

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: Upon completion of a SERC Checklist, it was determined that this amendment will not have a direct or indirect financial impact on small businesses.

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: 267.031(1); 267.0617(5), FS.
LAW IMPLEMENTED: 267.0617, 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: Carlos A. Rey, Florida Department of State, 500 S. Bronough St. Tallahassee, FL 32399, Carlos.Rey@dos.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

1A-39.001 Division of Historical Resources Grant Programs & Requirements.

(1) The purpose of this chapter is to establish administrative procedures for all Division of Historical Resources Historic Preservation Grants-in-Aid programs. Each program is governed by guidelines that contain eligibility requirements, application review procedures, evaluation and funding criteria, grant administration procedures, and application forms. All grant awards are subject to the approval of the Secretary of State and subject to availability of funds appropriated by the Legislature.

(2) At least 80% of each donation made pursuant to section 550.0351(2), F.S., if any, shall be available for allocation to eligible projects within a 50-mile radius of the racetrack or fronton which held the Charity Day from which the donation is derived. The remaining 20% of each donation may be used for eligible projects in other areas of the state.

(3) All grant applicants must meet the requirements set forth in the Historic Preservation Grants-in-Aid Small Matching Grant Guidelines and Special Category Grant Guidelines, which are available from the Division of Historical Resources (Division), <http://www.flrules.org/Gateway/reference.asp?No=Ref-10384> and <http://www.flrules.org/Gateway/reference.asp?No=Ref-10385>, effective xx/xxxx 05/2019, and are hereby incorporated by reference.

(a) Small Matching Grant Program. The purpose of this program is to provide funding to assist local, regional and state-wide efforts to preserve significant historic and archaeological resources, and promote knowledge and appreciation of the history of Florida. This program does not fund operational support for historic preservation organizations.

(b) Special Category Grant Program. The purpose of this program is to provide funding to assist major local, regional and state-wide efforts to preserve significant historic and archaeological resources, to assist major archaeological excavations or research projects, and assist in the development and fabrication of major museum exhibits that will promote knowledge and appreciation of the history of Florida. The program does not fund operational support for historic preservation organizations.

(4) The following application forms are available from the Division at <http://www.dos.myflorida.com/historical/grants>, and are hereby incorporated by reference:

(a) Small Matching Grant Application (Form DHR001), effective xx/xxxx 05/2019, <http://www.flrules.org/Gateway/reference.asp?No=Ref-10386>.

(b) Special Category Grant Application (Form DHR002), effective xx/xxxx 05/2019, <http://www.flrules.org/Gateway/reference.asp?No=Ref-10387>.

(5) The following forms are used in the administration of all Historic Preservation Grants-in-Aid and are hereby incorporated by reference and available at <http://www.dos.myflorida.com/historical/grants>:

(a) Progress Report Form (Form DHR003), effective 05/2018, <http://www.flrules.org/Gateway/reference.asp?No=Ref-09336>.

(b) Preservation Agreement (Form DHR007), effective 05/2018, <http://www.flrules.org/Gateway/reference.asp?No=Ref-09337>.

(c) Restrictive Covenants (Form DHR008), effective 05/2017, <http://www.flrules.org/Gateway/reference.asp?No=Ref-08162>.

(d) Grant Award Agreement (Form GAA001), effective xx/xxxx 05/2019, <http://www.flrules.org/Gateway/reference.asp?No=Ref-10388>.

(6) Federal Funding. Federal funds for historic preservation grants-in-aid may be apportioned to the State of Florida by the U.S. Department of the Interior, pursuant to the National Historic Preservation Act. The use of such federal funds for Historic Preservation Grants-in-Aid ~~Small Matching Grants~~ is subject to the policies, procedures, and guidelines set forth by that agency in the June 2007 edition, of the Historic Preservation Fund Grants Manual, herein incorporated by reference, and to any special conditions required by the U.S. Department of the Interior in apportioning monies to the State of Florida from which such projects will be funded. The federal

Historic Preservation Fund Grants Manual is available online at <http://www.flrules.org/Gateway/reference.asp?No=Ref-05736>.

(7) No change.

Rulemaking Authority 267.031(1), 267.0617(5) FS. Law Implemented 267.0617(2), (3) FS. History—New 10-14-09, Amended 4-21-15, 9-2-15, 6-15-16, 6-1-17, 5-10-18, 5-20-19,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Carlos A. Rey

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Laurel M. Lee

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 02/04/2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 01/22/2020

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-14.003 Authorized Salary Incentive Payments

PURPOSE AND EFFECT: Subsection 11B-14.003(1), F.A.C.: Adds the specific date requirements outlined in Florida Statute. Paragraph 11B-14.003(5)(a), F.A.C.: Adds the specific date requirements outlined in Florida Statute.

SUMMARY: Adds the specific date requirements outlined in Florida Statute.

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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), 943.22(2)(h) FS.

LAW IMPLEMENTED: 943.22 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, March 5, 2020, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-14.003 Authorized Salary Incentive Payments. Full-time law enforcement, correctional, and correctional probation officers satisfying the certification requirements of Section 943.13, F.S., who are not excluded from eligibility pursuant to Section 943.22(4), F.S., shall be eligible to participate in the Salary Incentive Program.

(1) Pursuant to Section 943.22(2)(a), F.S., the sum of \$25 each month for basic salary incentive payments shall be paid to a full-time law enforcement, or a concurrently certified officer who was initially certified and employed as a law enforcement officer before July 1, 1980 ~~previously eligible to receive such payments~~. Additionally, upon the reactivation of certification, an individual eligible as specified in this subsection shall again be entitled to basic salary incentive payments. A correctional or correctional probation officer shall not be entitled to basic salary incentive payments, regardless of their employment or certification date.

(2) through (4) No change.

(5) The maximum amount of salary incentive payments an officer is entitled to receive each month is based on the completion of the following Commission-approved training:

Commission-approved Training	Maximum Salary Incentive Payment
(a) Basic Recruit Training for law enforcement officers initially certified and employed before July 1, 1980.	\$25.00
(b) through (d) No change.	\$120 maximum

Rulemaking Authority 943.03(4), 943.12(1), 943.22(2)(h) FS. Law Implemented 943.22 FS. History—New 9-11-79, Amended 1-13-81, 5-16-83, 9-1-83, 4-26-84, 1-7-85, Formerly 11B-14.03, Amended 7-13-87, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 11-30-04, 3-21-07, 3-13-13,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bureau Chief Glen Hopkins
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 4, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 25, 2019

DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission
RULE NO.: 11B-18.0053
RULE TITLE: Officer Training Monies Budget and Expenditure Categories

PURPOSE AND EFFECT: Sub-paragraphs 11B-18.0053(2)(a)1.-2., F.A.C.: Adds travel reference guidelines to provide instruction to the training centers regarding travel paid for using trust fund monies.
SUMMARY: Adds travel reference guidelines.

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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), (2), 943.25(2), (4), (5) FS.

LAW IMPLEMENTED: 943.25 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, March 5, 2020, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-18.0053 Officer Training Monies Budget and Expenditure Categories.

- (1) No change.
- (2) Category I, Administrative Expenses. Administrative Expenses shall be reasonable and an accounting of all expenditures shall be maintained.

(a) Each region shall not budget more than 5% of the total regional allocation for Administrative Expenses, notwithstanding the following exceptions for additional Officer Training Monies budgeted that exceed the 5% limitation:

- 1. Support of travel of Regional Training Council Chairpersons, fiscal agents, and training center directors or their designee, to Officer Training Monies workshops conducted by Commission staff. Travel pursuant to this section shall comply

with the travel guidelines maintained by the Criminal Justice Professionalism Division. For a copy of the travel guidelines, contact the Florida Department of Law Enforcement, Criminal Justice Professionalism Division, Post Office Box 1489, Tallahassee, Florida 32302-1489, Attention: Bureau of Policy and Special Programs; and

2. Support of travel for training center directors or designees to attend Criminal Justice Standards and Training Commission quarterly meetings. Travel pursuant to this section shall comply with the travel guidelines maintained by the Criminal Justice Professionalism Division. For a copy of the travel guidelines, contact the Florida Department of Law Enforcement, Criminal Justice Professionalism Division, Post Office Box 1489, Tallahassee, Florida 32302-1489, Attention: Bureau of Policy and Special Programs.

(b) through (c) No change.

(3) through (4) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.25(2), (4), (5) FS. Law Implemented 943.25 FS. History-New 11-5-02. Amended 11-30-04, 6-3-10, 3-13-13, 9-4-16, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: February 4, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: October 25, 2019

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NOS.:	RULE TITLES:
11B-27.0011	Moral Character
11B-27.002	Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers
11B-27.00212	Maintenance of Officer Certification
11B-27.0022	Background Investigations
11B-27.005	Revocation or Disciplinary Actions; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances
11B-27.014	Implementation of the Federal Law Enforcement Officers Safety Act of 2004

PURPOSE AND EFFECT: Sub-paragraph 11B-27.0011(4)(b)1., F.A.C.: Amends current rule language to add the following charges to the list of misdemeanor moral character violations and associated penalty guidelines: “second refusal to submit to a physical test of breath, blood, or urine”, “possession of certain drugs without prescriptions”, and “installation of tracking devices or applications”.

Paragraph 11B-27.002(1)(f), F.A.C.: Incorporates the revised Affidavit of Application, form CJSTC-68, to update the

employment requirements and clarify that an applicant must be at least 18 years of age for correctional officer or 19 years of age for all others.

Paragraph 11B-27.002(2)(a), F.A.C.: Incorporates the revised Officer Certification Application, form CJSTC-59, and the Officer Certification Deficiency Notification, form CJSTC-259, pursuant to HB 7057 which lowers the age of corrections officers to 18.

Subsection 11B-27.002(5), F.A.C.: Clarifies post-separation action regarding certification by adding language to confirm the status of an officer’s certification upon separation from employment.

Subsection 11B-27.00212(14), F.A.C.: Incorporates the revised Law Enforcement Officer Firearms Qualification Standard, form CJSTC-86A, which combines the repealed Mandatory Firearms Training Report, form CJSTC-86, into the form to document compliance with the firearms standard.

Paragraph 11B-27.00212(14)(b), F.A.C.: Combines the repealed Mandatory Firearms Training Report, form CJSTC-86, into the revised Law Enforcement Officer Firearms Qualification Standard, form CJSTC-86A, to document compliance with the firearms standard.

Subsection 11B-27.00212(16), F.A.C.: Adds a new rule section to require all law enforcement officers to complete a Commission-approved course in Identifying and Investigating Human Trafficking, pursuant to the implementation of House Bill 851.

Subsection 11B-27.0022(4), F.A.C.: Provides direction and consistency for employing agencies due to the variances that can occur during the arbitration process and adds language to establish what actions an employing agency must take when reemploying an officer following arbitration.

Sub-paragraphs 11B-27.005(5)(a)3.-20., F.A.C.: Modifies and renumbers the list of violations and penalties that constitute felony offenses by changing the felony charge of “grand theft”; and adding the felony charges of “sexual misconduct” and “possession of certain drugs without prescriptions”.

Sub-paragraph 11B-27.005(5)(a)3., F.A.C.: Changes the penalty guideline for the felony charge of “grand theft” which currently limits the possibilities for settlements for this charge when the circumstance of the case may not rise to the level of revocation.

Sub-paragraph 11B-27.005(5)(a)19., F.A.C.: Adds an enumerated penalty guideline for the felony charge of “sexual misconduct” which prohibits any employee of the Department of Corrections or a private correctional facility from engaging in sexual misconduct with an inmate or an offender supervised by the department in the community, without committing the crime of sexual battery.

Sub-paragraph 11B-27.005(5)(a)20., F.A.C.: Adds the enumerated penalty guideline for the felony charge of

“possession of certain drugs without prescriptions” with the intent to sell, dispense, or deliver, pursuant to Section 499.03, F.S.

Sub-paragraph 11B-27.005(5)(b)10., F.A.C.: Revises the enumerated penalty guidelines for the misdemeanor moral character violation of “driving or boating under the influence” as outlined in Florida Statutes.

Sub-paragraphs 11B-27.005(5)(b)18.-20., F.A.C.: Adds the enumerated penalty guideline for the misdemeanor moral character violations of “second refusal to submit to a physical test of breath, blood, or urine”; “installation of tracking devices or applications”; and “possession of certain drugs without prescriptions”, pursuant to Section 499.03, F.S.

Subsection 11B-27.005(10), F.A.C.: Clarifies how the Commission may discipline individuals employed on a TEA and are found to have committed a moral character violation.

Subsection 11B-27.005(11), F.A.C.: Expands the rule allowing the Commission to discipline individuals who are employed on a TEA and are found to have committed an act or acts establishing a “lack of good moral character” and are terminated from employment prior to certification.

Paragraph 11B-27.014(1)(d), F.A.C.: Adds rule language to allow correctional officers to qualify under the USCA 926B(c) or 926C(c), pursuant to the implementation of House Bill 7125.

Paragraph 11B-27.014(2)(b), F.A.C.: Revises the Firearms Proficiency Verification Card, form CJSTC-600, to remove language referencing law enforcement officers, pursuant to the implementation of House Bill 7125; and changes the reference to the federal act which was amended.

SUMMARY: Added clarification for the Commission to recognize and uphold a court’s decision to adjudicate a respondent guilty of a misdemeanor offense; added violations of “second refusal to submit to a physical test of breath, blood, or urine”, “possession of certain drugs without prescriptions”, and “installation of tracking devices or applications” to the list of enumerated misdemeanor moral character violations; officer’s certification upon separation from employment; reemploying an officer following arbitration; Commission-approved course on identifying and investigating human trafficking; modified list of felony violations of “grand theft”, “sexual misconduct” and “possession of certain drugs without prescriptions”; misdemeanor moral character violation of “driving or boating under the influence”; Commission’s handling of individuals employed on a TEA and those terminated from employment prior to certification; correctional officer qualifications; repealed Mandatory Firearms Training Report, form CJSTC-86; and revised Law Enforcement Officer Firearms Qualification Standard, form CJSTC-86A; Affidavit of Application, form CJSTC-68; Officer Certification Application, form CJSTC-59; Officer Certification Deficiency

Notification, form CJSTC-259; and Firearms Proficiency Verification Card, form CJSTC-600.

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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), 943.133(3) FS.

LAW IMPLEMENTED: 943.12, 943.12(3), 943.13, 943.132, 943.133, 943.13(7), (11), 943.135, 943.139, 943.1395(3), (7), (8), 943.12, 943.132, 943.133, 943.139, 943.1395, 943.1701, 943.1715, 943.1716, 943.253 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, March 5, 2020, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-27.0011 Moral Character.

(1) through (3) No change.

(4) For the purposes of the Criminal Justice Standards and Training Commission’s implementation of any of the penalties specified in Section 943.1395(6) or (7), F.S., a certified

officer’s failure to maintain good moral character required by Section 943.13(7), F.S., is defined as:

(a) No change.

(b) Except as otherwise provided in Section 943.13(4), F.S., a plea of guilty, an adjudication of guilt, or a verdict of guilty after a criminal trial for any of the following misdemeanor or criminal offenses, notwithstanding any suspension of sentence or withholding of adjudication, or the perpetration by an officer of an act that would constitute any of the following misdemeanor or criminal offenses whether criminally prosecuted or not:

1. Sections 316.193, ~~316.1939~~, 327.35, 365.16(1)(c),(d), 414.39, ~~499.03~~, 741.31, 784.011, 784.03, 784.047, 784.048, 784.05, 784.049(3)(a), 784.046(15), 790.01, 790.10, 790.15, 790.27, 794.027, 796.07, 800.02, 800.03, 806.101, 806.13, 810.08, 810.14, 812.014, 812.015, 812.14, 817.235, 817.49, 817.563, 817.565, 817.61, 817.64, 827.04, 828.12, 831.30, 831.31(1)(b), 832.05, 836.12(2), 837.012, 837.05, 837.055, 837.06, 839.13, 839.20, 843.02, 843.03, 843.06, 843.085, 847.011, 856.021, 870.01, 893.13, 893.147, 901.36 914.22, 934.03, ~~934.425~~, 944.35, 944.37, and 944.39, F.S.

2. through 3. No change.

(c) through (d) No change.

(5) through (7) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.13(7), 943.1395(7) FS. History—New 1-7-85, Formerly 11B-27.011, Amended 7-13-87, 10-25-88, 12-13-92, 9-5-93, 1-19-94, 8-7-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 4-11-04, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 4-16-09, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 8-15-18, _____.

11B-27.002 Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers.

(1) Certification or Reactivation of Certification. Prior to submitting an application for certification or reactivation of certification for a law enforcement, correctional, or correctional probation officer, the employing agency shall collect and verify documents establishing that an applicant has complied with the requirements of Section 943.13, F.S. Verified documents shall be maintained in the officer’s training file at the employing agency. The following documents are required for verification of an applicant’s compliance with this rule section:

(a) through (e) No change.

(f) An Affidavit of Applicant, form CJSTC-68, revised _____, effective _____ ~~August 10, 2017~~, effective ~~8/2018~~, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-09672>~~, executed by the applicant attesting that the applicant complies with the employment or appointment qualifications

pursuant to Sections 943.13(1)-(10), F.S. Form CJSTC-68 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(g) through (h) No change.

(2) The employing agency administrator is required, within 30 days of hire, to submit to Commission staff or electronically transmit through the Commission’s Automated Training Management System (ATMS), and maintain on file a Registration of Employment Affidavit of Compliance, form CJSTC-60, revised December 16, 2010 (effective 3/2013), hereby incorporated by reference <https://www.flrules.org/Gateway/reference.asp?No=Ref-02235>, attesting to compliance by the employing agency with the following requirements. Form CJSTC-60 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(a) For law enforcement, correctional, and correctional probation officer applicants who have not been previously certified and who have complied with the certification requirements pursuant to Sections 943.13(1)-(10), F.S., the employing agency shall certify to the Commission that the applicant is eligible for certification by submitting to Commission staff or electronically transmitting through the Commission’s Automated Training Management System (ATMS), a completed Officer Certification Application, form CJSTC-59, revised _____, effective ~~December 16, 2010 (effective 3/2013)~~, hereby incorporated by reference

https://www.flrules.org/Gateway/reference.asp?No=Ref-_____

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-02234>~~, within 30 days of the applicant’s compliance with the certification requirements, notwithstanding whether the applicant is separated from employment. Upon receipt of an Officer Certification Application Deficiency Notification, form CJSTC-259, revised _____, effective ~~November 8, 2007~~, hereby incorporated by reference https://www.flrules.org/Gateway/reference.asp?No=Ref-_____,

the employing agency shall maintain on file, a copy of form CJSTC-59 and any other employment documentation. Forms CJSTC-59 and CJSTC-259 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. The employing agency shall submit a copy of form CJSTC-259 and the missing or deficient documentation to Commission staff within 90 days of the date the form was signed and issued to the agency. Failure by the employing agency to submit missing or deficient documentation within the required 90 days may result

in denial of an applicant’s request for certification. An officer applicant shall not work as a sworn officer prior to meeting the requirements of Section 943.13, F.S., except as authorized pursuant to Section 943.131, F.S.

(b) No change.

(3) through (4) No change.

(5) Officer Separation from Employment or Appointment.

An Affidavit of Separation form CJSTC-61, shall be completed by the employing agency and immediately transmitted via the Commission’s ATMS or submitted to Commission staff. If the officer has met the requirements for certification, mandatory training, or firearms qualification at the time of separation the agency shall update the Commission’s ATMS prior to separation. The certification of an officer shall become inactive upon separation from employment or appointment and will remain inactive until such time as the officer is employed or appointed by a criminal justice employing agency, provided the officer remains eligible for employment or appointment.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.13, 943.133, 943.139, 943.1395 FS. History–New 10-6-82, Amended 4-26-84, 1-7-85, Formerly 11B-27.02, Amended 9-3-87, 3-29-89, 5-14-92, 12-13-92, 9-5-93, 1-19-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 9-14-17, 8-15-18, 7-9-19,

11B-27.00212 Maintenance of Officer Certification.

(1) through (13) No change.

(14) Law Enforcement Officer Firearms Qualification

Standard. Beginning July 1, 2006, a law enforcement officer shall be required to qualify on the Commission’s approved course of fire with the proficiency skills documented on the Law Enforcement Officer Firearms Qualification Standard, form CJSTC-86A, revised _____, effective _____ ~~revised December 16, 2010, (effective 3/2013)~~, hereby incorporated by reference http://www.flrules.org/Gateway/reference.asp?No=Ref-_____, and maintained in the officer’s employment file. Form CJSTC-86A can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

(a) No change.

(b) Reporting of the compliance with this standard shall be June 30, 2008, and every two years thereafter. Documentation supporting the demonstration of proficiency skills shall be reported on the Law Enforcement Officer Firearms Qualification Standard, form CJSTC-86A, Mandatory Firearms Training Report, form CJSTC 86, revised November 8, 2007, hereby incorporated by reference, and maintained in the officer’s file. Form CJSTC-86A ~~CJSTC 86~~ can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. The employing agency shall submit or electronically transmit to Commission staff through the Commission’s ATMS, the date of completion.

(c) through (e) No change.

(15) No change.

(16) Identifying and Investigating Human Trafficking Training. As a part of an officer's continuing education or training, a law enforcement officer shall be required to complete four (4) hours of training on identifying and investigating human trafficking.

(a) All law enforcement officers who were certified on or before July 1, 2021, shall complete the Commission-approved four (4) hour course developed pursuant to s. 943.17297, F.S., on or before July 1, 2022 pursuant to s. 943.17297, F.S. The course is published pursuant to Rule 11B-35.001(8), F.A.C.

(b) All law enforcement officers who were certified on or after July 1, 2021, shall complete the Commission-approved four (4) hour course developed pursuant to s. 943.17297, F.S., within one (1) year after beginning employment pursuant to s. 943.17297, F.S. The course is published pursuant to Rule 11B-35.001(8), F.A.C.

(c) Law enforcement who completes any Commission-approved course, which is developed in compliance with s. 943.17297, F.S., shall have satisfied this training requirement.

(d) The certification of an officer who fails to comply with the requirements pursuant to Section 943.17297, F.S., shall become inactive and shall remain inactive until the officer completes the required training and the officer’s employing agency provides Commission staff with verification that the officer has completed the required training.

(e) Upon an officer's completion of the required training, the employing agency shall submit, or electronically transmit to Commission staff through the Commission's ATMS, the date of completion.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12, 943.13(11), 943.135, 943.1395(3), 943.1701, 943.1715, 943.1716, 943.253 FS. History–New, 11-5-02. Amended 12-3-03, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 4-16-09, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 9-4-16, 8-15-18,_____. Editorial Note: See 11B-27.0023, F.A.C.

11B-27.0022 Background Investigations.

(1) through (3) No change.

(4) If an officer is separated from an agency and is subsequently reemployed or reappointed through a grievance process, regardless of the conditions set by a hearing officer or by an agreement between the agency and the officer, the employing agency shall, at a minimum, use the following background investigation procedures prior to reemploying or reappointing the officer:

(a) Conduct a fingerprint background check, pursuant to the procedures in Rule 11B-27.00211, F.A.C.

(b) Have the officer tested for controlled substance use, pursuant to Rule 11B-27.00225, F.A.C.

(c) Verify the officer complies with maintenance of officer certification requirements, pursuant to Rule 11B-27.00212, F.A.C.

Rulemaking Authority 943.03(4) 943.12(1), 943.133(3) FS. Law Implemented 943.133, 943.139 FS. History—New 10-6-82, Amended 1-7-85, Formerly 11B-27.022, Amended 7-13-87, 10-17-90, 5-13-92, 5-14-92, 12-13-92, 9-5-93, 8-7-94, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 3-13-13, _____.

11B-27.005 Revocation or Disciplinary Actions; Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) through (4) No change.

(5) When the Commission finds that a certified officer has committed an act that violates Section 943.13(7), F.S., the Commission shall issue a final order imposing penalties within the ranges recommended in the following disciplinary guidelines:

(a) For the perpetration by the officer of an act that would constitute any felony offense, pursuant to paragraph

11B-27.0011(4)(a), F.A.C., but where there was not a violation of Section 943.13(4), F.S., the action of the Commission shall be to impose a penalty ranging from suspension of certification to revocation. Specific violations and penalties that shall be imposed, absent mitigating circumstances, include the following:

1. through 2. No change.

	Violation	Recommended Penalty Range
3.	Grand theft (Section 812.014, F.S.)	Revocation
3. 4.	Possession, sale of controlled substance (Section 893.13, F.S.)	Revocation
4. 5.	Tampering with evidence (Section 918.13, F.S.)	Revocation
5. 6.	Introduction of contraband into a jail or prison involving a firearm, concealed weapon, controlled substance, currency, or a tool or implement useful in an attempt to escape from custody (Sections	Revocation

	843.11, 944.47, 951.22, F.S.)	
6. 7.	Other introduction of contraband into a jail or prison (Sections 944.47, 951.22, F.S.)	Suspension to revocation
7. 8.	False Statements (Sections 837.02, 837.021, 837.05(2), 838.022, 839.13(2), F.S.)	Prospective Suspension to revocation
8. 9.	Felony stalking, Sexual Cyberharassment (Section 784.048, 784.049(3)(b), F.S.)	Revocation
9. 10.	Sexual battery, unlawful sexual activity with a minor (Sections 794.011, 794.05, F.S.)	Revocation
10. 11.	Lewd or lascivious offense, child under 16 (Section 800.04, F.S.)	Revocation
11. 12.	Child abuse (Section 827.03, F.S.)	Prospective suspension to revocation
12. 13.	Aggravated child abuse with violence (Section 827.03, F.S.)	Revocation
13. 14.	Resisting an officer with violence (Section 843.01, F.S.)	Prospective suspension to revocation
14. 15.	Felony controlled substance violation (Sections 893.13, 893.135, 893.147, 893.149, F.S.)	Revocation
15. 16.	Bribery (Section 838.015, F.S.)	Revocation
16. 17.	Unlawful compensation or reward for official behavior (Section 838.016, F.S.)	Revocation
17. 18.	Video Voyeurism	Prospective suspension and probation with counseling to revocation
18. 19.	Felony threats (Section 836.12(3), F.S.)	Revocation
19.	Sexual Misconduct (944.35(3)(b)(2) F.S.)	Revocation

20.	<u>Possession of Certain Drugs without Prescriptions with the intent to sell, dispense, or deliver (Section 499.03, F.S.)</u>	<u>Prospective suspension to revocation</u>
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(b) For the perpetration by the officer of an act that would constitute any of the misdemeanor offenses, pursuant to paragraph 11B-27.0011(4)(b), F.A.C., but where there was not a violation of Section 943.13(4), F.S., the action of the Commission shall be to impose a penalty ranging from probation of certification to suspension of certification. Specific violations and penalties that shall be imposed, absent aggravating or mitigating circumstances, include the following:
1. through 9. No change.

	Violation	Recommended Penalty Range
10.	<u>Driving or boating under the influence; second DUI Offense (Sections 316.193 and 327.35, F.S.)</u>	<u>Probation with substance abuse counseling ; and prospective suspension to revocation</u>
	<u>Driving or boating under the influence-Second Offense</u>	<u>Prospective suspension with substance abuse counseling to revocation</u>
	<u>Driving or boating under the influence with property damage or injury</u>	<u>Prospective suspension with substance abuse counseling to revocation</u>
	<u>Driving or boating under the influence -blood-alcohol level or breath-alcohol level of 0.15 or higher</u>	<u>Prospective suspension with substance abuse counseling to revocation</u>
	<u>Driving or boating under the influence while accompanied in the vehicle by a person under the age of 18 years</u>	<u>Prospective suspension with substance abuse counseling to revocation</u>

11. through 17. No change.

18.	<u>Second refusal to submit to a physical test of breath,</u>	<u>Prospective suspension with</u>
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	<u>blood, or urine (316.1939, F.S.)</u>	<u>substance abuse counseling to revocation</u>
19.	<u>Installation of tracking devices or applications (Section 934.425, F.S.)</u>	<u>Suspension to revocation</u>
20.	<u>Possession of certain drugs without prescriptions (Section 499.03, F.S.)</u>	<u>Suspension to revocation</u>

(c) through (d) No change.

(6) through (9) No change.

(10) Temporary Employment Authorization (TEA). Individuals employed on a TEA, pursuant to Section 943.131, F.S., who are retained by the employing agency, are subject to the following discipline by the Commission when found to have committed an act or acts establishing a “lack of good moral character,” defined in subsection 11B-27.0011(4), F.A.C.:

(a) through (c) No change.

(11) Individuals employed on a TEA who are found to have committed an act or acts establishing a “lack of good moral character,” defined in subsection 11B-27.0011(4), F.A.C., and are terminated from employment prior to certification are subject to the following discipline by the Commission. Upon a finding of probable cause by a panel of the Commission, the Commission shall: Declare the individual ineligible to apply for certification in any discipline for a period of two years pursuant to Section 943.13(7), F.S., regarding good moral character for employment or appointment as an officer.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12(3), 943.1395(8) FS. History—New 10-6-82, Amended 1-7-85, Formerly 11B-27.05, Amended 3-29-89, 12-13-92, 2-17-93, 1-19-94, 8-7-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 4-11-04, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 6-3-10, 5-21-12, 5-29-14, 9-4-16, 8-15-18, _____.

11B-27.014 Implementation of the Federal Law Enforcement Officers Safety Act of 2004.

(1) Requirements to demonstrate the firearms proficiency requirements under the federal Law Enforcement Officers Safety Act of 2004 (18 U.S.C.A. § 926C) in Florida.

(a) through (c) No change.

(d) Pursuant to s. 790.052(1)(b) and (c), F.S., all persons holding an active certification or who held an active certification before separating from service under the conditions set forth in 18 U.S.C.A. 926C(c), as a law enforcement or correctional officer as defined in s. 943.10(1), (2), (6), (7), (8), or (9), F.S. meet the definition of “qualified law enforcement officer” or “qualified retired law enforcement officer.”

(2) Requirements for administering the course of fire are as follows:

(a) No change.

(b) The range master shall issue a Commission-approved Firearms Proficiency Verification Card, form CJSTC-600, created on July 9, 2007, and revised on _____, effective _____, hereby incorporated by reference <https://www.flrules.org/Gateway/reference.asp?No=Ref->, to each retiree who successfully completes the course of fire as required on form CJSTC-86A using a revolver or a semi-automatic handgun.

(c) No change.

(3) through (6) No change.

Rulemaking Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12, 943.132 FS. History—New 3-3-08, Amended 6-3-10, 3-13-13, 7-9-19, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bureau Chief Glen Hopkins
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 4, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 25, 2019

**DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission**

RULE NOS.:	RULE TITLES:
11B-35.001	General Training Programs; Requirements and Specifications
11B-35.0011	Basic Abilities Test Requirements for Applicant Admission into a Law Enforcement and Correctional Basic Recruit Training Program
11B-35.002	Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation
11B-35.0024	Student Performance in Commission-approved High-Liability Basic Recruit Training Courses and Instructor Training Courses Requiring Proficiency Demonstration
11B-35.003	Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation Auxiliary Training
11B-35.009	Exemption from Basic Recruit Training

PURPOSE AND EFFECT: Paragraph 11B-35.001(4)(a), F.A.C.: Adds a requirement for persons entered in a BRTP to be a U.S. citizen, which limits admission to those persons who can qualify to be certified as an officer.
Sub-paragraphs 11B-35.001(11)(c)6.-7., F.A.C.: Adds the Single Officer Response to Active Threat and Shooter Incidents

Course; and the Crisis Intervention Training for School Resource Officers Course, developed for SROs, to the list of Specialized Training Program courses that will be reported to the Commission and entered into ATMS. Adding the two new courses to the list will allow the staff and agencies to monitor their usage.

Sub-paragraph 11B-35.001(11)(d)14., F.A.C.: Adds a requirement for documentation showing persons entered in a BRTP to be a U.S. citizen, which ensures the training centers are verifying compliance with Rule 11B-35.001(4)(a), F.A.C.
Subsection 11B-35.001(17), F.A.C.: Removes unnecessary language in Rule 11B-35.001(17), F.A.C., which authorized the CMS Criminal Justice Defensive Tactics Course Field Test which will end no later than June 30, 2020.

Paragraph 11B-35.0011(1)(a), F.A.C.: Removes language relating to multiple providers of the BAT because there will be only one (1) provider of the BAT, effective August 2019.

Subsection 11B-35.0011(2), F.A.C.: Removes language relating to multiple providers of the BAT because there will be only one (1) provider of the BAT, effective August 2019.

Sub-paragraphs 11B-35.002(6)(c)3.-10., F.A.C.: Renumbers subsections of Rule 11B-35.002(6)(c)1.-10, F.A.C., and removes cross-over programs that have been retired for more than four years from the list of retired programs eligible for completion within four years.

Sub-paragraph 11B-35.002(6)(c)3., F.A.C.: Removes the Correctional Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1191 from the list of retired programs eligible for completion because the program has been retired for more than four years.

Sub-paragraph 11B-35.002(6)(c)5., F.A.C.: Removes the Correctional Probation Officer Cross-Over Training to Florida CMS Law Enforcement Basic Recruit Training Program number 1179 from the list of retired programs eligible for completion because the program has been retired for more than four years.

Sub-paragraph 11B-35.002(6)(c)7., F.A.C.: Removes the Law Enforcement Officer Cross-Over Training to Florida CMS Correctional BRTP number 1192 from the list of retired programs eligible for completion because the program has been retired for more than four years.

Sub-paragraph 11B-35.002(6)(c)9., F.A.C.: Removes the Law Enforcement Officer Cross-Over Training to Florida Correctional Probation Basic Recruit Training Program number 1184 from the list of retired programs eligible for completion because the program has been retired for more than four years.

Sub-paragraph 11B-35.0024(3)(a)2., F.A.C.: Incorporates the revised CMS Defensive Tactics Performance Evaluation, form CJSTC-6 CMS, to accompany the updated CMS Criminal Justice Defensive Tactics Course, effective July 1, 2020.

Subsection 11B-35.003(2), F.A.C.: Updates the current language to include the State Officer Certification Examination requirement and clarifies applicants for certification as auxiliary officers must comply with all requirements of s. 943.13, F.S.

Paragraph 11B-35.003(2)(d), F.A.C.: Expands the training options available for training schools to meet the needs of their customer agencies by defining a “virtual classroom”, the delivery requirements, and allows the use of a virtual classroom to present Auxiliary Basic Recruit Training.

Subsection 11B-35.009(10), F.A.C.: Maintains consistency with persons who complete a Basic Recruit Training Program by adding the requirement that a person who completes the exemption from training program must gain certification within four years.

SUMMARY: Added requirement for persons entered in a BRTP to be a U.S. citizen; Specialized Training Program courses developed for SROs; removal of CMS Criminal Justice Defensive Tactics Course Field Test language; single BAT provider; updated list of basic recruit training programs and retired training programs; revised CMS Defensive Tactics Performance Evaluation, form CJSTC-6 CMS; exemption from training program requirements; certification requirements for auxiliary officers; and definition of “virtual classroom” and delivery requirements to include Auxiliary Basic Recruit Training.

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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.12(1), (2), 943.17 FS.

LAW IMPLEMENTED: 943.12, 943.12(5), 943.131(2), 943.17, 943.17(1)(a),FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, March 5, 2020 at 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11B-35.001 General Training Programs; Requirements and Specifications.

(1) through (3) No change.

(4) Commission-approved training shall be made available to the following:

(a) Students who enroll in a Commission-approved Basic Recruit Training Program to become certified law enforcement, correctional, or correctional probation officers. Prior to enrolling in a Commission-approved Basic Recruit Training Program, students must comply with s. 943.13(2), Florida Statutes.

(b) through (c) No change.

(5) through (10) No change.

(11) Reporting requirements for Commission-approved Basic Recruit, Advanced, Specialized, and Special Operations Forces Training Program Courses are as follows:

(a) through (b) No change.

(c) The following Specialized Training Program Courses shall be submitted to Commission staff through the Commission’s ATMS, by transmitting a completed form CJSTC-67 within thirty days of the course completion:

1. through 5. No change.

6. Single Officer Response to Active Threat and Shooter Incidents Course.

7. Crisis Intervention Training for School Resource Officers Course.

(d) The training center director or designee shall ensure that the records for Commission-approved Basic Recruit, Advanced, Specialized, and Special Operations Forces Training Program Courses are maintained in the course file within the training school. Each course shall be subject to audit by Commission staff. Such records shall, at a minimum, include:

1. through 13. No change.

14. For Basic Recruit Training Programs, proof of compliance with Sections 943.13(2), 943.14(7) and 943.17(1)(g), F.S., and paragraph 11B-35.001(13) (b), F.A.C., which includes a completed Physician's Assessment, form CJSTC-75, revised, August 4, 2016, effective 7/2017, hereby incorporated by reference <http://www.flrules.org/Gateway/reference.asp?No=Ref-08442>. Form CJSTC-75 can be obtained at the following FDLE Internet address: <http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615.

15. through 16. No change.

(12) through (16) No change.

(17) ~~CMS Criminal Justice Defensive Tactics Course Field Test~~ ~~The Criminal Justice Standards and Training Commission is currently evaluating defensive tactic techniques taught to law enforcement, corrections, and correctional probation recruits in the respective basic recruit training programs. The purpose of the evaluation is to determine the usefulness of current defensive tactics techniques training and identify ways to enhance the training. As part of the evaluation, CJSTC staff conducted a study of the current defensive tactics techniques training program. The study concluded that because few recruits have fighting experience and few officers do defensive tactics training off duty, any techniques taught during the basic recruit program should be easy for novices to learn and remember. Effective techniques that rely on gross motor skills and can apply to multiple situations would be the ideal techniques to teach. Reducing the number of tactics would allow instructors to have students do multiple repetitions of techniques without increasing training hours. Officers must be able to make quick decisions about how to react and, when appropriate, perform defensive moves fluidly. More realistic simulation training will allow recruits to practice what they learn in basic recruit training and be more confident when entering the field. A revised defensive tactic techniques course is under development in response to the study results. A CMS Criminal Justice Defensive Tactics field test in a classroom environment with student participation is necessary to evaluate the changes to the course and make modifications if needed~~

~~before certain course criteria can be established and final rules adopted. In order to accomplish these goals:~~

~~(a) The Commission authorizes field testing of the CMS Criminal Justice Defensive Tactics Basic Recruit Training Program curriculum, effective August 1, 2018.~~

~~(b) For those participating in the field test, the Commission approves the CMS Criminal Justice Defensive Tactics field test as the required high liability defensive tactics training curriculum for the law enforcement, corrections, and correctional probation basic recruit training programs.~~

~~(c) Training curricula for the CMS Criminal Justice Defensive Tactics field test shall be maintained within the Florida Department of Law Enforcement, Criminal Justice Professionalism Division.~~

~~(d) Testing of CMS Criminal Justice Defensive Tactics Curriculum shall be conducted in three phases by Commission-certified criminal justice training schools. Schools conducting the field test must remain with the field test throughout its duration. The Professionalism Division will be responsible for ensuring participating schools have the most up-to-date defensive tactics field test curriculum.~~

~~1. Phase I—the first phase of the field test will include four Commission certified training schools and involve at least one law enforcement, corrections, and correctional probation basic recruit class. To participate, schools must request in writing approval from the Director of the Criminal Justice Professionalism Division. The Professionalism Division will select schools to participate in this phase.~~

~~2. Phase II—the second phase will include schools from the initial field test with the addition of seven Commission-certified training schools. To participate, schools must request in writing approval from the Director of the Criminal Justice Professionalism Division. The Professionalism Division will select schools to participate in this phase, giving consideration to small, medium, and large training schools, and schools representing the various regions of the state.~~

~~3. Phase III—the final phase is open to all Commission-certified training schools. Prior to starting a field test, Phase III schools must request in writing approval from the Director of the Criminal Justice Professionalism Division.~~

~~(a) All field tests of the CMS Criminal Justice Defensive Tactics Basic Recruit Training Program curriculum revision must include a lead instructor who has completed the Specialized Defensive Tactics Instructor Update Course number 1200.~~

~~(b) Students receiving the field test training must show proficiency in accordance with the CMS Criminal Justice Defensive Tactics field test curriculum and field test curriculum.~~

~~(c) Students participating in the CMS Criminal Justice Defensive Tactics field test shall be students seeking~~

~~Commission training for the purpose of completing a law enforcement, corrections, or correctional probation basic recruit training program.~~

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.17 FS. Law Implemented 943.12, 943.17 FS. History—New 12-13-92, Amended 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, _____.

11B-35.0011 Basic Abilities Test Requirements for Applicant Admission into a Law Enforcement and Correctional Basic Recruit Training Program.

(1) Basic Abilities Test. To comply with Section 943.17(1)(g), F.S., applicants who apply for entry into a Commission-approved Basic Recruit Training Program after January 1, 2002, shall obtain a passing score on a Commission-approved Basic Abilities Test (BAT) for the law enforcement or correctional disciplines, prior to entering a program. The BAT shall be administered in the state of Florida.

(a) The applicant shall not take ~~the~~ a specific provider's BAT more than three total times in each discipline during any twelve-month period. Any subsequent results on the provider's test in each discipline within this period will be invalid.

(b) through (h) No change.

(2) Requests for accommodations pursuant to the American with Disabilities Act shall be governed by subsection 11B-30.0071(4), F.A.C. Determinations as to eligibility for accommodations shall be made by the ~~individual~~ BAT providers on a case-by-case basis.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.17 FS. History—New 7-29-01. Amended 11-5-02, 11-30-04, 3-21-07, 6-9-08, 5-21-12, 3-13-13, 5-29-14, 9-4-16, 8-15-18, _____.

11B-35.002 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation.

(1) through (5) No change.

(6)(a) through (b) No change.

(c) Students who entered into a basic recruit training program and have not completed it at the time that it is retired, remain eligible to complete the program, provided they complete the training within four years of the beginning date, pursuant to this rule section. Retired programs eligible for completion are:

1. through 2. No change.

~~3. Correctional Officer Cross Over Training to Florida CMS Law Enforcement Basic Recruit Training Program number 1191 (Retired June 30, 2014). Eligible until June 30, 2018.~~

3-4. Correctional Probation Officer Cross-Over Training to Florida Law Enforcement Academy number 2004 (Retired June 30, 2016). Eligible until June 30, 2020.

~~5. Correctional Probation Officer Cross Over Training to Florida CMS Law Enforcement Basic Recruit Training Program number 1179 (Retired June 30, 2014). Eligible until June 30, 2018.~~

4-6. Law Enforcement Officer Cross-Over Training to Florida CMS Correctional Basic Recruit Training Program number 2005 (Retired June 30, 2016). Eligible until June 30, 2020.

~~7. Law Enforcement Officer Cross Over Training to Florida CMS Correctional B RTP number 1192 (Retired June 30, 2014). Eligible until June 30, 2018.~~

~~5-8.~~ Correctional Probation Officer Cross-Over Training to Florida CMS Correctional Basic Recruit Training Program number 1193 (Retired June 30, 2016). Eligible until June 30, 2020.

~~9. Law Enforcement Officer Cross Over Training to Florida Correctional Probation Basic Recruit Training Program number 1184 (Retired June 30, 2014). Eligible until June 30, 2018.~~

~~6-10.~~ Correctional Officer Cross-Over Training to Florida Correctional Probation Basic Recruit Training Program number 1183 (Retired October 31, 2016). Eligible until June 30, 2020.

Rulemaking Authority 943.03(4), 943.12(1), (2), 943.17 FS. Law Implemented 943.12, 943.17 FS. History—New 12-13-92, Amended 1-10-94, 8-7-94, 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, _____.

11B-35.0024 Student Performance in Commission-approved High-Liability Basic Recruit Training Courses, Instructor Training Courses, and Specialized and Advanced Training Program Courses Requiring Proficiency Demonstration.

(1) through (2) No change.

(3) Successful completion and demonstration of proficiency skills is required for each of the following high-liability courses: CMS Criminal Justice Defensive Tactics Course, CMS Defensive Tactics Instructor Course, CMS Criminal Justice Firearms Course, CMS Firearms Instructor Course, Safe Handling of Firearms course, CMS Law Enforcement Vehicle Operations Course, CMS Vehicle Operations Instructor Course, CMS First Aid for Criminal Justice Officers Course, and CMS First Aid Instructor Course.

(a) CMS Criminal Justice Defensive Tactics Course.

1. No change.

2. A basic recruit student shall achieve a score of no less than 80% on the required written end-of-course examination and demonstrate at 100% proficiency, defensive tactics skills taught by a training school, with the results recorded on the required CMS Defensive Tactics Performance Evaluation, form CJSTC-6 CMS, revised _____, effective _____

~~November 5, 2015, effective 9/2016,~~ hereby incorporated by

reference

<http://www.flrules.org/Gateway/reference.asp?No=Ref->
<http://www.flrules.org/Gateway/reference.asp?No=Ref-07368>.

Form CJSTC-6 CMS can be obtained at the following FDLE Internet address:

<http://www.fdle.state.fl.us/CJSTC/Publications/Forms.aspx>, or by contacting Commission staff at (850) 410-8615. Form CJSTC-6 CMS shall be maintained in the student or course file.

3. No change.

(b) through (i) No change.

(4) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12, 943.17 FS. History—New 2-17-93, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, _____.

11B-35.003 Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation Auxiliary Training.

(1) No change.

(2) To become certified as a law enforcement or correctional auxiliary officer, an applicant shall meet the requirements outlined in Sections 943.13(1)(9), ~~and (11)~~, 943.14(7) and 943.17(1)(g), F.S. To become certified as a correctional probation auxiliary officer, an applicant shall meet the requirements outlined in Sections 943.13(1)(9), ~~and (11)~~ and 943.14(7), F.S., and shall complete in its entirety the Correctional Probation Basic Recruit Training Program active at the time of enrollment. Applicants requesting certification as a correctional officer shall complete in its entirety the Correctional Basic Recruit Training Program active at the time of enrollment. Applicants requesting certification as a law enforcement auxiliary officer shall successfully complete the following Auxiliary Officer Basic Recruit Training Program requirements:

(a) through (c) No change.

(d) Auxiliary Officer Prerequisite Courses excluding all high-liability training courses may be taught using a virtual classroom. A virtual classroom is defined as a curriculum delivery system in which a Commission-certified instructor at one location presents course curriculum to one or more remote locations using video conference technology. All virtual classroom sites must be Commission-approved satellite sites for the training school delivering the curriculum. At least one Commission-certified instructor must be present at each approved satellite classroom site when students are present and must remain in the classroom while curriculum is being presented.

(3) through (5) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.12(5), 943.17(1)(a) FS. History—New 12-13-92, Amended 1-2-97, 7-7-99, 8-22-00, 7-29-01, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 9-28-09, 6-3-10, 3-13-13, 5-29-14, 9-4-16, 7-19-17, 8-15-18, _____.

11B-35.009 Exemption from Basic Recruit Training.

(1) through (9) No change.

(10) Individuals, who have qualified for an exemption from a Commission-approved Basic Recruit Training Program, pursuant to this rule section, shall become employed and certified as an officer within four years from the earlier of the beginning date of the required proficiency demonstration as entered on the Training Report form CJSTC-67 or the beginning date of the Special Operations Forces Training Program.

(11) No change.

Rulemaking Authority 943.03(4), 943.12(1), (2) FS. Law Implemented 943.13(2) FS. History—New 1-2-97, Amended 7-7-99, 11-5-02, 11-30-04, 3-27-06, 3-21-07, 6-9-08, 5-21-12, 3-13-13, 5-29-14, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Bureau Chief Glen Hopkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 4, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 25, 2019

DEPARTMENT OF LAW ENFORCEMENT

Division of Criminal Justice Information Systems

RULE NO.: RULE TITLE:

11C-6.009 Sale and Delivery of Firearms

PURPOSE AND EFFECT: Update the revision date of the Firearm Purchase Program Non-Approval Appeal Form and include a statutory reference to align with current business process.

SUMMARY: The rule is amended to reflect the current version of the Firearm Purchase Program Non-Approval Appeal Form and align the rule with current business process.

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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 790.065, 943.03(4) FS
 LAW IMPLEMENTED: 790.065, 790.0655 FS
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):
 DATE AND TIME: Thursday, March 5, 2020, 10:00 a.m.
 PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Rachel Truxell at (850)410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.. 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: Rachel Truxell at (850)410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11C-6.009 Sale and Delivery of Firearms.

(1) through (5) No change.

(6) Based on the status of the criminal history record, FDLE will provide an approval or non-approval number to the dealer during the call when possible or by return call or within the specified time frame as contained in sections 790.065 and 790.0655, F.S. Unless compliance with the requirements of this

section is excused as provided in section 790.065(10), F.S., if the dealer has not received an approval or non-approval number from FDLE within the time frame specified, the dealer must contact FDLE to inquire about the status of the request for approval, prior to completing the transaction. The approval number is valid for a single transaction and for a period not to exceed thirty calendar days after receipt of the number. Multiple firearms may be transferred in this transaction.

(7) No change

(8) To any potential buyer or transferee intending to formally appeal a non-approval decision, the dealer will provide a Firearm Purchase Program Non-Approval Appeal Form (form number FDLE 40-020, ~~September 2016~~ Rev. August 2019), incorporated herein by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-08463>, and on file with Secretary of State, that must be completed by the dealer and the potential buyer or transferee. The potential buyer or transferee must take the form to a law enforcement agency, be fingerprinted there, and return the Firearm Purchase Program Non-Approval Appeal form and fingerprints to FDLE within 60 calendar days. Using the procedures as described in Chapter 11C-8, F.A.C., FDLE will process the formal appeal request. A supply of the appeal forms will be provided by FDLE to dealers upon request. Such requests should be directed to:

Florida Department of Law Enforcement
 Firearm Purchase Program
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
 Telephone Number: (850)410-8139

As an alternative to this procedure, if the non-approval is based on an erroneous record provided by the FBI, the potential buyer or transferee may at any time appeal his non-approval directly to the FBI, as authorized by Title 28, C.F.R., Section 25.10.

(9) through (20) No change.

Rulemaking Authority 790.065, 943.03(4) FS. Law Implemented 790.065, 790.0655 FS., Title 18, U.S.C., Chapter 44, and Title 27, C.F.R., Part 178. History—New 6-2-91, Amended 7-7-99, 8-22-00, 12-18-00, 11-5-02, 7-29-15, 9-4-16, 7-19-17, 8-15-18, 7-9-19, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Director Charles Schaeffer

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 4, 2020

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

DEPARTMENT OF LAW ENFORCEMENT

Division of Criminal Justice Information Systems

RULE NOS.:	RULE TITLES:
11C-7.006	Procedures on Court-Ordered Expunctions
11C-7.007	Procedures on Court-Ordered Sealings
11C-7.009	Procedures on Juvenile Diversion Expunctions
11C-7.010	Procedures on Early Juvenile Expunction
11C-7.012	Procedures for Lawful Self Defense Expunction
11C-7.013	Procedures for Automatic Sealing of Criminal History Records

PURPOSE AND EFFECT: Rule 11C-7.006, F.A.C.: Revising rule due to statutory changes, update form and clarifying language for the certification of the application.

Rule 11C-7.007, F.A.C.: Revising rule due to statutory changes, update form and clarifying language for the certification of the application.

Rule 11C-7.009, F.A.C.: Revising rule due to statutory changes, update form and clarifying language for the certification of the application.

Rule 11C-7.010, F.A.C.: Revising rule due to statutory changes, update form and clarifying language for the certification of the application.

Rule 11C-7.012, F.A.C.: Implement mandates pursuant to newly created s. 943.0578, F.S.

Rule 11C-7.013, F.A.C.: Implement mandates pursuant to newly created s. 943.0595, F.S.

SUMMARY: Amending rules to clarify language for the certification of the application, revising rule due to statutory changes, updating the revision date of forms, and creating rules due to statutory mandates.

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’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.058(2), FS, 11C-7.007: 943.03(4), 943.059(2), FS, 11C-7.009: 943.0582, FS, 11C-7.010: 943.0515(1), FS, 11C-7.012: 943.03(4), 943.0578 FS, 11C-7.013: 943.0595, FS.

LAW IMPLEMENTED: 11C-7.013: 943.0595, FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, March 5, 2020, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Rachel Truxell at (850)410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.. 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: Rachel Truxell at (850)410-7100, or racheltruxell@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11C-7.006 Procedures on Court-Ordered Expunctions.

(1) Prior to petitioning the court to expunge a criminal history record, the subject must apply to the Department for a certificate of eligibility for expunction. The application packet for the certificate of eligibility must include:

(a) A money order, cashier’s check, ~~or~~ certified check, personal check or business check for \$75.00 made payable to the Florida Department of Law Enforcement. This processing fee is non-refundable, regardless of the results of the certification review. A fee waiver may be granted by the Executive Director of the Department upon submission of a written request and in his determination that the waiver is in the best interests of criminal justice.

(b) A completed Application for Certification of Eligibility. The subject must complete section A of the application. The Application for Certification of Eligibility (form number FDLE 40-021, rev. October 2018 2019), ~~or for Lawful Self Defense Expunction under section 943.0585(5), F.S. (form number FDLE 40-026, rev. May 2017), both of~~

which ~~is~~ ~~are~~ hereby incorporated by reference, _____ may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section

Post Office Box 1489

Tallahassee, Florida 32302-1489

Email: SEINFO@fdle.state.fl.us

Telephone Number: (850)410-7870

Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home.aspx>

(c) The appropriate state attorney or statewide prosecutor may provide the required written certified statement by completing section B of the Application for Certification of Eligibility.

(d) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258, rev. 03/10) or FDLE fingerprint sheet. The fingerprinting must be done by a law enforcement agency. ~~The law enforcement agency fingerprinting the subject should place the following statement in the "Reason Fingerprinted" section on the card or Fingerprint form "Application For Certification Of Eligibility For Expunction."~~ The subject must pay any fees required by the law enforcement agency for providing this service. If a copy of the Applicant Fingerprint Card or FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement

Seal and Expunge Section

Post Office Box 1489

Tallahassee, Florida 32302-1489

Email: SEINFO@fdle.state.fl.us

Telephone Number: (850)410-7870

Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home.aspx>

(e) A certified copy of the disposition of the charge(s) ~~or charges~~ to which the Application for Certificate of Eligibility petition to expunge pertains. The subject should obtain this document from the Clerk of the Court in the appropriate jurisdiction. The subject must pay any fees required by the Clerk of the Court for providing this service.

(2) The complete application packet should be mailed or delivered to Florida Department of Law Enforcement, ATTN: Expunge/Seal and Expunge Section, Post Office Box 1489, Tallahassee, Florida 32302-1489.

(3) If the application packet is incomplete, the Department will not process it. The incomplete packet, along with the processing fee, will be returned to the subject with an indication as to the reason for non-acceptance. It will be the subject's responsibility to obtain the missing information and return the complete packet to the Department.

(4) If the application packet is complete, the Department will review the submitted information and the subject's criminal history record to determine if the specified record meets the requirements for expungement, which are listed in section 943.0585, F.S. Questions regarding the status of the review should be directed to the Seal and Expunge Section at (850)410-7870.

(5) The Department will send the subject a Certificate of Eligibility (form number FDLE 40-023, ~~created October 2017, effective December 2017~~ rev. October 2019), ~~or (form number FDLE 40-027, rev. October 2017), or (form number FDLE 40-030, created October 2017, effective December 2017)~~, if the specified criminal history record meets the requirements for expunction. If the specified criminal history record does not meet the requirements for expunction, the Department will send the subject a letter stating the reason for ineligibility with an explanation of appeal rights.

(6) Upon receipt of a certified court order to expunge a criminal history record, the arresting agency shall:

(a) Make a positive association between the individual and the arrest covered by the court order and the arrest record generated by it; if the arrest record can be identified within the agency's records;

(b) Forward the Certificate of Eligibility, a certified copy of the court order, and a letter of transmittal to the Department. The letter of transmittal shall make specific reference to identifying information, including:

1. Name;
2. Alias/Maiden Name(s);
- ~~3. Sex;~~
- ~~4. Race;~~
5. Date of Birth;
6. Social Security Number (If Available);
7. Date or Dates of Arrest;
8. Arrest Number or Numbers and Original Charges;
9. FDLE Number and FBI Number (If Known).

The letter of transmittal shall be signed by the chief law enforcement officer of the agency or the authorized designee. Rulemaking Authority 943.03(4), 943.0585(2) FS. Law Implemented 943.0585 FS. History—New 8-5-92, Amended 7-7-99, 8-22-00, 6-9-08, 6-3-10, 7-29-15, 7-9-19, _____.

11C-7.007 Procedures on Court-Ordered Sealings.

(1) Prior to petitioning the court to seal a criminal history record, the subject must apply to the Department for a certificate of eligibility for sealing. The application packet for the certificate of eligibility must include:

(a) A money order, cashier's check, ~~or certified check,~~ personal check or business check for \$75.00 made payable to the Florida Department of Law Enforcement. This processing fee is non-refundable, regardless of the results of the

certification review. A fee waiver may be granted by the Executive Director of the Department upon submission of a written request and in his determination that the waiver is in the best interests of criminal justice.

(b) A completed Application for Certification of Eligibility. The subject ~~should~~ must complete section A of the application. The Application for Certification of Eligibility (form number FDLE 40-021, rev. October ~~2018~~ 2019 and incorporated by reference) <http://www.flrules.org/Gateway/reference.asp?No=Ref-10783>, may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement
Seal and Expunge Section
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home.aspx>

(c) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258, rev. 03/10) or FDLE fingerprint sheet. The fingerprinting must be done by a law enforcement agency. ~~The law enforcement agency fingerprinting the subject should place the following statement in the "Reason Fingerprinted" section on the card or Fingerprint form: "Application For Certification of Eligibility For Sealing."~~ The subject must pay any fees required by the law enforcement agency for providing this service. If a copy of the Applicant Fingerprint Card or FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement
Seal and Expunge Section
 Post Office Box 1489
 Tallahassee, Florida 32302-1489
Email: SEINFO@fdle.state.fl.us
 Telephone Number: (850)410-7870
 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home.aspx>

(d) A certified copy of the disposition of the charge or charges to which the Application for Certificate of Eligibility ~~petition~~ to seal pertains. The subject should obtain this document from the Clerk of the Court in the appropriate jurisdiction. The subject must pay any fees required by the Clerk of the Court for providing this service.

(2) The complete application packet should be mailed or delivered to Florida Department of Law Enforcement, ATTN: Expunge/Seal and Expunge Section, Post Office Box 1489, Tallahassee, Florida 32302-1489.

(3) If the application packet is incomplete, the Department will not process it. The incomplete packet, along with the processing fee, will be returned to the subject with an indication as to the reason for non-acceptance. It will be the subject's responsibility to obtain the missing information and return the complete packet to the Department.

(4) If the application packet is complete, the Department will review the submitted information and the subject's criminal history record to determine if the specified record meets the requirements for sealing, which are listed in section 943.059, F.S. Questions regarding the status of the review should be directed to the Seal and Expunge Section at (850)410-7870.

(5) The Department will send the subject a Certificate of Eligibility (form number FDLE 40-022, rev. October ~~2017~~ 2019), ~~or (form number FDLE 40-029, created October 2017, effective December 2017)~~, if the specified criminal history record meets the requirements for sealing. If the specified criminal history record does not meet the requirements for sealing, the Department will send the subject a letter stating the reason for ineligibility with an explanation of appeal rights.

(6) Upon receipt of a certified court order to seal a criminal history record, the arresting agency shall:

(a) Make a positive association between the individual and the arrest covered by the court order and the arrest record generated by it; if the arrest record can be identified within the agency's records;

(b) Forward the Certificate of Eligibility, a certified copy of the court order, and a letter of transmittal to the Department. The letter of transmittal shall make specific reference to identifying information, including:

1. Name;
2. Alias/Maiden Names;
- ~~3. Sex;~~
- ~~4. Race;~~
5. Date of Birth;
6. Social Security Number (If Available);
7. Date or Dates of Arrest;
8. Arrest Number or Numbers and Original Charges;
9. FDLE Number and FBI Number (If Known).

The letter of transmittal shall be signed by the chief law enforcement officer of the agency or the authorized designee.

Rulemaking Authority 943.03(4), 943.059(2) FS. Law Implemented 943.059 FS. History—New 8-5-92, Amended 7-7-99, 8-22-00, 6-9-08, 6-3-10, 7-9-19, _____.

11C-7.009 Procedures on Juvenile Diversion Expunctions.

(1) A minor who has successfully completed a diversion program as authorized by section 985.125, F.S., which program satisfies the requirements found at section 943.0582, F.S., may apply directly to the Department for expunction of the minor's

juvenile nonjudicial arrest record. The application packet for the Juvenile Diversion Expunction must include:

(a) A completed Application for Juvenile Diversion Expunction. The subject must complete section A of the application. The Application for Juvenile Diversion Expunction, form number FDLE 40-025 (rev. ~~10/2018~~October 2019), hereby incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-10789>, ~~<https://web.fdle.state.fl.us/intakeweb/formrenderer.xhtml?pageId=se>~~, may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement
Seal and Expunge Section
Post Office Box 1489
Tallahassee, Florida 32302-1489
Email: SEINFO@fdle.state.fl.us
Telephone Number: (850)410-7870

Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home.aspx>

(b) The state attorney must ~~may~~ provide the required written certification statement by completing section B of the Application for Juvenile Diversion Expunction.

(c) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258) (rev. 03/10) or FDLE fingerprint sheet. The fingerprinting must be done by a law enforcement agency. ~~The law enforcement agency fingerprinting the subject should place the following statement in the "Reason Fingerprinted" section on the card or Fingerprint form: "Application For Juvenile Diversion Expunction."~~ The subject must pay any fees required by the law enforcement agency for providing this service. If a copy of the Applicant Fingerprint Card or the FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement
Seal and Expunge Section
Post Office Box 1489
Tallahassee, Florida 32302-1489
Email: SEINFO@fdle.state.fl.us
Telephone Number: (850)410-7870

Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home.aspx>

(2) The complete application packet should be mailed or delivered to Florida Department of Law Enforcement, ATTN: Expunge/Seal and Expunge Section, Post Office Box 1489, Tallahassee, Florida 32302-1489.

(3) If the application packet is incomplete the Department will not process it. The incomplete packet, will be returned to the subject with an indication as to the reason for non-acceptance. It will be the subject's responsibility to obtain the

missing information and return the complete packet to the Department.

(4) If the application packet is complete, the Department will review the submitted information and the minor subject's criminal history record to determine if the application and the specified record meet the requirements for Juvenile Diversion Expunction, which are listed in section 943.0582, F.S. Questions regarding the status of the review should be directed to the Seal and Expunge Section at (850)410-7870.

(5) The Department will expunge the minor subject's juvenile arrest record if the application and the specified criminal history record meet the requirements for Juvenile Diversion Expunction, and will notify the minor subject or his or her parent or legal guardian and the arresting agency of this action. Such expunction shall be as defined at section 943.0582(2), F.S. If the application and the specified criminal history record do not meet the requirements for Juvenile Diversion Expunction, the Department will send the subject or his or her parent or legal guardian a letter stating the reason for ineligibility with an explanation of appeal rights.

(6) Upon receipt of notification from the Department that the minor subject's record has been expunged pursuant to section 943.0582, F.S., the arresting agency shall make a positive association between the individual and the arrest covered by the Department's notification letter and seal the arrest record as specified at section 943.0582(2)(b), F.S., if the arrest record can be identified within the agency's records.

Rulemaking Authority 943.0582 FS. Law Implemented 943.0582 FS. History—New 11-5-02, Amended 6-9-08, 5-29-14, 7-20-17, 7-9-19, _____.

11C-7.010 Procedures on Early Juvenile Expunction.

(1) A person who has not been committed to a juvenile correctional facility or juvenile prison under chapter 985, F.S., may apply directly to the Department to have his or her juvenile criminal history record expunged, provided he or she is at least 18 years of age but less than 21 years of age. To be eligible for this form of expunction, the applicant must not have been charged by the state attorney with or found to have committed any criminal offense within the 5-year period before the application date. The application for the Early Juvenile Expunction must include:

(a) A money order, cashier's check, ~~or~~ certified check, personal check, or business check for \$75.00 made payable to the Florida Department of Law Enforcement. This processing fee is non-refundable, regardless of whether the application for expunction is granted. A fee waiver may be granted by the Executive Director of the Department, upon submission of a written request, and in his or her determination that the waiver is in the best interests of criminal justice.

(b) A completed Application for Early Juvenile Expunction. The subject must complete section A of the application. The Application for Early Juvenile Expunction, (form number FDLE 40-028, rev. October 2019), ~~effective 7/2017~~ hereby incorporated by reference, <https://www.flrules.org/Gateway/reference.asp?No=Ref-08462>, may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement
Seal and Expunge Section
Post Office Box 1489
Tallahassee, Florida 32302-1489
Email: SEINFO@fdle.state.fl.us
Telephone Number: (850)410-7870
Website: <http://www.fdle.state.fl.us/cms/Seal-and-Expunge-Process/Seal-and-Expunge-Home.aspx>

(c) The state attorney for the circuit having jurisdiction over the arrest may provide the required written certified statement by completing section B of the Application for Early Juvenile Expunction.

(d) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258, rev. 03/10) or FDLE fingerprint sheet. The fingerprinting must be done by a law enforcement agency. ~~The law enforcement agency fingerprinting the subject should place the following statement in the "Reason Fingerprinted" section on the card or Fingerprint form: "Application For Early Juvenile Expunction."~~ The subject must pay any fees required by the law enforcement agency for providing this service. If a copy of the Applicant Fingerprint Card or FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement
Seal and Expunge Section
Post Office Box 1489
Tallahassee, Florida 32302-1489
Email: SEINFO@fdle.state.fl.us
Telephone Number: (850)410-7870
Website: <http://www.fdle.state.fl.us/cms/Seal-and-Expunge-Process/Seal-and-Expunge-Home.aspx>

(e) A sworn, written statement from the applicant that he or she is no longer under court supervision applicable to the disposition of the arrest or alleged criminal activity to which the application pertains, and that he or she has not been charged with or found to have committed a criminal offense, in any jurisdiction of the state or within the United States, within the 5-year period before the application date.

(f) A certified copy of the disposition of the charge or charges to which the Application for Early Juvenile Expunction

pertains. The subject should obtain this document from the Clerk of the Court in the appropriate jurisdiction. The subject must pay any fees required by the Clerk of the Court for providing this service.

(2) The complete application packet should be mailed or delivered, within the time frame prescribed by section 943.0515(1)(b)2., F.S., to Florida Department of Law Enforcement, ATTN: ~~Expunge/Seal and Expunge Section~~, Post Office Box 1489, Tallahassee, Florida 32302-1489.

(3) If the application packet is incomplete the Department will not process it. The incomplete packet, along with the processing fee, will be returned to the subject with an indication as to the reason for non-acceptance. It will be the subject's responsibility to obtain the missing information and return the complete packet to the Department.

(4) If the application packet is complete, the Department will review the submitted information and the subject's criminal history record to determine if the application and the specified record meet the requirements for Early Juvenile Expunction, which are listed in section 943.0515(1)(b)2., F.S. Questions regarding the status of the review should be directed to the Seal and Expunge Section at (850)410-7870.

(5) The Department will expunge the subject's juvenile criminal history record if the application and the specified criminal history record meet the requirements for Early Juvenile Expunction, and will notify the subject. If the application and the specified criminal history record do not meet the requirements for Early Juvenile Expunction, the Department will send the subject a letter stating the reason for ineligibility with an explanation of appeal rights.

Rulemaking Authority 943.0515(1) FS. Law Implemented 943.0515(1) FS. History—New 7-20-17, Amended 7-9-19,

11C-7.012 Procedures on Lawful Self-Defense Expunctions.

(1) Prior to petitioning the court for an expunction of a criminal history record, the subject must apply to the Department for a certificate of eligibility for expunction. The application for the certificate of eligibility must include:

(a) A money order, cashier's check, certified check, personal check or business check in the amount of \$75.00 made payable to the Florida Department of Law Enforcement. This processing fee is non-refundable, regardless of the results of the certification review. A fee waiver may be granted by the Executive Director of the Department upon submission of a written request and in his determination that the waiver is in the best interests of criminal justice.

(b) A completed Application for a Certification of Eligibility for Lawful Self-Defense Expunction. The subject

must complete section A of the application. The Application for Certification of Eligibility for Lawful Self-Defense Expunction under section 943.0578 F.S. (form number FDLE 40-026, rev. October 2019), are hereby incorporated by reference, _____, may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement Seal and Expunge Section Post Office Box 1489 Tallahassee, Florida 32302-1489 Email: SEINFO@fdle.state.fl.us Telephone Number: (850)410-7870 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(c) The appropriate state attorney or statewide prosecutor must provide the required written certified statement by completing section B of the Application for Certification of Eligibility.

(d) A legible set of fingerprints recorded on an FBI Applicant Fingerprint Card (FD-258, rev. 03/10) or FDLE fingerprint sheet. The fingerprinting must be done by a law enforcement agency. The subject must pay any fees required by the law enforcement agency for providing this service. If a copy of the Applicant Fingerprint Card or FDLE fingerprint sheet is needed, it may be obtained from:

1. The Clerk of the Court, or
2. Florida Department of Law Enforcement Seal and Expunge Section Post Office Box 1489 Tallahassee, Florida 32302-1489 Email: SEINFO@fdle.state.fl.us Telephone Number: (850)410-7870 Website: <http://www.fdle.state.fl.us/Seal-and-Expunge-Process/Seal-and-Expunge-Home>

(e) A certified copy of the disposition of the charge or charges to which the application to expunge pertains. The subject should obtain this document from the Clerk of the Court in the appropriate jurisdiction. The subject must pay any fees required by the Clerk of the Court for providing this service.

(2) The complete application packet should be mailed or delivered to Florida Department of Law Enforcement, ATTN: Seal and Expunge Section, Post Office Box 1489, Tallahassee, Florida 32302-1489.

(3) If the application packet is incomplete, the Department will not process it. The incomplete packet, along with the processing fee, will be returned to the subject with an indication as to the reason for non-acceptance. It will be the subject's

responsibility to obtain the missing information and return the complete packet to the Department.

(4) If the application packet is complete, the Department will review the submitted applicant and written certified statement from the appropriate state attorney or statewide prosecutor, to determine if the applicant meets the requirements for a lawful self-defense expungement, which are listed in 943.0587, F.S. Questions regarding the status of a review should be directed to the Seal and Expunge Section at (850) 410-7870.

(5) The Department will send the subject a Certificate of Eligibility (form number FDLE 40-027, rev. October 2019) if the specified criminal history record meets the requirements for lawful self-defense expunction. If the specified criminal history record does not meet the requirements for lawful self-defense expunction, the Department will send the subject a letter stating the reason for ineligibility with an explanation of appeal rights.

(6) Upon receipt of a certified court order to expunge a criminal history record, the arresting agency shall:

(a) Make a positive association between the individual and the arrest covered by the court order and the arrest record generated by it; if the arrest record can be identified within the agency's records;

(b) Forward the Certificate of Eligibility, a certified copy of the court order, and a letter of transmittal to the Department. The letter of transmittal shall make specific reference to identifying information, including:

1. Name;
2. Alias/Maiden Name(s);
3. Date of Birth;
4. Social Security Number (if available);
5. Date or Dates of Arrest;
6. Arrest Number or Numbers and Original Charges;
7. FDLE Number and FBI Number (if known).

The letter of transmittal shall be signed by the chief law enforcement officer of the agency or the authorized designee. Rulemaking Authority 943.03(4), 943.0578 (5). Law Implemented 943.0578 FS. History – New, _____.

11C-7.013 Procedures for Automatic Sealing of Criminal History Records

(1) For implementation of this rule chapter the Department shall receive criminal history dispositions from the clerks of court in the same manner as required by s. 943.052 F.S.

(2) Upon receipt of a disposition from a clerk of court as prescribed in paragraph (1), the criminal history record eligible for sealing under s. 943.0595(2) F.S., shall be automatically sealed by the Department.

Rulemaking Authority 943.03(4), 943.0595(1) FS. Law Implemented 943.0595 FS. History–New, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Director Charles Schaeffer
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Governor and Cabinet
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: February 4, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: October 30, 2019

DEPARTMENT OF LAW ENFORCEMENT
Division of Criminal Justice Information Systems

RULE NO.: RULE TITLE:
 11C-11.001 Procedures on Criminal Justice Data
 Transparency

PURPOSE AND EFFECT: Implement mandates pursuant to
 newly created s. 943.6871, F.S.

SUMMARY: New rule due to the criminal justice data
 transparency statute s. 943.6871, 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 Department’s economic analysis of the adverse
 impact or potential regulatory costs of the proposed rule did not
 exceed any of the criteria established in Section 120.541(2)(a),
 Florida Statutes.

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: 943.03(4), 943.6871 FS.

LAW IMPLEMENTED: 943.6871 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS
 NOTICE, A HEARING WILL BE HELD AT THE DATE,
 TIME AND PLACE SHOWN BELOW (IF NOT
 REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, March 5, 2020, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal
 Justice Professionalism, 2331 Phillips Road, Tallahassee,
 Florida 32308.

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: Rachel Truxell at (850)410-7100, or
 racheltruxell@fdle.state.fl.us, or write to Florida Department of
 Law Enforcement, Criminal Justice Information Services, 2331
 Phillips Road, Tallahassee, Florida 32308. 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: Rachel Truxell at (850)410-7100, or
 racheltruxell@fdle.state.fl.us, or write to Florida Department of
 Law Enforcement, Criminal Justice Information Services, 2331
 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11C-11.001 Procedures on Criminal Justice Data
 Transparency.

(1) FDLE will use an Interface Control Document,
 available at <http://www.flcjn.net/CJIS-Resources/Resources/CJDT> to establish the requirements for
 the entities subject to the requirements of s. 900.05 F. S. to
 submit data.

(2) The data is cataloged, by reporting entities, in the data
 dictionaries available at <http://www.flcjn.net/CJIS-Resources/Resources/CJDT/Data-Dictionary>;

(3) FDLE will use Information Exchange Package
 Documentation (IEPD) to compile, structure, and tag all
 information associated with each case number and unique
 identifier.

(4) FDLE will use agency standards and industry accepted
 tools to monitor the access, throughput, and availability to
 Criminal Justice Data Transparency.

(5) The Criminal Justice Data Transparency information is
 accessed by the public at <http://www.fdle.state.fl.us/FSAC/CJDT/CJDT-Home>. This
 website also contains information about the data as required by
 s. 943.6871(5) F.S.

Rulemaking Authority 943.03(4), 943.6871(5) FS. Law Implemented
 943.6871 FS. History – New

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Director Charles Schaeffer
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Governor and Cabinet
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: February 4, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: October 30, 2019

DEPARTMENT OF LAW ENFORCEMENT

Division of Local Law Enforcement Assistance

RULE NOS.: RULE TITLES:

11D-11.001 Definitions

11D-11.002 Procedures

PURPOSE AND EFFECT: Implement mandates pursuant to newly created s. 943.0433, F.S..

SUMMARY: New rule due to the creation of the Soliciting for Prostitution database, s. 943.0433, 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 Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 943.03(4), 943.0433, FS.

LAW IMPLEMENTED: 943.0433, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, March 5, 2020 at 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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: Chris Bufano at (850)410-7676, or christopherbufano@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Office of the General Counsel, 2331 Phillips Road, Tallahassee, Florida 32308.. 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: Chris Bufano at (850)410-7676, or christopherbufano@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Office of the General Counsel, 2331 Phillips Road, Tallahassee, Florida 32308.

THE FULL TEXT OF THE PROPOSED RULE IS:

11D-11.001 Definitions

(1) For implementation of this rule chapter the term “subsequently committed” as provided in s. 943.0433(2)(a) F.S. shall mean: having been found guilty as a result of a trial or having entered a plea of guilty or nolo contendere, regardless of whether adjudication is withheld.

(2) For implementation of this rule chapter the term “full legal name” as provided in s. 943.0433(3)(a) F.S. shall mean the full name as recorded in the criminal history record provided by the clerk of court pursuant to s. 796.07(5)(e) F.S.

(3) For implementation of this rule chapter the term “last known address” as provided in s. 943.0433(3)(b) F.S. shall mean the last known address as recorded in the criminal history record provided by the clerk of court pursuant to s. 796.07(5)(e) F.S.

(4) For implementation of this rule chapter the term “color photograph” as provided in s. 943.0433(3)(c) F.S. shall mean a photograph of the individual as contained in the criminal history record provided by the clerk of court pursuant to s. 796.07(5)(e) F.S., if applicable.

(5) For implementation of this rule chapter the term “offense for which he or she was convicted” as provided in s. 943.0433(3)(d) F.S. shall mean the offence(s) for which the clerk of court found met the criteria for submission to the Department pursuant to s. 796.07(5)(e) F.S.

Rulemaking Authority 943.03(4), 943.0433(4) FS. Law Implemented 943.0433 FS. History–New, _____.

11D-11.002 Procedures

(1) Upon receipt of a criminal history record that the clerk of court has determined to meet the requirements of s. 796.07(5)(e), F.S. for inclusion on the Soliciting for Prostitution Database, the Department shall add such record to the database as required by s. 943.0433(1), F.S.

(2) The Department shall remove a criminal history record from the database only upon satisfaction of the requirements in s. 943.0433(2), F.S.

Rulemaking Authority 943.03(4), 943.0433(4) FS. Law Implemented 943.0433 FS. History–New, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Assistant General Counsel Chris Bufano

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 4, 2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2019

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-19.100 RULE TITLE: Public Use Forms
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45, No. 236, December 6, 2019, issue of the Florida Administrative Register.

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-1.006 RULE TITLE: Charges by Dealers Who Adjust, Apply, Alter, Install, Maintain, Remodel, or Repair Tangible Personal Property
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 45 No. 236, December 6, 2019 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.: 12A-1.0071 RULE TITLES: Boats Temporarily Docked in Florida
 12A-1.025 Receipts from Sales of Tangible Personal Property Sold to Building Operators, Business Establishments, Offices
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 236, December 6, 2019 issue of the Florida Administrative Register.

The following information was inadvertently omitted from the Notice of Proposed Rule:

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: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and

2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

12A-19.100 Public Use Forms.

(1) through (2) No change

Form Number	Title	Effective Date
(3) through (5)	No change	
(6) DR-7000 20	Notification of Method Employed to Determine Taxing Jurisdiction Change (Communications Services Tax) (R-01/15) (http://www.flrules.org/Gateway/reference.asp?No=Ref -)	
(7) through (13)	No change	

Rulemaking Authority 175.1015(5), 185.085(5), 202.151, 202.16(2), 202.22(6)(a), 202.26(3)(a), (c), (d), (e), (j), 202.27(1), (7) FS. Law Implemented 119.071(5), 175.1015, 185.085, 202.11(3), (10), (11), 202.12(1), (3), 202.151, 202.16(2), (4), 202.17(6), 202.19(1), (7), 202.22(6), 202.27, 202.28(1), (2), 202.29, 202.30(3), 202.33, 202.34(3), (4)(c), 202.35(1), (2) FS. History—New 4-17-03, Amended 7-31-03, 10-1-03, 9-28-04, 6-28-05, 11-14-05, 7-16-06, 4-5-07, 11-6-07, 12-20-07, 1-28-08, 1-27-09, 1-11-10, 6-28-10 (3), 6-28-10 (5), 2-7-11, 1-25-12, 1-17-13, 5-9-13, 1-20-14, 1-20-15, 1-11-16, 1-10-17, 1-17-18, 1-8-19, XX-XX-XX.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: 12B-5.120 RULE TITLE: Resellers and Retail Dealers
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 236, December 6, 2019 issue of the Florida Administrative Register.

The following information was inadvertently omitted from the Notice of Proposed Rule:

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: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and
 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: RULE TITLE:
 12B-12.005 Registration

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 236, December 6, 2019 issue of the Florida Administrative Register.

The following information was inadvertently omitted from the Notice of Proposed Rule:

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: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and
 2) based on past experiences regarding rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: RULE TITLE:
 12B-12.005 Registration

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45 No. 236, December 6, 2019 issue of the Florida Administrative Register.

12B-12.005 Registration.

(1) Every person must file a Florida Fuel or Pollutants Tax Application ~~Florida Pollutant Tax Application~~ (Form DR-156 ~~DR-166~~, incorporated by reference in Rule 12B-5.150, F.A.C.) with the Department for a pollutant license before producing, selling, importing, or causing perc to be imported into Florida and obtain a pollutant license from the Department.

(2) No change

Rulemaking Authority 212.18(2), 213.06(1), 376.75(9)(b) FS. Law Implemented 376.75(2) FS. History—New 2-19-95, Amended 3-18-96, 4-17-03, XX-XX-XX.

**Section IV
 Emergency Rules**

NONE

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

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Manorcare at Lely Palms to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020002241. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

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

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Manorcare at Lely Palms to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2020002238.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing
RULE NO.: RULE TITLE:
59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Heartland Health Care Center-Boynton Beach to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020002239. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

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

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing
RULE NO.: RULE TITLE:
59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Heartland Health Care Center of South Jacksonville to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020002240. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

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

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing
RULE NO.: RULE TITLE:
59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Arden Courts of Largo to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2020002227.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing
RULE NO.: RULE TITLE:
59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Heartland Health Care and rehabilitation Center of Boca Raton to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020002234. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

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

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing
RULE NO.: RULE TITLE:
59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Arden Courts of Winter Springs to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2020002232.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing
RULE NO.: RULE TITLE:
59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Arden Courts of Ft. Myers to implement the Detailed Emergency Environmental

Control Plan. The petition was assigned case number 2020002226.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Arden Courts of West Palm Beach to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2020002231.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Arden Courts of Delray Beach to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2020002225.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Arden Courts of Seminole to implement the Detailed Emergency Environmental

Control Plan. The petition was assigned case number 2020002230.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Arden Courts of Lely Palms to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2020002228.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on February 7, 2020, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Arden Courts of Lely Palms to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2020002228.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

DEPARTMENT OF HEALTH
Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on February 07, 2020, the Board of Optometry, received a petition for waiver or variance filed by Ian A. Bellard. Petitioner is seeking a variance or waiver of subparagraphs 64B13-4.001(1)(d)2. and 3., F.A.C., which states in part that the licensure examination authorized in subsection 463.006(2), F.S., shall consist of four parts with one

being the Florida Practical Examination. The Florida Practical Examination shall consist of three (3) tested skills and the Board requires passage of all three (3) skills on the same test attempt. The three (3) skills are Biomicroscopy, Binocular Indirect Ophthalmoscopy, Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation and are weighted equally. The passing score for each skill shall be seventy-five percent (75%) or better, and a passing score on each of the three (3) skills must be obtained on the same test attempt.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE
Division of Historical Resources

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

DATE AND TIME: Friday, February 21, 2020, 2:00 p.m. to conclusion

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

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

Registration URL:
<https://attendee.gotowebinar.com/register/3342901681607049229>, Webinar ID: 978-132-843

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

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

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the

proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Michael Hart, Michael.Hart@DOS.MyFlorida.com, (850)245-6333.

DEPARTMENT OF STATE
Division of Elections

RULE NO.: RULE TITLE:
1S-2.037 Provisional Ballots

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

DATE AND TIME: March 24, 2020, 11:00 a.m.

Call-in #: 1(888)585-9008; when asked for conference room number, dial 659-459-077

PLACE: Heritage Hall (Department of State Auditorium), R.A. Gray Building, 500 S. Bronough St., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this workshop is to discuss proposed amendments to the provisional ballot certificate template and related matters in accordance with statutory changes in 2019.

A copy of the agenda may be obtained by contacting: Colleen O'Brien, Assistant General Counsel, at Colleen.OBrien@dos.myflorida.com or (850)245-6519.

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: Candice Edwards at (850)245-6536 or Candice.edwards@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).

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Children and Youth Cabinet Strategy Workgroup announces a public meeting to which all persons are invited.

DATE AND TIME: February 21, 2020, 10:00 a.m. – 11:00 a.m.

PLACE: Department of Children and Families, Building 2, Conf. Room 339, 1317 Winewood Blvd., Tallahassee FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cabinet work group business.

A copy of the agenda may be obtained by contacting: Pat Smith, Executive Director, Florida Children and Youth Cabinet, (850)717-4452 or pat.smith@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by

contacting: Pat Smith, Executive Director, Florida Children and Youth Cabinet, (850)717-4452 or pat.smith@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Pat Smith, Executive Director, Florida Children and Youth Cabinet, (850)717-4452 or pat.smith@myflfamilies.com.

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Children and Youth Cabinet Technology Workgroup announces a public meeting to which all persons are invited.

DATE AND TIME: February 21, 2020, 3:00 p.m. – 5:00 p.m.

PLACE: Department of Children and Families, Bldg. 2, Conf. Room 339, 1317 Winewood Blvd., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business of the Workgroup.

A copy of the agenda may be obtained by contacting: Pat Smith, Executive Director, Florida Children and Youth Cabinet, (850)717-4452 or pat.smith@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Pat Smith, Executive Director, Florida Children and Youth Cabinet, (850)717-4452 or pat.smith@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Pat Smith, Executive Director, Florida Children and Youth Cabinet, (850)717-4452 or pat.smith@myflfamilies.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIMES: February 25, 2020, 1:00 p.m. – 4:00 p.m.; 1:00 p.m. – 2:00 p.m., MCAC Subcommittee Meetings; 2:00 p.m. – 4:00 p.m. MCAC Meeting

PLACE: Agency for Health Care Administration Headquarters located at 2727 Mahan Drive, Building 3 in Tallahassee.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Care Advisory Committee (MCAC) Meeting.

For those interested in participating by phone, call-in numbers are as follows:

MCAC Meeting – call-in number: 1(800)309-1256, followed by participant passcode: 852015.

Behavioral Health/Substance Use Subcommittee, and Children, Including Safeguards and Performance Measures Related to Foster Children Subcommittee – call-in number: 1(800)309-1256, followed by participant passcode: 643988.

Dental Care for Children Subcommittee – call-in number: 1(800)309-1256, followed by participant passcode: 577365.

HIV/AIDS Subcommittee – call-in number: 1(800)309-1256, followed by participant passcode: 374337.

Managed Long-Term Care Subcommittee – call-in number: 1(800)309-1256, followed by participant passcode: 852015.

This call-in number is also the operator assisted line being used for the full MCAC meeting.

Following subcommittee breakout sessions, call-in participants in all subcommittees (except Managed Long-Term Care) who wish to join the full MCAC meeting must hang up and dial-in to the MCAC meeting using call-in number: 1(800)309-1256, followed by participant passcode: 852015.

A copy of the agenda may be obtained by contacting: Carla Sims in the Medicaid Director's office at Carla.Sims@ahca.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Carla Sims in the Medicaid Director's office at Carla.Sims@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).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION announces a public meeting to which all persons are invited.

DATE AND TIME: March 4, 2020, 9:00 a.m. – 1:00 p.m.

PLACE: Florida Department of Business and Professional Regulation, Capital Commerce Building, 2601 Blair Stone Rd, Building C, Room 107, Tallahassee, FL 32399.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Elevator Safety Technical Advisory Council will meet to

discuss issues pertaining to elevator safety within the State of Florida. Conference call info: 1(888)585-9008, Passcode: 253045022#

A copy of the agenda may be obtained by contacting: dhr.elevators@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 10 days before the workshop/meeting by contacting: dhr.elevators@myfloridalicense.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: dhr.elevators@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy Compounding Committee announces a public meeting to which all persons are invited.

DATE AND TIME: April 7, 2020, 1:30 p.m. ET

PLACE: Holiday Inn Gainesville University Center, 1250 W. University Avenue, Gainesville, FL 32601, (352)376-1661

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: (850)245-4474.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy Rules Committee announces a public meeting to which all persons are invited.

DATE AND TIME: April 7, 2020, 9:00 a.m. ET

PLACE: Holiday Inn Gainesville University Center, 1250 W. University Avenue, Gainesville, FL 32601, (352) 376-1661.

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: (850)245-4474.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy announces a public meeting to which all persons are invited.

DATE AND TIME: April 8, 2020, 8:00 a.m. ET

PLACE: Holiday Inn Gainesville University Center, 1250 W. University Avenue, Gainesville, FL 32601, (352)376-1661

GENERAL SUBJECT MATTER TO BE CONSIDERED: The notice will replace notice # 222847000. General board business and disciplinary matters.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: (850)245-4474.

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: Wednesday, February 19, 2020, 2:00 p.m.

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

- OR -

Dial-In Number: (646)741-5292, Meeting ID: 112 757 8662

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

- Meeting Minutes: November 20, 2019 and January 15, 2020
- Presentation: Update – University Village
- Resolution No. 20-02: Nova Southeastern University, Inc.
- Resolution No. 20-03: Cornerstone Classical Academy, Inc.
- Presentation: Update - San Jose Academy, Series C&D
- Resolution No. 20-04: San Jose Academy, Series C&D
- Presentation: Discovery High School, Inc.
- Presentation: Renaissance Charter Schools, Inc. Refunding 2011
- Presentation: Renaissance Charter Schools, Inc. Refunding 2010
- Presentation: Mater Academy Foundation, Inc.
- Presentation: Galileo Charter School / Building Hope Skyway, LLC
- FDFC 2019-2020 Budget Amendment

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.

DRMP, INC.

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

DATE AND TIME: February 20, 2020, 5:30 p.m. – 6:30 p.m. CT

PLACE: Brownsville Community Center, 3200 W. De Soto Street, Pensacola, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will hold a public information meeting for State Road (S.R.) 30 (U.S. 98 / Navy Boulevard) from New Warrington Road to the Bayou Chico Bridge. This meeting is being held to provide interested persons an opportunity to express their views concerning the proposed improvements. The intent of this project is to reconstruct Navy Boulevard between New Warrington Road and the Bayou Chico Bridge using the FDOT complete-street

concept. The project accommodates bicyclists, pedestrians and transit; supports the Escambia County redevelopment goals; and provides access to adjacent parcels and side streets. Maps, drawings, and other information will be on display. There will be no formal presentation, however, representatives from FDOT will be available to discuss the proposed improvements, answer questions, and receive comments. Additional project information is available at www.nwflroads.com.

Financial Project Identification Number: 218630-2-32-01

This meeting is being held without regard to race, color, national origin, age, sex, religion, disability, or family status. The environmental review, consultation, and other actions required by applicable federal environmental laws for this project are being, or have been, carried out by FDOT pursuant to 23 U.S.C. §327 and a Memorandum of Understanding dated December 14, 2016, and executed by the FHWA and FDOT.

A copy of the agenda may be obtained by contacting: Kimberly Stephens, P.E., FDOT Project Manager, (850)415-9015, kistephens@hntb.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Kimberly Stephens, P.E., FDOT Project Manager, (850)415-9015, kistephens@hntb.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If 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: Kimberly Stephens using the information listed above or Ian Satter, District Three Public Information Director at 1(888)638-0250, ext. 1205 (toll-free) or via email: ian.satter@dot.state.fl.us.

INFINITE SOURCE COMMUNICATIONS GROUP, LLC

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

DATE AND TIME: February 25, 2020, 6:00 p.m. – 8:00 p.m.

PLACE: Robert King High Park (Meeting Room), 7025 West Flagler Street, Miami, FL 33144

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will host a Public Meeting for a roadway improvement project along State Road (SR) 969/Milam Dairy Road/NW 72 Avenue from West Flagler Street to NW 72 Street, in Miami-Dade County. The project identification number is 429345-3-52-01. The meeting will be held from 6:00 p.m. – 8:00 p.m. Graphic displays will be shown and FDOT representatives will be available to discuss this project and answer questions.

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: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Irene Varela at (305)470-5342 or in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email at: Irene.Varela@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).

For more information, you may contact: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

INFINITE SOURCE COMMUNICATIONS GROUP, LLC

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

DATE AND TIME: Thursday, February 27, 2020, 5:30 p.m. – 7:30 p.m.

PLACE: North Central Branch Library, 9590 NW 27 Avenue, Miami, FL 33147

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a Public Meeting for two roadway improvement projects and one bridge improvement along State Road (SR) 924/Gratigny Road/NW 119 Street from SR 9/NW 27 Avenue to SR 9/NW 7 Avenue, in Miami-Dade County. The project identification numbers are 439981-1/2-52-01 and 441963-1-52-01. The Public Meeting will be held from 5:30 p.m. – 7:30 p.m. Graphic displays will be shown and FDOT representatives will be available to discuss these projects and answer questions.

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: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Irene Varela at (305)470-5342 or in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email at: Irene.Varela@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).

For more information, you may contact: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

FALLER DAVIS & ASSOCIATES, INC.

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

DATE AND TIME: Tuesday, February 18, 2020, 5:00 p.m. – 7:00 p.m.

PLACE: Fort Meade Mobile Home Park Activity Center, 1046 S.E. 2nd Street, Fort Meade, Florida 33841

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District One, is hosting a public meeting as part of the design to replace the John Singletary Bridge on US 98 over the Peace River in Polk County, Florida. The existing bridge is functionally obsolete. The proposed bridge and adjacent roadway will have 2 travel lanes, bike lanes, a sidewalk on the north side, and a shared use path on the south side.

The meeting will be an open house format; no formal presentation will be made. Those attending the meeting will be able to view displays, ask questions, discuss the work with members of the project team, and provide comments. Your participation and input on the proposed design is appreciated. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. For project information and updates throughout the study, you may visit the project website at www.swflroads.com/us98/johnsingletarybridge. If any person requires translation services (free of charge), please advise the project manager at least 7 days before the 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 7 days before the workshop/meeting by contacting: Cynthia Sykes, District One Title VI Coordinator, at 1(863)519-2287 or by email at cynthia.sykes@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).

For more information, you may contact: Ryan Weeks, FDOT Project Manager, 1(863)519-2837 or by email at ryan.weeks@dot.state.fl.us.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Wednesday, February 5, 2020 and 3:00 p.m., Tuesday, February 11, 2020.

Rule No.	File Date	Effective Date
53ER20-10	2/5/2020	2/5/2020
53ER20-11	2/5/2020	2/5/2020
53ER20-12	2/5/2020	2/5/2020
59G-6.090	2/7/2020	2/27/2020
61N-2.025	2/6/2020	2/26/2020
64B7-26.003	2/5/2020	2/25/2020
64B8-8.001	2/11/2020	3/2/2020
64B8-9.009	2/11/2020	3/2/2020
64B8-13.005	2/11/2020	3/2/2020
64B18-17.005	2/5/2020	2/25/2020
65A-1.704	2/6/2020	2/26/2020
65A-1.705	2/6/2020	2/26/2020
65A-1.716	2/6/2020	2/26/2020
65A-4.205	2/6/2020	2/26/2020
68B-37.002	2/6/2020	2/26/2020
68B-37.003	2/6/2020	2/26/2020
68B-37.004	2/6/2020	2/26/2020
68B-37.005	2/6/2020	2/26/2020
68B-37.007	2/6/2020	2/26/2020
69A-64.005	2/10/2020	3/1/2020
69K-21.001	2/10/2020	3/1/2020
69K-21.007	2/11/2020	3/2/2020
69K-32.002	2/10/2020	3/1/2020
69K-7.015	2/10/2020	3/1/2020

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 EDUCATION

Florida Division of Vocational Rehabilitation Portion of the Florida Unified State Plan- 14 Day Public Notice and Comment Period

The Division of Vocational Rehabilitation (Agency) is announcing the start of a 14-day public notice and comment period. The Agency is seeking input from public on the Vocational Rehabilitation Services Portion of Florida’s 2020-24 Unified State Plan. The 14-day public notice and comment period will be held from February 19, 2020 through March 3, 2020. A link to the plan can be found on our website at: <http://www.rehabworks.org/plans.shtml>

Mail comments and suggestions to: “2020-2024 Florida Unified State Plan-VR Services Portion”

Stephanie Wilson, Strategic Planning Manager, FL Division of Vocational Rehabilitation, 4070 Esplanade Way, Tallahassee, FL 32399-7016

E-mail comments and suggestions with “2020-2024 VR Portion State Plan” in the subject line to: vrplan@vr.fldoe.org.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

FIELDS PAG INC dba Porsche Jacksonville Relocation of line-make PORS.

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Porsche Cars North America Inc., intends to allow the relocation of Fields Pag Inc., d/b/a Porsche Jacksonville, as a dealership for the sale of automobiles manufactured by Porsche Cars North America, Inc., (line-make PORS) from its present location at 10100 Atlantic Boulevard, Jacksonville, (Duval County), Florida 32225, to a proposed location at 11211

Atlantic Boulevard, Jacksonville, (Duval County), Florida 32225, on or after March 11, 2020.

The name and address of the dealer operator(s) and principal investor(s) of Fields Pag Inc., b/d/a Porsche Jacksonville are dealer operator(s): John R. Fields, 10100 Atlantic Boulevard, Jacksonville, Florida 32225, principal investor(s): John R. Fields, 10100 Atlantic Boulevard, Jacksonville, Florida 32225, Daniel M. Fields, 10100 Atlantic Boulevard, Jacksonville, Florida 32225.

The notice indicates intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS-65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Dana Walk, Porsche Cars North America Inc., One Porsche Drive, Atlanta, Georgia 30354.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

BERT SMITH OLDSMOBILE INC for the Relocation of line-make PORS. Clearwater

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Porsche Cars North America Inc., intends to allow the relocation of Bert Smith Oldsmobile, Inc., as a dealership for the sale of automobiles manufactured by Porsche Cars North America, Inc., (line-make PORS) from its present location at 3800 34 Street North, Saint Petersburg, (Pinellas County), Florida 33714, to a proposed location at 15500 US Highway 19 North, Clearwater, (Pinellas County), Florida 33764, on or after March 11, 2020.

The name and address of the dealer operator(s) and principal investor(s) of Bert Smith Oldsmobile Inc., are dealer operator(s): E W. Smith, 3800 34 Street North, Saint Petersburg, Florida 33714, principal investor(s): E W. Smith, 3800 34 Street North, Saint Petersburg, Florida 33714.

The notice indicates intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS-65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Dana Walk, Porsche Cars North America Inc., One Porsche Drive, Atlanta, Georgia 30354.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Drinking Water State Revolving Fund
NOTICE OF AVAILABILITY
FLORIDA CATEGORICAL EXCLUSION NOTICE
City of SANFORD

The Florida Department of Environmental Protection (DEP) has determined that the City of Sanford's project to replace the operations building at the main water plant, install a new standby generator, and replace meters in the distribution system is not expected to generate controversy over potential environmental effects. The total estimated construction cost is about \$15 million. The project may qualify for a Drinking Water State Revolving Fund loan composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Venkata Panchakarla,

Project Manager, SRF Program, Department of Environmental Protection, 3900 Commonwealth Blvd., MS #3505, Tallahassee, Florida 32399 or calling (850)245-2981 or emailing to Venkata.Panchakarla@dep.state.fl.us.

DEPARTMENT OF JUVENILE JUSTICE
Policy and Procedures Update

The Department has posted the draft policy and procedures for review and comment for 8330 Residential Program Closure. The draft policy and procedures will be posted until February 25, 2020, on the Department's webpage at <http://www.djj.state.fl.us/partners/policies-resources/department-policies/policies-under-review>.

Directions for submitting comments can be found at the Policies Under Review webpage.

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.