

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.      RULE TITLE:

6A-1.09401:     Student Performance Standards

PURPOSE AND EFFECT: To update student performance standards.

SUBJECT AREA TO BE ADDRESSED: Student performance standards.

RULEMAKING AUTHORITY: 1001.02, 1003.41(4), F.S.

LAW IMPLEMENTED: 1001.03, 1003.41, F.S.,

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: April 7, 2023, 1:00 pm – 2:00 pm ET or upon conclusion of business, whichever is earlier.

PLACE:                 [https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_MGZjMTExMTAtNDljMy00NzdmLWEyYTkMTZjNzAzY2M3MmFk%40thread.v2/0?context=%7b%22tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22oid%22%3a%22b1ac7050-6297-418b-9e4e-86eca3d4e800%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_MGZjMTExMTAtNDljMy00NzdmLWEyYTkMTZjNzAzY2M3MmFk%40thread.v2/0?context=%7b%22tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22oid%22%3a%22b1ac7050-6297-418b-9e4e-86eca3d4e800%22%7d)

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Angelia Rivers, Chief, Bureau of Standards and Instructional Support, (850)245-0853. To comment on this rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email [Christian.Emerson@fldoe.org](mailto:Christian.Emerson@fldoe.org).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: RULE TITLE:

6A-6.03315: Private School Scholarship Compliance

PURPOSE AND EFFECT: To further define certain actions that constitute operating a private school in a manner contrary to the health, safety, and welfare of the public and create an imminent threat to the health, safety, or welfare of the school's students.

SUBJECT AREA TO BE ADDRESSED: Private School Compliance.

RULEMAKING AUTHORITY: 1002.421(5) , F.S.

LAW IMPLEMENTED: 1002.394, 1002.395, 1002.40, 1002.42, 1002.421, F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: April 7, 2023, from 10:00 AM to 11:00 AM ET or until conclusion of business, whichever is earlier.

PLACE: Via conference call, 1(888)585-9008, Passcode 557-224-161

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Adam Emerson; Executive Director, (850)245-0502, [adam.emerson@fldoe.org](mailto:adam.emerson@fldoe.org). To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, (850)245-9601 or email [Christian.Emerson@fldoe.org](mailto:Christian.Emerson@fldoe.org).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE NO.: RULE TITLE:

64B6-6.004: Certified Testing Room

PURPOSE AND EFFECT: To conform with 21 C.F.R. 800.30.

SUBJECT AREA TO BE ADDRESSED: To conform with 21 C.F.R. 800.30.

RULEMAKING AUTHORITY: 484.044, 484.0501(6) FS.

LAW IMPLEMENTED: 484.047, 484.0501 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ashleigh Irving, Executive Director, Board of Hearing Aid Specialist, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.: RULE TITLE:

68A-13.003: Hunting Regulations for Ducks, Geese, and Coots

PURPOSE AND EFFECT: The purpose and effect of this rule development is to establish regulations for taking migratory game birds to conform with federal regulations.

SUBJECT AREA TO BE ADDRESSED: Daily bag limits for mallards.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution

LAW IMPLEMENTED:

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Andrew Fanning, Waterfowl and Small Game Management Program Coordinator, Florida Fish and Wildlife Conservation Commission, 8932 Apalachee Parkway, Tallahassee, Florida 32311, (850)488-5878.

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

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Workforce Services**

RULE NO. RULE TITLE:

- 73B-8.001: Definitions
- 73B-8.002: State of Florida Eligible Training Provider List Management Information System
- 73B-8.003: Eligible Entities
- 73B-8.004: Registered Apprenticeship Program Eligibility
- 73B-8.005: Minimum Criteria for Training Providers' Programs of Study
- 73B-8.006: Training Provider Registration and Initial Eligibility
- 73B-8.007: Program of Study Initial Eligibility
- 73B-8.008: Continued/Subsequent Eligibility
- 73B-8.009: Out-of-Local -Area and Out-of-State Eligible Training Provider Initial Eligibility
- 73B-8.010: Out-of-Local -Area and Out-of-State Eligible Training Provider Continued Eligibility
- 73B-8.011: Losing Eligibility
- 73B-8.012: Program of Study Denial
- 73B-8.013: Notifications
- 73B-8.014: Public Comment

PURPOSE AND EFFECT: To implement section 445.003(7), Florida Statutes (F.S.), which requires the Department to adopt rules for initial and subsequent eligibility criteria for the Workforce Innovation and Opportunity Act eligible training providers.

SUBJECT AREA TO BE ADDRESSED: These rules will provide local workforce development boards and training providers with the criteria for training providers to be approved for inclusion on the state's Eligible Training Provider List for the Workforce Innovation and Opportunity Act program as required by section 445.003(7), F.S.

RULEMAKING AUTHORITY: 445.003(7), F.S.

LAW IMPLEMENTED: 445.003(7)(b), F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Erik Sayler, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, FL 32399, erik.sayler@deo.myflorida.com, (850)245-7189.

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

## Section II Proposed Rules

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Florida Forest Service

RULE NO.	RULE TITLE:
5I-7.001:	Purpose
5I-7.002:	Definitions
5I-7.003:	Program Goals and Objectives
5I-7.004:	Application Procedures and Requirements
5I-7.005:	Technical Review and Evaluation of Project Applications
5I-7.006:	Program Review and Evaluation of Project Applications
5I-7.007:	Ranking, Review and Approval of Priority Acquisition List
5I-7.008:	Title and Survey
5I-7.009:	Appraisal Procedures, Report Requirements and Determining Maximum Amounts
5I-7.010:	Negotiations and Purchase Instruments
5I-7.011:	Board Action
5I-7.012:	Closing
5I-7.013:	Multi-Party Acquisitions
5I-7.014:	Compliance, Monitoring and Enforcement

**PURPOSE AND EFFECT:** The purpose of this rulemaking is to modernize and update the department’s rules for the Rural and Family Lands Protection Program and to increase efficiency in reviewing applications and acquiring conservation easements.

**SUMMARY:** The proposed rule revises the definitions, application, review, appraisal, and approval processes for the Rural and Family Lands Protection Program.

**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. As part of this analysis, the Department relied upon the fact that the Rural and Family Lands Protection Program is a voluntary program where applicants may apply for the Department to potentially purchase conservation easements

from landowners and there is no fee to apply for participation in the program. Further, the revisions made in the proposed rule impose nominal administrative or clerical requirements on the applicants.

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:** 259.105(3)(i), 570.07(23), 570.71(10), F.S.

**LAW IMPLEMENTED:** 259.105(3)(i), 570.70, 570.71, 570.715, F.S.

**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:** Alan Davis, Land Planning Coordinator / FFS Rule Coordinator; Alan.Davis@FDACS.gov.

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

**CHAPTER 5I-7  
RURAL AND FAMILY LANDS PROTECTION PROGRAM**

- 5I-7.001 Program Goals and Objectives Purpose
- 5I-7.002 Definitions
- 5I-7.003 Project Eligibility Program Goals and Objectives
- 5I-7.004 Application Procedures and Requirements
- 5I-7.005 Technical Review and Evaluation of Project Applications
- 5I-7.006 Program Review and Evaluation of Project Applications
- 5I-7.007 Ranking, Review and Approval of Priority Project Acquisition List
- 5I-7.008 Title and Survey
- 5I-7.009 Appraisal Procedures, Report Requirements and Determining Maximum Amounts
- 5I-7.010 Negotiations and Purchase Instruments
- 5I-7.011 Board Action
- 5I-7.012 Closing
- 5I-7.013 Multi-Party Acquisitions
- 5I-7.014 Compliance, Monitoring and Enforcement

**5I-7.001 Program Goals and Objectives Purpose.**

(1) Pursuant to Section 570.70, F.S., the Rural and Family Lands Protection Program’s goals and objectives are to bring under public protection lands that serve to limit subdivision and conversion of agricultural and natural areas that provide economic, open space, water, and wildlife benefits by acquiring interests in land such as perpetual, less-than-fee acquisitions, agricultural protection agreements, and resource conservation agreements and innovative planning and development strategies in rural areas. ~~The purpose of this chapter is to~~

~~provide uniform and efficient procedures for the application, priority ranking, and acquisition of perpetual less than fee simple interests on working agricultural lands, title to which will vest in the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida.~~

~~(2) This chapter is promulgated pursuant to Sections 570.71 and 259.105, F.S. and establishes an application process and criteria for the use of program funds to protect rural and agricultural lands through perpetual easements.~~

~~(3) This chapter also establishes appraisal and title review processes, and a method to assure compliance with the terms of the perpetual easements.~~

~~(2)(4) Acquisitions described procedures provided for in this rule are for voluntary, negotiated acquisitions and conveyances under agreements for purchase of perpetual less-than-fee simple interests.~~

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented, ~~570.70, 570.71(40), 570.715,~~ 259.105(3)(i) FS. History—New 11-3-08, Amended \_\_\_\_\_.

**5I-7.002 Definitions.**

For the purposes of this chapter, the following terms are defined as follows:

~~(1) “Acquisition project” means a parcel or parcels of land proposed for acquisition in accordance with Section 570.71, F.S., and this rule.~~

(2) through (3) renumbered as (1) through (2).

~~(3)(4) “Agricultural Lands” means lands on which Agriculture is conducted.~~

~~(4)(12) “Aquifer Groundwater Recharge Areas” means regions areas that provide water to an aquifer that is critical to springs, sinks, lakes, rivers, other natural systems, or water supply.~~

(5) “Baseline Documentation Report” means a report used for long term ~~P~~erpetual ~~E~~asement monitoring that documents existing land conditions at the time of execution of the easement.

(6) through (11) No change.

~~(12)(13) “Natural Floodplain” means Federal Emergency Management Agency (FEMA) “special flood hazard areas (SFHA)” associated with major rivers. In counties where no FEMA data is available, the Nnatural Ffloodplain is estimated based on water management district landcover data, landsat data, and National Wetlands Inventory data.~~

~~(13)(14) “Outparcel” means land within the boundaries of a parcel which is not owned or under the control of the parent tract owner or is intended to be excluded from the Pproject by the parent tract owner.~~

~~(14)(15) “Perpetual Easement” means a cConservation eEasement as defined in Section 570.71(2)(a) 704.06, F.S., or a rRural Llands pProtection eEasement as defined in Section 570.71(3), F.S.~~

~~(15)(16) “Program” means the Rural and Family Lands Protection Program (RFLPP).~~

~~(16)(17) “Project” means the a proposed acquisition of a Pperpetual Eeasement as provided for in Sections 570.71 and 704.06, F.S.~~

~~(17)(18) “Significant Natural Areas” as contained outlined in Section 570.71(1)(c), F.S., means areas of relatively undisturbed agricultural lands or water features that promote healthy functioning habitats with important to native plant and wildlife species and hydrology habitat or water resources.~~

~~(18)(22) “Species Habitat” means an environment consisting of an assemblage of plants, animals, soils, and associated processes that provide a plant or animal with its physical and chemical requirements.~~

(19) “Supplemental Standards” means the Supplemental Appraisal Standards for Board of Trustees Land, which contains appraisal requirements that establish public policy and add to the standard appraisal procedures and practices of the appraisal profession for the development and reporting of all appraisal services, including those outlined in Chapters 253 and ~~570 259, F.S., and in accordance with which is incorporated by reference in Rule subsection 18-1.002(23) 1.002 (27), F.A.C.~~

(20) No change.

(21) “Water Resources” means water bodies, ~~A~~quifer ~~R~~echarge ~~A~~reas, aquifers, wetlands, and watersheds. Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70; 570.71(40), 570.715,~~ 259.105(3)(i) FS. History—New 11-3-08, Amended 4-14-15, Amended \_\_\_\_\_.

**5I-7.003 Project Eligibility Program Goals and Objectives.**

In order to ~~be eligible qualify~~ for acquisition pursuant to this ~~rule chapter~~, a ~~Project agricultural land~~ must ~~be consistent with the Program Goals and Objectives as stated in Rule 5I-7.001, F.A.C.,—must protect the integrity and function of working landscapes, ensure opportunities for viable agricultural activities on working lands threatened by conversion to other uses,~~ and meet at least one of the following public purposes consistent with Sections ~~570.71(1) 259.105(3)(i), F.S.:~~

1. Promotion and improvement of wildlife habitat;
2. Protection and enhancement of water bodies, Aquifer Recharge Areas, wetlands, and watersheds;
3. Perpetuation of open space on lands with Significant Natural Areas; or
4. Protection of Agricultural Lands threatened by conversion to other uses.

~~(1) Perpetuate open space on working lands that contain significant natural areas;~~

~~(2) Protect, restore or enhance water bodies, aquifer recharge areas including uplands and springsheds, wetlands, or watersheds;~~

~~(3) Consistent with subsection 5I-7.003(3), F.A.C., promote a more complete pattern of protection, including buffers to natural areas, ecological greenways, functioning ecosystems; and military installations as provided in Sections 259.105(2)(h)1. 3., F.S.;~~

~~(4) Promote the restoration, enhancement or management of species habitat, consistent with the purposes for which the easement is acquired.~~

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70, 570.71(49)~~, 259.105(3)(i) FS. History—New 11-3-08, Amended \_\_\_\_\_.

#### **5I-7.004 Application Procedures and Requirements.**

(1) For purposes of Sections 259.105(3)(i), ~~570.70(5)~~, and 570.71, F.S., anyone submitting an application for consideration of a Pproject ~~under this rule~~ shall utilize Form FDACS-11207, Rural & Family Lands Protection Program Application, Rev. ~~04/23~~ 5/13, hereby incorporated by reference and ~~Copies are~~ immediately available on the internet at: <http://www.flrules.org/Gateway/reference.asp?No-Ref-XXXXX> ~~http://www.flrules.org/Gateway/reference.asp?No-Ref-05106~~ or by sending a request to the following mail or email address. When an application review cycle is announced, aApplications must be submitted by mail or e-mail to:

Florida Department of Agriculture and Consumer Services  
Rural and Family Lands Protection Program  
Florida Forest Service  
3125 Conner Boulevard, Suite "J",  
Tallahassee, FL 32399-1650,  
RFLPP@FDACS.gov.

Applications must be delivered by 5:00 p.m., Eastern Standard Time, on the final day of the application period, as announced pursuant to 5I-7.004(2), F.A.C.

~~(2) When an application review cycle is initiated by the Department, Tthe Department shall publish a Notice of Application Review Cycle announcing the opening of an application review cycle and the with a date by which new applications must be received. The notice shall include any funding priority criteria that will be considered in addition to the preferences set forth in Section 570.71(10), F.S. The All notices shall be published in the Florida Administrative Register, and available on the internet at: http://www.flrules.org/ no less than 45 days prior to the application review cycle deadline.~~

(3) When an application review cycle is initiated by the Department, aAll Pprojects on the existing Project acquisition ~~priority~~ list will be carried over without submission of a new application, unless the landowner notifies the Department in writing that the Pproject is withdrawn from the list. Landowners with property on the existing Project acquisition ~~priority~~ list shall submit descriptions of any changes to use or conditions on

the property by the deadline for submission of new applications published in the Notice of Application Review Cycle. If the Pproject no longer meets the Pprogram eligibility criteria set forth in Rule subsection 5I-7.003 ~~5I-5.007(3)~~, F.A.C., due to changes to use or conditions on the property, Division staff shall recommend to the Rural and Family Lands Selection Committee that the Pproject be deemed ineligible. When an application review cycle is initiated by the Department, aAll new and existing Pprojects will either be ranked or re-ranked in accordance with Rule 5I-7.007, F.A.C.

(4) Each ~~acquisition~~ Pproject application received shall, within 30 days of receipt, be reviewed by Division staff to verify sufficiency of information and that on its face it is eligible for further review and evaluation in accordance with this chapter section.

(a) ~~Incomplete applications shall be returned to The Department shall notify the applicant with a notice of letter stating every deficiency; provided, via the applicant's preferred method of contact as indicated on the application, setting forth a description of the stating deficiency, and instructions for completion and resubmission. If the required supplemental information is not received in writing via the methods described in 5I-7.004(1), F.A.C., within five (5) business days of the applicant's receipt of the notice of deficiency by the application review cycle deadline, the application entire file will be rejected, and returned to the applicant.~~

(b) Applications determined to be ineligible shall be returned to the applicant with an explanation of the reason that the Pproject was determined to be ineligible.

(c) Applications received after the application review cycle deadline described in 5I-7.004(1), F.A.C., shall not be considered in the next group of projects will not be considered and will be returned to the applicant.

(5) Requests to modify the boundary of for a Pproject on the Project acquisition list boundary modification of currently approved projects by for acreage additions or reductions of 15% or more less of the total approved Pproject area must shall be submitted by the landowner prior to the application review cycle deadline and shall be considered for approval by the Rural and Family Lands Selection Committee with the next group of new Pprojects. Should the Committee approve the modification, a new total Pproject acreage would be established.

(6) If the landowner contemplates a division of the property, the size and scope of such division must shall be specified in the application and must go before the Selection Committee for approval. No division of the property will be allowed after the approval ~~and ranking~~ of the Pproject without the written consent of the Department. The division must not result in any parcel being below the median size of farms in the county, as determined by the ~~most recent~~ USDA Median Size

of Farms by County Table, Version 2017 ~~September 2014~~, hereby incorporated by reference and immediately available on the internet at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>

<http://www.flrules.org/Gateway/reference.asp?No=Ref-05108> or by sending a request to [RFLPP@FDACS.gov](mailto:RFLPP@FDACS.gov) or the mailing address provided in 5I-7.004, F.A.C.

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70~~, 570.71(40), 259.105(3)(i) FS. History—New 11-3-08, Amended 4-14-15, Amended \_\_\_\_\_.

#### **5I-7.005 Technical Review and Evaluation of Project Applications.**

(1) Once complete and timely submitted, the application shall receive an independent review within 45 days by members of a Technical Review Team appointed by the Commissioner ~~or his designee~~ and coordinated by the Division, who will evaluate each Project as it relates to their area of expertise or program disciplines.

(2) The Technical Review Team will be authorized to perform a site visit to each new Project by selected team member(s) for the purposes shall consist of inspecting, observing, and evaluating property characteristics, and no fewer than three (3) representatives from the following disciplines: the degree of quality of both the agricultural operations and the suitability for long-term agricultural use. The site visit will provide for an exchange of information between the landowner, property manager, and technical review team members.

~~(a) Divisions within the Department with expertise in the types of agricultural activities currently in place within the project and contemplated for the future. The representatives from the Department shall be responsible for an evaluation of the agricultural operation, whether BMPs are being implemented, and suitability of land for long term agricultural use.~~

~~(b) The Florida Natural Areas Inventory, a scientific organization proficient in biological natural resource based evaluations, which shall perform a scientific assessment of natural resource attributes of each property.~~

~~(c) A state or local agency responsible for land planning and growth management, which shall perform an assessment of the level of threat of conversion to non agricultural use including, at a minimum, the land use designation of the property and surrounding area; development trends in the surrounding area that might serve to adversely impact future agriculture, or conversely, encourage the continuation of agriculture; and any known state or local rural land area designation applicable to the property.~~

~~(d) Geographically applicable water management district on projects where hydrological considerations are integral to the proposal, which shall assess the potential benefits of the~~

~~property relating to floodplain, surface water, wetlands and aquifer recharge.~~

~~(e) Adjacent public land managers, if applicable, who shall assess the benefits of the property relating to buffering and connectivity.~~

~~(f) Other agencies or organizations deemed necessary by the Department, based upon the specific nature of the property involved in the application, to effectuate a thorough review and evaluation of an application.~~

(3) The Project evaluation process will also include a desk review by the Technical Review Team to analyze available data, maps, and information related to the property, its natural features and Species Habitat, hydrology, agricultural operation, and potential for conversion to non-agricultural use.

~~(4)(3) The Review by Technical Review Team members will prepare a report of their findings to the Division for each Project consist of an evaluation of each project. The report will include an evaluation of Pproject eligibility (in Rule 5I-7.003, F.A.C.) and the degree to which the Pproject meets application based on the Pprogram goals and objectives (in Rule 5I-7.001, F.A.C.) applicable to each team member's particular area of expertise as outlined in subsection (2) above.~~

~~(4) Upon completion of the review, a narrative of each team member's findings shall be provided to the Department along with an evaluation of the extent to which the project achieves the goals and objectives in Rule 5I-7.003, F.A.C.~~

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70~~, 570.71(40), 259.105(3)(i) FS. History—New 11-3-08, Amended \_\_\_\_\_.

#### **5I-7.006 Program Review and Evaluation of Project Applications.**

(1) Division staff shall prepare a Project Program Evaluation Report for each Pproject after within 30 days of receipt of the findings of the Technical Review Team.

(2) The Project Evaluation Report shall include:

(a) A compilation of all Technical Review Team ~~member~~ reports, a summary of the information in the application, and any additional information relied upon by the team members. If applicable, this shall include a determination that the Pproject does not meet the eligibility requirements for the RFLPP, or a recommendation that a Pproject, or portion thereof, might be more suitably acquired by a separate another Florida Forever land acquisition program such as pursuant to Section 259.105(3)(b), F.S., and the goals and objectives of that program. When such a recommendation is made, the landowner shall be contacted and provided the reason why the Pproject is ineligible, or that another program may be appropriate. If requested by the landowner after the landowner applies to another program, the Department shall coordinate with the other program(s) by transferring all data and technical reviews that are available.

(b) Confirmation of the Pproject boundary as contained in the application and any recommended boundary adjustments.

(c) A recommended monitoring entity for the Pproject and a brief rationale for the recommendation, if said entity is different from the Department.

(d) Known or potential opportunities for cost sharing partnerships with complementary local, state and federal programs. A potential cost sharing opportunity or program shall be considered complementary if:

1. The goals, objectives and eligibility criteria of the partnering programs are compatible;

2. The property owner is willing to comply with the requirements of all entities or programs engaged in the partnership; and

3. Funding is or will be available from participating programs to cost-share the proposed Pperpetual Easement.

(e) Whether the property is ~~within~~ one or more of the following:

1. Wwithin an agricultural area as determined by a local government comprehensive plan pursuant to Section 163.3177(6)(a), F.S.;

2. is Wwithin a rural land stewardship area pursuant to Section ~~163.3248~~ 163.3177(11)(d), F.S.; or

3. is Classified as agricultural pursuant to Section 193.461, F.S.; or is part of an Agricultural Cooperative.

(f) No change.

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70, 570.71(40)~~, 259.105(3)(i) FS. History—New 11-3-08, Amended \_\_\_\_\_.

**5I-7.007 Ranking, Review and Approval of Project Priority Acquisition List.**

(1) No change.

(2) Rural and Family Lands Selection Committee members shall independently evaluate Pprojects based on consideration of the Project Program Evaluation Report detailed in Rule 5I-7.006, F.A.C., giving preference to ranch and timberlands managed using practices that provide multiple use and sustained yield of the renewable surface resources with the goal of sustaining the economic and ecological integrity of the property while allowing the agricultural business to operate and prosper, in accordance with 570.71(10), F.S., or other priorities established in the Notice of Application Review Cycle.

~~(3) Eligible projects are those that protect the integrity and function of working landscapes, ensure opportunities for viable agricultural activities on working lands threatened by conversion to other uses, and meet at least one of the following public purposes consistent with Sections 259.105(3)(i) and 570.71(1), F.S.:~~

~~(a) Perpetuate open space on working lands that contain significant natural areas;~~

~~(b) Protect, restore or enhance water bodies, aquifer recharge areas including uplands and springsheds, wetlands or watersheds;~~

~~(c) Consistent with subsection 5I 7.003(1), F.A.C., promote a more complete pattern of protection, including buffers to natural areas, ecological greenways, functioning ecosystems; and military installations as provided in Sections 259.105(2)(h)1. 3., F.S.~~

~~(d) Promote the restoration, enhancement or management of species habitat, consistent with the purposes for which the easement is acquired~~

(3)(4) The Rural and Family Lands Selection Committee shall consider the list of Pprojects at a public meeting(s) conducted pursuant to Section 120.525, F.S. The purpose of the meeting(s) shall be to receive public comment, consider the eligibility of new applications and Pprojects on the existing Project acquisition priority list, and after the final meeting by majority vote approve ~~adopt~~ a list of Pprojects in tiered priority order that qualify for acquisition under the Program. The Department will establish the time limit for public comment in advance of the public meeting(s).

~~(4)(5) Upon approval of the Project acquisition list by the Rural and Family Lands Selection Committee Each year that cash disbursements or bonds are to be issued pursuant to Section 259.105, F.S., the Department shall present Projects on the Project acquisition ~~the priority list to the Council, approved by the Rural and Family Lands Selection Committee,~~ for review ~~by the Council~~ at a regularly scheduled public meeting, as provided in Section 259.105(14).~~

~~(5)(6) Following review by the Council, T~~he Department shall present the Project acquisition priority list to the Board for approval, along with supporting information outlined in subsection ~~(6)(7)~~ below. The Board is authorized to remove Pprojects from the list, but may not add Pprojects or change Pproject rankings, as provided in Section ~~259.105(14)~~ 259.105(15), F.S.

~~(6)(7) The Department shall submit to the Board, with its Project acquisition priority list, a report that includes, but is not limited to, the following information for each Pproject listed:~~

~~(a) A summary of the Pproject evaluation, including the type of agricultural activities currently on the property, the natural resource benefits of the Pproject, and the current threat of conversion to non-agricultural uses; and~~

~~(b) A map delineating Pproject boundaries, and, where applicable, proximity to other protected lands.~~

~~(7)(8) The combined value of all Pprojects recommended to the Board by the Department may exceed the amount of money available for acquisition.~~

(8)(9) Upon approval of the Project acquisition priority list by the Board and subject to the availability of funds, the Department may proceed with the acquisition process for

~~Perpetual Easements~~, including appraisals, survey and title review.

~~(9)(10)~~ All acquisition ~~P~~projects approved by the Board shall be eligible for funding, with available resources targeted initially toward the highest ranked ~~P~~projects. However, the Board is authorized to approve the purchase of any ~~P~~project from the list, pursuant to Sections 259.105, 570.70 and 570.71, F.S., as well as boundary amendments to completed Projects previously ranked and acquired pursuant to prior lists. The boundary amendment shall not exceed 15% of the total Project acreage previously approved and does not need to be independently ranked. Such amendments must benefit both the Landowner and the Program, create a cohesive and consistent Project, and resolve issues such as title defects, road and plat abandonment, and in-holdings acquired subsequent to closing on the original Project acreage.

~~(10)(4)~~ A Project acquisition priority list approved by the Board shall replace all prior lists. ~~If a project from a prior list is removed, all acquisition activities shall cease, unless there is a fully executed contract on the property.~~

(11) In the event there is no application review cycle initiated during the calendar year, the previously-approved Project acquisition list may be used, subject to the availability of funds, until the Board approves a Project acquisition list. The Board may also re-approve the previous Project acquisition list. Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70; 570.71(4), 259.105, 259.04(1)(e) FS. History—New 11-3-08, Amended 4-14-15, Amended \_\_\_\_\_.

#### **5I-7.008 Title and Survey.**

~~(1) Initial Title Report. In order for the Department to obtain appraisals, A~~ title report shall be obtained from a licensed title company or title attorney authorized to do business in the State of Florida. The title report shall include an adequate legal description of the property to be acquired sufficient to inform the Department and the appraisers of the status of ownership, encumbrances, exceptions, reservations, previous ownership history, and tax assessment history.

(2) No change.

(3) Condition of Title. The objective of negotiations for acquisition of property interests is to obtain all the landowner's rights, title and interest in the property as are necessary for the planned easement. All exceptions, reservations, encroachments or other adverse conditions that are disclosed in the course of preparing to negotiate, negotiating, contracting or closing shall be individually examined and evaluated as to possible adverse effect on the objectives in acquiring the property interest. Such matters will be disclosed to the Board at the time the ~~P~~project is submitted on the Department's agenda for consideration by the Board.

(4) Prior to closing, a certified survey must be obtained, unless the requirement is waived by the ~~Department Board~~ if it

determines that the available information is adequate to establish the boundaries of the property. The Department shall use surveyors licensed by the State of Florida. Any certified survey shall be reviewed to ensure that it complies with the standards of practice for surveys set forth in Rule Chapter 5J-17, F.A.C. to ensure that it complies with the land acquisition survey standards of the Department of Environmental Protection, Division of State Lands, Bureau of Survey and Mapping, dated September 3, 2002, incorporated by reference and available on the internet at: [http://www.dep.state.fl.us/lands/surv\\_map/default.htm](http://www.dep.state.fl.us/lands/surv_map/default.htm) or by sending a request to: Department of Environmental Protection, Bureau of Survey and Mapping, 3900 Commonwealth Boulevard, MS #105, Tallahassee, Florida 32399 3000 or by phone at (850)245 2606 or by Fax at (850)245 2645. The Department shall only use surveyors from the list of approved surveyors under contracts developed and maintained by the Bureau of Survey and Mapping.

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented 570.70; 570.71(4), 570.715, 259.105(3)(i) FS. History—New 11-3-08, Amended \_\_\_\_\_.

#### **5I-7.009 Appraisal Procedures, Report Requirements and Determining Maximum Amounts.**

(1) The Department shall only use appraisers and review appraisers licensed or certified from the list of approved appraisers developed and maintained in accordance with pursuant to Chapter 475, F.S. subsections 18-1.007(1) and (2), F.A.C. The Department is authorized to contract directly with qualified appraisers and review appraisers pursuant to Chapter 287, F.S. or coordinate through the Department of Environmental Protection, Division of State Lands for review appraisal services.

(2) Specific Project Appraiser Selection. Appraisers to be solicited for appraisal assignments will be those with competency in the area of specialization required by the proposed appraisal assignment, with additional consideration given to production time, cost efficiency, and contemplation of additional appraisal services in a specific ~~P~~project area.

~~(3) Through competitive bidding, multiple bids will be sought with the objective of obtaining the best possible services efficiently and at the most reasonable cost.~~

~~(4) Solicitations will include selection criteria to be used in making the final selection of the appraiser to be awarded the appraisal services required.~~

(5) renumbered to (3).

~~(4)(6)~~ The development and reporting of all appraisal services by the appraiser and review appraiser shall be in accordance consistent with the Uniform Standards of Professional Appraisal Practices (USPAP), Supplemental Standards, as adopted in Rule 18-1.002 (23), F.A.C., this rule

~~chapter~~ (Chapter 5I-7), and the Department's specific assignment to the appraiser.

(7) through (9) renumbered as (5) through (7).

~~(8)(10)~~ When two appraisals are required under Section 570.715(1)(b)1. ~~259.041(7)(b)~~, F.S., a third appraisal shall be obtained if the two appraisals differ significantly. Two appraisals shall be considered to differ significantly if the higher of the two values exceeds 120% of the lower value. However, a third appraisal shall not be obtained if the decision is made by the Department to attempt to negotiate an acquisition price of no more than 120% of the lower of the two appraisals.

~~(9)(11)~~ Determining the maximum amount:

(a) The maximum amount that may be paid for a ~~P~~erpetual ~~E~~asement shall be the value indicated in a single approved appraisal if only one appraisal is required. If two appraisals are obtained and approved when only one is required by law, the maximum value shall be the higher of the appraisals, regardless of their divergence.

(b) through (c) No change.

~~(10)(12)~~ Appraisal Reviews:

(a) Appraisal reviews will be conducted for each parcel by qualified review appraisers in accordance with USPAP requirements. Appraisals and appraisal review reports shall be submitted to the Department for the purpose of determining maximum amounts that may be paid for ~~P~~erpetual ~~E~~asements.

(b) No change.

~~(11)(13)~~ All appraisers will be required to ~~comply with Section 259.041(7)(c), F.S., and submit an affidavit, pursuant to Section 570.715(1)(b)2., F.S.,~~ substantiating that they have no vested or fiduciary interest in any property for which appraisal services will be awarded.

(14) renumbered as (12).

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70, 570.71(10), 570.715, 259.105(3)(i) FS. History—~~New 11-3-08, Amended 4-14-15, Amended \_\_\_\_\_.

**5I-7.010 Negotiations and Purchase Instruments.**

(1) Initial contact with the landowner by the Department may be established prior to negotiations, provided such contact is limited to the following:

(a) No change.

(b) To confirm the owner's interest in conveying a ~~P~~erpetual ~~E~~asement to the State and establish the terms of the proposed easement for appraisal purposes;

(c) through (f) No change.

(g) To discuss other information pertinent to the acquisition process in general; and

(h) No change.

(2) The Department is authorized to initiate purchase negotiations only upon receipt of the ~~approved appraisal(s) reports~~ in accordance with this ~~chapter rule~~.

(3) through (5) No change.

(6) Pursuant to Section 570.715(5), F.S., ~~All offers, counter offers and appraisal(s) reports~~ shall be confidential and exempt from the provisions of Section 119.07(1), F.S., as provided in Section 570.715(5), F.S., until an option contract is executed or, if an option contract is not executed, until two (2) weeks before an option contract, contract, or agreement for purchase is considered for approval by the Board. However, the Department has the authority, at its discretion, to disclose appraisal(s) reports to private landowners during negotiations for acquisitions under this Program if the Department determines that disclosure of such reports will bring the proposed acquisition to closure.

(7) No change.

(8) Purchase Instruments. The final negotiated purchase shall be placed in the form of a written purchase instrument signed by the owner and the Department, subject to approval by the Board and legislative appropriation.

(9) through (10) No change.

(11) All agreements involving the purchase of a ~~P~~erpetual ~~E~~asement shall be reviewed and approved at a duly noticed meeting by the Board.

(12) through (13) No change.

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70, 570.71(10), 570.715, 259.105(3)(i) FS. History—~~New 11-3-08, Amended \_\_\_\_\_.

**5I-7.011 Board Action.**

(1) The Department shall furnish the following at the time a purchase is considered by the Board:

(a) The ~~original of the~~ purchase instrument.

(b) through (c) No change.

(d) Summary of the approved appraisal review reports.

(e) A written statement by the Department outlining the public interest for which the acquisition is being made, citing statutory authority, and stating that the property proposed for purchase is within a ~~P~~roject on the Department's ~~Project acquisition program~~ list.

(f) through (h) No change.

~~(i) All disclosures required by Sections 375.031(1) and 380.08(2), F.S.~~

(j) through (k) renumbered as (i) through (j).

~~(2) The Department shall submit the proposed acquisition for consideration by the Board within 45 days after receipt from the landowner by the Department of the materials required by subsection (1) above. The Department shall supply a copy of the proposed purchase instrument and all supporting documentation to the Board for its review.~~

~~(2)(3)~~ The Department shall obtain authorization from the Board prior to purchase, and pursuant to the provisions of Chapters 570 and 259, F.S., for all acquisitions of interests in land wherein, title thereto which will vest in the Board.

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70, 570.71(40), 570.715, 259.105(3)(i) FS.~~ History–New 11-3-08, Amended \_\_\_\_\_.

**5I-7.012 Closing.**

(1) through (3) No change.

(4) All original documents including recorded documents shall be forwarded to the Department ~~within 30 days after receipt~~ by the closing agent from the county clerk. The Department shall forward all recorded documents and a copy of the title insurance policy to the Department of Environmental Protection, Division of State Lands within 30 days after receipt by the Department for inclusion in the Board’s land title records system.

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70, 570.71(40), 570.715, 259.105(3)(i) FS.~~ History–New 11-3-08, Amended 4-14-15.

**5I-7.013 Multi-Party Acquisitions.**

(1) The Department may enter into an acquisition agreement with a cooperating entity, which may consist of another state agency, a water management district, a local government or a nonprofit organization as defined in Section ~~570.715(5) 259.041(7)(e)~~, F.S., for any property that has been authorized for acquisition pursuant to Section 570.71, F.S.

(2) No change.

(3) An acquisition agreement may provide for the sharing of appraisals, offers, and other negotiation matters between the Department and the cooperating entity; provided, however the agreement shall require the cooperating entity to follow Department procedures and this chapter when acquiring appraisals and to deliver to the Department all negotiation files after negotiations with the owner have terminated. As a condition of the sharing of confidential information, the cooperating entity must agree to maintain, on its behalf and on behalf of its employees and agents, the confidentiality of appraisals, ~~offers, and other negotiation matters~~, as required by Section ~~570.715(5) 259.041(8)(e)~~, F.S., and this chapter, and the cooperating entity must obtain the consent of the Department prior to disclosing the information to any other person.

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70, 570.71(40), 570.715, 259.105(3)(i) FS.~~ History–New 11-3-08, Amended \_\_\_\_\_.

**5I-7.014 Compliance, Monitoring and Enforcement.**

(1) All Perpetual Easements acquired pursuant to this rule shall include provisions for assuring compliance, monitoring and enforcement of the terms and conditions of such Perpetual Easements.

(2) The Department shall procure or require any landowner to provide any reports, maps, studies, or documents the Department deems necessary to document the existence and location of property boundaries, structures, environmental issues, conservation values, and natural features on the property in conjunction with and prior to closing for the purpose of developing a Baseline Documentation Report.

(3) All Perpetual Easements shall require the landowner to enroll in, implement, and adhere to all applicable Florida Department of Agriculture and Consumer Services Best Management Practices (BMPs), such as those adopted in Rule Titles 5I, 5L, and 5M, F.A.C.

(4) The Department shall determine the frequency of easement monitoring ~~monitor all perpetual easements.~~ All Perpetual Easements shall be monitored utilizing Form FDACS-11208, Rural & Family Lands Protection Program Easement Monitoring Form, Rev. 04/23 42/44, hereby incorporated by reference and immediately available on the internet at:

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

<http://www.flrules.org/Gateway/reference.asp?No=Ref-05107> or by sending a request to: the Florida Department of Agriculture and Consumer Services, Florida Forest Service, 3125 Conner Boulevard, Suite “J”, Tallahassee, FL 32399-1650.

(5) No change.

(6) The Department shall review all monitoring reports for compliance with monitoring specifications and consistency with terms and conditions of the Perpetual Easement ~~utilizing Form FDACS-11208, Rural & Family Lands Protection Program Easement Monitoring Form, 12/14.~~

Rulemaking Authority 570.07(23), 570.71(10), 259.105(3)(i) FS. Law Implemented ~~570.70, 570.71(40), 259.105(3)(i) FS.~~ History–New 11-3-08, Amended 4-14-15, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Alan Davis, Land Planning Coordinator and FFS Rule Coordinator

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Wilton Simpson, Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 22, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 17, 2023





Requirements; and Cardiopulmonary Resuscitation (CPR) Certification

**PURPOSE AND EFFECT:** The proposed rule amendment will allow dentists to obtain the two mandated CE hours in controlled substance prescribing by attending courses approved by the Board of Medicine.

**SUMMARY:** Update text to add additional continuing education requirements.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

**RULEMAKING AUTHORITY:** 456.013(9), 456.0301, 456.031, 466.004(4), 466.0135, 466.014 FS.

**LAW IMPLEMENTED:** 456.013(9), 456.0301, 456.031, 456.033, 466.0135, 466.014, 466.017(3), (4) 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:** Jessica Sapp, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C04 Tallahassee, Florida 32399-3258; Jessica.Sapp@flhealth.gov

**THE FULL TEXT OF THE PROPOSED RULE IS:**  
64B5-12.013 Continuing Education Requirements; Specific Continuing Education Course Requirements; and Cardiopulmonary Resuscitation (CPR) Certification.

- (1) No change.
- (2) Prevention of Medical Errors and CPR Certification: During each biennium or for reactivation of a license the dentist

and dental hygienist shall complete the following specific continuing education, training and certification:

(a) A board-approved two (2) hour continuing education course on the prevention of medical errors. To be approved by the board, the course shall include a study of root cause analysis, error reduction and prevention, and patient safety. This course shall count towards the requirement of subsection (1). In addition, a two (2) hour prevention of medical errors course approved by the Board of Medicine pursuant to Rule 64B8-13.005(1)(c), F.A.C., shall also fulfill the requirements of Rule 64B5-12.013(2), F.A.C.

- (b) No change.
- (3) through (4) No change.

(5) Prescribing of Controlled Substances: As part of every biennial licensure renewal or for reactivation of a dental license, all licensed dentists shall complete a board-approved, two-hour continuing education course on the safe and effective prescribing of controlled substances.

- (a) through (b) No change.
- (c) In addition, a two (2) hour prescribing of controlled substances course approved by the Board of Medicine pursuant to Rule 64B8-13.008, F.A.C., shall also fulfill the requirements of Rule 64B5-12.013(5), F.A.C.

- (6) No change.
- (7) This rule shall be reviewed, and if necessary, repealed, modified, or renewed through the rulemaking process five years from the effective date.

Rulemaking Authority 456.013(9), 456.0301, 456.031, 466.004(4), 466.0135, 466.014 FS. Law Implemented 456.013(9), 456.0301, 456.031, 456.033, 466.0135, 466.014, 466.017(3), (4) FS. History—New 4-2-86, Amended 12-31-86, 4-26-87, 7-20-87, 9-16-87, 11-18-89, 7-9-90, Formerly 21G-12.013, Amended 5-19-94, 7-18-94, Formerly 61F5-12.013, Amended 11-15-95, 4-8-96, Formerly 59Q-12.013, Amended 2-17-98, 2-15-99, 3-11-99, 11-9-00, 5-20-01, 8-25-03, 5-31-04, 7-13-05, 2-14-06, 12-25-06, 10-10-10, 4-19-18, 8-6-18, 12-11-19, 11-16-21, 6-2-22,\_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Board of Dentistry  
**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Board of Dentistry  
**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** February 17, 2023  
**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** March 9, 2023

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-330.010	Purpose and Implementation
62-330.050	Procedures for Review and Agency Action on Exemption Requests
62-330.311	Inspections and Reporting
62-330.350	General Conditions for Individual Permits
62-330.405	General Conditions for All General Permits

**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. 49 No. 38, February 24, 2023 issue of the Florida Administrative Register.

In addition, notice is hereby given that a revised statement of estimated regulatory costs is available to the public on the department’s website:  
<http://publicfiles.dep.state.fl.us/dwrm/drafruledocs/stormwater/noc/>

The following changes are made in response to written comments received from the staff of the Joint Administrative Procedures Committee, to public comment, and to evidence presented at the public hearing.

The Department revises the incorporated material as follows: Applicant’s Handbook Volume I, NFWFMD Vol II, and Form 62-330.311(3), Inspection Checklist. Revised material is available on the Department’s website:  
<http://publicfiles.dep.state.fl.us/dwrm/drafruledocs/stormwater/noc/>

**Rule 62-330.010 Purpose and Implementation.**

No rule language is added or deleted. Changes are made to the Environmental Resource Permit Applicant’s Handbook, Volume I, incorporated in subsection 62-330.010(4)(a) and to the Northwest Florida Water Management District Applicant’s Handbook, Volume II, incorporated in subsection 62-330.010(4)(b)1.

Changes to Volume I include technical changes in response to JAPC comments and substantive changes in response to public comments received during the comment period and evidence presented at the public hearing. Substantive changes are as follows:

Section 2(25) and (26): clarified definitions for BMPs and added section citations for additional information;

Section 3.1.2(e): included conceptual approval permits in grandfathering language;

Section 8.3: clarified grandfathering language and clarified and revised performance standard design requirements;

Table 9.2: corrected the calculation for one land use EMC value; and

Section 9.5.2: clarified BMP references to include those listed in Volume II or Appendix O.

Changes to Northwest Florida Water Management District Applicant’s Handbook, Volume II, include technical changes and one substantive change aligning borrow pit criteria language in Appendix C with the corresponding statutory requirements in response to JAPC comments.

**Rule 62-330.050 Procedures for Review and Agency Action on Exemption Requests.**

No rule language is added or deleted. Technical changes are made to the Florida Stormwater Erosion Control Inspector’s Manual Tier II, incorporated in subsection 62-330.050(9)(b)5, in response to JAPC comments.

**Rule 62-330.311 Inspections and Reporting.**

No rule language is added or deleted. Substantive changes are made in response to public comments to Form 62-330.311(3), Inspection Checklists, incorporated in subsection 62-330.311(3), to add language allowing the use of the incorporated form or a substantially similar form providing the required information.

**Rule 62-330.350 General Conditions for Individual Permits.**

(1) The following general conditions are binding on all individual permits issued under this chapter, except where the conditions are not applicable to the authorized activity, or where the conditions must be modified to accommodate project-specific conditions.

(a) through (b) No change.

(c) Activities shall be conducted in a manner that does not cause or contribute to violations of state water quality standards. Performance-based erosion and sediment control best management practices shall be installed immediately prior to, and be maintained during and after construction as needed, to prevent adverse impacts to the water resources and adjacent lands. Such practices shall be in accordance with the *State of Florida Erosion and Sediment Control Designer and Reviewer Manual* (Florida Department of Environmental Protection and Florida Department of Transportation, July 2013), incorporated in Rule 62-330.050(9)(b)5. and referenced in section 11.2.1 of Volume I, available at (insert link); the *Florida Stormwater Erosion and Sedimentation Control Inspector’s Manual Tier I* (Florida Department of Environmental Protection, Division of Environmental Assessment and Restoration, Tallahassee, Florida, October 2018), incorporated in Rule 62-330.050(9)(b)5. and available at <https://www.fsesci.com/downloads/>; and the *Florida Stormwater Erosion and Sedimentation Control Inspector’s Manual Tier II* (Florida Department of Environmental Protection, Division of Environmental Assessment and

Restoration, Tallahassee, Florida, October 2018), incorporated in Rule 62-330.050(9)(b)5., and available at <https://www.fsesci.com/downloads/>; unless a project-specific erosion and sediment control plan is approved or other water quality control measures are required as part of the permit.

(d) through (r) No change.

(2) No change.

Rulemaking Authority 373.026(7), 373.043, 373.4131, 373.414(9), 373.4145, 373.416, 373.418, 403.805(1) FS. Law Implemented 373.016, 373.026, 373.044, 373.116, 373.117, 373.409, 373.413, 373.4131, 373.414(9), 373.4142, 373.4145, 373.416, 373.418, 373.419, 373.422, 373.423, 373.426, 373.428, 373.429, 403.0877 FS. History—New 10-1-13, Amended 6-1-18, Amended \_\_\_\_\_.

**Rule 62-330.405 General Conditions for All General Permits.**

The following general permit conditions are binding upon the permittee and are enforceable under chapter 373, F.S. These conditions do not apply to the general permit for stormwater management systems under section 403.814(12), F.S.

(1) through (10) No change.

(11) Activities shall be conducted in a manner that does not cause or contribute to violations of state water quality standards. Performance-based erosion and sediment control best management practices shall be implemented and maintained immediately prior to, during, and after construction as needed to stabilize all disturbed areas, including other measures specified in the permit to prevent adverse impacts to the water resources and adjacent lands. Erosion and sediment control measures shall be installed and maintained in accordance with the *State of Florida Erosion and Sediment Control Designer and Reviewer Manual* (Florida Department of Environmental Protection and Florida Department of Transportation, July 2013), incorporated in Rule 62-330.050(9)(b)5., and available at (insert link); the *Florida Stormwater Erosion and Sedimentation Control Inspector's Manual Tier I* (Florida Department of Environmental Protection, Division of Environmental Assessment and Restoration, Tallahassee, Florida, October 2018), incorporated in Rule 62-330.050(9)(b)5.; and the *Florida Stormwater Erosion and Sedimentation Control Inspector's Manual Tier II* (Florida Department of Environmental Protection, Division of Environmental Assessment and Restoration, Tallahassee, Florida, October 2018), incorporated in Rule 62-330.050(9)(b)5., \_\_\_\_\_ and available at <https://www.fsesci.com/downloads/>.

(12) through (20) No change.

Rulemaking Authority 373.026(7), 373.043, 373.118(1), 373.118(4), 373.406(5), 373.4131, 373.414(9), 373.4145, 373.418, 403.805(1) FS. Law Implemented 373.016, 373.026, 373.044, 373.118(1), 373.129, 373.136, 373.406(5), 373.413, 373.4131, 373.414(9), 373.4142, 373.4145, 373.416, 373.422, 373.423, 403.031(21), 403.814(1), 403.814(12) FS. History—New 10-3-95, Amended 10-1-07, Formerly 62-341.215, Amended 10-1-13, 6-1-18, Amended \_\_\_\_\_.

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Section IV  
Emergency Rules

NONE

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Section V  
Petitions and Dispositions Regarding Rule  
Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District hereby gives notice: that on March 22, 2023, the Southwest Florida Water Management District has issued an order granting a variance.

Petitioner's Name: Southern States Land and Lumber, LLC (Kissimmee Ridge Mitigation Bank)

File Tracking No. 2022029

Date Petition Filed: October 7, 2022

Rule No.: 62-342.700

Nature of the rule for which variance or waiver was sought:

Financial Responsibility for Mitigation Banks

Date Petition Published in the Florida Administrative Register: October 11, 2022

General Basis for Agency Decision: Petitioner demonstrated substantial economic and legal hardship and proposed an alternative means of achieving the purpose of the underlying statutes implemented by the rule.

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

Adrienne Vining, 7601 US Highway 301 North, Tampa, Florida 33637-6759, 1(813)355-0308, or

Adrienne.Vining@swfwmd.state.fl.us (T2022029-2).

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WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District hereby gives notice: that on March 22, 2023, the Southwest Florida Water Management District has issued an order granting a variance.

Petitioner's Name: Southern States Land and Lumber, LLC (Crooked Lake Mitigation Bank)

File Tracking No. 2022023

Date Petition Filed: September 14, 2022

Rule No.: 62-342.700

Nature of the rule for which variance or waiver was sought:

Financial Responsibility for Mitigation Banks

Date Petition Published in the Florida Administrative Register: September 16, 2022

General Basis for Agency Decision: Petitioner demonstrated substantial economic and legal hardship and proposed an alternative means of achieving the purpose of the underlying statutes implemented by the rule.

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

Adrienne Vining, 7601 US Highway 301 North, Tampa, Florida 33637-6759, 1(813)355-0308, or Adrienne.Vining@swfwmd.state.fl.us (T2022023-2).

**DEPARTMENT OF HEALTH**

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-2.0135 Dental Hygiene Examination

The Board of Dentistry hereby gives notice: of the issuance of an Order regarding the Petition for Variance or Waiver, filed on January 17, 2023, by Thelma Chong. The Notice of Petition for Variance or Waiver was published in Vol. 49, No. 12, of the January 19, 2023, Florida Administrative Register. Petitioner requested a variance or waiver of subsection 64B5-2.0135(3), F.A.C, which requires that all parts of the ADEX shall be completed within eighteen (18) months from the initial start of any portion of the examination. A failure to complete all parts of the examination within eighteen (18) months will require the applicant to retake the entire examination. Petitioner retook and passed all three portions of the ADEX exam on her attempt and practiced Dental Hygiene in the State of New York for seventeen (17) years demonstrates that she is qualified and safe to practice dental hygiene in Florida. The Board considered the instant Petition at a duly noticed public meeting held on February 17, 2023, in Tampa, Florida. The Board’s Order was filed on March 7, 2023. Accordingly, based on the foregoing, the Board of Dentistry hereby finds that Petitioner has met her burden under Section 120.542(2), Florida Statutes, and hereby GRANTS Petitioner a permanent waiver of subsection 64B5-2.0135(3), Florida Administrative Code.

A copy of the Order or additional information may be obtained by contacting: Jessica Sapp, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3258; Jessica.Sapp@flhealth.gov.

**DEPARTMENT OF HEALTH**

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-11.003 Food Hygiene Standards

The Department of Health hereby gives notice: On December 5, 2022, the Department of Health issued an Order in response to a petition for a variance filed on September 8, 2022, by Adam Friedman, representing Bento Nouveau, Inc. d/b/a Bento Nouveau Inc. Notice of the petition was published September

19, 2022, in Volume 48, Number 182, of the Florida Administrative Register. Petitioner sought a variance from subsection 64E-11.003(2), Florida Administrative Code, referencing the 2013 Food and Drug Code, paragraph 3-502.11(c), requiring a variance from the regulatory authority, as specified in sections 8-103.10 and 8-103.11 before using food additives or adding components such as vinegar as a method of food preservation rather than as a method of flavor enhancement, or to render a food so that it is not TCS. The Department found that the Petitioner demonstrated that the underlying intent of the statute could be achieved by alternative means and that strict application of the rules would create a financial hardship. Therefore, pursuant to the requirements of section 120.542(2), Florida Statutes, the Department GRANTED w/CONDITIONS the Petitioner's request for a permanent variance.

A copy of the Order or additional information may be obtained by contacting: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1703.

**DEPARTMENT OF HEALTH**

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-11.003 Food Hygiene Standards

The Department of Health hereby gives notice: On January 3, 2023, the Department of Health issued an Order in response to a petition for a variance filed on August 2, 2022, by Alex Wright, on behalf of Pups Pub Orlando, LLC., seeking a permanent variance from subsection 64E-11.003(6), Florida Administrative Code, which prohibits animals in a food service establishment. Notice of the petition was published August 16, 2022, in Issue 48, Number 159, of the Florida Administrative Register. The Department found the Petitioner did not demonstrate the underlying intent of the statute. Therefore, pursuant to the requirements of section 120.542(2), Florida Statutes, the Department DENIED the Petitioner's request for a permanent variance.

A copy of the Order or additional information may be obtained by contacting: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1703.

**DEPARTMENT OF CHILDREN AND FAMILIES**

Substance Abuse Program

RULE NO.: RULE TITLE:

65D-30.0141 Needs Assessment for Medication-Assisted Treatment for Opioid Use Disorders

NOTICE IS HEREBY GIVEN that on March 23, 2023, the Department of Children and Families, received a petition for waiver of subsection 65D-30.0141(2), Florida Administrative Code, from Metro Treatment of Florida, L.P. d/b/a New Season

Treatment Center 30, as it pertains to a location in Port Charlotte. Subsection 65D-30.0141(2) of the Code requires awarded applicants to receive at least a probationary license within two (2) years of receipt of an award letter connected to their Methadone Medication-Assisted Treatment Application to Proceed to Licensure Application. If an applicant fails to obtain a probationary license within the specified time, the Department shall rescind the award.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program

RULE NO.: RULE TITLE:

65D-30.0141 Needs Assessment for Medication-Assisted Treatment for Opioid Use Disorders

NOTICE IS HEREBY GIVEN that on March 22, 2023, the Department of Children and Families, received a petition for waiver of subsection 65D-30.0141(2), Florida Administrative Code, from Metro Treatment of Florida, L.P. d/b/a New Season Treatment Center 29, as it pertains to a location in Gainesville. Subsection 65D-30.0141(2) of the Code requires awarded applicants to receive at least a probationary license within two (2) years of receipt of an award letter connected to their Methadone Medication-Assisted Treatment Application to Proceed to Licensure Application. If an applicant fails to obtain a probationary license within the specified time, the Department shall rescind the award.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program

RULE NO.: RULE TITLE:

65D-30.0141 Needs Assessment for Medication-Assisted Treatment for Opioid Use Disorders

NOTICE IS HEREBY GIVEN that on March 22, 2023, the Department of Children and Families, received a petition for waiver of subsection 65D-30.0141(2), Florida Administrative Code, from Metro Treatment of Florida, L.P. d/b/a New Season Treatment Center 35, as it pertains to a location in Palm Coast. Subsection 65D-30.0141(2) of the Code requires awarded applicants to receive at least a probationary license within two (2) years of receipt of an award letter connected to their Methadone Medication-Assisted Treatment Application to Proceed to Licensure Application. If an applicant fails to obtain a probationary license within the specified time, the Department shall rescind the award.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program

RULE NO.: RULE TITLE:

65D-30.0141 Needs Assessment for Medication-Assisted Treatment for Opioid Use Disorders

NOTICE IS HEREBY GIVEN that on March 22, 2023, the Department of Children and Families, received a petition for waiver of subsection 65D-30.0141(2), Florida Administrative Code, from Metro Treatment of Florida, L.P. d/b/a New Season Treatment Center 28, as it pertains to a location in Tallahassee. Subsection 65D-30.0141(2) of the Code requires awarded applicants to receive at least a probationary license within two (2) years of receipt of an award letter connected to their Methadone Medication-Assisted Treatment Application to Proceed to Licensure Application. If an applicant fails to obtain a probationary license within the specified time, the Department shall rescind the award.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program

RULE NO.: RULE TITLE:

65D-30.0141 Needs Assessment for Medication-Assisted Treatment for Opioid Use Disorders

NOTICE IS HEREBY GIVEN that on March 22, 2023, the Department of Children and Families, received a petition for waiver of subsection 65D-30.0141(2), Florida Administrative Code, from Metro Treatment of Florida, L.P. d/b/a New Season Treatment Center 26, as it pertains to a location in Ocala. Subsection 65D-30.0141(2) of the Code requires awarded applicants to receive at least a probationary license within two (2) years of receipt of an award letter connected to their Methadone Medication-Assisted Treatment Application to Proceed to Licensure Application. If an applicant fails to obtain a probationary license within the specified time, the Department shall rescind the award.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program

RULE NO.: RULE TITLE:

65D-30.007 Standards for Residential Treatment

NOTICE IS HEREBY GIVEN that on March 15, 2023, the Department of Children and Families, received a petition for variance from subsection 65D-30.007(9), Florida Administrative Code, from Phoenix Programs of Florida, Inc. Subsection 65D-30.007(9) states, with respect to residential treatment providers, that no primary counselor may have a caseload that exceeds 15 currently participating individuals.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The Services and Resources Committee of the Statewide Council on Human Trafficking announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 13, 2023, 1:00 p.m. until conclusion

PLACE: Microsoft Teams Meeting – (850)666-4692, Phone Conference ID: 346530446# and, <https://www.microsoft.com/en-us/microsoft-teams/join-a-meeting?rtc=1>, Meeting ID: 23318737751, Passcode: GA9rNq

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee Business

A copy of the agenda may be obtained by contacting: Lynn Guyton at [Lynn.Guyton@myfloridalegal.com](mailto:Lynn.Guyton@myfloridalegal.com) or by accessing the board’s website at: [http://myfloridalegal.com/\\_85256CC5006DFCC3.nsf/0/8AEA5858B1253D0D85257D34005AFA72?Open&Highlight=0,statelaw,council,meeting](http://myfloridalegal.com/_85256CC5006DFCC3.nsf/0/8AEA5858B1253D0D85257D34005AFA72?Open&Highlight=0,statelaw,council,meeting).

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: the Office of the Attorney General Ashley Moody at (850)414-3300. 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: Lynn Guyton at [Lynn.Guyton@myfloridalegal.com](mailto:Lynn.Guyton@myfloridalegal.com) by telephone at 1(813)287-7950.

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation, District One announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, April 4, 2023, 6:00 p.m.

PLACE: <http://bitly.ws/Amqb> or Bert J. Harris Agricultural Center, 4509 George Boulevard, Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to a public hearing for the US 27 Median Modification Safety Improvements in various locations along US 27 in Highlands County on Tuesday, April 4, 2023.

FDOT is conducting this project to construct median modifications at North Lake Damon Road, Ponce De Leon Boulevard, Whisper Circle, Lake Josephine Drive, and Lake Francis Road. The public hearing is held to present information about the proposed modifications and provides the opportunity for public feedback for the official hearing record.

The Department has three ways to participate in the public hearing: through the live online event on April 4, at 6:00 p.m. at <http://bitly.ws/Amqb>, by attending the in-person event at the Bert J. Harris Agricultural Center, 4509 George Boulevard, Sebring, FL 33875, or by viewing the materials online through the project webpage <https://www.swfroads.com/project/000004-1>. All hearing materials, will be available online on the day of the hearing. You may choose any combination of the options provided to review the materials. Comments can be provided during the hearing event or through the project webpage. All comments must be submitted by April 18, to be included in the formal hearing record.

FDOT is sending the attached notice to all property owners and tenants within at least 300 feet on either side of the access changes and to other public officials, regulatory agencies, organizations, and individuals interested in the project. This hearing is also conducted in accordance with Rule 14/97.

If you have any questions about the hearing, please contact: FDOT Project Manager, Tim Horst, by phone at 1(863)519-2499. Comments about the project should be emailed to [tim.horst@dot.state.fl.us](mailto:tim.horst@dot.state.fl.us), or mailed to Tim Horst, Florida Department of Transportation, 801 N. Broadway Ave., Bartow, FL 33830.

A copy of the agenda may be obtained by contacting: FDOT Project Manager, Tim Horst, by phone at 1(863)519-2499 or by email at [tim.horst@dot.state.fl.us](mailto:tim.horst@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: Cynthia Sykes, FDOT District One Title VI Coordinator by email at [Cynthia.Sykes@dot.state.fl.us](mailto:Cynthia.Sykes@dot.state.fl.us) or by phone at 1(863)519-2287. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: FDOT Project Manager, Tim Horst, by phone at 1(863)519-2499 or by email at [tim.horst@dot.state.fl.us](mailto:tim.horst@dot.state.fl.us).

**REGIONAL UTILITY AUTHORITIES**

**Peace River/Manasota Regional Water Supply Authority**  
 The Peace River Manasota Regional Water Supply Authority announces a hearing to which all persons are invited.  
**DATE AND TIME:** Wednesday, April 5, 2023, 9:30 a.m.  
**PLACE:** Charlotte County Administration Center, Commission Chambers, Room 119, 18500 Murdock Circle, Port Charlotte, Florida  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Board of Directors will convene to conduct regular business of the Authority and Public Hearing for the Authority’s FY 2023 Budget Amendment and FY 2024 Tentative Budget.  
 A copy of the agenda may be obtained by contacting: A copy of the agenda is available at [www.regionalwater.org](http://www.regionalwater.org) or by contacting the Peace River Manasota Regional Water Supply Authority, located at 9415 Town Center Parkway, Lakewood Ranch, Florida 34202, by calling (941)316-1776 or emailing [peacriver@regionalwater.org](mailto:peacriver@regionalwater.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: (941)316-1776. 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: (941)316-1776 or [peacriver@regionalwater.org](mailto:peacriver@regionalwater.org).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**  
 The Board of Accountancy announces a public meeting to which all persons are invited.  
**DATE AND TIME:** April 12, 2023, 9:00 a.m.

**PLACE:** 1(888)585-9008, Passcode: 118042852#  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Budget Task Force Committee will meet to discuss the Board's quarterly financials.  
 A copy of the agenda may be obtained by contacting: Amber Bowman (352)333-2505.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

The Florida Department of Environmental Protection announces a public meeting to which all persons are invited.  
**DATE AND TIME:** April 3, 2023, 1:30 p.m. EDT  
**PLACE:** **WEBINAR:**  
<https://attendee.gotowebinar.com/register/5949953726640776789>  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a public meeting of interested stakeholders to discuss the North Indian River Lagoon, Banana River Lagoon, and Central Indian River Lagoon Basin Management Action Plans (BMAPs). The BMAP is the means for implementation of the adopted Total Maximum Daily Load (TMDL). The primary purpose of this meeting is to provide the annual update on the adopted BMAP. The public and stakeholders will have an opportunity to view and comment during the meeting by utilizing the following link:  
<https://attendee.gotowebinar.com/register/5949953726640776789>.  
 A copy of the agenda may be obtained by contacting: Diana Turner at [Diana.M.Turner@FloridaDEP.gov](mailto:Diana.M.Turner@FloridaDEP.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 48 hours before the workshop/meeting by contacting: Diana Turner at (850)245-8825. 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 ENVIRONMENTAL PROTECTION**

The Florida Department of Environmental Protection's Office of Resilience and Coastal Protection announces a public meeting to which all persons are invited.  
**DATE AND TIME:** Wednesday, April 5, 2023, 9:00 a.m. – 2:00 p.m.  
**PLACE:** Indian River County Administration Building A, Room A2-230, 1801 27th Street, Vero Beach, Florida 32960  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** DEP is holding a TAC meeting (#4) for the Sebastian Inlet Management Study – (bordering Brevard County and Indian River County), pursuant to Section 161.142, Florida Statutes. The TAC meeting is an opportunity to ask questions about the inlet study and its findings. The local sponsor is conducting the

inlet study with the intent of developing an inlet management plan/ plans.

A copy of the agenda may be obtained by contacting: William “Guy” Weeks, Department of Environmental Protection, Office of Resilience and Coastal Protection at (850)245-7696 or via email: William.Weeks@FloridaDEP.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: James Gray, the Sebastian Inlet District Director at (321)724-5175 (local entity), email at jgray@sitd.us or William Guy Weeks at (850)245-7696 (DEP), email at William.Weeks@FloridaDEP.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: William “Guy” Weeks, Department of Environmental Protection, Office of Resilience and Coastal Protection at (850)245-7696 or via email: William.Weeks@FloridaDEP.gov.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: Thursday, April 27, 2023, 4:00 p.m. – 7:00 p.m.

PLACE: Manatee County Central Library Auditorium 1301 Barcarrota Blvd. W., Bradenton, FL, 34205.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this public meeting is to obtain public comments on two draft permits for the Tropicana Manufacturing Company, Inc. (Tropicana): (1) a draft underground injection control (UIC) permit, and (2) a draft Industrial Wastewater/National Pollutant Discharge Elimination System (IW-NPDES) permit. The continued operation of the two injection wells at the facility requires the renewal of both permits. Tropicana applied for renewal of its IW-NPDES permit on March 19, 2019, and renewal of its UIC permit on May 16, 2019. This project is located at 1001 13th Avenue East, Bradenton, Florida 34208, and will consist of operation of two nonhazardous Class V injection wells: IW-1 with total depth of 1,108 feet below land surface (BLS) and IW-2 with total depth of 1,640 feet BLS. Class V wells IW-1 and IW-2 are to be used for disposal of treated process wastewater from the Tropicana Bradenton citrus processing facility. The draft NPDES permit (File No. FL0000043-014-IW1S) was issued on May 7, 2019, and the draft UIC permit (File No. 036779-019-020-UO/5X, WACS ID No. 93718) was issued on Sept. 23, 2020. The corresponding Notices of Draft Permit for both were published in the Bradenton Herald on Sept. 25, 2020.

During the public comment period provided in Rule 62-528.315, Florida Administrative Code (F.A.C.), any interested person may submit written comments on these draft permits. All comments shall be considered in making the final decision and shall be answered as provided in Rule 62-528.330, F.A.C. More information on the draft underground injection well permit may be obtained by contacting Gene Honeycutt, DEP Division of Water Resource Management, via U.S. mail at 2600 Blair Stone Road, MS 3530, Tallahassee, FL 32299-2400, via phone at (850)245-8848 or via email at Gene.Honeycutt@FloridaDEP.gov. More information on the draft NPDES wastewater permit may be obtained by contacting Erica Peck, DEP Southwest District Office, via U.S. mail at Florida Department of Environmental Protection, 13501 N. Telecom Parkway, Suite 101, Temple Terrace, FL 33637; via phone at 1(813)470-5906, or via email at Erica.Peck@FloridaDEP.gov.

A copy of the agenda may be obtained by contacting: Gene Honeycutt, DEP Division of Water Resource Management, via U.S. mail at 2600 Blair Stone Road, MS 3530, Tallahassee, FL 32299-2400, via phone at (850)245-8848 or via email at Gene.Honeycutt@FloridaDEP.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 48 hours before the workshop/meeting by contacting: the Bureau of Personnel Services at (850)245-2511. 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).

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Myakka River Management Coordinating Council announces a public meeting to which all persons are invited.

DATE AND TIME: April 7, 2023, 9:30 a.m. – 12:30 p.m.

PLACE: Nokomis Community Park, 234 Nippino Trail, Nokomis, Florida 34275

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct Council Business for administering the Myakka River as a Wild and Scenic River

A copy of the agenda may be obtained by contacting: Chris Oliver, Division of Recreation and Parks, District 4 Administration, 1843 S. Tamiami Tr. Osprey, FL 34229 or by calling (941)882-7191.

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 Oliver, (941)882-7191. If you are hearing or speech impaired, please contact the agency using the Florida

Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

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

DATE AND TIME: April 25, 2023, 1:00 p.m. EST

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The panel will be holding this meeting to conduct public disciplinary cases.

A copy of the agenda may be obtained by contacting: The Board of Osteopathic Medicine <https://floridasosteopathicmedicine.gov/meeting-information/>. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Board Staff, Regulatory Specialist III, at (850)245-4161 or MQA.Osteopath@flhealth.gov or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: <https://floridasosteopathicmedicine.gov/meeting-information/>.

Enterprise Florida, Inc.

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

DATE AND TIME: April 4, 2023, 9:30 a.m.

PLACE: Virtual via Teams - [https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_NjZjZjdlMGMtNjc4Ni00ZjQ4LWEwY2MtOGU2ZjliYjRiNzlj%40thread.v2/0?context=%7b%22Tid%22%3a%228310dbd9-35bb-4e22-8978-e59703aec4bb%22%2c%22Oid%22%3a%22b056fa17-d297-4757-beee-78fec688ff94%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_NjZjZjdlMGMtNjc4Ni00ZjQ4LWEwY2MtOGU2ZjliYjRiNzlj%40thread.v2/0?context=%7b%22Tid%22%3a%228310dbd9-35bb-4e22-8978-e59703aec4bb%22%2c%22Oid%22%3a%22b056fa17-d297-4757-beee-78fec688ff94%22%7d)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Equity Capital Program

A copy of the agenda may be obtained by contacting: Lorna Dusti, (407)956-5651.

For more information, you may contact: Lorna Dusti, (407)956-5651.

Inwood Consulting Engineers, Inc.

The Florida Department of Transportation, District One announces a workshop to which all persons are invited.

DATES AND TIMES: Monday, April 3, 2023, 6:00 p.m. – 7:00 p.m. (online only); Tuesday, April 4, 2023, 5:00 p.m. – 7:00 p.m. (in-person).

PLACE: Online through a computer, tablet, or mobile device (visit <https://tinyurl.com/BonitaBeachRoadRegistration> to register), or online at <https://www.swflroads.com/project/444321-1>

In-person at Bonita Springs Recreation Center, 26740 Pine Avenue, Bonita Springs, FL 34135.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to the Alternatives Public Workshop for the US 41 at Bonita Beach Road (County Road 865) Project Development and Environment (PD&E) Study at the intersection of US 41 and Bonita Beach Road in Lee County.

FDOT is conducting a PD&E Study to evaluate the need for capacity-related improvements, as well as ways to improve safety conditions and provide for multi-modal features within this area and to address congestion and projected travel demand. The Alternatives Public Workshop is being held to present information about the preliminary alternatives and provides the opportunity for the public to offer feedback.

You can participate in the Alternatives Public Workshop live online or in-person. The same materials will be displayed at both the online and in-person events, and will also be posted by March 27, 2023 on the project website at <https://www.swflroads.com/project/444321-1>.

LIVE ONLINE OPTION: Attend virtually on Monday, April 3, 2023, starting at 6:00 p.m. This event will include a viewing of the project video and a live question-and-answer component with the project team. Please review the materials (available on the project webpage by March 27, 2023) before attending the virtual event. Register in advance by visiting <https://tinyurl.com/BonitaBeachRoadRegistration> or on the project website at <https://www.swflroads.com/project/444321-1>. Once registered, attendees will receive a confirmation email containing information about joining the workshop online.

IN-PERSON OPTION: Attend the Alternatives Public Workshop on Tuesday, April 4, 2023, at Bonita Springs Recreation Center, 26740 Pine Ave, Bonita Springs, FL 34135. Visit the meeting any time between 5 and 7 p.m. to view the project video and displays, speak with project team members and submit comments or questions.

**WEBSITE:** View all materials online at <https://www.swflroads.com/project/444321-1>. Comments can be provided through the project website and questions can be answered by calling the FDOT project manager Patrick Bateman, PE at 1(863)519-2792.

After reviewing the Alternatives Public Workshop materials, and/or participating, you may submit comments in three ways: 1) through the project website; 2) email the FDOT Project Manager (Patrick Bateman, PE) at [Patrick.Bateman@dot.state.fl.us](mailto:Patrick.Bateman@dot.state.fl.us); or 3) mail comments to Patrick Bateman, PE at FDOT District One MS 1-40, P.O. Box 1249, Bartow, FL 33831-1249. While comments about the project are accepted at any time, please note that comments must be received or postmarked by Friday, April 14, 2023, to be included in the formal workshop record.

A summary of the workshop comments and responses will be available on the webpage approximately 30 days following the close of the comment period.

A copy of the agenda may be obtained by contacting: NA 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, FDOT District One Title VI Coordinator by email at [Cynthia.Sykes@dot.state.fl.us](mailto:Cynthia.Sykes@dot.state.fl.us) or by phone at (863) 519-2287. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FDOT Project Manager, Patrick Bateman, PE, [Patrick.Bateman@dot.state.fl.us](mailto:Patrick.Bateman@dot.state.fl.us).

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 May 26, 2022 and executed by FHWA and FDOT.

#### MARLIN ENGINEERING

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

**DATES AND TIMES:** Virtual Public Meeting: Tuesday, April 4, 2023, 5:30 p.m.

In-person Public Meeting for Kimberly Boulevard. and SW 11 Street segments, Wednesday, April 5, 2023, 5:00 p.m. – 7:00 p.m.

In-person public meeting for the Dr. Martin Luther King Jr. Boulevard segment, Wednesday, April 12, 2023, 4:00 p.m. – 6:00 p.m.

**PLACE: PUBLIC MEETING LOCATIONS:** There will be one virtual meeting and two in-person meetings to provide easy accessibility to the neighboring communities.

• The virtual public meeting will take place on Tuesday, April 4, 2023, 5:30 p.m. and will consist of a formal presentation followed by an open discussion. To attend from your computer, tablet, or smartphone, please register using the link below: <https://bit.ly/3Sp3D2p>.

Participants can also use their phone by dialing in to (415)930-5321, Access code: 513-832-824.

• The in-person meeting for the Kimberly Boulevard. and SW 11 Street segments will take place on Wednesday, April 5, 2023 from 5:00 p.m. – 7:00 p.m. and will be held at the North Lauderdale Saraniero Branch Library located at 6901 Kimberly Boulevard, North Lauderdale, Florida 33068. The in-person meeting will follow an open house format.

• The in-person meeting for the Dr. Martin Luther King Jr. Boulevard segment will take place on Wednesday, April 12, 2023 from 4:00 p.m. – 6:00 p.m. and will be held at the Pompano Beach Branch Library located at 50 W. Atlantic Boulevard, Pompano Beach, Florida 33060. The in-person meeting will follow an open house format.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Department of Transportation (FDOT) District Four will hold three public meetings for the State Road (SR) 7 Transit Corridor Improvements. The project identification number is 429576-6. The purpose of this project is to create enhanced bicycle, pedestrian, and public transportation access. The project consists of three separate segments within three cities as follows: Kimberly Boulevard from SW 81 Avenue to State Road 7 in North Lauderdale; SW 11 Street from SR 7 to SW 49 Terrace in Margate; and Dr. Martin Luther King Jr. Boulevard, from NW 12 Avenue to NW 10 Avenue, in Pompano Beach.

For the in-person meetings, doors will open at 5:00 p.m. for the April 5 meeting and at 3:30 p.m. for the April 12 meeting. for all attendees. Staff will be available to answer questions and provide assistance. Comments and questions will be answered in the order received. If your question is not answered during the event, a response will be provided in writing following the meeting. Questions and comments may also be submitted prior to the meeting by e-mailing the Project Manager.

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: FDOT Project Manager, Mr. Robert Lopes, P.E. at (954)777-4425 or via email at [robert.lopes@dot.state.fl.us](mailto:robert.lopes@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: FDOT Project Manager, Mr. Robert Lopes, P.E. at (954)777-4425 or via email at [robert.lopes@dot.state.fl.us](mailto:robert.lopes@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: FDOT Project Manager, Mr. Robert Lopes, P.E. at (954)777-4425 or via email at robert.lopes@dot.state.fl.us or visit the project website at https://www.d4fdot.com/bcfdot/sr\_7\_transit\_corridor\_improvement\_group\_6.asp.

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:

FLORIDA EDUCATION ASSOCIATION, FLORIDA FREEDOM TO READ PROJECT, and FAMILIES FOR STRONG PUBLIC, SCHOOLS,

Petitioner, vs.

STATE OF FLORIDA DEPARTMENT OF EDUCATION, Respondent.

CASE NO.: 23-1103RU; RULE NO.: 6A-7.0713, 6A-7.0715

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

FISH AND WILDLIFE CONSERVATION COMMISSION HILOCHEE POLE BARN UTILITIES IN LAKE COUNTY BID NO: FWC 22/23-93C

TITLE: HILOCHEE POLE BARN UTILITIES IN LAKE COUNTY

The Florida Fish and Wildlife Conservation Commission is seeking competitive pricing for the construction of utilities to existing pole barn and associated work, in accordance with the contract documents and Chapter 255 of the Florida Statutes.

To review the bid details:

Visit https://vendor.myfloridamarketplace.com/

Select Search Advertisements.

Enter FWC 22/23-93C into the Agency Advertisement Number box.

Click the Search button.

Select the solicitation to view the advertisement details.

Download files made available in the advertisement details page.

NOTE: The MyFloridaMarketPlace Vendor Information Portal (link provided above) is the posting location for all new and changing information regarding this solicitation. Interested bidders should continue to monitor this site for the entirety of the solicitation process.

Direct all questions to the Procurement Manager: Kyle Dove, Florida Fish & Wildlife Conservation Commission, 1875 ORANGE AVENUE EAST, Tallahassee, FL 32311-6160, Kyle.Dove@MyFWC.com, (850)617-9602.

Daytona State College Architectural Services

Daytona State College Architectural Design Services

RFQ #23-021

Pursuant to the provisions of Section 287.055, Florida Statutes, the "Consultants' Competitive Negotiations Act", Daytona State College hereby publicly announces it will consider qualified professional firms, licensed and registered to do work in the State of Florida, for a project requiring architectural and

engineering services. This project consists of remodeling an existing space from a Nursing lab into a fully functional Welding lab containing all the SREF (State Requirements for Educational Facilities) required elements needed to instruct students how to learn the method of welding on our Deltona Campus. Services required would be Architectural, Plumbing, Electrical, Mechanical and minimal structural involvement. The estimated total project budget is \$1.7M inclusive of all fees and furnishings.

Firms desiring consideration must submit proposals no later than 2:00 p.m. on April 10, 2023, to the Facilities Planning Department, Daytona State College, B430A/R108, 1200 W. International Speedway Blvd., Daytona Beach, FL 32114. Interested parties may obtain information by contacting sharon.dyke@daytonastate.edu or by visiting our website at <https://www.daytonastate.edu/who-we-are/working-with-daytona-state-college/facilities-planning/index.html>.

**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., Friday, March 17, 2023 and 3:00 p.m., Thursday, March 23, 2023.

Rule No.	File Date	Effective Date
61G14-22.001	3/23/2023	4/12/2023
61G14-22.005	3/23/2023	4/12/2023
64B17-9.001	3/21/2023	4/10/2023
69L-7.100	3/17/2023	7/1/2023
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
Rule No.	File Date	Effective Date
5K-4.020	12/10/2021	**/**/*****
5K-4.035	12/10/2021	**/**/*****
5K-4.045	12/10/2021	**/**/*****
60FF1-5.009	7/21/2016	**/**/*****
62-6.001	5/10/2022	**/**/*****
62-600.405	11/16/2021	**/**/*****
62-600.705	11/16/2021	**/**/*****
62-600.720	11/16/2021	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
65C-9.004	3/31/2022	**/**/*****

69L-7.020	10/22/2021	**/**/*****
64B8-10.003	12/9/2015	**/**/*****

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Health Facility and Agency Licensing

Nurse Registry Excellence Program

RULE NO.: RULE TITLE:

59A-18.0145 Nurse Registry Excellence Program

In accordance with Section 120.74, F.S. the Agency for Health Care Administration is filing this Notice of Extension for publishing a Notice of Proposed Rule as identified in the Agency’s 2022 Regulatory Plan. The Notice of Rule Development was published in Vol. 48, No. 204 of the Florida Administrative Register (FAR) on October 19, 2022. The Agency needs additional time to further develop and solicit public comment on the rules associated with this rulemaking effort.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Health Facility and Agency Licensing

Hospice

RULE NO.: RULE TITLE:

59A-38.007 Program Reporting Requirements

In accordance with Section 120.74, F.S. the Agency for Health Care Administration is filing this Notice of Extension for publishing a Notice of Proposed Rule as identified in the Agency’s 2022 Regulatory Plan. The Notice of Rule Development was published in Vol. 47, No. 57 of the Florida Administrative Register (FAR) on March 24, 2021. The Agency needs additional time to further develop and solicit public comment on the rules associated with this rulemaking effort.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Certificate of Need

RECEIPT OF EXPEDITED APPLICATION

The Agency for Health Care Administration received the following CON application for expedited review:

CON #10733

Received: 3/20/2023

County: Seminole District: 7-4

Applicant/Facility/Project: Sabal Palm Nursing and Rehab Center, LLC

Project Description: Transfer CON #10666 from Seminole County Nursing and Rehab, LLC to the applicant to establish a new 171-bed community nursing home

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

State Revolving Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)

Jefferson Communities Water System

The Florida Department of Environmental Protection (DEP) has determined that the Jefferson Communities Water System project, located in Jefferson County, for the installation of remote system water meters and looping a major dead end and the extension of one water main to add additional customers is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$1,628,283. The project may qualify for a Drinking Water SRF loan composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed projects that are postmarked or delivered at the address below within 30 days of this notice. A copy of the FCEN can be obtained by writing: Gregg Caro, DEP, 3900 Commonwealth Blvd., MS 3505, Tallahassee, Florida 32399-3000, or calling (850)245-2982 or emailing GreggCaro@FloridaDEP.gov.

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Citizens Property Insurance Corporation

Citizens Property Insurance

NOTICE REGARDING THE MARCH 17, 2023  
EMERGENCY MEETING

On March 17, 2023 starting at 3:30 p.m. via a Zoom webinar, Citizens held an emergency Board of Governors meeting to discuss whether the Board should approve the purchase of a capital markets industry loss index trigger placement bond through a special purpose vehicle called Lightning Re (hereinafter "Lightning Re Bond").

On March 16, 2023, Citizens published a Notice of Emergency Meeting and a copy of the materials presented at the emergency meeting on its website at <https://www.citizensfla.com/-/20230317-special-bog-1>. The Notice of Emergency Meeting, which sets forth the reasons why an emergency meeting was necessary, is incorporated herein by reference.

The result of the emergency meeting was the Board's approval of the Lightning Re Bond purchase.

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Section XIII

Index to Rules Filed During Preceding  
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.

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