

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

NONE

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
1S-2.009: Constitutional Amendment by Initiative
 Petition
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 3, January 6, 2020 issue of the Florida Administrative Register.

1S-2.009 Constitutional Amendment by Initiative Petition.

(1) Forms. All forms referenced herein are incorporated by reference and are available online on the Division of Elections’ website at <https://www.dos.myflorida.com/elections> under the header for forms, through the rule as adopted under www.flrules.org, or from the Florida Department of State, Division of Elections, Room 316, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, 32399-0250, (850) 245-6200.

(2) Initiative Petition Approval Process.

(a) Submission. Before a petition to place a proposed amendment to the State Constitution on the ballot by initiative can be circulated for signatures, the sponsoring political committee must receive approval of the initiative petition from the Secretary of State. The sponsoring committee shall email a written request that includes the proposed language to DivElections@DOS.MyFlorida.com.

(b) Requirements.

1. The Secretary of State shall review the initiative petition form solely for sufficiency of the format and shall render a decision within seven (7) days following receipt.

2. The proposed language submitted by the sponsoring political committee shall consist of the following:

a. The ballot title, which shall not exceed 15 words.

b. The ballot summary, which shall not exceed 75 words.

c. The article and section being created or amended in the State Constitution. For each existing article and/or section being amended, the language shall be in the format “Amends Article [insert number], Section [insert number].” The article and section number provided must correspond to an existing section of the Constitution and must correspond with the full text of the proposed amendment. For each article and/or section being created, the language shall be in the format, “Creates Article [insert], New Section.”

d. The full text of the amendment being proposed. If the proposed constitutional amendment amends an existing section or sections, the full text shall include the entire existing text of the section or sections being amended. Text that is being inserted into the Constitution shall be notated with an underline, and text that is being deleted shall be notated with a strike through.

3. Word Count. The following provisions apply to determine the word count for a ballot title and summary:

a. Hyphenated compound words count as two or more words.

b. ~~An ampersand or a~~ plus or minus sign shall count as one word.

c. Punctuation such as commas, periods, hyphens, question marks, parentheses, quotation marks or exclamation points, does not affect the word count.

d. Each word joined by a forward or back slash to another word counts separately as a word.

e. Each part of a date counts as one word. Example: January 1, 2025 shall count as three words.

f. Each word in a name is individually counted. Example: George Washington shall count as two words.

g. Each whole number shall count as a word.

h. Spaces do not affect the word count.

(c) Approved Petition Forms.

1. Upon approval of the format of an initiative petition, the Secretary of State shall assign a serial number to the petition. The serial number shall begin with the last two digits of the calendar year in which the petition form is approved followed by a number in numerical sequence. For example, the first petition form approved in 2020 is assigned the serial number 20-01. The serial number assigned and approval date will be printed in the designated location on the forms as described below.

2. Upon assignment of a serial number, the Division shall include, in the designated spaces:

a. On Constitutional Amendment Petition Forms: the ballot title, ballot summary, serial number and date approved, and name and address of the sponsoring committee on Form DS-DE 155A (effective XX/XXXX; [insert form reference link]) entitled “Constitutional Amendment Petition Form –

Volunteer.” The form number, effective date, and reference to this rule need not appear on the form. An electronic copy in PDF format, suitable for use by volunteers or directly by voters, shall be provided to the sponsoring political committee and made available on the Division’s website. Paid petition circulators, as defined below, will obtain their forms, Form DS-DE 155B (effective XX/XXXX; [insert form reference link]) entitled “Constitutional Amendment Petition Form – Circulator” directly online in PDF format once they are registered with the Division pursuant to subsection (3).

b. On Constitutional Amendment Full Text Forms: the ballot title, ballot summary, article and section being created or amended, full text of the proposed amendment, serial number and date approved, and name and address of the sponsoring committee on a supplemental Form DS-DE 156 (effective XX/XXXX; [insert form reference link]) entitled “Constitutional Amendment Full Text.” The form number, effective date, and reference to this rule need not appear on the form. An electronic copy shall be provided to the sponsoring political committee and made available on the Division’s website. If the full text of the proposed amendment fits on a single page, it shall be clearly indicated with page numbers in the following format: Page 1 of 1” as indicated on the DS-DE 156 form. If the full text of the proposed amendment does not fit on a single page, the language can extend onto the reverse side of the paper or onto multiple sheets of paper. In such a case, the box entitled “Initiative Information” shall appear at the bottom of each page. In addition, it shall be clearly indicated that the form is multiple pages in length with page numbers in the following format: “Page [current page] of [total number of pages]” as indicated on the DS-DE 156 form. Wherever the DS-DE 155A or DS-DE 155B forms are circulated for signature, a copy of the full text of the associated proposed amendment on DS-DE 156 shall also be provided or displayed to show the voter before signing the petition

(3) Changes. Any change to a previously approved petition form shall be submitted to the Secretary of State for review. No person or entity other than the sponsoring political committee of the previously approved petition form can submit a change or changes to the previously approved petition form. The Secretary of State must approve any material change to a previously approved petition form. A material change constitutes a change in the wording of the text of the proposed amendment, the ballot title, or ballot summary, or a change in punctuation or layout, or a change in the name of the sponsoring political committee. Any material change submitted for approval to a previously approved initiative petition constitutes a request for approval of a new petition form and shall be assigned a different serial number upon approval by the Secretary of State. Upon assignment of the new serial number, the old serial number shall be deactivated, and the forms

bearing that serial number shall no longer be valid for circulation and collection of signatures.

(4) A sponsoring political committee may also seek to circulate its petition in Spanish or another language. If requested by the sponsoring political committee, the Division will have the petition translated into Spanish, or another language (if shown to have a reasonable basis for requesting such other language). A translation into another language does not constitute a material change to an initiative petition form.

(5) Reproduction. Petition forms may be reproduced in newspapers, magazines, and other forms of printed mass media, made available through the internet for download printing, or mailed directly to voters, provided such forms are reproduced in the same format as approved by the Secretary of State. The petition forms may be included within a larger advertisement, provided the forms are clearly defined by a solid or broken line border.

(6) Petition Circulators.

(a) Paid Petition Circulator. An individual who collects signatures for compensation for the purpose of qualifying a proposed constitutional amendment for ballot placement is herein referred to as a “paid petition circulator.” A paid petition circulator must register with the Division of Elections. To register, the person ~~or entity~~ must submit an online registration application through the Division’s petition circulator portal at <https://dos.elections.myflorida.com/InitiativePetitions/InitiativePetitionsPublic>.

1. The paid petition circulator must his or her provide name, permanent address, temporary address, if applicable, and date of birth. Additionally, if the permanent address is not a Florida address, the paid petition circulator must provide a Florida address at which the circulator will accept service of process. The paid petition circulator must select each approved initiative petition for which the circulator is being paid to collect signatures. The paid petition circulator must email the Division of Elections at DivElections@DOS.MyFlorida.com with any changes to name, permanent address, and temporary address that occur subsequent to initial registration.

2. The Division of Elections shall assign a login account. The paid petition circulator shall be assigned a unique paid petition circulator registration number. If all the petitions for which the petition circulator is registered are closed, and the petition circulator is no longer registered for any petitions, the Division will notify the petition circulator via the email address used by the paid petition circulator to register and inquire of the circulator’s intent to remain registered. If the Division does not receive a response from the paid petition circulator within 10 days, the paid petition circulator’s online registration will expire. The paid petition circulator may re-register at any time.

3. Once registered, a paid petition circulator can obtain electronic copies of DS-DE 155B and DS-DE 156 forms from

the Division by logging into the petition circulator portal available on the Division’s website. The portal will provide each petition circulator with electronic copies of DS-DE 155B forms in PDF format that provides the the circulator’s information in the designated spaces on the form. The DS-DE 155B petitions provided to the circulator will be uniquely marked for that circulator. The circulator is then responsible for producing physical copies from the electronic file.

(b) Volunteer Petition Circulators. All other individuals who collect signatures, but not for compensation, for the purpose of qualifying a proposed constitutional amendment for ballot placement are not required to register with the Division of Elections. Volunteer circulators shall circulate the DS-DE 155A form, as provided to the sponsoring political committee or downloaded and printed from the Division of Elections’ website.

(7) Submission of Signed Petition Forms. All signed petition forms shall be returned to the sponsoring political committee. Only the sponsoring political committee shall submit the signed petition forms to the Supervisors of Elections for verification of signatures in accordance with Rule 1S-2.0091, F.A.C.

(8) Pursuant to section 100.371(9), Florida Statutes, sponsoring political committees shall account for all petition forms ~~used~~ turned in by their agents, ~~and report s~~Such accounting shall be provided upon request to the Division of Elections at DivElections@DOS.MyFlorida.com ~~monthly~~ in the course of reviewing Elections Fraud Complaints (DS-DE 34) and Forms for Complaints Against Petition Circulators (DS-DE 153).

(9) Effect on Previously Approved Petition Forms.

(a) For volunteer petition circulators, any petition form approved by the Secretary of State prior to the effective date of this rule may continue to be used and circulated for signature gathering unless a material change, as defined above in subsection (3), to the previously approved petition form has been approved by the Secretary of State or until the sponsoring political committee notifies the Secretary of State that the committee is no longer seeking to obtain ballot position, or the registration of the sponsoring political committee has been revoked in accordance with Rule 1S-2.021, F.A.C.

(b) For forms circulated by paid petition circulators, a signature gathered on or after 30 days after the effective date of this rule may only be verified by a Supervisor of Elections in accordance with Rule 1S-2.009 if the signature is on Form DS-DE 155B ~~and the paid petition circulator is registered with the Division of Elections.~~

Rulemaking Authority 20.10(3), 97.012(1), 100.371(2), (7), 101.161(2) FS. Law Implemented ~~Art. XI, Fla. Const.~~, 100.371, 101.161 FS. History—New 7-2-79, Formerly 1C-7.09, Amended 7-7-86, Formerly 1C-7.009, Amended 3-5-96, 7-31-02, 3-16-06, 10-15-07, 10-13-08, 5-21-14. _____.

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.0091
 RULE TITLE: Constitutional Amendment Initiative Petition; Submission Deadline; Signature Verification

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 3, January 6, 2020 issue of the Florida Administrative Register.

1S-2.0091 Constitutional Amendment Initiative Petition; Submission Deadline; Signature Verification.

(1) Application and Forms. The process in this rule applies solely to constitutional amendments proposed by initiative. The form referenced herein is incorporated by reference and is available online on the Division of Elections’ website at <https://www.dos.myflorida.com/elections> under header for forms, through the rule as adopted under www.flrules.org, or from the Florida Department of State, Division of Elections, Room 316, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, 32399-0250, (850) 245-6200.

(2) Submission.

(a) Signed initiative petition forms proposing amendments to the Florida Constitution shall be submitted by the sponsoring political committee to the Supervisor of Elections for the county of residence listed by the person signing the form. If a form submitted by a paid petition circulator is not timely submitted within 30 days after the elector signs the form, the sponsor is liable for the fines set forth in section 100.371(7)(a)1. and 2., Florida Statutes. If the 30th day falls on a weekend, holiday, or other day on which the Supervisor of Elections office is closed, the petition form must be delivered to the Supervisor of Elections by the following business day. Supervisors shall submit copies of untimely petitions filed by paid petition circulators to the Division of Elections, along with an indication of date received for each, such that the Division may provide ~~for~~ notification to sponsors and ~~imposition~~ impose of statutory fines. The untimely filing of a form does not invalidate the signature on the form.

(b) If the Supervisor of Elections determines that the signer of the petition is a registered voter in another county, the Supervisor of Elections shall notify the petition sponsor that the petition has been misfiled. It is the responsibility of the sponsoring political committee thereafter to ensure that the misfiled petition form is properly filed with the Supervisor of Elections for the county in which the signee is a registered voter. In the case of a misfiled petition, the filing date of the petition is the date such petition is filed with the proper county, except that for purposes of determining fines, the 30-day clock is reset when the Supervisor of Elections returns the misfiled

form to the sponsoring committee. If a misfiled form is returned, the Supervisor of Elections shall notate the return date on the form.

(3) Signature Verification.

(a) In accordance with the signature verification fee provisions in section 99.097(4), F.S., which require the sponsoring committee to pay in advance the signature verification fee unless an affidavit of undue burden has been filed, the Supervisor of Elections for the county in which the signee is a registered voter shall verify the signatures on each initiative petition form within 30 days after receipt of the form to ensure that each person signing the petition form:

1. Was, at the time of signing and verification of the petition, a registered voter in the state,
2. Had not signed the petition form more than two years prior to the date the Supervisor verified the petition, and
3. Had not ever previously signed a petition form containing the identical initiative which had been verified as valid.

(b) The Supervisor shall not verify as valid a signature on an initiative petition form unless the petition is on the proper form prescribed by the Division of Elections as specified in Rule 1S-2.009, F.A.C. and all of the following information is contained on the petition form:

1. The voter's name,
2. The voter's address (including city and county),
3. The voter's accurate date of birth or voter registration number,
4. The voter's original signature, and
5. The date the voter signed the petition, as recorded by the voter.

(c) For a form circulated by a paid petition circulator, the lack of a completed paid petition circulator affidavit does not invalidate an otherwise valid signature but may be a basis for filing an Elections Fraud Complaint (Form DS-DE 34) against the paid petition circulator.

(4) Random Sampling Not Permitted. Supervisors of Elections may not use random sampling as a method for verifying signatures on constitutional amendment initiative petitions.

(5) Recordation of Verification.

(a) After completing the signature verification process, Supervisors of Elections shall report to the Division of Elections the following information:

1. The assigned serial number for the applicable initiative petition;
- ~~2. The date the form was received;~~
- ~~2.3.~~ The date the signature was verified;
- ~~3.4.~~ The number of valid verified signatures, by congressional district in the county;
- ~~4.5.~~ The number of invalid signatures; and

~~5. 6.~~ For forms gathered by a paid petition circulator, the circulator's registration number.

(b) This information shall be submitted ~~no later than weekly~~ to the Division via data entry on the Supervisor of Elections application portal no later than 30 days after receipt of the petition by the Supervisor of Elections.

(6) Complaints. Any person claiming to have had his or her signature on an initiative petition form misrepresented, forged, or not delivered to a Supervisor of Elections shall use Form DS-DE 153 (eff. XX/XXXX), entitled "Form for Complaint Against Petition Circulator" to file the complaint with the Division.

(7) Filing Deadline. In order for the initiative petition to be timely filed for appearance on the ballot for the next general election, the constitutionally requisite number of verified signatures must be verified and reported to the Division no later than 5:00 p.m. on February 1 of the year in which the general election is held.

(8) Within ten days of a sponsoring political committee being notified that an initiative has made ballot position, the committee shall notify the Division as to whether it intends for Supervisors of Elections to continue verifying signatures on initiative petition forms.

~~(9)(8)~~ Limitation on Use of Verified Signatures. Verified signatures used successfully to place a proposed amendment by initiative on the ballot that subsequently fails to be approved by the electors at the general election shall not be used again in support of any future initiative petition. An identical initiative petition means an initiative petition that is circulated on an initiative petition form which contains the same serial number assigned to it pursuant to Rule 1S-2.009, F.A.C.

~~(10)(9)~~ Nothing in this rule prohibits a voter from signing a successive initiative petition form containing the text of a former petition if the successive petition form has a different serial number assigned to it pursuant to Rule 1S-2.009, F.A.C. Rulemaking Authority 20.10(3), 97.012(1), 100.371(6) FS. Law Implemented ~~Art. XI, Fla. Const.~~, 100.371 FS. History—New 1-6-80, Amended 12-20-83, Formerly 1C-7.091, 1C-7.0091, Amended 2-13-90, 3-5-96, 1-5-04, 3-16-06, 10-15-07, 10-13-08, 7-18-10, 9-7-11, _____.

Section IV Emergency Rules

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: 64B4ER20-24 RULE TITLE: Revised Definition of "Face-to-Face psychotherapy"

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR

WELFARE: The Board Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling (hereinafter the "Board") is statutorily mandated to adopt rules to implement and enforce the provisions of Chapter 491, Florida Statutes. Pursuant to this authority, the Board has promulgated rules setting forth the guidelines and requirements for clinical social work, marriage and family therapy, and mental health counseling interns while completing internship hours.

Rule 64B4-2.002, Florida Administrative Code, requires interns to complete clinical internship hours by face-to-face psychotherapy with client. It distinguishes between face-to-face psychotherapy and face-to-face by electronic methods for sessions with the intern's Qualified Supervisor. The rule currently does not allow face-to-face psychotherapy by electronic methods with clients. Additionally, the Rule also limits the number of face-to-face supervision sessions between registered interns and their Qualified Supervisors to 50% of the total number of supervision sessions by electronic methods. The present rule also supersedes emergency rule 64B4ER20-20, F.A.C., which limits face-to-face psychotherapy by electronic methods to clients who had an existing psychotherapeutic relationship established with a registered intern prior to the effective date of the rule and did not clarify that clinical hours obtained by electronic methods would count toward an intern's experience requirements.

On March 1, 2020, Florida Governor Ron DeSantis issued Executive Order Number 20-51 which directed the State Health Officer and Surgeon General, Dr. Scott Rivkees, to declare a public health emergency pursuant to the spread of the Coronavirus Disease 2019 (COVID-19). On March 9, 2020, Governor DeSantis issued Executive Order Number 20-52 (Emergency Management - COVID-19 Public Health Emergency) and officially declared that a state of emergency exists in the State of Florida. COVID-19 is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza. As of April 1, 2020, there are 6,955 cases of COVID-19 in the State of Florida, with the number rising exponentially. The Center for Disease Control ("CDC") recommends mitigation measures to combat the spread of COVID-19 such as staying home when sick, keeping away from others who are sick, staying home when a household member is sick with respiratory disease symptoms, and for those who are at higher risk, including older adults and those who have serious chronic medical conditions, to avoid non-essential air travel and to avoid crowds as much as possible. Many communities have enacted stay at home orders requiring individuals to work from home whenever possible, to closer non-essential business, and to limit travel outside the home to essential needs only.

Since the issuance of the Executive Order and the declaration of a public health emergency by the State Health Officer and Surgeon General Dr. Rivkees, the Board office has received numerous calls and emails from registered interns and qualified supervisors concerned about the dangers of individual therapy and supervision sessions related to COVID-19. Furthermore, since emergency rule 64B4ER20-20, F.A.C., was enacted, the Board office has received numerous calls and emails from registered interns, domestic violence shelters, and rape treatment centers stating that they are seeing an increase in new clients and cannot provide services to these new patients under social distancing guidelines without registered interns being able to conduct psychotherapy sessions via electronic means. Inquiries have been made as to whether there are alternative methods by which clients can receive a continuation of therapy and allowing the expansion of supervision by electronic means thereby eliminating the possibility of contracting or spreading COVID-19. Many registered interns, Qualified Supervisors, and clients of registered interns are included as part of the particularly vulnerable population impacted by COVID-19 as identified by the CDC. As the current rule requires that all psychotherapy sessions between a registered intern and their existing and new clients take place face-to-face at the same location and since qualified supervisor sessions are limited to only 50% of meeting via electronic means, this emergency change will ensure that Florida's citizens continue to have access to mental health care professionals and are not denied services or placed in unnecessary risk. This revision will ensure that a particularly vulnerable population, e.g. victims of domestic violence and sexual battery, are able to receive services regardless of when they were victimized. This revision is essential during this healthcare emergency.

Accordingly, the Board, by emergency rule, allows for the continuation of services to clients of registered interns so that necessary and helpful psychotherapeutic services may be established and are not interrupted. The Board finds that these actions are a measured regulatory approach that helps to mitigate the threat of exposure to COVID-19 and to protect the registered interns and their clients from exposure to COVID-19. REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: Given the recently declared emergency in the State of Florida, the recent guidance from the CDC, the Federal Social distancing guidelines which will be in effect through at least April 30, and the risk of denying mental health care services to citizens of Florida during the current declared emergency, the Board finds that an immediate danger to the public health, safety, or welfare necessitates immediate action. Notice of this emergency meeting was published in the Florida Administrative Register on April 1, 2020. In addition, notice of the Board's emergency meeting was posted on the Board's official website.

SUMMARY: The proposed emergency rule allows for a continuation of services to Florida’s mental health care recipients of registered interns which will likely be interrupted due to risk of transmittal of COVID-19 during the present health care emergency as registered interns are not currently able to provide services via remote electronic methods.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Janet Hartman Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin # C-06 Tallahassee, Florida 32399-3256.

THE FULL TEXT OF THE EMERGENCY RULE IS:

64B4ER20-24 Revised Definition of “Face-to-Face psychotherapy”

(1) “Face-to-face psychotherapy” for clinical social workers, marriage and family therapists, and mental health counselors registered pursuant to Section 491.0045, F.S., includes face-to-face by electronic methods so long as the registered intern establishes and adheres to the following:

(a) The registered intern has a qualified supervisor and maintains a qualified supervisor for the duration of the application of this rule; and

(b) The registered intern has a written telehealth protocol and safety plan in place with their current qualified supervisor which includes the provision that the qualified supervisor must be readily available during the electronic therapy session.

(2) Notwithstanding 64B4-2.002(3) and (4), F.A.C., a qualified supervisor may utilize face-to-face electronic methods, including telephone only communication, to conduct all supervisory sessions for internship hours. Any clinical hours obtained via face-to-face psychotherapy by electronic means shall be considered clinical hours for the purpose of meeting internship requirements.

(3) Emergency rule 64B4ER20-20, F.A.C., is hereby superseded by the present rule.

Rulemaking Authority 491.004(5), 491.005(1)(c), (3)(c), (4)(c) FS. Law Implemented 491.005(1)(c), (3)(c), (4)(c) FS. History–New,

±

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

EFFECTIVE DATE: April 3, 2020

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-21.005 Criminal Justice Training School Requirements for Certification and Re-certification

NOTICE IS HEREBY GIVEN that on April 03, 2020, the Department of Law Enforcement, received a petition for temporary waiver of subsection 11B-21.005(3), Florida Administrative Code from Director William J. Romine, Chairman, Training Center Directors Association on behalf of statewide CJSTC Training Center Directors. The Petitioners wish to temporarily waive that portion of the rule that states: (3) Classroom Facility and Equipment Requirements. Comply with the classroom facility and equipment requirements set forth in the Training School Classroom Facility Requirements, form CJSTC-205, revised October 30, 2008, hereby incorporated by reference.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dana Kelly, Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, FL 32302 or by Telephone at (850)410-7676.

DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-35.0010 eLearning Instruction

NOTICE IS HEREBY GIVEN that on April 3, 2020, the Department of Law Enforcement, received a petition for temporary waiver of subsection 11B-35.0010(1), Florida Administrative Code from Director William J. Romine, Chairman, Training Center Directors Association on behalf of statewide CJSTC Training Center Directors. The Petitioners wish to temporarily waive that portion of the rule that states: (1) Training schools are permitted to use eLearning instruction for Commission-approved Specialized Training Program Courses, Specialized Instructor Courses, and courses created from Specialized Goals and Objectives.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dana Kelly, Agency Clerk, Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, FL 32302 or by Telephone at (850)410-7676.

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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Fair Havens Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005884. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Golden Glades Nursing and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005882. 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 March 25, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Springs at Boca Ciega Bay to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005953. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from South Dade Nursing and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005890. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Harmony Health Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005893. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for

variance from subsection 59A-4.1265(5), F.A.C., from Regents Park of Winter Park to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005868. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Pompano Health and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005873. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Regents Park of Sunrise to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005878. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Alpine Health and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005862. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Casa Mora Rehabilitation & Extended Care to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005864. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Concordia Manor to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number

2020005865. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Clermont Health and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005867. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Pruitthealth, Santa Rosa to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005947. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Adventhealth Care Center Zephyrhills North to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005945. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Adventhealth Care Center Zephyrhills South to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005943. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for

variance from subsection 59A-4.1265(5), F.A.C., from Adventhealth Care Center Apopka South to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005942. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for subsection 59A-4.1265(5), F.A.C., from Adventhealth Care Center Orlando North to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005941. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for subsection 59A-4.1265(5), F.A.C., from Adventhealth Care Center Apopka North to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005940. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Adventhealth Care Center Orlando East to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005939. 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 March 24, 2020, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from West Broward Rehabilitation and Healthcare to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2020005936. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On March 9, 2020 the Division of Hotels and Restaurants received a Petition for a Routine Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code,

Paragraph 5-202.11(A), 2017 FDA Food Code, Paragraph 4-301.12(A), 2017 FDA Food Code, subsection 61C-4.010(5), Florida Administrative Code, Section 5-203.13, 2017 FDA Food Code from ADELHEIDIS ICE CREAM LLC located in Estero. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater; and that each establishment has at least one service sink provided for the cleaning of mops or similar cleaning tools and the disposal of mop water. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and to share the mop sink facilities with another food service establishment on the same premise.

The Petition for this variance was published in Vol. 46/49 on March 11, 2020. The Order for this Petition was signed and approved on April 1, 2020. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that all the handwash sinks are provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign. The mop sink facility within Hertz Arena, Everblades Food Services LLC (NOS4604775) must be maintained in a clean and sanitary manner. This area must also be available to ADELHEIDIS ICE CREAM LLC (File: 324554) during all hours of operation. If the ownership of The Hertz Arena, Everblades Food Services LLC (NOS4604775) and ADELHEIDIS ICE CREAM LLC (File: 324554) changes, a signed agreement between the two establishments for the use of the shared facilities must be provided to the division immediately.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional

Regulation, Division of Hotels and Restaurants hereby gives notice: On March 19, 2020 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2017 FDA Food Code from CATRINA DADELAND LLC. located in Miami. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink.

The Petition for this variance was published in Vol. 46/56 on March 20, 2020. The Order for this Petition was signed and approved on April 1, 2020. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sinks are provided with hot and cold running water under pressure, soap, an approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting:

Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

NOTICE IS HEREBY GIVEN that on March 27, 2020, the Board of Accountancy, received a petition for an Amended Petition for Variance or Waiver filed by Haseena Papa. Petitioner seeks a permanent variance or waiver of paragraph 61H1-28.0052(1)(b), F.A.C., regarding the timeframes with respect to the CPA Examination, which requires that candidates must pass all four sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed. In the event all four test sections of the CPA Examination are not passed within the rolling eighteen-month period, credit for any test section(s) passed outside the eighteen-month period will expire and that test section(s) must be retaken.

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

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on April 02, 2020, the Board of Optometry, received a petition for waiver or variance filed by Erick C. Abreu Rodriguez. 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.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on April 2, 2020, the Board of Optometry, received a petition for waiver or variance filed by Joshua Reed. 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.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on April 2, 2020, the Board of Optometry, received a petition for waiver or variance filed by Rose Dunn. 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.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-21.003 Application and Selection Process for Developments

The Florida Housing Finance Corporation hereby gives notice: On March 9, 2020, the Florida Housing Finance Corporation issued an order granting the variance from subsection 67-21.027(1) and paragraph 67-21.003(1)(b) F.A.C. for Tacolcy Edison Gardens, LLC, to allow for calculation of the minimum set aside percentage based on income averaging. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on March 12, 2020 and notice of the receipt of petition was published on March 16, 2020 in Vol. 46, Number 52 F.A.R.

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.023 Housing Credits General Program Procedures and Requirements

The Florida Housing Finance Corporation hereby gives notice: On April 3, 2020, the Florida Housing Finance Corporation issued an order granting the variance from subsection 67-48-023(2) F.A.C. for Keys Affordable Development II, LLC, to allow for calculation of the minimum set aside percentage based on income averaging. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on January 27, 2020 and notice of the receipt of petition was published on January 29, 2020 in Vol. 46, Number 19 F.A.R.

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

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida Agriculture in the Classroom Board of Directors announces a public meeting to which all persons are invited.

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

PLACE: Florida Forestry Association, 402 East Jefferson Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FAITC Board of Directors will meet for a regularly scheduled board meeting.

A copy of the agenda may be obtained by contacting: sponholtz@agtag.org.

For more information, you may contact: sponholtz@agtag.org.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agricultural Museum announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 16, 2020, 2:00 p.m.

PLACE: Caldwell Dairy Barn; 7900 Old Kings Road N, Palm Coast, FL 32137

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be conducted by the Board of Trustees regarding general business matter.

A copy of the agenda may be obtained by contacting: Kara Hoblick via email at kara.hoblick@floridaagmuseum.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kara Hoblick via email at kara.hoblick@floridaagmuseum.org. 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 EDUCATION

Education Practices Commission

The Education Practices Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Executive Director Hiring Committee Meeting, 10:00 a.m. or as soon thereafter as can be heard on April 16, 2020

PLACE: Phone Meeting: Unites States Toll-Free: 1(888)585-9008, Conference Room Number: 847-456-389

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Executive Director Hiring Committee Meeting is held to discuss and determine the hiring process for the Executive Director.

A copy of the agenda may be obtained by contacting: Lisa Forbess at (850)245-0455.

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: Lisa Forbess at (850) 45-0455. 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: Lisa Forbess at (850)245-0455.

STATE BOARD OF ADMINISTRATION

The STATE BOARD OF ADMINISTRATION announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 27, 2020, 9:30 a.m. – conclusion of Business ET

PLACE: Hermitage Room, First Floor, The Hermitage Centre, 1801 Hermitage Blvd, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Audit Committee.

A copy of the agenda may be obtained by contacting: Kimberly Calhoun at Kimberly.calhoun@sbafla.com or (850)413-1243.

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: Jim Moore, (850)413-1164 or email: jim.moore@sbafla.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: SBA’s website at <http://www.sbafla.com>.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-2.091 Publications Incorporated by Reference

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

DATE AND TIME: April 17, 2020, 10:00 a.m.

PLACE: Following the direction of Gov. Ron DeSantis and the Florida Department of Health to avoid large in-person gatherings and promote social distancing, the public workshops will be online only. The workshops will be conducted through Zoom. Zoom is a free online meeting tool that can be used from a computer, tablet, or smart phone. Register for the workshop by going to: https://zoom.us/webinar/register/WN_c3phlDVQStayDwcxRfSXtA.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This notice clarifies the email distribution from FLRULES.org, which incorrectly stated that the meeting would be held at the St. Cloud Field Station. The Notice of Workshop that was published on Friday, April 3, 2020, Vol.46/66, correctly states that the workshop will be held via Zoom.

Water reservation for the Kissimmee River and floodplain, and Chain of Lakes, in volumes, locations, and time of the year as is necessary for the protection of fish and wildlife and associated “Applicant’s Handbook for Water Use Permit Applications within the South Florida Water Management District” criteria.

The purpose of this workshop is to discuss the draft rule text and supporting technical document, which identifies the water needed for the protection of fish and wildlife.

A copy of the agenda may be obtained by contacting: Don Medellin, Principal Scientist, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6340 or

(561)682-6340, dmedelli@sfwmd.gov. Preliminary rule text, draft supporting technical document, and agenda have been prepared and will be available one week before the workshop and posted on the SFWMD Water Reservations webpage (click on <https://www.sfwmd.gov/our-work/water-reservations> then Kissimmee River and Chain of Lakes) seven days prior to the workshop.

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: District Clerk, 1(800)432-2045, ext. 6805 or (561)682-6805. 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).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:RULE TITLES:

40E-10.021 Definitions

40E-10.031 Water Reservations Implementation

40E-10.071 Water Reservation Areas: Upper and Lower Kissimmee Basin Planning Areas

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

DATE AND TIME: April 17, 2020, 10:00 a.m.

PLACE: Following the direction of Gov. Ron DeSantis and the Florida Department of Health to avoid large in-person gatherings and promote social distancing, the public workshops will be online only. The workshops will be conducted through Zoom. Zoom is a free online meeting tool that can be used from a computer, tablet, or smart phone. Register for the workshop by going to: https://zoom.us/webinar/register/WN_c3phlDVQStayDwcxRfSXtA.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This notice clarifies the email distribution from FLRULES.org, which incorrectly stated that the meeting would be held at the St. Cloud Field Station. The Notice of Workshop that was published on Friday, April 3, 2020, Vol.46/66, correctly states that the workshop will be held via Zoom.

Water reservation for the Kissimmee River and floodplain, and Chain of Lakes, in volumes, locations, and time of the year as is necessary for the protection of fish and wildlife and associated “Applicant’s Handbook for Water Use Permit Applications within the South Florida Water Management District” criteria.

The purpose of this workshop is to discuss the draft rule text and supporting technical document, which identifies the water needed for the protection of fish and wildlife.

A copy of the agenda may be obtained by contacting: Don Medellin, Principal Scientist, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6340 or (561)682-6340, dmedelli@sfwmd.gov. Preliminary rule text, draft supporting technical document, and agenda have been prepared and will be available one week before the workshop and posted on the SFWMD Water Reservations webpage (click on <https://www.sfwmd.gov/our-work/water-reservations> then Kissimmee River and Chain of Lakes) seven days prior to the workshop.

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: District Clerk, 1(800)432-2045, ext. 6805 or (561)682-6805. 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 HEALTH

Office of Statewide Research

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

DATE AND TIME: April 15, 2020, 1:30 p.m.

PLACE: 2585 Merchants Row Blvd, room 320P, Tallahassee, FL 32311

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct review of new research studies involving human participants, modifications to existing studies, and continuing review of ongoing research to make sure research studies comply with regulations and the Department’s ethical standards.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: (850)588-9628. 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: IRB@flhealth.gov.

END HUMAN TRAFFICKING, INC.

The Florida Alliance to End Human Trafficking announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 20, 2020, 10:00 a.m.

PLACE: Telephonic

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board discussion

A copy of the agenda may be obtained by contacting: Erin Collins, Executive Director, Erin@FloridaAllianceEndHT.com.

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., Monday, March 30, 2020 and 3:00 p.m., Friday, April 3, 2020.

Rule No.	File Date	Effective Date
1S-2.034	4/3/2020	4/23/2020
1S-2.032	4/3/2020	4/23/2020
1SER20-1	4/2/2020	4/2/2020
1SER20-2	4/2/2020	4/2/2020
33-402.101	4/3/2020	4/23/2020
33-601.250	4/3/2020	4/23/2020
33-602.112	4/3/2020	4/23/2020
33-208.004	4/3/2020	4/23/2020
33-601.215	4/3/2020	4/23/2020
53ER20-22	3/30/2020	3/30/2020
53ER20-23	4/2/2020	4/2/2020
53ER20-24	4/2/2020	4/2/2020
53ER20-25	4/2/2020	4/2/2020
53ER20-26	4/2/2020	4/2/2020
61G18ER20-1	4/1/2020	4/1/2020
61G18ER20-2	4/1/2020	4/1/2020
61H1-27.001	4/3/2020	4/23/2020
61H1-31.002	4/3/2020	4/23/2020
64B4ER20-24	4/3/2020	4/3/2020
64B20-2.001	3/31/2020	4/20/2020
64B20-2.003	3/31/2020	4/20/2020
64B20-4.001	3/31/2020	4/20/2020
64B20-4.0045	3/31/2020	4/20/2020
68-1.003	3/30/2020	4/19/2020

68-1.012	3/31/2020	4/20/2020
68A-15.006	4/3/2020	7/1/2020
68A-15.062	4/3/2020	7/1/2020
68A-15.063	4/3/2020	7/1/2020
68A-15.064	4/3/2020	7/1/2020
68A-15.065	4/3/2020	7/1/2020
68B-7.001	4/3/2020	7/1/2020
68B-7.002	4/3/2020	7/1/2020
68B-7.003	4/3/2020	7/1/2020
68B-7.004	4/3/2020	7/1/2020
68B-7.008	4/3/2020	7/1/2020
68B-14.0035	4/3/2020	7/1/2020
68B-24.0067	4/3/2020	7/1/2020
68B-31.0035	4/3/2020	7/1/2020
68D-24.018	3/31/2020	4/20/2020

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	**/**/****

**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.