016 FS. Law Implemented 477.019(6) FS. History—New 11-3-80, Formerly 21F-18.07, Amended 6-22-87, 10-18-87, 12-17-90, Formerly 21F-18.007, Amended 7-1-02, 5-8-13, 8-28-18,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Cosmetology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 18, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 14, 2020

DEPARTMENT OF FINANCIAL SERVICES

FSC - Financial Institution Regulation

RULE NO.: RULE TITLE:

69U-100.002 Scope

PURPOSE AND EFFECT: To repeal the rule.

SUMMARY: The rule merely states that the rules pertain to international banking facilities. Therefore, it is not a rule under the definition of that term in section 120.52(16), F.S.

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 Agency completed the SERC analysis and checklist for the proposed rule to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, F.S., the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 120.53(1)(a), 655.012(3) FS.

LAW IMPLEMENTED: 655.071 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: Leslie Bryson, Senior Attorney, Division of Financial Institutions, (850)410-9543, Leslie.Bryson@flofr.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69U-100.002 Scope.

Rulemaking Authority 120.53(1)(a), 655.012(3) FS. Law Implemented 655.071 FS. History—New 1-24-82, Formerly 3C-17.01, 3C-17.001, 3C-100.002, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jeremy W. Smith, Director, Division of Financial Institutions
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 22, 2020

DEPARTMENT OF FINANCIAL SERVICES

FSC - Financial Institution Regulation

RULE NOS.:	RULE TITLES:
69U-100.003	Definitions
69U-100.004	Notification
69U-100.03852	Disapproval of Directors or Executive Officers
69U-100.045	Examination Manuals and Referenced Standards
69U-100.0451	Unsafe and Unsound Examination Fees
69U-100.057	Public Records Requests
69U-100.600	Appraisals, and Appraisal Standards and Policies of State Financial Institutions
69U-100.948	Reporting of Significant Events or Conditions
69U-100.956	Conflict of Interest Policy
69U-100.963	Automated Teller Machines and the Disclosure of Safety Information
69U-100.964	Transactions Relating to Iran or Terrorism

PURPOSE AND EFFECT: To update legal citations in the text and history of the rules; update forms, manuals, and federal regulations incorporated by reference; revise, clarify or delete language that is outdated, ambiguous, or unnecessary; and to update agency mailing, email, and website addresses. The proposed rule amendments include those intended to respond to the findings and comments by the Joint Administrative Procedures Committee pursuant to its authority in Joint Rule 4.6 of the Florida Legislature to review existing rules.

SUMMARY: To amend Rule 69U-100.003, F.A.C. regarding international banking facilities to incorporate by reference the currently-effective federal rule containing the list of foreign, international, and supranational entities and to update citations; to amend Rule 69U-100.004, F.A.C. to update the agency’s address and add the agency’s email address to which notice of the intent to establish an international banking facility shall be sent; to amend Rule 69U-100.03852 to incorporate an updated Form OFR-U-10 Interagency Biographical and Financial Report, an updated addendum Form OFR-U-10A Authorization for Release of Confidential Information that permits online and electronic notarization, and to adopt and incorporate by reference a notice regarding the agency’s collection and use of

social security numbers; to amend Rule 69U-100.045, F.A.C. to incorporate updated versions of the Federal Financial Institutions Examination Council Bank Secrecy Act/Anti-Money Laundering Examination Manual and the Federal Deposit Insurance Corporation RMS Manual of Examination Policies, and to add the Federal Financial Institutions Examination Council Information Technology Examination Handbook on Information Security and the Federal Financial Institutions Examination Council Cybersecurity Assessment Tool; to amend Rule 69U-100.0451, F.A.C. to clarify the agency’s procedure for imposing costs the agency incurs in conducting examinations of unsafe and unsound financial institutions and the fines for a financial institution’s late payment of such costs; to amend Rule 69U-100.057, F.A.C. regarding requests for public records of failed financial institutions to delete processes and language that duplicate statutory provisions in Chapter 119, F.S., and existing agency policies; to amend Rule 69U-100.600, F.A.C. to increase the total loan value appraisal exemption to \$400,000 from \$250,000; to amend Rule 69U-100.948 to update the agency’s mailing address and add the agency’s email address for reporting significant events or conditions; to amend Rule 69U-100.956, F.A.C. regarding conflicts of interest to clarify the definition of “family relationship” for agency employees, to update the incorporated ethical standards of the Office of Financial Regulation and the Department of Financial Services for agency employees, and to clarify the types of discipline applicable to violations of the standards; to amend Rule 69U-100.963, F.A.C. to delete unnecessary language regarding safety precautions financial institutions must disclose to automated teller machine customers; and to amend Rule 69U-100.964, F.A.C. to incorporate the updated federal standards for due diligence policies, procedures, and controls regarding transactions relating to Iran or terrorism.

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 Agency completed the SERC analysis and checklist for each proposed rule to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, F.S., the rules will not require legislative ratification.

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

RULEMAKING AUTHORITY: 655.012(2), 655.0385(4), 655.071(3), 655.60(2), 655.963, 655.968 FS.

LAW IMPLEMENTED: 220.63(5), 655.0385, 655.045, 655.057(2), 655.071(3), 655.60, 655.948, 655.963, 655.968, 658.21, 658.33 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: Leslie Bryson, Senior Attorney, Division of Financial Institutions, (850)410-9543, Leslie.Bryson@flofr.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69U-100.003 Definitions.

For purposes of rule 69U-100.004, this chapter, the following definitions apply:

(1) "International banking facility deposit," or "IBF time deposit," means a deposit, placement, borrowing or similar obligation represented by a promissory note, acknowledgement of advance, or similar instrument that is not issued in negotiable or bearer form and which can be in currencies other than U.S. dollars; and,

- (a) 1. No change.
- 2. That is issued to:
 - a. through d. No change.

e. A foreign national government, or an agency or instrumentality thereof (other than states, provinces, municipalities, or other regional or local governmental units or agencies or instrumentalities thereof) engaged principally in activities which are ordinarily performed in the United States by governmental entities; an international entity of which the United States is a member; or any other foreign, international or supranational entity sSpecifically designated by the Federal Reserve Board as exempt from 12 C.F.R. § 204.125 (9-1-2020), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, adopted and incorporated herein by reference and also available at the OFR's website at www.flofr.com; ~~42 U.S.C. §217.7~~; or

- (b) No change.

(2) International Banking Facility Borrowing or "IBF Borrowing" means borrowing represented by a promissory note, acknowledgement of advance or similar instrument that is not issued in negotiable or bearer form.

- (a) 1. No change.
- 2. That is issued to:

- a. through b. No change.
- c. A United States office or a non-United States office of the entity establishing the IBF; or
- d. Another IBF; or
- e. ~~An institution whose time deposits are exempt from interest rate limitations under Section 217.3(g) of Regulation Q (12 C.F.R. 217.3(g)); or~~

- (b) 1. through-3. No change.

(3) "International banking facility extension of credit," or "IBF loan," means any transaction where an IBF supplies funds by making a loan, or placing funds in a deposit account. Such transactions may be represented by a promissory note, security, acknowledgement of advance, due bill, repurchase agreement, or any other form of credit transaction. Such credit may be extended only to:

- (a) through (d) No change.

(e) A foreign national government, or an agency or instrumentality thereof (other than states, provinces, municipalities, or other regional or local governmental units or agencies or instrumentalities thereof) engaged principally in activities which are ordinarily performed in the United States by governmental entities; an international entity of which the United States is a member; or any other foreign, international or supranational entity sSpecifically designated by the Federal Reserve Board as exempt from 12 C.F.R. § 204.125 (9-1-2020), incorporated herein by reference; ~~42 U.S.C. §217.7~~; or

- (f) No change.

(4) Solely for the purpose of section 220.63(5), F.S., ~~pursuant to express statutory authority of sections 655.071(2) and 220.62(3), F.S.~~, the terms "banking facility deposits," "borrowings," and "extensions of credit," fall within the general definition of the terms "loans to foreign persons," "deposits with ~~to~~ foreign persons," and "foreign exchange trading and hedging transactions," as such terms are used in section 220.63(5)(b) ~~+~~, F.S. Further, solely for the purpose of section 220.62(3), 220.63(5), F.S., the terms "banking facility deposits," "borrowings," and "extensions of credit," include, without limitation, the following transactions:

- (a) through (i) No change.

- (5) No change.

(a) All transactions by and between banking organizations, as defined in section sections 220.62(4), 220.63(1) and (4), F.S., provided that the income from such transactions is derived by non-United States banking organizations; and,

- (b) No change.

Rulemaking Authority ~~120.53(1)(a), 220.62(3), 655.012(2)(3), 655.071 663-43~~ FS. Law Implemented 220.62(3), 220.63(5), 655.071 FS. History—New 1-24-82, Amended 1-30-84, Formerly 3C-17.02, Amended 5-27-87, Formerly 3C-17.002, 3C-100.003, Amended _____.

69U-100.004 Notification.

(1) At least 14 days prior to establishing an International Banking Facility, a state chartered or state licensed banking organization shall notify the Office of Financial Regulation (OFR) of its intent.

(2) Such notification shall include a statement of intention by the banking organization that it will comply with the Financial Services Commission rules pertaining to International Banking Facilities and Federal International Banking Facility regulations concerning restrictions on sources and uses of funds, recordkeeping, and accounting requirements.

Notification shall ~~should~~ be sent by U.S. Mail or Email to:

~~Deputy~~ Director, Division of Financial Institutions

Office of Financial Regulation

200 East Gaines Street

Tallahassee, Florida 32399-0371-

~~OFR~~FinancialInstitutions@flofr.com

Rulemaking Authority 655.012(2)(~~3~~), 655.071(3) ~~663.13~~ FS. Law Implemented 655.071(3) FS. History—New 4-25-85, Formerly 3C-17.03, 3C-17.003, 3C-100.004, Amended _____.

69U-100.03852 Disapproval of Directors or Executive Officers.

(1) No change.

(2) Notice.

(a) A financial institution shall provide a complete written notice to OFR at least 60 days prior to the effective date of the appointment of a director or the employment of an executive officer, or equivalent position. Each notice shall include a completed Form OFR-U-10 Interagency Biographical and Financial Report, (effective ____/____/____), revised 3/2003, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, which is adopted and hereby incorporated herein by reference. Form OFR-U-10 requests that the applicant provide his or her social security number. Please refer to the OFR’s Notice Regarding the Collection and Use of Social Security Numbers (effective ____/____/____), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, adopted and incorporated herein by reference. Form OFR-U-10A, Addendum, Authorization for Release of Confidential Information (effective ____/____/____), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, adopted and incorporated herein by reference.

Notices shall be submitted to, and Forms ~~Form~~ OFR-U-10 and OFR-U-10A may be obtained by request from, the Division of Financial Institutions, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0371, Telephone (850) 410-9880. The forms and the Notice Regarding the Collection and Use of Social Security Numbers are ~~Form~~ OFR-U-10 may also available be found at OFR’s website.

~~www.flofr.com. Internet website: http://www.dbf.state.fl.us/banking.html by using the icon “Download Office of Financial Regulation Application Forms” and by selecting the icon “OFR U 10.”~~

(b) through (c) No change.

(3) through (5) No change.

Rulemaking Authority 655.012(2), 655.0385(4) FS. Law Implemented 655.0385, 658.21, 658.33, ~~665.013~~ FS. History—New 12-14-93, Amended 3-20-00, 12-28-00, 2-3-02, Formerly 3C-100.03852, Amended 9-11-18, _____.

69U-100.045 Examination Manuals and Referenced Standards.

The OFR uses the examination manuals referenced by this rule in the implementation of its examination responsibilities. The OFR examiners use these manuals as reference guidelines when conducting safety and soundness examinations of financial institutions. The material incorporated by reference in this rule may also be obtained from the OFR’s website at www.flofr.com. The following manuals are hereby incorporated by reference into the body of printed materials that the OFR uses for the purposes of conducting examinations of financial institutions to assess the performance and condition of such institutions:

(1) Federal Financial Institutions Examination Council, Bank Secrecy Act/Anti-Money Laundering Examination Manual (4/2020), (2014), accessible at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX.05581>.

(2) Federal Deposit Insurance Corporation, RMS Manual of Examination Policies (8/2020), (4/2018), accessible at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX.09661>.

(3) through (6) No change.

(7) Federal Financial Institutions Examination Council, Information Technology Examination Handbook, Information Security (9/2016), accessible at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(8) Federal Financial Institutions Examination Council, Cybersecurity Assessment Tool (5/2017), accessible at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

Rulemaking Authority 655.012(2) FS. Law Implemented 655.045 FS. History—New 10-24-93, Formerly 3C-1.015, Amended 1-2-95, 6-4-95, 5-22-96, Formerly 3C-100.045, Amended 9-2-10, 7-27-15, 12-9-15, 9-11-18, _____.

69U-100.0451 Unsafe and Unsound Examination Fees.

(1) Pursuant to paragraph 655.045(1)(b), F.S., OFR shall:

(a) ~~Assess any state financial institution, subsidiary, or service corporation determined by OFR to be engaged in an~~

~~unsafe and unsound practice with the costs of any review conducted pursuant to section 655.045(1)(a), F.S.; and,~~

~~(b) Recover the costs of the review conducted pursuant to section 655.045(1)(a), F.S., of any affiliate of a state financial institution which OFR concludes contributed to an unsafe and unsound practice at a state financial institution, subsidiary, or service corporation.~~

~~(c) In making a determination to assess any costs pursuant to section 655.045(1)(c)(b), F.S., OFR must consider the size and condition of the financial institution, the gravity of the violation, the prior conduct of the person(s) and institution involved, the time elapsed between the last state examinations, and the extent to which a material improvement has occurred in the condition of the financial institution, subsidiary, or service corporation, including, but not limited to, a change in ownership or management, or infusion of additional capital.~~

~~(2)(a) An unsafe and unsound practice means any practice or conduct found by OFR to be contrary to generally accepted standards applicable to the Specific financial institution, subsidiary, or service corporation, or a violation of any prior order of a state or federal regulatory agency, which practice, conduct, or violation creates the likelihood of loss, insolvency, or dissipation of assets or otherwise prejudices the interest of the specific financial institution or its depositors or members.~~

~~(b) A financial institution found to have unsafe and unsound practices has an immoderate volume of serious financial weaknesses or a combination of other conditions that are unsatisfactory. Major and serious problems or unsafe and unsound conditions may exist which are not being satisfactorily addressed or resolved. These conditions could reasonably develop into a situation that could impair future viability and constitute a threat to the interest of depositors or members. Such a financial institution requires close supervisory attention and financial surveillance and a definitive plan for corrective action.~~

~~(3) For the purposes of this section, "costs" means the salary and travel expenses directly attributable to the field staff examining the financial institution, subsidiary, or service corporation, and the travel expenses of any supervisory staff required as a result of examination findings. The salary and travel expenses of any field staff person in training shall be excluded from the calculation.~~

~~(2)(4) OFR shall give notice Notification to the financial institution, subsidiary, service corporation, or affiliate of the costs incurred. The notification shall must contain the notice of opportunity for a hearing pursuant to sections section 120.569 and 120.57, F.S. A request for hearing must be received by OFR within 21 days of receipt of such notification by the financial institution. If the financial institution, subsidiary, service corporation, or affiliate does not timely request a hearing, no hearing is requested, mailing of the payment of the costs~~

~~incurred must be postmarked not later than 30 days after the date of receipt of the notification notice that such costs are due.~~

~~(3)(5) OFR shall levy a late payment of \$100 per day or part thereof that a payment of the costs incurred is overdue, unless it is excused for good cause due to incidental and isolated clerical omissions or other minor errors, or is being reviewed by OFR for possible waiver due to incidental and isolated clerical errors or omissions.~~

~~(4)(6) If the financial institution, subsidiary, service corporation, or affiliate timely requests a hearing on the notification pursuant to sections section 120.569 and 120.57, F.S., no fines for late payment of the costs incurred shall begin to accrue until 31 30 days after following issuance of a final administrative order ruling, requiring payment of costs incurred or the exhaustion of all judicial appeals, whichever occurs later. Failure to remit payment on the 31st day shall constitute intentional late payment, and OFR shall levy an administrative fine of \$1,000 per day for each day the payment of costs incurred is overdue.~~

~~(7) If the financial institution, subsidiary, service corporation, or affiliate fails to respond to the notification of examination assessment within the time allowed in subsection (4), such failure constitutes a default and fines shall accrue from that time.~~

~~(8) Failure to remit the examination assessment within 30 days following the final ruling shall constitute intentional late payment and OFR shall levy an administrative fine of \$1,000 per day for each day the payment is overdue.~~

~~Rulemaking Authority 120.53(4)(b), 655.012(2)(3) FS. Law Implemented 120.57, 655.005(1), 655.012(3), 655.045(1) FS. History—New 6-11-96, Formerly 3C-100.0451, Amended _____.~~

69U-100.057 Public Records Requests.

This rule contains information concerning requests for access to public records regarding failed state financial institutions.

(1) As used in this rule, section, the following definitions shall apply:

(a) "Condition reports" means a Consolidated Report of Condition or Consolidated Report of Income in the case of a commercial bank, trust company, or international agency, a Thrift Financial Report in the case of a savings association, or a call report in the case of a credit union, submitted to OFR in compliance with section 655.045(2), F.S.

(a)(b) "Examination reports" means a Report of Examination conducted and prepared by OFR, pursuant to section 655.045(1)(a), F.S. "Examination report" does not include reports of examination prepared by any other state or appropriate federal regulatory agency, unless the department has received prior approval from such agency to release its examination reports. Any request to produce reports of

examination conducted by any other state or federal regulatory agency (except those examination reports for which OFR has received prior approval to release) shall be made directly to such other state or federal agency.

(b)(e) “Failed state financial institution” means a state financial institution that has been declared by OFR to be insolvent and a receiver, liquidator, or conservator has been appointed to wind up the affairs of the state financial institution.

(c)(d) “Operation reports” means any audit report submitted to OFR pursuant to section 655.045(1)(e)(d), F.S.

~~(2) OFR recommends (but does not require) that all requests for access to public records of the OFR be in writing, signed by the requestor, and addressed to the Deputy Director, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0371. Such requests should state with specificity the name of the state financial institution, the time period covered by the request, the type of information that is requested, and any other applicable information.~~

~~(3) All requests for access to public records shall be honored on a first in, first out basis and in as timely a manner as possible. Generally, all requests will be honored within a reasonable period of time after receipt of the request, as determined by staff availability, accessibility of records, and the volume of information requested.~~

~~(4) Unless otherwise determined by OFR, the public may inspect public records during regular business hours at the Tallahassee headquarters of OFR. No original document or public record file may be removed from OFR’s premises.~~

~~(5) All photocopies of public records shall be made by OFR staff and OFR shall collect in advance a per page charge for each photocopy provided. OFR may also recover from any requester the actual cost of reviewing and preparing documents, retrieving records, preparing photocopies, or other costs incurred in complying with the public record request.~~

(2)(6) Pursuant to section 655.057(2)(g), F.S., Access to OFR records concerning failed state financial institutions is limited to examination, and operation, or condition reports that have not previously been destroyed by OFR pursuant to section 655.057(10)(8), F.S. Prior to public release of any such records, OFR shall review the failed state financial institution’s examination, and operation, or condition reports and OFR shall prepare a public record file. The public file will not include information which is the property of any other state or federal regulatory agency, unless OFR has received prior approval from such agency to release its information. Additionally, the public file will not include information which discloses the identities of depositors, bondholders, members, borrowers, or stockholders, other than directors, officers or controlling stockholders of the failed state financial institution.

Rulemaking Authority 655.012(2) FS. Law Implemented 655.057(2) FS. History—New 11-1-92, Amended 4-23-96, Formerly 3C-100.057, Amended.

69U-100.600 Appraisals, and Appraisal Standards and Policies of State Financial Institutions.

(1) No change.

(2) At a minimum, the appraisal standards and policies shall require that an appraisal prepared by a state-certified or state-licensed appraiser must be obtained prior to funding any loan or extension of credit that is based on the security of real estate, except:

(a) Loans with a total value of \$400,000 ~~\$250,000~~ or less;

(b) through (i) No change.

(3) through (4) No change.

Rulemaking Authority 655.012(2)(3), 655.60(2) FS. Law Implemented 655.60 FS. History—New 11-2-92, Amended 9-27-94, 11-7-01, Formerly 3C-100.600, Amended.

69U-100.948 Reporting of Significant Events or Conditions.

(1) Section 655.948, F.S., requires state financial institutions, not exempted by OFR, to report the occurrence of certain conditions or events within 30 days of the occurrence of the condition or event. Aggregate monthly reports that are received by OFR by the 10th day of each month, covering all reportable events or occurrences that occurred during the previous month, will satisfy the reporting requirements of ~~this~~ section 655.948, F.S. All reports required by this rule shall be submitted by U.S. Mail or Email to: Director, Division of Financial Institutions, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0371, OFRFinancialInstitutions@lofr.com. A report will not be required if a reportable event or condition did not occur during the previous month.

(2) through (3) No change.

(4) All non-exempt state financial institutions shall disclose to OFR, within the timeframes specified in subsection (1), the following events or conditions:

(a) through (c) No change.

(d) The acquisition or divestiture of an asset or related or similar assets, which in the aggregate on any single business day totals 20 percent or more of the state financial institution’s capital reported in the most recent ~~Consolidated Report of Condition, quarterly Thrift Financial Report, or Call Report.~~ Assets listed in section 657.042(1) or 658.67(1), F.S., are exempted from this requirement;

(e) No change.

(f) Any extension of credit to an executive officer or his related interests that, when aggregated with other extensions of credit to that executive officer or his related interests, exceeds 15 percent of the state financial institution’s capital accounts as

reported in the most recent ~~Consolidated Report of Condition, quarterly Thrift Financial Report, or Call Report;~~

(g) The acquisition or reclassification of any earning asset to “non-accrual” status which, when combined with other non-accrual assets, in the aggregate totals 15 percent ~~15%~~ or more of the state financial institution’s assets as reported in the most recent ~~Consolidated Report of Condition, quarterly Thrift Financial Report, or Call Report;~~ or

(h) No change.

(5) through (6) No change.

Rulemaking Authority 655.012(2) FS. Law Implemented 655.948 FS. History—New 11-2-92, Amended 6-20-00, 12-28-00, Formerly 3C-100.948, Amended 9-11-18,_____.

69U-100.956 Conflict of Interest Policy.

(1) Definitions. – As used in this rule, the following definitions shall apply:

(a) through (b) No change.

(c) “Family relationship” means any individual who is ~~related to the regulatory employee by affinity or consanguinity, including but not limited to~~ the regulatory employee’s: father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepsister, stepbrother, half brother, half sister, grandparent, great-grandparent, grandchild, great-grandchild, step-grandparent, step-great-grandparent, step-grandchild, step-great-grandchild, person who is engaged to be married to the regulatory employee or who otherwise holds himself or herself out as or is generally known as the person to whom the regulatory employee intends to marry or with whom the regulatory employee intends to form a household, or any other natural person having the same legal residence as the regulatory employee.

(d) No change.

(2) No change.

(3) Regulatory employees shall be provided a copy of this rule, chapter 112, part III, F.S.; Office of Financial Regulation Administrative Policies & Procedures 1-2, Ethics and Professional Responsibility, effective 05-20-2013 (OFR APP 1-2), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, adopted and incorporated herein by reference and Department of Financial Services Code of Ethics, Administrative Policies & Procedures 1-15, effective 10-28-2009 (DFS APP 1-15), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, adopted and incorporated herein by reference. The foregoing materials are also available at the OFR’s website, www.flofr.com, ~~the Official Procedures of the Department of Banking and Finance, Discipline of Career Service Employees, Standards and Procedures, Effective: January 10, 1984.~~ Each

regulatory employee is responsible for ensuring that, as applicable, they are in compliance with the principles of conduct set forth herein, chapter 112, part III, F.S., OFR APP 1-2, and DFS APP 1-15, the Department’s Discipline of Career Service Employees, Standards and Procedures.

(4) Any regulatory employee violating this rule, chapter 112, part III, F.S., OFR APP 1-2, or DFS APP 1-15, the Official Procedures of the Department of Banking and Finance, Discipline of Career Service Employees, Standards and Procedures, Effective: January 10, 1984, will be subject to one or more of the following disciplinary penalties; ~~which may include~~ divestment or suspension of conflicting interests, changes in assigned duties, disqualification for a particular assignment, written or oral reprimand, demotion, suspension, or termination of employment.

(5) No regulatory employee shall engage in any activity, whether or not ~~s~~Specifically prohibited by this rule, which would result in, or create the appearance of:

(a) through (e) No change.

(6) through (14) No change.

Rulemaking Authority 655.012(2)(3) FS. Law Implemented 655.012(3) FS.; Ch. 92-303, s.76, Laws of Fla. Section 76, Chapter 92-303, Laws of Florida. History—New 12-23-92, Formerly 3C-100.956, Amended _____.

69U-100.963 Automated Teller Machines and the Disclosure of Safety Information.

(1) through (2) No change.

(3) ~~The guidelines contained in subsection (2), are not an all inclusive list of safety precautions which should be disclosed to automated teller machine customers. It is offered to exemplify some of the safety disclosure issues which should be included in the mandated disclosure requirements of section 655.963, F.S.~~

Rulemaking Authority ~~420.53(1)(b),~~ 655.012(2)(3), 655.963 FS. Law Implemented 655.963 FS. History—New 1-31-95, Formerly 3C-100.963, Amended _____.

69U-100.964 Transactions Relating to Iran or Terrorism. Florida state-chartered financial institutions shall comply with the federal standards set out by the U.S. Treasury Department, Office of Foreign Assets Control, in 31 C.F.R. Part 561, Subparts B, C, and D; (2010), <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, which are adopted and incorporated by reference, as the minimum standards for due diligence policies, procedures, and controls as required by section 655.968, F.S. The standards are also available at the OFR’s website, www.flofr.com.

Rulemaking Authority 655.012(2), 655.968 FS. Law Implemented 655.968 FS. History—New 8-6-12, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jeremy W. Smith, Director, Division of Financial Institutions
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Financial Services Commission
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: September 22, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: August 27, 2020

DEPARTMENT OF FINANCIAL SERVICES

FSC - Financial Institution Regulation

RULE NOS.:	RULE TITLES:
69U-120.001	List of Stockholders
69U-120.003	Stock Options; Requirements for OFR Approval; Stock Bonuses Prohibited
69U-120.004	Loans Secured by Secondary Liens on Real Estate
69U-120.005	Lease Financing; Purchase of Leases
69U-120.045	Minimum Internal Audit Procedures
69U-120.330	List of Directors and Officers; Director's Oath
69U-120.670	Investments/Deposits in Foreign Banks

PURPOSE AND EFFECT: To update statutory citations in the text and history of the rules, update materials incorporated by reference, revise, clarify or delete language that is outdated, ambiguous, or duplicative of statutory provisions, and to propose new Rule 69U-120.330, F.A.C. to incorporate by reference two new forms to implement section 658.33, F.S., regarding the list of officers and directors elected during the annual shareholder’s meeting and the form for the director’s oath. The proposed rule amendments include those intended to respond to the findings and comments by the Joint Administrative Procedures Committee pursuant to its authority in Joint Rule 4.6 of the Florida Legislature to review existing rules.

SUMMARY: The proposed rules amend Rule 69U-120.001, F.A.C. to delete language that duplicates section 658.16, F.S., regarding good faith reliance on a rule or order of the OFR; Rule 69U-120.003, F.A.C. to remove language that is ambiguous or lacking in delegated authority regarding “foreseeably detrimental” stock option plans, director liability for certain losses, and direct stock bonuses; Rule 69U-120.004, F.A.C. to replace a vague and ambiguous term (“appropriate”) with clear, definite language; Rule 69U-120.005, F.A.C. to update a citation in the introductory paragraph; and Rule 69U-120.045, F.A.C. to delete a reference to an outdated guidebook on auditing standards. The proposed rules also amend Rule 69U-120.670 to delete subsection (1), which duplicates statutory language in section 658.67(11), F.S., delete the definition of “exposure” as a result of the deletion of the portion of the rule that references that term, and update material incorporated by reference (the federal rule on the 20 percent risk weight

category in 12 C.F.R. § 324.32(d)(2) applicable to investments in foreign bank deposits). The proposed rules also include new Rule 69U-120.330, F.A.C. to implement section 658.33, F.S., by incorporating by reference proposed forms OFR-U-658-List, List of Directors and Officers, and Form OFR-U-658-Oath, Director’s Oath.

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 Agency completed the SERC analysis and checklist for each proposed rule to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, F.S., the rules will not require legislative ratification.

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

RULEMAKING AUTHORITY: 655.012(2), 658.33 FS.

LAW IMPLEMENTED: 655.045, 655.057(8), 658.33, 658.34, 658.35, 658.48, 658.67(8), 658.67(11), 665.013(32) 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: Leslie Bryson, Senior Attorney, Division of Financial Institutions, (850)410-9543, Leslie.Bryson@flofr.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69U-120.001 List of Stockholders.

(1) Within 2 calendar weeks of any demand therefor made by the Office of Financial Regulation (OFR), a state bank or trust company shall file with OFR a list containing the name of each stockholder of the bank or trust company together with the number of shares held by each according to its records as of the close of business on a date specified by OFR.

~~(2) Action in compliance with any such demand by OFR shall be deemed action in good faith in reliance upon a subsisting order or regulation by OFR and in reliance upon section 655.016, F.S.~~

Rulemaking Authority 655.012(2)(~~3~~) FS. Law Implemented 655.057(8) ~~655.012~~ FS. History—New 7-31-75, Amended 6-30-81, Formerly 3C-11.15, 3C-11.015, 3C-120.001, Amended.

69U-120.003 Stock Options; Requirements for OFR Approval; Stock Bonuses Prohibited.

(1) through (2) No change.

(3) ~~Any plan which is detrimental or which may be foreseeably detrimental to the bank, its depositors or creditors or which is contrary to safe and sound banking practices may not be approved.~~ OFR shall ~~may~~ not approve any stock option plan where:

(a) No change.

(b) The number of shares subject to the plan is unreasonable in relation to the bank's capital structure and anticipated growth; or

(c) No change.

(4) The option shall ~~may~~ not be assignable by the optionee, except that the personal representative or legal guardian of the optionee's estate may have a reasonable time to exercise such option.

(5) The plan or agreement shall not permit board of directors of the bank may be liable to reimburse the bank for any loss sustained by reason of the grant of an option at less than par value or fair market value where such grant would result in a loss to the bank.

~~(6) The Florida Financial Institutions Code does not authorize stock bonuses; accordingly, direct stock bonuses will not be permitted.~~

Rulemaking Authority 655.012(2)(~~3~~) FS. Law Implemented 658.34, 658.35 FS. History—New 2-13-77, Amended 6-30-81, Formerly 3C-11.16, 3C-11.016, Amended 10-29-97, Formerly 3C-120.003, Amended.

69U-120.004 Loans Secured by Secondary Liens on Real Estate.

For computation of total loans to any one borrower, loans secured by secondary liens will be considered unsecured unless the following criteria are met:

(1) No change.

(2) The state bank shall maintain records ~~Appropriate records shall be maintained~~ to fully establish the bank's equity in the ~~their~~ mortgage at the time the loan is made.

(3) through (4) No change.

Rulemaking Authority 655.012(2) FS. Law Implemented 658.48 FS. (See also 12 U.S.C. 371) History—New 6-13-77, Amended 4-23-78, 6-30-81, Formerly 3C-11.17, 3C-11.017, 3C-120.004, Amended 10-29-12, _____.

69U-120.005 Lease Financing; Purchase of Leases. State banks may purchase leases (in addition to those leases where the bank is the owner and lessor) covering specified goods as defined in section 679.1021(1)(rr), ~~679.105(1)(h)~~,

F.S., except the unborn young of animals and growing crops, with or without recourse or guarantee by the lessor, subject to the following conditions:

through (3) No change.

Rulemaking Authority 655.012(2)(~~3~~) FS. Law Implemented ~~658.48~~, 658.67(8) FS. History—New 9-26-78, Amended 6-30-81, Formerly 3C-11.19, 3C-11.019, 3C-120.005, Amended.

69U-120.045 Minimum Internal Audit Procedures.

(1) through (3) No change.

(4) To satisfy the requirements of this section, each internal audit shall:

(a) Assess the effectiveness of the financial institution's internal control policies and procedures, including the electronic data processing function; and,

~~(b) Be conducted in accordance with generally accepted auditing principles as set forth in the 1996 GAAS Guide and~~ shall include an assessment of each of the following areas:

(b)1. through 5. No change.

(5) through (7) No change.

Rulemaking Authority 655.012(2)(~~3~~) FS. Law Implemented ~~655.012(3)~~, 655.045 FS. History—New 7-18-74, Amended 1-5-77, 6-30-81, Formerly 3-1.13, 3C-11.13, 3C-11.013, Amended 1-31-96, Formerly 3C-120.045, Amended.

69U-120.330 List of Directors and Officers; Director's Oath.

(1) Within 30 days following the annual meeting or any other meeting at which directors or officers are elected as provided in section 658.33(3), F.S., each bank or trust company must file with OFR the names and residence addresses of those persons on Form OFR-U-658-List, List of Directors and Officers (effective /), incorporated herein by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(2) The signed copy of the director's oath required by section 658.33(4), F.S., shall be completed on Form OFR-U-658-Oath, Director's Oath (effective /), incorporated herein by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, and filed with OFR within 30 days after election.

(3) Forms shall be filed with OFR by mail or email as follows:

Division of Financial Institutions

Office of Financial Regulation

200 East Gaines Street

Tallahassee, Florida 32399-0371

OFRFinancialInstitutions@flofr.com

Rulemaking Authority 655.012(2), 658.33(3) FS. Law Implemented 658.33(3)-(4) FS. History—New _____.

69U-120.670 Investments/Deposits in Foreign Banks.

~~(1) Sections 658.67(11) and 665.013(34), F.S., provides that the Financial Services Commission may, by rule, approve additional investments for banks, trust companies, or associations.~~

~~(1)(2) As used in this rule, "foreign bank" section, the following definitions shall apply:~~

~~(a) "Foreign bank" means a person organized under the laws of a foreign country, or of a dependency or insular possession of the United States or a foreign country, which is principally engaged in the business of a commercial bank; recognized as a bank by the appropriate supervisory or monetary authorities of the country of its organization or principal banking operations; receives deposits to a substantial extent in the regular course of business; and has the power to accept demand deposits.~~

~~(b) "Exposure" means the potential that an obligation will not be paid timely or in full. Exposure includes credit and liquidity risks, including operational risks, related to intraday and interday transactions. It also includes the same credit risks and country risks as an extension of credit.~~

~~(2)(3) State-chartered banks, trust companies, and associations may invest in foreign bank deposits, both demand and time, of the 20 percent risk weight category, as provided in 12 C.F.R. § 324.32(d)(2) (Apr. 13, 2020), which is adopted and incorporated herein by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, Category 2 20% Risk Weight, as defined in the FDIC Rules and Regulations, Part 325, Appendix A, Procedure For Computing Risk Weighted Assets (effective 1-27-94), up to an aggregate of 25 percent % of the capital of the investing bank, trust company, or association in all foreign banks within a foreign country.~~

~~(3)(4) The board of directors of each bank, trust company, or association shall adopt standards and policies for the investment of funds in foreign bank deposits. Such standards and policies shall be reviewed and approved at least annually by the board of directors with the approval recorded in the minutes of the meetings of the board of directors.~~

~~(4)(5) At a minimum, the standards and policies shall include:~~

- ~~(a) through (b) No change.~~
- ~~(c) An aggregate limitation on the currency of deposit; and,~~
- ~~(d) No change.~~

~~(6) The board of directors shall assure itself that adequate procedures have been implemented to comply with its policy on foreign bank deposits and safeguard the bank, trust company or association against undue exposure.~~

~~Rulemaking Authority 120.53(1)(b), 655.012(2)(3) FS. Law Implemented 658.67(11), 665.013(32)(34) FS. History—New 11-14-94, Formerly 3C-120.670, Amended _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Jeremy W. Smith, Director, Division of Financial Institutions
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 22, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 31, 2020

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF CITRUS

RULE NOS.: RULE TITLES:
 20-30.001 Registration Required
 20-30.004 Minimum Equipment Required
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 46 No. 182, September 17, 2020 issue of the Florida Administrative Register.

The text for 20-30.001(1) neglected to include the revised effective date of 07/12 for form FDACS-07042, Application for Registration Certificate.

The text for 20-30.004(3)(b) neglected to include the revised effective date of 04/18 for form FDACS-07128, Application for Registration as Organic Grower.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:
 40E-7.670 Competitive Solicitation Preferences
 NOTICE OF CORRECTION

The Notice of Change in Vol 46 No. 185 published on 9/22/20 should read as follows:

40E-7.670 Competitive Solicitation Preferences.

The Small Business Enterprise Contracting Rule in this part provides for 2 Competitive Solicitation Preferences designed to assist small businesses. Sheltered Market and Subcontracting Requirements are outlined below. ~~The District may waive or adjust SBE requirements in any solicitation.~~

- (1) No change.
- (2) Subcontracting Requirements.

(a) Bids – The District shall set subcontracting goals for all bids based on availability of vendors registered with the District, including SBE firms able to perform work within specific Commodity Codes. The SBE goals shall be applied as a percentage of the total contract value to be assigned to SBE firms. The maximum SBE goal that will be applied to any solicitation will be 25%. When an SBE goal is set bidders shall

provide work to one or more SBEs in order to meet the goal. At the time of submittal of its bid, the bidder shall identify all SBE firms which will be utilized as subcontractors, by using Form No. 0956, "Small Business Enterprise Subcontractor Participation Schedule" effective (August 29, 2013) (<http://www.flrules.org/Gateway/reference.asp?No=Ref-03066>). All bids submitted where SBE participation is required, shall include Form No. 0957, "Statement of Intent to Perform as a Small Business Enterprise Subcontractor" effective (~~August 29, 2013~~), (<http://www.flrules.org/Gateway/reference.asp?No=Ref-12034>). Form No. 0957 shall be signed by the SBE subcontractor, Form Nos. 0956 and 0957, together called the SBE Subcontractor Utilization Plan, must reflect the parties' intent to establish a business relationship as well as the type of work and percentage of work that the SBE subcontractor will perform. Failure to submit any of the information as required on Form Nos. 0956 and 0957 shall lead to the bid being deemed non-Responsive. Form Nos. 0956 and 0957 are incorporated by reference herein and are available at no cost by contacting the South Florida Water Management District Clerk's Office, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, 1(800)432-2045, ext. 6805, or (561)682-6805.

Any bidder failing to meet the established goal shall be deemed non-Responsive. If the prime bidder is an SBE Prime, only Form 0956 must be submitted with its bid.

(b) through (c) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.1135 FS. History—New 8-3-06, Amended 8-29-07, 8-29-13, Amended.

A portion of the above was inadvertently omitted from original notice of change published on 9/22/20. The notice of correction is to add the omitted portion.

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

NOTICE IS HEREBY GIVEN that on September 28, 2020, the Public Employees Relations Commission, received a petition for variance from Rule 60CC-4.002, F.A.C., from Elizabeth Albert and the Volusia United Educators, Inc., Local 1605, FEA, AFT, NEA, AFL-CIO to allow the Volusia United Educators, Inc., Local 1605, FEA, AFT, NEA, AFL-CIO to conduct all aspects of a ratification election electronically. The petition was assigned Case No. MS-2020-067. Any interested person may submit written comments on this petition within 5 days of publication of this notice by mail to Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by facsimile to (850)488-9704.

A copy of the Petition for Variance or Waiver may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by email to Barry.Dunn@perc.myflorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit

NOTICE IS HEREBY GIVEN that on September 28, 2020, the Public Employees Relations Commission, received a petition for variance from Rule 60CC-4.002, F.A.C., from Kartina Fey and the Glades County Teachers Association to allow the Glades County Teachers Association to conduct all aspects of a ratification election electronically. The petition was assigned Case No. MS-2020-068. Any interested person may submit written comments on this petition within 5 days of publication of this notice by mail to Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by facsimile to (850)488-9704.

A copy of the Petition for Variance or Waiver may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by email to Barry.Dunn@perc.myflorida.com.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:

64B10-15.001 Continuing Education for Licensure Renewal
The Board of Nursing Home Administrators hereby gives notice: that on September 8, 2020, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by James M. Lucas, on July 20, 2020, seeking a waiver or variance from paragraph 64B10-15.001(2)(a), F.A.C., that licensees have specified hours of continuing education as a condition of biennial licensure renewal. The

Notice of Petition for Variance or Waiver was published in Volume 46, No. 143, of the July 23, 2020 issue of the Florida Administrative Register. No comments were received on the Petition. The Board, at its meeting held on August 14, 2020, determined that the Petitioner has demonstrated he met the purpose of the underlying statute and demonstrated that application of the rule at issue would constitute a substantial hardship. The Board determined that the petition shall be granted solely for the renewal period ending September 30, 2020.

A copy of the Order or additional information may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin C-07, Tallahassee, Florida 32399-3257, (850)245-4393, Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:

64B10-15.001 Continuing Education for Licensure Renewal

The Board of Nursing Home Administrators hereby gives notice: that on September 8, 2020, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by Warren Keene, on June 16, 2020 and an amended petition filed on July 13, 2020, seeking a waiver or variance from paragraph 64B10-15.001(2)(a), F.A.C., that licensees have specified hours of continuing education as a condition of biennial licensure renewal. The Notices of Petition for Variance or Waiver appeared in the Florida Administrative Register respectively on June 19, 2020, in Volume 46 Number 120, and July 17, 2020, in Volume 46 Number 139. No comments were received on the Petitions. The Board, at its meeting held on August 14, 2020, determined that the Petitioner has demonstrated he met the purpose of the underlying statute and demonstrated that application of the rule at issue would constitute a substantial hardship. The Board determined that the petition shall be granted solely for the renewal period ending September 30, 2020.

A copy of the Order or additional information may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin C-07, Tallahassee, Florida 32399-3257, (850)245-4393, Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:

64B10-15.001 Continuing Education for Licensure Renewal

The Board of Nursing Home Administrators hereby gives notice: that on September 8, 2020, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by Nicole Barnett, on July 7, 2020, seeking a

waiver or variance from paragraph 64B10-15.001(2)(a), F.A.C., that licensees have specified hours of continuing education as a condition of biennial licensure renewal. The Notice of Petition for Variance or Waiver was published in Volume 46, No. 138, of the July 16, 2020 issue of the Florida Administrative Register. No comments were received on the Petition. The Board, at its meeting held on August 14, 2020, determined that the Petitioner has demonstrated she met the purpose of the underlying statute and demonstrated that application of the rule at issue would constitute a substantial hardship. The Board determined that the petition shall be granted solely for the renewal period ending September 30, 2020, and the requirements of the continuing education shall be completed by September 30, 2020.

A copy of the Order or additional information may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin C-07, Tallahassee, Florida 32399-3257, (850)245-4393, Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:

64B10-15.001 Continuing Education for Licensure Renewal

The Board of Nursing Home Administrators hereby gives notice: that on September 8, 2020, an Order was filed on the Petition for Variance or Waiver. The Petition for Variance or Waiver was filed by Joan C. Foy, on July 20, 2020 and an amended petition filed on July 27, 2020, seeking a waiver or variance from paragraph 64B10-15.001(2)(a), F.A.C., that licensees have specified hours of continuing education as a condition of biennial licensure renewal. The Notices of Petition for Variance or Waiver appeared in the Florida Administrative Register respectively on July 23, 2020, in Volume 46 Number 143, and July 31, 2020, in Volume 46 Number 150. No comments were received on the Petitions. The Board, at its meeting held on August 14, 2020, determined that the Petitioner has demonstrated she met the purpose of the underlying statute and demonstrated that application of the rule at issue would constitute a substantial hardship. The Board determined that the petition shall be granted solely for the biennium ending September 30, 2020.

A copy of the Order or additional information may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin C-07, Tallahassee, Florida 32399-3257, (850)245-4393, Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support

RULE NO.: RULE TITLE:

64J-1.0201 EMS Instructor Qualifications

NOTICE IS HEREBY GIVEN that on September 25, 2020, the Florida Department of Health, Division of Emergency Preparedness and Community Support, received a petition for an emergency temporary variance from the requirement of Florida Administrative Code paragraph 64J-1.0201(4)(d) that Gulf Coast State College ensure that adjunct instructors in its EMS Training Program possess at least an Associate's degree from an institution whose accreditation is recognized by the United States Department of Education.

Any interested person or other state agency may submit written comments within five (5) days after publication of this notice. A copy of the Petition for Variance or Waiver may be obtained by contacting: Rickey Stone, Program Administrator, EMS Operations, 4042 Bald Cypress Way, Bin A-22, Tallahassee, FL 32399-1722, Rickey.Stone@flhealth.gov, (850)245-4704.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-21.003 Application and Selection Process for Developments

NOTICE IS HEREBY GIVEN that on September 28, 2020, the Florida Housing Finance Corporation, received a petition for waiver from paragraph 67-21.003(1)(B) F.A.C. (7/11/2019) from Malibu Bay Preservation, Ltd., to waive the 15% Criteria so that Petitioner is not required to pay 15% of the equity at the construction loan closing.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on September 28, 2020, the Florida Housing Finance Corporation, received a petition for waiver from paragraph 67-48.004(3)(g) F.A.C. (7/11/2019) from Innovare, LP, to allow Petitioner to change the Development Type for from "Garden" to "Mid-Rise, 5 to 6 Stories."

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also

been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Cultural Affairs and the Florida Council on Arts and Culture announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, October 8, 2020, 9:00 a.m.

PLACE: This meeting will take place via conference call. Instructions for participation are on our website: www.florida-arts.org/calendar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council. Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken.

A copy of the agenda may be obtained by contacting: the Division of Cultural Affairs at (850)245-6470.

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 at (850)245-6490 or 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: Rachele.Ashmore@DOS.MyFlorida.com or visit our website <http://dos.myflorida.com/cultural/>.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Florida Forest Service

The Florida Department of Agriculture and Consumer Services, Florida Forest Service (FFS) and the Little Big Econ State Forest Management Plan Advisory Group announces a public meeting to which all persons are invited.

DATE AND TIME: Workshop Public Meeting - Little Big Econ State Forest Management Plan Advisory Group, October 28, 2020, 1:00 p.m.

PLACE: Web link correction:
<https://attendee.gotowebinar.com/register/6614133497543370254>

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Little Big Econ State Forest Management Plan Advisory Group to review comments from the public hearing and provide recommendations to the FFS to help in preparation of a management plan for the Little Big Econ State Forest.

A copy of the agenda may be obtained by contacting: Copies of a working draft of the plan and the management prospectus are available before the date of the public hearing online at <https://www.fdacs.gov/Public-Notices>; by contacting the Little Big Econ State Forest in writing at 1350 Snow Hill Road, Geneva, FL 32732, or contacting Stephen Stipkovits at (407)971-3503.

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 days before the workshop/meeting by contacting: Little Big Econ State Forest in writing at 1350 Snow Hill Road, Geneva, FL 32732, or contacting Stephen Stipkovits at (407)971-3503. 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: Little Big Econ State Forest in writing at 1350 Snow Hill Road, Geneva, FL 32732, or contacting Stephen Stipkovits at (407)971-3503.

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation (FDOT) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 8, 2020, 5:30 p.m.

PLACE:
<https://attendee.gotowebinar.com/register/4446557373021248270>

GENERAL SUBJECT MATTER TO BE CONSIDERED: John Young Parkway (C.R. 423) at Westbound I-4 Off Ramp Financial Project Identification (FPID) No.: 444175-1

Project Description: The Florida Department of Transportation (FDOT) invites all persons to a virtual public meeting (VPM) regarding the design of safety improvements along John Young Parkway (County Road (C.R.) 423) at the westbound Interstate 4 (I-4) off ramp. The project proposes to modify the westbound I-4 exit ramp to John Young Parkway by physically separating traffic turning west onto LB McLeod Road from traffic on John Young Parkway with a raised concrete barrier.

The meeting is being conducted as a VPM, which is a free live presentation or webinar over the internet. If you wish to

participate in the VPM online, registration is needed by going to:

<https://attendee.gotowebinar.com/register/4446557373021248270>. Those without internet access may also call in and listen to the meeting by dialing 1(877)309-2074 and entering the access code 946-496-655.

Once registered, participants will receive a confirmation email containing information about joining the VPM online from a computer, tablet or cell phone. Meeting materials, including the presentation, will be available on the project website by October 10 at www.cflroads.com/project/444175-1.

The VPM opens at 5:30 p.m. on October 8, 2020. A formal presentation will begin at 5:40 p.m., followed by a question-and-answer period. Please provide adequate log-in time to view or listen to the presentation in its entirety.

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

A copy of the agenda may be obtained by contacting: N/A
 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: FDOT Project Manager Marcus Lisicki, P.E., at (386)943-5542, or by email at Marcus.Lisicki@dot.state.fl.us. Persons who require translation services (free of charge) should also contact FDOT Project Manager Marcus Lisicki, P.E., at (386)943-5542, or by email at Marcus.Lisicki@dot.state.fl.us at least seven (7) days prior to the virtual public meeting. 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: FDOT Project Manager Marcus Lisicki, P.E., at (386)943-5542, or by email at Marcus.Lisicki@dot.state.fl.us. Additional information about this project will also be available online at www.cflroads.com/project/444175-1 by October 10.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES announces a public meeting to which all persons are invited.

DATE AND TIME: October 13, 2020, 1:00 p.m. – 2:00 p.m., ET

PLACE: THIS MEETING WILL BE HELD VIA GOTOMEETING. PLEASE SEE DIAL-IN INFO BELOW.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Motorist Modernization Advisory Board is meeting to receive an update on Phase 1 of the Motorist Modernization Program. System functionality and requirements will also be presented to the group for consideration and input.

AGENDA

- Roll Call
- Welcome
- Review and Approval of Last Meeting Minutes
- Stakeholder Outreach Update
- MM Phase I Program Update
- Organizational Change Management Update
- Financial Review
- Project Updates
- Communications Update
- Q&A
- Adjourn

Please join the meeting from your computer, tablet or smartphone: <https://global.gotomeeting.com/join/630034677>.

You can also dial in using your phone, United States: (646)749-3129, United States (toll-free): 1(877)309-2073, Access Code: 630-034-677, Audio PIN: Shown after joining the meeting

A copy of the agenda may be obtained by contacting: The agenda is included above.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Terrence Samuel, 2900 Apalachee Parkway, Room D315, Tallahassee, FL 32399, (850)617-2100. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES announces a public meeting to which all persons are invited.

DATE AND TIME: October 13, 2020, 2:30 p.m. – 4:00 p.m., ET

PLACE: THIS MEETING WILL BE HELD VIA GOTOMEETING. PLEASE SEE DIAL-IN INFO BELOW.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Motorist Modernization Advisory Board is meeting to discuss and provide guidance & recommendations on Phase 2 of the Motorist Modernization Program.

AGENDA

- Roll Call
- Welcome
- Review and Approval of Last Meeting Minutes

- IV&V Update
- Stakeholder Outreach Update
- MM Phase II Program Update
- Financial Review
- Project Updates
- Communications Update
- Q&A
- Adjourn

Please join the meeting from your computer, tablet or smartphone: <https://global.gotomeeting.com/join/630034677>.

You can also dial in using your phone, United States: (646)749-3129, United States (toll-free): 1(877)309-2073, Access Code: 630-034-677, Audio PIN: Shown after joining the meeting.

A copy of the agenda may be obtained by contacting: The agenda is included above.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Terrence Samuel, 2900 Apalachee Parkway, Room D315, Tallahassee, FL 32399, (850)617-2100. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a prehearing conference and a hearing in the following docket to which all persons are invited.

DOCKET NO. AND TITLE: Docket Nos. 20200051-GU - Petition for rate increase by Peoples Gas System and 20200166-GU - Petition for approval of 2020 depreciation study by Peoples Gas System.

PREHEARING CONFERENCE DATE AND TIME: Monday, October 12, 2020, 1:00 p.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE PREHEARING:

The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

HEARING DATE AND TIME: Tuesday, October 27, 2020, 9:30 a.m., October 28, 2020 and October 29, 2020, have also been reserved for continuation of the hearing if needed. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING:

The purpose of this hearing shall be to receive testimony and exhibits and to take final action relative to the Commission’s consideration of Peoples Gas System’s petition to increase its rates for gas utility service and petition to approve its 2020 depreciation study, and to take action on any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement. This proceeding shall: (1) allow the parties to present evidence and testimony in support of their positions; (2) allow for such other purposes as the Commission may deem appropriate.

All witnesses shall be subject to cross-examination at the conclusion of their testimony. The hearing will be governed by the provisions of Chapter 120, Florida Statutes, Chapter 366, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code.

SPECIAL COVID-19 CONSIDERATIONS

As the Governor of the State of Florida and Leon County have declared a state of emergency due to the COVID-19 Pandemic, the Commission must limit the manner in which the public may participate or view the Hearing. As always, the public may view a live stream of the Hearing online using the link available at <http://www.floridapsc.com/Conferences/AudioVideoEventCoverage>. Due to these extraordinary circumstances, however, no member of the public may attend in person.

EMERGENCY CANCELLATION OF HEARING

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission’s website (<http://www.floridapsc.com>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 12, 2020, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

A copy of the agenda may be obtained by contacting: Tampa Bay Regional Planning Council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Tampa Bay Regional Planning Council. 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: Tampa Bay Regional Planning Council.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: RULE TITLE:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels

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

DATE AND TIME: October 27, 2020, 2:00 p.m.

PLACE: Webinar: <https://bit.ly/3jg3RpW>, Call in number: (386)256-1151, Conference ID: 199 131 852, then press #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The St. Johns River Water Management District will hold a public meeting to kick-off the Redbug Lake HSPF model peer review. This webinar will include a presentation and discussion of the scope of work for the Redbug lake model review. The HSPF model undergoing peer review will be used to support the development and/or assessment of minimum levels for Redbug Lake in Seminole County.

One or more members of the District’s Governing Board may attend this meeting.

A copy of the agenda may be obtained by contacting: N/A

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: District Clerk, (386)329-4127. 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: St. Johns River Water Management District, Attention: Andrew Sutherland, 4049 Reid Street, Palatka, Florida 32177, (386)329-4201 or asuther@sjrwm.com.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Thursday, October 8, 2020, 9:00 a.m., Governing Board Monthly Meeting

and Audit & Finance Committee Meeting, immediately following the conclusion of the South Florida Water Management District Governing Board Meeting

PLACE: These meetings will be conducted via Zoom, a media technology free for the public to use. A link will be provided on the District’s website at www.SFWMD.gov/meetings.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Governing Board of the South Florida Water Management District will discuss and consider District business, including regulatory and non-regulatory matters.

The public and stakeholders will have an opportunity to view and comment on the meetings by utilizing the link found on the District’s website at www.SFWMD.gov/meetings, which will go live at approximately 9:00 a.m. on October 8, 2020.

Both of these meetings will be conducted via media technology. The Governing Board may take official action at the meeting(s) on any item appearing on the agenda(s) and on any item that is added to the agenda(s) as a result of a change to the agenda(s) approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

A copy of the agenda may be obtained by contacting: The agendas containing information on these meetings will be posted to the District’s website www.SFWMD.gov/meetings, seven days prior to the meeting. Or, you can email Rosie Byrd at rbyrd@sfwmd.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Rosie Byrd, District Clerk, at rbyrd@sfwmd.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).

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

For more information, you may contact: Rosie Byrd at rbyrd@sfwmd.gov.

DEPARTMENT OF ELDER AFFAIRS

Office of Public and Professional Guardians

The Foundation for Indigent Guardianship Trust, Inc. announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, October 22, 2020, 10:00 a.m. – 12:00 Noon

PLACE: Telephone conference call: dial-in 1(888)585-9008, participant code: 553-644-740

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors updates relative to the Florida for Indigent Guardianship Trust, Inc.

A copy of the agenda may be obtained by contacting: Charles Alkire, via email at charles.alkire@verizon.net.

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: Melissa Singletary, (850)414-2381. 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: November 17, 2020, 3:30 p.m.

PLACE: Department of Management Services, 4050 Esplanade Way, Suite 101, Tallahassee, FL, 32399

GoToMeeting – Ways for Public to join / attend meeting:

Join from computer, tablet or smartphone: <https://global.gotomeeting.com/join/777235717>

Join by dialing in using a phone: United States (Toll Free): 1(877)309-2073, United States: (571)317-3129, Access Code: 777-235-717

Join from a video-conferencing room or system: Dial in or type: 67.217.95.2 or inroomlink.goto.com Meeting ID: 777 235 717
Or dial directly: 777235717@67.217.95.2 or 67.217.95.2##777235717

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Management Services will conduct a public opening for the Invitation to Negotiate No.: DMS-20/21-065, entitled "Maintenance, Monitoring, Testing and Inspections of Fire Alarm, Access and Security Systems".

A copy of the agenda may be obtained by contacting: Emilly.Leffler@dms.fl.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 5 days before the workshop/meeting by contacting: Emilly.Leffler@dms.fl.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).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

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

DATE AND TIME: October 7, 2020, 10:00 a.m.
 PLACE: 1(888)585-9008, participant passcode: 491089625
 GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General Board Business.

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

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

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

For more information, you may contact: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NOS.:RULE TITLES:

61J2-3.008 Pre-licensing Education for Broker and Sales Associate Applicants

61J2-3.009 Continuing Education for Active and Inactive Broker and Sales Associate Licensees

61J2-3.010 License Reactivation Education for Brokers and Sales Associates

61J2-3.011 Continuing Education for School Instructors

61J2-3.020 Post-licensing Education for Active and Inactive Broker and Sales Associate Licensees

The Florida Real Estate Commission announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, October 7, 2020, 4:00 p.m.

PLACE: via teleconference at 1(877)568-4106, enter ID 780-725-765# or <https://global.gotomeeting.com/join/780725765>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The emergency FREC Meeting to discuss the expiry of FREC emergency order regarding LiveStream CE and the promulgation delay of rules 61J2-3.008, .009,.010, .011 and .020, FAC.

A copy of the agenda may be obtained by contacting: DREFREC@myfloridalicense.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 five days before the workshop/meeting by contacting: Division of Real Estate, (407)481-5662. 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.

DEPARTMENT OF HEALTH

The Ed and Ethel Moore Alzheimer Advisory Board Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: October 19, 2020, 2:00 p.m.

PLACE: Conference call #: 1(888)585-9008, Conference code: 852-642-835

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ed and Ethel Moore Alzheimer Research Grant Funding Program FY 20-21

A copy of the agenda may be obtained by contacting: Ernesto A. Díaz, MPH, Research Grant Specialist, Advisory Board Liaison, Biomedical Research Section, Public Health Research, Phone Number: (850)245-4603, Mobile: (772)678-2616, Fax: (850)414-6091, Florida Department of Health, 4052 Bald Cypress Way, Bin A-13, Tallahassee, FL 32399.

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: Ernesto A. Díaz, MPH, Research Grant Specialist, Advisory Board Liaison, Biomedical Research Section, Public Health Research, Phone Number: (850)245-4603, Mobile: (772)678-2616, Fax: (850)414-6091, Florida Department of Health, 4052 Bald Cypress Way, Bin A-13, Tallahassee, FL 32399. 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: Ernesto A. Díaz, MPH, Research Grant Specialist, Advisory Board Liaison, Biomedical Research Section, Public Health Research, Phone Number: (850)245-4603, Mobile: (772)678-2616, Fax: (850)414-6091, Florida Department of Health, 4052 Bald Cypress Way, Bin A-13, Tallahassee, FL 32399

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

The Board of Osteopathic Medicine Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 23, 2020, 3:30 p.m. ET

PLACE: Telephone conference number: 1(888)585-9008, Conference code: 742-225-236

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: <https://floridasosteopathicmedicine.gov/meeting-information/>.

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: Christa Peace, Regulatory Specialist III, at (850)245-4161 or MQA.Osteopath@flhealth.gov or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399. 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.

DEPARTMENT OF HEALTH

Division of Public Health Statistics and Performance Management

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

DATE AND TIME: October 14, 2020, 9:00 a.m. – 12:00 Noon

PLACE: Virtual meeting held via GoToWebinar

Please register for the State Health Improvement Plan Steering Committee Meeting at 9:00 AM EDT on October 14, 2020 at: <https://attendee.gotowebinar.com/register/4953704912131703823>

After registering, you will receive a confirmation email containing information about joining the webinar.

Call in number: 1(877)309-2071, Access code: 377-525-879

Your audio pin is unique and will appear on the screen.

Submit questions using the Question box in the control panel. Questions will be answered periodically during the webinar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is for the State Health Improvement Plan Steering Committee to assess 2019 progress and review proposed revisions to goals, strategies and objectives.

A copy of the agenda may be obtained by contacting: Community Health Assessment at (850)245-4009.

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 hours before the workshop/meeting by contacting: Community Health Assessment at (850)245-4009. 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: Community Health Assessment at (850)245-4009.

DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: October 13, 2020, 9:00 a.m.

PLACE: Telephone #1(888)585-9008, Conference Room# 624-556-602

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Hillsborough County Alliance business.

A copy of the agenda may be obtained by contacting: Ilka Suda, 1(813)337-5805.

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: Ilka Suda, 1(813)337-5805. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA DEVELOPMENT FINANCE CORPORATION

The Board of Directors for the Florida Development Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 8, 2020, 2:30 p.m.

PLACE: Florida Development Finance Corporation, 156 Tuskawilla Road, Suite 2340, Winter Springs, FL 32708

(OR)

Tele-Conference Information: Dial-In Number: (646)741-5292, Meeting ID: 112 337 5541

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss the following:

Bond Resolution No. 20-22: Southeast Renewable Fuels

A copy of the agenda may be obtained by contacting: Jennifer Jenkins, FDFC Administrative Coordinator, (407)712-6351.

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 1 days before the workshop/meeting by contacting: Jennifer Jenkins, FDFC Administrative Coordinator, (407)712-6351. 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: Jennifer Jenkins, FDFC Administrative Coordinator, (407)712-6351.

JACKSONVILLE SHERIFF'S OFFICE

The Jacksonville Sheriff's Office announces a public meeting to which all persons are invited.

DATE AND TIME: October 28, 2020, 2:00 p.m.

PLACE: Northeast Florida Criminal Justice Center, 4715 Capper Rd. [WebEx Virtual Meeting]

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regional V Training Council

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

ENTERPRISE FLORIDA, INC.

The Florida Opportunity Fund announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 8, 2020, 3:00 p.m.

PLACE: Conference Call, Call In Number: 1(888)585-9008, Conference Room Number: 135-259-248

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board administrative matters

A copy of the agenda may be obtained by contacting: Lorna Dusti at (407)205-3620.

For more information, you may contact: Lorna Dusti at (407)205-3620.

QUEST CORPORATION OF AMERICA, INC.

The Seminole County announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 7, 2020, 6:00 p.m.

PLACE: Virtual meeting via Zoom

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seminole County will hold virtual public information meeting on October 7, 2020, regarding the proposed widening of Slavia Road from Red Bug Lake Road to S.R. 426 (Aloma Avenue). The virtual public meeting will be held over the internet to

present project information to the public and accept comments and questions.

Those who wish to participate in the virtual public information meeting via Zoom will need to register in advance by going to the project website at <https://www.seminolecountyfl.gov/cip01785146>. The virtual public meeting will open at 6:00 p.m., followed by a question-and-answer period.

Additionally, the County will post project information, including a video presentation, illustrations, a project map, and other materials online at <https://www.seminolecountyfl.gov/cip01785146> for viewing at your convenience from October 2, 2020 – October 12, 2020.

If you desire accommodation under the Americans with Disabilities Act (ADA), please contact the ADA coordinator Maria Ribas by email at MRibas@seminolecountyfl.gov, or by phone at (407)665-7941. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status.

A copy of the agenda may be obtained by contacting: N/A

For more information, you may contact: Joseph Keezel, P.E., Consultant Project Manager, by email at jkeezel@dewberry.com or by phone at (321)354-9762, or Jeff Sloman, P.E., Seminole County Project Manager by email at jsloman@seminolecountyfl.gov.

INFINITE SOURCE COMMUNICATIONS GROUP, LLC

The Florida Department of Transportation District Four announces a public meeting to which all persons are invited.

DATE AND TIME: October 7, 2020, 6:00 p.m. – 7:00 p.m.

PLACE: To participate from your computer, tablet or smartphone please register on the link below:

<https://attendee.gotowebinar.com/register/2715066252146400784>. Participants can also use their phone by dialing in to (951)384-3421; Access code: 130-451-926.

A copy of the presentation can be accessed using the link below: <https://tinyurl.com/I-75-SR-84-Presentation>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Four will hold a Virtual Public Meeting for the Roadway Improvement Projects along State Road (SR) 93/I-75 from I-595 to west of US 27, and SR 84 from Glades Parkway to Weston Road, in Broward County. The project identification numbers are 441668-1-52-01 & 438117-1-52-01.

The Virtual Public Meeting will consist of a formal presentation followed by an open discussion. Staff will be available to answer questions and provide assistance. Questions will be responded to as time permits, in the order received. If your question is not responded to during the event, a response will be provided in writing following the virtual meeting.

A copy of the agenda may be obtained by contacting: FDOT Project Manager, Ms. Bing Wang, P.E. at (954)777-4406 or via email at Bing.Wang@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

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. Bing Wang, P.E. at (954)777-4406 or in writing at FDOT, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309 or by email at: Bing.Wang@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If 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 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: FDOT Project Manager, Ms. Bing Wang, P.E. at (954)777-4406 or via email at Bing.Wang@dot.state.fl.us.

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

DEPARTMENT OF FINANCIAL SERVICES
NOTICE IS HEREBY GIVEN that Department of Financial Services, Division of State Fire Marshal (Department) has received the petition for declaratory statement from Richard J. Meier, Principal Expert, on September 24, 2020The petition seeks the agency's opinion as to the applicability of Title 37, Chapter/Section 633.208, Paragraph 8(a), Florida Administrative Code, Section 69A-60.002, Florida Fire Prevention Code, The Life Safety Code, Chapter 24, Section 24.3.5.1 as it applies to the petitioner.

Do the provisions of the Florida Fire Prevention Code apply or not, to one-family dwellings and two-family dwellings? Title 37, Chapter/Section 633.208, Paragraph 8(a) appears to nullify the interpretation of the statute in the Florida Administrative Code, Section 69A-60.002, and in the Florida Fire Prevention Code, The Life Safety Code, Chapter 24, Section 24.3.5.1 to one-family dwellings and two-family dwellings.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Sarah Marcos, Office of the General Counsel, 200 E. Gaines Street, Tallahassee, Florida 32399, (850)413-4229, Sarah.Marcos@myfloridacfo.com.

Please refer all comments to: Sarah Marcos, Office of the General Counsel, 200 E. Gaines Street, Tallahassee, Florida 32399, (850)413-4229, Sarah.Marcos@myfloridacfo.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**

DEPARTMENT OF TRANSPORTATION
District Office Headquarters – Lobby Security Renovations
Bids will be received by the Florida Department of Transportation until 10:00 a.m. on Wednesday, October 21, 2020, for Level 4 Fixed Capital Outlay proposal E-5L32 District Office Headquarters – Lobby Security Renovations. Complete letting advertisement information for this project is available on our website at <http://www.fdot.gov/contracts/d5/FCO/FCOContracts.shtm> or by calling (386)943-5514.

**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, September 23, 2020 and 3:00 p.m., Tuesday, September 29, 2020.

Rule No.	File Date	Effective Date
59G-13.070	9/29/2020	10/19/2020
64B4-6.0025	9/24/2020	10/14/2020
64B7-28.002	9/28/2020	10/18/2020
64B7-28.0043	9/28/2020	10/18/2020
64B7-28.009	9/28/2020	10/18/2020
64B7-28.0095	9/28/2020	10/18/2020
64B7-28.0096	9/28/2020	10/18/2020
64B7-28.0010	9/28/2020	10/18/2020
64B9-3.002	9/24/2020	10/14/2020
64B9-3.008	9/24/2020	10/14/2020
64B9-4.020	9/24/2020	10/14/2020
64B9-6.003	9/24/2020	10/14/2020
64B9-15.0035	9/24/2020	10/14/2020
64B10-15.001	9/28/2020	10/18/2020
69A-60.002	9/24/2020	12/31/2020

**LIST OF RULES AWAITING
EPA APPROVAL PURSUANT TO
SECTION 373.4146 (2), FLORIDA STATUTES**

Rule No.	File Date	Effective Date
62-330.010	7/21/2020	**/**/****
62-330.050	6/26/2020	**/**/****
62-330.060	6/26/2020	**/**/****
62-330.090	6/26/2020	**/**/****
62-330.201	6/26/2020	**/**/****
62-330.340	6/26/2020	**/**/****

62-330.402	6/26/2020	**/**/****
62-331.010	7/21/2020	**/**/****
62-331.020	6/11/2020	**/**/****
62-331.030	6/11/2020	**/**/****
62-331.040	6/11/2020	**/**/****
62-331.050	6/11/2020	**/**/****
62-331.051	7/21/2020	**/**/****
62-331.052	7/21/2020	**/**/****
62-331.053	7/21/2020	**/**/****
62-331.054	7/21/2020	**/**/****
62-331.060	7/21/2020	**/**/****
62-331.070	6/11/2020	**/**/****
62-331.080	7/21/2020	**/**/****
62-331.090	7/21/2020	**/**/****
62-331.100	6/11/2020	**/**/****
62-331.110	7/21/2020	**/**/****
62-331.120	7/21/2020	**/**/****
62-331.130	6/11/2020	**/**/****
62-331.140	6/11/2020	**/**/****
62-331.160	7/21/2020	**/**/****
62-331.200	7/21/2020	**/**/****
62-331.201	7/21/2020	**/**/****
62-331.210	7/21/2020	**/**/****
62-331.211	6/11/2020	**/**/****
62-331.212	6/11/2020	**/**/****
62-331.213	6/11/2020	**/**/****
62-331.214	6/11/2020	**/**/****
62-331.215	7/21/2020	**/**/****
62-331.216	7/21/2020	**/**/****
62-331.217	7/21/2020	**/**/****
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	**/**/****
62-331.225	7/21/2020	**/**/****
62-331.226	7/21/2020	**/**/****
62-331.227	6/11/2020	**/**/****
62-331.228	6/11/2020	**/**/****
62-331.229	7/21/2020	**/**/****
62-331.230	7/21/2020	**/**/****
62-331.231	7/21/2020	**/**/****
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	**/**/****
62-331.240	7/21/2020	**/**/****
62-331.241	6/11/2020	**/**/****
62-331.242	7/21/2020	**/**/****
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	**/**/****
62-331.248	7/21/2020	**/**/****
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 TRANSPORTATION
 Notice of Publication of 2020 Regulatory Plan
 NOTICE IS HEREBY GIVEN that on September 29, 2020, the Department of Transportation published its 2020-2021 Regulatory Plan in accordance with subsection 120.74(2), F.S. The Regulatory Plan is available on the Florida Department of Transportation website at: www.fdot.gov.

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

FLORIDA HOUSING FINANCE CORPORATION
 Florida Housing Finance Corporation's 2020-2021 Regulatory Plan
 NOTICE IS HEREBY GIVEN that on September 29, 2020, the Florida Housing Finance Corporation published its 2020-2021 Regulatory Plan on its website and submitted its Regulatory Plan to the Joint Administrative Procedures Committee. A copy of the plan may be obtained on Florida Housing's website at <https://www.floridahousing.org/press/press-releases/newsroom-library/annual-regulatory-plansub/annual-regulatory-plan> or by contacting the Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

DEPARTMENT OF FINANCIAL SERVICES
 Office of Financial Regulation
 NOTICE OF PUBLICATION OF 2020-21 AGENCY REGULATORY PLAN
 Notice is hereby given that on September 29, 2020, in accordance with subsection 120.74(2), Florida Statutes (2019),

the OFFICE OF FINANCIAL REGULATION published its 2020-21 Regulatory Plan, which is directly accessible at <https://www.flofr.com/sitePages/AnnualRegulatoryPlan.htm>.

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.
