

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-1.09414 Course Requirements - Grades PK-12
 Exceptional Student Education

PURPOSE AND EFFECT: In March 2023, additional student performance standards for Mathematics Access Points-Alternate Academic Achievement Standards (AP-AAAS) Grades K-12 were adopted. In this course rule, these additional student performance standards will be added to the Access Mathematics for Data and Financial Literacy and Access Mathematics for Liberal Arts course descriptions. Course descriptions for other courses are revised. All Language Arts Florida Standards (LAFS) and Mathematics Florida Standards (MAFS) are replaced with Benchmarks for Excellent Student Thinking (B.E.S.T.) English Language Arts Expectations (EE) and B.E.S.T. Mathematical Thinking and Reasoning Standards (MTR).

SUMMARY: Public school course descriptions for exceptional student education in grades PK-12.

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: Based on experience in the past, when standards were revised, there was no adverse impact or regulatory cost of the proposed rule. It is not expected to exceed any of the economic criteria set forth in s. 120.541(2)(a), F.S., and will not require legislative authorization.

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: 1001.02, 1001.03(1), 1011.62(1)(t), F.S.

LAW IMPLEMENTED: 1001.03, 1011.62(1)(t), F.S.

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

DATE AND TIME: May 24, 2023, 9:00 a.m.

PLACE: Miami Dade College, Hialeah Campus, Building#5, Room 5101B, 1780 W. 49th St. Hialeah, FL 33012.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Brattain, Bureau of Exceptional Education and Student Services, (850)245-0475.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.09414 Course Requirements – Grades PK-12 Exceptional Student Education.

A course description directs district personnel by providing the essential content and course requirements for each course in grades PK-12 contained in the “Course Code Directory and Instructional Personnel Assignments” adopted in Rule 6A-1.09441, F.A.C. Course requirements approved by the State Board of Education are contained in the publication “~~2022-2023-2024~~ Florida Course Descriptions for Grades PK-12, Exceptional Student Education (<http://www.flrules.org/Gateway/reference.asp?No=Ref-14267>),” which is hereby incorporated by reference and made a part of this rule. Copies of approved course descriptions may be obtained from Division of Public Schools, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399. Rulemaking Authority 1001.02, 1001.03(1), 1011.62(1)(t) FS. Law Implemented 1001.03, 1011.62(1)(t) FS. History—New 7-9-86, Amended 12-28-86, 12-13-88, 12-11-89, 11-12-91, 6-6-93, 10-18-94, 9-28-99, 8-21-12, 3-25-14, 6-23-15, 6-23-16, 11-21-17, 10-18-18, 6-14-22.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica Brattain, Bureau of Exceptional Education and Student Services.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Manny Diaz Jr., Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 16, 2023

DEPARTMENT OF EDUCATION**State Board of Education**

RULE NO.: RULE TITLE:

6A-5.079 Florida School Counseling Standards

PURPOSE AND EFFECT: To establish standards for school counseling in Florida's public schools.

SUMMARY: House Bill 1557 from the 2022 Legislative Session (Chapter 2022-22, Section 2, Laws of Florida) requires the Florida Department of Education to review and update, as necessary, school counseling frameworks and standards. The rule sets forth seven standards for persons who serve as school counselors in Florida public schools.

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: Based upon the nature of the changes, this proposed rule is not expected to have any adverse impact on economic growth, business competitiveness or any other factors listed in s. 120.541(2)(a), F.S., and will not require legislative ratification. No increase in regulatory costs are anticipated as a result of the rule changes.

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: 1001.02, 1012.55, 1012.56, F.S.

LAW IMPLEMENTED: 1012.55, 1012.56, F.S.

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

DATE AND TIME: May 24, 2023, 9:00 a.m.

PLACE: Miami Dade College, Hialeah Campus, Building#5, Room 5101B, 1780 W. 49th St. Hialeah, FL 33012.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Brattain, Bureau of Exceptional Education and Student Services, (850)245-0475.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-5.079, Florida School Counseling Standards.**(1) Purpose and Structure of the Standards.**

(a) Purpose. The purpose of these standards is to establish Florida's expectations for school counselors. These standards inform the foundation for school counseling preparation programs, educator certification requirements, professional learning for school counselors, and school counselor evaluation systems.

(b) Structure. There are seven (7) standards, each comprised of a title, description, and descriptors that further clarify and define the work required to demonstrate mastery of the standard.

(2) Definitions.

(a) "School Counselor" means staff members certified under Rule 6A-4.0181, F.A.C., who are responsible for: advising students with regard to their abilities and aptitudes, educational and occupational opportunities, and personal and social adjustments; providing placement services; and similar functions as described in Section 1012.01(2)(b), F.S.

(b) "School Counseling Program" means a set of focused resources and supports designed by schools and districts to meet the unique needs of the students. The key aspects of the program include academic advisement and planning, career guidance and postsecondary planning, responsive mental health counseling services, community partnerships, and support with the provision of resiliency education, civic and character education, and life skill education.

(3) PK-12 School Counseling Standards.

(a) Standard one (1). Professional, Legal, and Ethical Expectations. School counselors act ethically and according to professional standards to promote the academic success and well-being of all students. School counselors:

1. Hold self accountable to the Principles of Professional Conduct for the Education Profession in Florida, pursuant to Rule 6A-10.081, F.A.C., and adhere to guidelines for student welfare pursuant to Section 1001.42(8), F.S., the rights of students and parents enumerated in Sections 1002.20 and 1014.04, F.S., local school board, and governing board policies;

2. Adhere to the state and federal legal rights of students and parents or guardians with regard to student records per Rule 6A-1.0955, F.A.C.; and

3. Seek opportunities for professional learning applicable to the role of a school counselor.

(b) Standard two (2). Data-Driven Planning. Effective school counselors utilize resources including available school data to guide decision making and counseling services. School counselors:

1. Gather and synthesize data from a variety of sources to inform the School Counseling Program;

2. Communicate data from a variety of sources to students and parents or guardians; and

3. Apply appropriate use of data and technology in supporting student learning and development.

(c) Standard three (3). School Counseling Program. Effective school counselors develop, implement, and evaluate programs that cultivate a school environment that promotes the academic success and well-being of all students. School counselors:

1. Apply evidence-based strategies that promote academic success; career readiness; and resiliency education, civic and character education, and life skill education as defined in Rule 6A-1.094124, F.A.C.

2. Apply principles and practices of crisis planning, response, and preventative programs;

3. Apply practices for identifying and closing gaps in student achievement; and

4. Apply strategies for progress monitoring and sharing School Counseling Program outcomes.

(d) Standard four (4). Consultation, Collaboration, and Coordination. Effective school counselors utilize multiple means of communication to promote the academic success and well-being of all students. School counselors:

1. Model and support respectful collaboration practices between school leaders, parents or guardians, district and school personnel and community partners;

2. Maintain high visibility and accessibility, and actively listen to and respond to parents or guardians, students, district and school personnel and community partners;

3. Recognize parents or guardians, students, district and school personnel and community partners for contributions and engagement that enhance the school community; and

4. Utilize appropriate technologies and other forms of communication with parents or guardians, students, district and school personnel and families on student expectations and academic performance.

5. Utilize state, local school board, and governing board policies and procedures to make appropriate community-based referrals.

6. Apply effective methods and skills for coordinating with community partners in the implementation of a school counseling program.

(e) Standard five (5). Counseling Services. Effective school counselors provide direct and indirect services that support the safety, mental health, and well-being of all students. School counselors:

1. Apply counseling skills when delivering evidence-based, direct and indirect services to individual students and groups;

2. Assist with the provision of resiliency education, civic and character education, and life skill education in the classroom setting; and

3. Apply verbal de-escalation strategies to assist in the response and support of students in a crisis situation.

(f) Standard six (6). Academic Advising and Planning. Effective school counselors cultivate a caring, rigorous, and supportive school community that promotes the academic success and well-being of all students.

1. Promote awareness of student progression, assessment requirements, appropriate educational placement, and high school graduation requirements;

2. Assist all students with developing a path to effectively prepare for secondary and postsecondary educational and employment opportunities;

3. Provide all students with opportunities for academic enrichment; and

4. Support students who are identified as academically at-risk.

(g) Standard seven (7). Career Development and Postsecondary Planning. Effective school counselors provide opportunities for all students to develop the behaviors necessary to learn work-related skills, resilience, perseverance, an understanding of lifelong learning as a part of long-term career success, the value of volunteerism and mentorship, and a strong work ethic. School counselors:

1. Promote awareness of application and admission processes for various postsecondary options, including financial resources such as the Free Application for Federal Student Aid and Florida Financial Aid Application for all students and families;

2. Apply school counseling strategies and activities that address students' college and career readiness across developmental levels, including decision-making approaches for students in various stages of career development;

3. Apply procedures of formal and informal career inventories and data-driven methods for evaluating students' college and career readiness;

4. Apply college and career readiness counseling services and schoolwide approaches across all levels that promote lifelong learning and career success;

5. Utilize resources that provide students with personalized information about postsecondary and career and technical educational opportunities and sources of financial assistance; and

6. Apply counseling services to address the challenges experienced by students.

Rulemaking Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1012.55, 1012.56 History-New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jessica Brattain, Bureau of Exceptional Education and Student Services.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Manny Diaz Jr., Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2023
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 28, 2023

DEPARTMENT OF HEALTH

Prescription Drug Monitoring Program

RULE NOS.: RULE TITLES:

- 64K-1.002 American Society for Automation in Pharmacy Standards and Formats
- 64K-1.003 Accessing Database
- 64K-1.004 Management and Operation of Database
- 64K-1.008 Electronic Health Recordkeeping System Integration

PURPOSE AND EFFECT: To update reporting American Society for Automation in Pharmacy (ASAP) standards for dispensing practitioners and pharmacies reporting controlled substance dispensing to newer version; to add definition of “authenticate” and clarify access through electronic health recordkeeping and pharmacy management systems; to extend the time to report errors or omissions and outline new waiver process; and to define provider authentication process and describe entity responsibilities.

SUMMARY: This rulemaking establishes the format for submissions to the Prescription Drug Monitoring Database, describes access to the information in the database by prescribers and dispensers outside Florida using electronic health recordkeeping systems, extends the days to report errors or omissions in reports and outlines new waiver request process, and defines the term “provider authentication” and entity responsibilities.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact on regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S. 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: 893.055, F.S.

LAW IMPLEMENTED: 893.055, 893.0551, 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: Rebecca Poston, Program Manager, 4052 Bald Cypress Way, Bin C-016, Tallahassee, Florida 32399 or Rebecca.Poston@FIHealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64K-1.002 American Society for Automation in Pharmacy Standards and Formats.

(1) The format for submission to the E-FORCSE® database shall be in accordance with the electronic reporting standards of the American Society for Automation in Pharmacy (ASAP) contained in the “Implementation Guide ASAP Standard for Prescription Drug Monitoring Programs Version 4, Release 2B 2A” (12/2019 ~~10/2016~~), incorporated by reference. E-FORCSE® will continue to accept reports in the ASAP Version 4, Release 2A (10/2016) ~~2011 version 4.2~~ standard, incorporated by reference, for six months one year from the effective date of this rule (~~to be determined~~), after which all reports must be made using the ASAP 2016 Version 4, Release 2B (12/2019) 4.2A standard.

(2) The format for submission to the E-FORCSE® database if no controlled substances are dispensed shall be in accordance with the ~~incorporated by reference~~ ASAP Error Report and Zero Report Standards (12/2019 ~~10/2016~~), which are included in the ASAP Version 4, Release 2B (12/2019) and are incorporated by reference.

(3) The agency has determined that posting the incorporated materials would be a violation of federal copyright law. The materials are available for public inspection at the Department of Health, 4052 Bald Cypress Way, Tallahassee, FL 32399, and the Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399. A copy of the electronic reporting Standard for Prescription Drug Monitoring Programs may be obtained from the American Society for Automation in Pharmacy, 492 Norristown Road, Suite 160, Blue Bell, Pennsylvania 19422, Telephone: (610)825-7783, Website: www.asapnet.org.

Rulemaking Authority 893.055 FS. Law Implemented 893.055 FS. History—New 2-20-12, Amended 10-21-15, 12-19-18.

64K-1.003 Accessing Database.

(1) Definitions:

(a) “Authenticate, Authenticated, or Authentication” means a confirmation of the authorized user’s credentials by the prescription drug monitoring program of a state, district or territory.

(a) through (f) renumbered (b) through (g) No change.

(2) No change.

(3)(a) Pharmacists, prescribers and dispensers licensed in Florida may directly access the information in E-FORCSE[®] by registering at <https://florida.pmpaware.net/login>. A pharmacist, prescriber or dispenser must review the “PMP AWAxRE[®] Requestor User Support Manual, Florida Prescription Drug Monitoring Program, Version 3.0 2.0” DH8009-PDMP, effective 5/2022 12/2018, which is incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX11365>, prior to registering. ~~Certification of this review is required before registration can be completed.~~ Registration denials, stating the reason for denial, will be emailed to the unsuccessful registrant.

(b) A prescriber or dispenser licensed to practice in the state of Florida may request and receive information from E-FORCSE[®] using a secure recordkeeping system integration associated with his or her electronic health record. If the user is authenticated, E-FORCSE[®] will return query results to the authorized user’s electronic health record.

(c) Prescribers and dispensers licensed in states, districts or territories other than Florida, may directly access information in E-FORCSE[®] using an approved secure recordkeeping system integration associated with his or her electronic health record if:

1. The prescribers and dispensers are practicing in a state, district or territory where the Department has entered into a reciprocal interstate data sharing agreement, and;

2. The prescriber or dispenser, is accessing the information through an approved secure recordkeeping system integration associated with his or her electronic health record or pharmacy management system which authenticates the user’s credentials by the prescription drug monitoring program.

(4)(a) A designee of a prescriber or dispenser may directly access the information in E-FORCSE[®] by registering at <https://florida.pmpaware.net/login>. A designee must review the “PMP AWAxRE[®] Requestor User Support Manual” prior to registration and the “Information Security and Privacy Training Course for Designees,” DH8019 PDMP, effective 7/2016, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07629> or http://www.floridahealth.gov/statistics-and-data/e-forcse/health_care_practitioners/index.html, prior to registering and complete the “Designee Certification Form” DH8026 PDMP, effective 5/2019, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11366>. ~~The designee must provide a printed copy of the “Designee Certification Form” to the designating prescriber or dispenser. Registration denials, stating the reason for the denial, will be emailed to the unsuccessful registrant.~~

(b) A registered designee will not have access to E-FORCSE[®] until the designating prescriber or dispenser affirmatively accepts responsibility for the designee and links the designee to a pharmacy, prescriber or dispenser E-FORCSE[®] account as described in the “PMP AWAxRE[®] Requestor User Support Manual.” The linking process will require the prescriber or dispenser to certify that the designee has reviewed the “PMP AWAxRE[®] Requestor User Support Manual” and the “Information Security and Privacy Training Course for Designees.” ~~The designating prescriber or dispenser shall maintain copies of the certification of these reviews and make them available to the program manager upon request.~~

(c) Registered designees who do not access E-FORCSE[®] for a period in excess of one year six months will be deactivated. Deactivated designees may request activation by sending a request to e-forcse@flhealth.gov reapply for access.

(5) No change.

(6)(a) Law enforcement and other agencies that do not have direct access to E-FORCSE[®] may request information from the program manager by having the agency head or a person appointed by the agency head for this purpose execute an “Agency User Agreement,” DH8017-PDMP, effective 3/2023 7/2019, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX11367>. If approved, the program manager will execute and return the agreement to the agency.

(b) After approval of the “Agency User Agreement,” each agency head or person appointed by the agency head for this purpose shall appoint an agency administrator with an “Agency Administrator Appointment Form,” DH8010-PDMP, effective 5/2019, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11368>. The agency administrator may register at <https://florida.pmpaware.net/login>. Prior to registration, each agency administrator must review the “PMP AWAxRE[™] Law Enforcement and Regulatory User Support Manual,” DH8012-PDMP, effective 7/2021 6/2019, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX11369> and the “E-FORCSE[®] Information Security and Privacy Training Course” (Florida Department of Law Enforcement, 2014) available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XX> or <https://360.articulate.com/review/content/af6873e1-d7e7-4f35-b68d-ce2f0d834d52/review>, and complete the “Authorized User Certification Form”, DH8025-PDMP, effective 7/2019, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11370>. The agency administrator shall maintain the “Authorized User Certification Form” for the duration of the appointment and make it available for examination upon request of the program

manager. Upon registration, the agency administrator will upload the “Agency User Agreement” and the “Agency Administrator Appointment Form.” Registration denials, stating the reason for the denial, will be emailed to the unsuccessful registrant.

(c) through (g) No change.

(7)(a) Impaired practitioner consultants do not have direct access to E-FORCSE® but may request and review information relating to persons referred to or participating in the approved impaired practitioner programs by having the Medical Director or Executive Director of the impaired practitioner program execute an “Impaired Practitioner Consultant User Agreement,” DH8020-PDMP, effective 3/2023 ~~7/2016~~, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX07632>. If approved, the program manager will execute and return the agreement to the Medical Director or Executive Director of the impaired practitioner program.

(b) through (c) No change.

(d) The Medical Director or Executive Director of the impaired practitioner consultant shall immediately notify the program manager or support staff by email of authorized user changes and verify the list of authorized users on or immediately prior to June 30 of each year.

(e) through (g) No change.

(8) No change.

Rulemaking Authority, 893.055 FS. Law Implemented 893.055, 893.0551 FS. History—New 11-24-11, Amended 2-17-16, 2-14-17, 12-19-18, 12-11-19,_____.

64K-1.004 Management and Operation of Database.

(1) No change.

(2) Dispensers must register electronically at <https://pmpclearinghouse.net/registrations/new>. Prior to registration, a dispenser must review the “PMP AWAARxE® Data Submission Guide for Dispensers, Version 3.0 ~~Dispenser Guide~~,” DH8013-PDMP, effective 7/2022 ~~7/2018~~, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX41371>, before registration can be completed.

(3) All dispensers shall electronically report dispensing information to E-FORCSE® ~~E-FORSE®~~ as soon as possible, but no later than the close of the next business day after the day the controlled substance is dispensed. Extensions of time to report the dispensing of a controlled substance may be granted for no more than 30 days upon request to the program by any dispenser unable to submit data by electronic means if the dispenser provides evidence of having suffered a mechanical or electronic failure or cannot report for reasons beyond the control of the dispenser or if E-FORCSE® is unable to receive submissions. A dispenser that has no dispensing transactions to report for the

preceding business day must submit a zero activity report as described in the “PMP AWAARxE® Data Submission Guide for Dispensers ~~Dispenser Guide~~.”

(4) Dispensing information with errors or omissions shall be corrected and resubmitted to E-FORCSE® by the reporting dispenser within seven one ~~seven~~ business days ~~day~~ of receiving electronic or written notice from the program manager or support staff of the error or omission.

(5) No change.

(6) (a) Pharmacies and registered dispensing practitioners that do not dispense controlled substances in or into this state and meet one of the exemptions in section 893.055(3)(b), Florida Statutes, must submit a “Notification of Exemption From Reporting,” DH8016-PDMP, effective 7/2018, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11372> or <https://controlled-substance-reporting-waiver.pmpaware.net/florida/waiver/index>. ~~https://forms.office.com/Pages/ResponsePage.aspx?id=gI_NKEQ8J0uBoM0rA6MbjTnNU-2qGedHpmNOMX7FE7hUN1oxQ01PWekwWUFESEZBNFRWU1FXV1HPNyQIQCN0PWeu.~~ Reporting exemptions include:

(b) Exemption requests Exemptions must be renewed on a biennial basis on or before February 28 in odd years by making the appropriate election on the biennial pharmacy permit renewal form or on “Renewal of Notification of Exemption from Reporting Form,” DH8018-PDMP, effective 7/2018, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-11373> or <https://controlled-substance-reporting-waiver.pmpaware.net/florida/waiver/index> ~~https://forms.office.com/Pages/ResponsePage.aspx?id=gI_NKEQ8J0uBoM0rA6MbjTnNU-2qGedHpmNOMX7FE7hUN1oxQ01PWekwWUFESEZBNFRWU1FXV1HPNyQIQCN0PWeu.~~

(c) Pharmacies and registered dispensing practitioners seeking to begin dispensing controlled substances must notify the program electronically at e-forcse@flhealth.gov, requesting to and be removed from the exempt list.

(7) through (8) No change.

Rulemaking Authority 893.055 FS. Law Implemented 893.055 FS. History—New 11-24-11, Amended 2-17-16, 1-12-17, 12-11-19,_____.

64K-1.008 Electronic Health Recordkeeping System Integration.

(1) Definitions.

(a) “Approved entity” means an eligible entity that has been approved by the department to connect an electronic health recordkeeping system directly to E-FORCSE®, ~~the prescription drug monitoring data system.~~

(b) No change.

(c) “Electronic health recordkeeping system” is an electronic or computer-based integrated information system used by health care practitioners or providers to create, collect, store, manipulate, exchange, or make available personal health information including, but not limited to, electronic health records, for the delivery of patient care.

(d) through (e) No change.

(f) “Provider authentication” means confirmation of the authorized users’ credentials by the eligible entity through the state prescription drug monitoring program and Drug Enforcement Administration (DEA) Registration number, or National provider Identification (NPI) number prior to the release of information or state license number.

(2) An eligible entity may apply to the department to request and receive information directly from E-FORCSE® through an electronic health recordkeeping system by completing an “Integration Request Form,” DH8024-PDMP, effective 7/2018, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-11404> or <https://go.bamboohealth.com/ehrrequest> ~~http://www.floridahealth.gov/statistics-and-data/e-forese/EHR_Integration/index.html~~, and submitting the form to the department.

(3) Eligible entities and authorized users may retain patient prescription monitoring information in the electronic health recordkeeping system and must ensure that the confidential and exemption information is not inadvertently released or accessed by unauthorized persons or entities. Eligible entities shall comply with all of the following:

(a) Ensure the provider is authenticated prior to the release of information.

(b) Log each user’s access to the information. Access logs shall be retained by the practitioner, health care system, or pharmacy for a minimum of four years from the date of access and shall be provided to the department upon request.

(c) If the user identified in access logs is not the practitioner, the eligible entity shall clearly identify on which practitioner’s behalf the user was accessing information. A practitioner’s designee using an integrated system is required to maintain an active prescription drug monitoring program registration.

(d) Maintain appropriate administrative, technical, and physical security measures to safeguard against unauthorized access disclosure, or theft of information and shall meet all state and federal requirements for safeguarding protected health information.

(e) Notify the program manager of any breach in the electronic health record system that may have included E-FORCSE® information within 24 hours of making the

determination that a breach occurred. This includes inappropriate access by a prescriber, health care system, or dispenser.

(4) through (6) No change.

Rulemaking Authority 893.055 FS. Law Implemented 893.055(7) FS. History—New 1-7-20,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rebecca Poston

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Joseph A. Ladapo, MD, PhD, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 13, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 21, 2022

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: 61-35.005 RULE TITLE: Board of Auctioneers Departmental Forms NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 49 No. 60, March 28, 2023 issue of the Florida Administrative Register has been withdrawn.

Section IV Emergency Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.: 5JER23-1 RULE TITLE: Volatility Standards for Gasoline
SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Due to severe weather that has resulted in historic flooding, the typical movement of fuel into South Florida has been interrupted, slowing the distribution of fuel. Pursuant to adopted national fuel standards, fuel volatility requirements are expected to shift to accommodate the changing seasons, however, the United States Environmental Protection Agency has determined that “extreme and unusual fuel [] supply circumstance” exists that will prevent the distribution of an adequate supply of compliant gasoline to consumers. Class C

fuel remains available, and its sale could alleviate fuel supply issues in the southern part of the state. On April 20, 2023, the EPA issued a Fuel Waiver, temporarily waiving federal fuel quality standards in specified areas in order to address this crisis. If Florida’s volatility standards are not also adjusted to account for this extraordinary situation, there may be a shortage of lawful fuel for sale, even as useable fuel remains available. REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: This emergency rule was initiated to ensure a consistent supply of fuel in Florida and to help alleviate fuel shortages. As this is an unprecedented and rapidly evolving situation, prompt action based on information regarding recent developments in the fuel industry is both necessary and fair.

SUMMARY: This emergency rule allows fuels of different volatility classes than those set forth in ASTM International designation D4814-20a, as adopted in rule 5J-21.001, F.A.C., for the periods indicated.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Blair Bodenmiller, Assistant Director of Consumer Services, 2005 Apalachee Parkway, Tallahassee, FL 32399, (850)410-3675.

THE FULL TEXT OF THE EMERGENCY RULE IS:

5JER23-1 Volatility Standards for Gasoline

(1) Fuel Introduced at Wholesale. Through May 1, 2023, volatility Class C fuels, as specified in ASTM International designation D4814-20a, shall be lawful for introduction into terminal storage tanks from which gasoline and gasoline blendstocks are dispensed for distribution to retail outlets. Such fuel may be held in terminal storage tanks in Broward County through May 20, 2023.

(2) Fuel Introduced and Sold at Retail. Volatility Class C fuels, as specified in ASTM International designation D4814-20a, shall be lawful for sale at retail outlets until supplies are depleted, provided that they were introduced into and distributed from terminal storage tanks in Broward County in accordance with subsection (1) of this rule.
Rulemaking Authority 525.037, 525.14, 570.07(23) FS. Law Implemented 525.01, 525.037, 525.14 FS. History – New 4-21-23.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.
EFFECTIVE DATE: 4/21/23

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on April 13, 2023, the Southwest Florida Water Management District, received a petition for a variance or waiver.

Petitioner’s Name: Verona Reserve Community Association, Inc.

Rule No.: 40D-22.201

Nature of the rule for which variance or waiver is sought: Lawn and landscape irrigation

The Petition has been assigned tracking No. 23-4363.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sarah Kreisle, 7601 US Highway 301, Tampa, Florida 33637, 1(813)985-7481, water.variances@watermatters.org. Any interested person or other agency may submit written comments within 14 days after the publication of this notice. (M2023021)

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on April 21, 2023, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for A Routine Variance for paragraph 3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA Food Code, Section 6-202.16, 2017 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Bella Vista LLC located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daisy.Lee@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

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

RULE NO.: RULE TITLE:

64B4-3.003 Examination for Licensure

NOTICE IS HEREBY GIVEN that on March 22, 2023, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for variance and waiver submitted by Pam Grant. The Petitioner requests a waiver and variance of paragraph 64B4-3.003(1)(b), F.A.C., which states that the requirement for examination for Mental Health Counselors shall be the National Clinical Mental Health Counseling Examination (NCMHCE), clinical simulation examination developed by the National Board for Certified Counselors (NBCC). Comments on the petition should be filed with the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258, telephone: (850) 488-0595, or by electronic mail – Ashleigh.Irving@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ashleigh Irving, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, at the above address.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: May 4, 2023, 5:00 p.m.

PLACE: In person location: Temple Terrace Family Recreation Complex, 6610 Whiteway Dr., Temple Terrace, FL 33617

Virtual: <http://bitly.ws/CFVf>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District Seven, invites you to attend and participate in a Virtual Public Meeting (VPM) covering the upcoming access changes to SR 582 / East Fowler Avenue in Tampa, Hillsborough County, Florida. The Public Meeting will be held on May 4, 2023, at 5:00 p.m.

FDOT is proposing improvements to SR 582/E. Fowler Avenue from west of Bruce B Downs Blvd. to west of Riverhills Drive as part of a resurfacing project. To enhance safety, the project proposes the closure of the westbound left-turn movement at N. 53rd Street to be included with signalization and pedestrian crossing at the existing directional median opening at the SR 582/E. Fowler Avenue and N. 52nd Street intersection.

To allow for maximum participation, the public meeting will be held in three formats including virtually over the internet, at an in-person drive-thru location and by phone. The information presented will be identical at all options.

Online: Register at <http://bitly.ws/CFVf> to attend virtually at 5:00 p.m. and view the project presentation, followed by an opportunity for comments and questions with the project team. The presentation will then for those who may have joined at a later time, followed by a second opportunity for comments and questions.

Or call in by phone (in listen-only mode): +1 (914) 614-3221 and provide the access code: 180-888-380 to join.

In-person drive-thru: Attend the drive-thru in person anytime from 5:00 p.m. to 6:30 p.m.

Temple Terrace Family Recreation Complex, 6610 Whiteway Dr, Temple Terrace, FL 33617

Drive-thru attendees will be directed into a clearly identified parking lot, receive project information, and view the project presentation. You will have the opportunity to provide comments and speak to the project team.

Written or emailed comments may also be submitted following the meeting to Eyra.Cash@dot.state.fl.us or mailed to Eyra Cash, Project Contact, Florida Department of Transportation, 11201 North McKinley Drive, Tampa, FL 33612 or by phone at (813) 975-6164. Comments received or postmarked by May 14, 2023 will be included in the official meeting record.

A copy of the agenda may be obtained by contacting: Eyra Cash, Project Contact, at Eyra.Cash@dot.state.fl.us or by phone at (813) 975-6164 or by mail to Eyra Cash, Project Contact, Florida Department of Transportation, 11201 North McKinley Drive, Tampa, FL 33612.

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: Roger Roscoe, FDOT Title VI Coordinator, at (813) 975-6411 or 1+(800) 226-7220 (ex. 6411), or Roger.Roscoe@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: Eyra Cash Project Contact, at Eyra.Cash@dot.state.fl.us or by phone at (813) 975-6164 or by mail to Eyra Cash, Project Contact, Florida Department of Transportation, 11201 North McKinley Drive, Tampa, FL 33612.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Local Emergency Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: May 3, 2023, 9:30 a.m.

PLACE: IN PERSON: DeSoto County Emergency Management Office, 2200 NE Roan St. Arcadia, FL 34266

ONLINE: <https://meet.goto.com/376504093>

You can also dial in using your phone: 1 (646) 749-3122, Access Code: 376-504-093

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting to discuss the Local Emergency Planning program and provide input to the Local Planning Committee.

A copy of the agenda may be obtained by contacting: Curtis Knowles, cknowles@cfrpc.org or by calling 1(863)534-7130, Ext. 124.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Curtis Knowles, cknowles@cfrpc.org or by calling 1(863)534-7130, Ext. 124. 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: Curtis Knowles, cknowles@cfrpc.org or by calling 1(863)534-7130, Ext. 124.

DEPARTMENT OF MANAGEMENT SERVICES

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

DATE AND TIME: Tuesday, May 9, 2023, 9:30 a.m. – 5:00 p.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 152, Tallahassee, FL 32399; Dial in (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 488-454-357, Audio Pin: (None) Select #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Joint Task Force (JTF) Board of the Statewide Law Enforcement Radio System (SLERS) will meet to discuss matters pertaining to the network.

The agenda and handouts will be made available closer to the date of the meeting at the following web address:

https://www.dms.myflorida.com/business_operations/telecommunications/public_safety_communications/radio_communications_services/statewide_law_enforcement_radio_system_slers/upcoming_joint_task_force_meetings

A copy of the agenda may be obtained by contacting: Gloria Watford, (850-412-6867; Gloria.Watford@dms.fl.gov).

DEPARTMENT OF MANAGEMENT SERVICES

Florida Digital Service

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

DATE AND TIME: May 10, 2023, 9:00 a.m. – 10:00 a.m., EST

PLACE: Virtual

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Cybersecurity Advisory Council announces its agenda to include cybersecurity reports and recommendations.

The public may participate by phone by dialing: United States (toll free) tel.: +13237416564, 492170315#

A copy of the agenda may be obtained by contacting: https://www.dms.myflorida.com/other_programs/cybersecurity_advisory_council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Henry.Mahler@dms.fl.gov or (850)597-3677. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF MANAGEMENT SERVICES

Florida Digital Service

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

DATE AND TIME: May 10, 2023, 2:00 p.m. – 3:00 p.m., EST

PLACE: Virtual

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Cybersecurity Advisory Council announces its agenda to include cybersecurity reports and recommendations.

The public may participate by phone by dialing: United States (toll free) tel.: +13237416564, 885601109#

A copy of the agenda may be obtained by contacting: https://www.dms.myflorida.com/other_programs/cybersecurity_advisory_council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Henry.Mahler@dms.fl.gov or (850)597-3677. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF MANAGEMENT SERVICES

Florida Digital Service

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

DATE AND TIME: May 11, 2023, 9:00 a.m. – 10:00 a.m., EST

PLACE: Virtual

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Cybersecurity Advisory Council's Operations Workgroup announces its agenda to include cybersecurity reports and recommendations.

The public may participate by phone by dialing: United States (toll free) tel.: +13237416564, 466571082#

A copy of the agenda may be obtained by contacting: https://www.dms.myflorida.com/other_programs/cybersecurity_advisory_council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Henry.Mahler@dms.fl.gov or (850)597-3677. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF MANAGEMENT SERVICES

Florida Digital Service

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

DATE AND TIME: May 16, 2023, 9:00 a.m. – 10:00 a.m., EST

PLACE: Virtual

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Cybersecurity Advisory Council's Protect Workgroup announces its agenda to include cybersecurity reports and recommendations.

The public may participate by phone by dialing: United States (toll free) tel.: +13237416564, 684265806#

A copy of the agenda may be obtained by contacting: https://www.dms.myflorida.com/other_programs/cybersecurity_advisory_council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Henry.Mahler@dms.fl.gov or (850)597-3677. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF MANAGEMENT SERVICES

Florida Digital Service

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

DATE AND TIME: May 16, 2023, 11:00 a.m. – 12:00 p.m., EST

PLACE: Virtual

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Cybersecurity Advisory Council's Respond Workgroup announces its agenda to include cybersecurity reports and recommendations.

The public may participate by phone by dialing: United States (toll free) tel.: +13237416564, 609562192#

A copy of the agenda may be obtained by contacting: https://www.dms.myflorida.com/other_programs/cybersecurity_advisory_council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Henry.Mahler@dms.fl.gov or (850)597-3677. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF MANAGEMENT SERVICES

Florida Digital Service

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

DATE AND TIME: May 18, 2023, 2:00 p.m. – 3:00 p.m., EST

PLACE: Virtual

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Cybersecurity Advisory Council's Recover Workgroup announces its agenda to include cybersecurity reports and recommendations.

The public may participate by phone by dialing: United States (toll free) tel.: +13237416564, 216077473#

A copy of the agenda may be obtained by contacting: https://www.dms.myflorida.com/other_programs/cybersecurity_advisory_council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Henry.Mahler@dms.fl.gov or (850)597-3677. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Department of Business and Professional Regulation announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 16, 2023, 2.00 p.m., EST

PLACE: Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Educational Advisory Committee meets to consider items relating to the education requirements.

A copy of the agenda may be obtained by contacting: Niyati Bhatt, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Niyati Bhatt. 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: Niyati Bhatt.

DEPARTMENT OF HEALTH

Board of Dentistry

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

DATE AND TIME: August 11, 2023, 7:30 a.m., ET

PLACE: Ft. Lauderdale Airport Marriott, 166 N. Compass Way, Dania Beach, FL 33304, (954)802-7543

GENERAL SUBJECT MATTER TO BE CONSIDERED: This notice will replace notice #26613713. General Board Business.

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

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

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

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

DEPARTMENT OF HEALTH

Board of Medicine

The Florida Board of Pharmacy in consultation with Members of the Boards of Medicine and Osteopathic Medicine announces a public meeting to which all persons are invited.

DATE AND TIME: May 23, 2023, 12:30 p.m., ET

PLACE: Please join my meeting from your computer, tablet or smartphone. <https://meet.goto.com/703584645>. You can also dial in using your phone. Access Code: 703-584-645, United States (Toll Free): 1(877)-309 2073, United States: 1(646)749-3129

Get the app now and be ready when your first meeting starts: <https://meet.goto.com/install>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Joint Rules Committee to include consideration of recommended amendments to 64B16-31.007, F.A.C., Collaborative Practice Certification; Chronic Health Conditions.

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

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

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

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

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine – South Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 12, 2023, 2:30 p.m., EST, or soon thereafter.

PLACE: You may join the meeting from your computer, tablet, or smartphone through the following link: <https://global.gotomeeting.com/join/620057165>. You may also join the meeting using your phone at the following number: (872) 240-3311, access code: 620-057-165. To maximize your access to the meeting, the Department highly recommends that you download the GoToMeeting app on your computer, tablet, or smartphone prior to the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The panel will conduct a meeting related to public disciplinary cases.

A copy of the agenda may be obtained by contacting: Sheila Autrey at (850) 558-9813 or emailing her at sheila.autrey@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 7 days before the workshop/meeting by contacting: Sheila Autrey at (850) 558-9813 or emailing her at sheila.autrey@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Sheila Autrey at (850) 558-9813 or emailing her at sheila.autrey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Nursing

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

DATE AND TIME: May 8, 2023, 9:00 a.m., ET

PLACE: Toll Free Number – 1-888-585-9008, 275-112-502

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Probable Cause Panel meeting for public disciplinary cases.

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

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: (850) 245-4125. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Division of Environmental Health

The Bureau of Radiation Control announces a public meeting to which all persons are invited.

DATE AND TIME: May 18, 2023, 10:00 a.m. – 3:00 p.m.

PLACE: Hampton Inn & Suites Tampa Airport Avion Park Westshore, 5329 Avion Park Drive, Citation Rooms II & III, Tampa, Florida 33607.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Routine meeting of the Advisory Council on Radiation Protection to discuss and make recommendations on, or issues relating to, the following: radiation protection; radiation exposure and dose; national organizations and professional societies/associations, including their standards, recommendations, registrants and certificate holders; radiation

requirements of federal agencies; radiation machines; radioactive materials including medical radioisotopes; radiation procedures and practices; radiologic technologists, radiologist assistants, specialty technologists, medical physicists, and other radiation-related personnel including their titles, duties, scopes of practice and supervision; educational programs and training courses; authorized operator/user/physicist requirements; emergency response and preparedness; radiation incidents/accidents; environmental monitoring; food irradiation; radiation therapy; fees; forms; license, certification, registration, and examination; 64E-3, 64E-4, and 64E-5, F.A.C.; Chapters 404 and 468, Part IV, F.S., including the implementation of legislation affecting these Chapters; the Bureau of Radiation Control, including its Internet site; and other business.

A copy of the agenda may be obtained by contacting: Brenda Andrews, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850) 901-6568, or brenda.andrews@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Brenda Andrews, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, 32399-1741, (850) 245-4266, email: brenda.andrews@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1 (800) 955-8771 (TDD) or 1 (800) 955-8770 (Voice). 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: Brenda Andrews, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850) 901-6568, email: brenda.andrews@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

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

DATE AND TIME: May 2, 2023, 10:00 a.m. – 12:00 p.m.

PLACE: Microsoft Teams Meeting - https://teams.microsoft.com/l/meetup-join/19%3ameeting_NmQzOTFiMTgtZjkyZS00OWYzLWFhNmEtZGQzMtZm14ZGY2%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%22ea757531-2da2-4ccb-a2f7-3c3c60f5bf05%22%7d Or Call in (Audio only): 1 412-912-1530,,343280317# United States, Pittsburgh

Phone Conference ID: 116 944 766 2#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Violence Against Women Act, Services*Training* Officers*

Prosecutors (STOP) grant program requires the completion of a STOP Implementation Plan (IP) every four years. The Steering Committee members are representative of the agencies required by Federal Statute 28 C.F.R. § 90.12(b)(7) to participate in the planning process.

A copy of the agenda may be obtained by contacting: Florida Department of Domestic Violence, Office of Domestic Violence, 2415 N. Monroe Street, E-100, Tallahassee, FL 32303.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Florida Department of Children and Families, Office of Domestic Violence, 2415 N. Monroe Street, E-100, Tallahassee, FL 32303. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TTY) or 1(800) 955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Florida Department of Children and Families, Office of Domestic Violence, 2415 N. Monroe Street, E-100, Tallahassee, FL 32303.

DEPARTMENT OF CHILDREN AND FAMILIES Refugee Services

The Jacksonville Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 10, 2023, 1:30 p.m. – 3:30 p.m.

PLACE: Meeting will take place via the Microsoft Teams platform. Use the below link to connect to the meeting:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_NzBIOTQ0NzAtNTQ4OC00NTBjLTlhMDMtNjYzZDhlNGY0MmNk%40thread.v2/0?context=%7b%22tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22oid%22%3a%224c7ac74e-0835-4242-a8cf-f26976fc1c32%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Jacksonville Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Lita Amin, (904) 524-1316 or David Draper at (407) 317-7335.

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: Lita Amin, (904) 524-1316 or David Draper at (407) 317-7335. 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: Lita Amin, (904) 524-1316 or David Draper at (407) 317-7335.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: May 25, 2023, 10:00 a.m.

PLACE: Florida Housing Finance Corporation, 227 N. Bronough Street, Suite 5000, Tallahassee, Florida 32301. The meeting will also be available via webinar. The webinar registration and access information for the review committee meeting is posted to the following website: <https://www.floridahousing.org/programs/developers-multifamily-programs/competitive/2023/2023-108>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Review Committee Meeting will be to give the scores and to submit a recommendation to Florida Housing's Board of Directors regarding the responses submitted for Florida Housing Finance Corporation's RFA 2023-108 Housing Credit and RRLP Financing for Homeless Housing Developments located in Medium and Large Counties Affected by Hurricane Ian and Nicole.

A copy of the agenda may be obtained by contacting: Bryan A. Barber, (850) 488-4197.

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: Bryan A. Barber, (850) 488-4197. 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.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: May 25, 2023, 2:00 p.m.

PLACE: Florida Housing Finance Corporation, 227 N. Bronough Street, Suite 5000, Tallahassee, Florida 32301. The meeting will also be available via webinar. The webinar registration and access information for the review committee

meeting is posted to the following website: <https://www.floridahousing.org/programs/developers-multifamily-programs/competitive/2023/2023-304>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Review Committee Meeting will be to give the scores and to submit a recommendation to Florida Housing’s Board of Directors regarding the responses submitted for Florida Housing Finance Corporation’s RFA 2023-304 RRLP Financing to be Used for Rental Developments in Hurricane Ian and Hurricane Nicole Impacted Counties.

A copy of the agenda may be obtained by contacting: Bryan A. Barber, (850) 488-4197.

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: Bryan A. Barber, (850) 488-4197. 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 MILITARY AFFAIRS

The Florida National Guard Foundation announces a public meeting to which all persons are invited.

DATE AND TIME: May 4, 2023, 6:30 p.m.

PLACE: Zoom meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: continue discussing expanding Foundation mission; Hurricane Ian response; possible fundraising; status of foundation being recognized by Congress as an official Relief Organization.

A copy of the agenda may be obtained by contacting: flngfoundation@gmail.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: flngfoundation@gmail.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: flngfoundation@gmail.com

CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Board of Governors announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 16, 2023, 1:30 p.m.

PLACE: Zoom Webinar Link available at www.citizensfla.com

Teleconference: 786-635-1003; **Conf. ID:** 883 0756 0058

GENERAL SUBJECT MATTER TO BE CONSIDERED: Topics for this Special Board of Governors meeting include but are not limited to Reinsurance/Risk Transfer Program-Part B.

A copy of the agenda may be obtained by contacting: www.citizensfla.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Barbara Walker at 850-445-9645. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Barbara.Walker@citizensfla.com; 2101 Maryland Circle, Tallahassee, FL 32303; 850-445-9645.

FLORIDA LIFE & HEALTH INSURANCE GUARANTY ASSOCIATION

The Florida Life & Health Insurance Guaranty Association announces a public meeting to which all persons are invited.

DATE AND TIME: April 28, 2023, 11:00 a.m.

PLACE: Video/Telephonic

GENERAL SUBJECT MATTER TO BE CONSIDERED: General matters of the Executive Committee.

A copy of the agenda may be obtained by contacting: Michelle Robleto, (850) 523-1870.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Michelle Robleto, (850) 523-1870. 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).

ATKINS - LAKE CITY

The Department of Transportation District 2 announces a public meeting to which all persons are invited.

DATE AND TIME: May 2, 2023, 4:00 p.m. – 6:00 p.m.

PLACE: In person: Thomas Center, Building A, 302 NE 6th Avenue, Gainesville, FL 32601; online at nflroads.com/vph; or by phone at (415)

655-0060, access code 470-896-211.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will host a hybrid public meeting to discuss proposed lane repurposing of NW 8th Avenue (State Road 20) between NW 6th Street and North Main Street in Gainesville. FDOT and the City of Gainesville propose to eliminate a single eastbound lane and single westbound lane of NW 8th Avenue and add a 7 foot buffered bicycle lane in both directions throughout the project limits.

An informal open house will be held from 4 to 6 p.m., followed by a formal presentation and public comment period at 6 p.m. Both virtual and in-person participants will be given equal opportunity to ask questions and make oral statements that will become part of the public hearing record. Persons who wish to submit written statements or other exhibits may do so prior to or during the hearing in the comments section at nflroads.com/VPH. Citizens may also submit questions, statements and other exhibits by sending them to Debbie Leistner, via email at leistnerdl@gainesvillefl.gov or traditional mail at 34 SE 13th Road, Gainesville 32601, or at nflroads.com/vph. All exhibits or statements postmarked on or before May 13, 2023, will become part of the public hearing record.

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: Debbie Leistner, leistnerdl@gainesvillefl.gov or 34 SE 13th Road, Gainesville 32601.

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: Daryl Goss, daryl.goss@dot.state.fl.us or (386) 984-5392. 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).

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

NONE

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

PASCO COUNTY BOARD OF COUNTY COMMISSIONERS

IFB-DS-23-064 WIREGRASS RANCH SPORTS COMPLEX-PHASE II

IFB-DS-23-064 WIREGRASS RANCH SPORTS COMPLEX-PHASE II. Question Acceptance Deadline: April 27, 2023 @ 5:00 p.m. Bids Due: May 9, 2023 @ 1:30 p.m. All questions and bids MUST be submitted online by visiting <https://pascocountyfl.bonfirehub.com/opportunities/93274>

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State

Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Monday, April 17, 2023 and 3:00 p.m., Friday, April 21, 2023.

Rule No.	File Date	Effective Date
5JER23-1	4/21/2023	4/21/2023
6AER23-01	4/19/2023	4/19/2023
61-35.003	4/21/2023	5/11/2023
62-730.160	4/21/2023	4/21/2023
62-730.180	4/21/2023	4/21/2023
64B6-6.002	4/17/2023	5/7/2023
64B6-6.008	4/17/2023	5/7/2023
64B6-6.009	4/17/2023	5/7/2023
64B6-6.010	4/17/2023	5/7/2023
64B6-7.002	4/17/2023	5/7/2023
64B6-7.004	4/17/2023	5/7/2023
65D-30.004	4/20/2023	5/10/2023

LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES

Rule No.	File Date	Effective Date
40C-4.091	3/31/2023	**/**/****
40C-41.043	3/31/2023	**/**/****
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	**/**/****
69L-7.730	4/6/2023	**/**/****
69L-7.740	4/6/2023	**/**/****

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles
establishment of Gunther Motor Company New Ventures V, LLC, dba Gunther Volkswagen Clermont, line-make VOLK Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Volkswagen Group of America, Inc., intends to allow the establishment of Gunther Motor Company New Ventures V, LLC, dba Gunther Volkswagen Clermont, as a dealership for the sale of automobiles manufactured by Volkswagen (line-make VOLK) at 1118 And 1320 South Highway 27, Clermont, Parcel 1: North 100 feet of SE 1/4 of the SE 1/4 South of Highland Avenue and West of Highway 27, Section 19, Township 22, Range 26, Lake County, Florida.

And Parcel 2: That portion of the SE 1/4 of the SE 1/4 of Section 19, Township 22 South, Range 26 East, Lake County, Florida, lying South of Highland Avenue and West of U.S. Highway No. 27. Less and except the North 100 feet thereof.

And

That portion of the NE 1/4 of Section 30, Township 22 South, Range 26 East, Lake County, Florida, lying West of U.S. Highway No.27: all being more particularly described as follows:

Commence at a point on the South right of way line of Highland Avenue and the East right of way line of Millholland Street, according to the plat of the City of Clermont recorded in Plat Book 8, Pages 17-23, inclusive, run South along the East right of way line of said Millholland Street 100 feet to the point of beginning; continue Southerly along said East right of way line 500 feet; thence departing said right of way line, run Easterly parallel with the aforesaid South right of way line of Highland Avenue to the Westerly right of way line of U.S. Highway No. 27 and a point designated "A"; return to point of beginning and run Easterly parallel with said South right of way line of Highland Ave to the Westerly right of way line of U.S. Highway No. 27; thence Southerly along said Westerly right of way line to Point "A".

And Parcel 3: That fractional part of the East Half of the Northeast Quarter of Section 30, Township 22 South, Range 26 East, described as follows:

Beginning at a point on the West right-of-way line of State Road 25 (U.S. 27) (formerly State Road 8-A, Federal Route 19) 654.7 feet South of the centerline of Highland Avenue, as represented on the official map of City of Clermont filed 2/4/26 and recorded in Plat Book 8, Pages 17-23 inclusive, Lake County, Florida; run thence Westerly and parallel to the centerline of said Highland Avenue 412.3 ft., more or less, to the East right-of-way line of Milholland Street, as represented on said official map of the City of Clermont; thence Southerly along the East right-of way line of said Milholland Street 201.4

feet; thence Easterly and parallel to center line of said Highland Avenue 224.4 feet; hence South 84°12' East, 175 feet to the right-of-way line of State Road 50 and said State Road 25; thence Northerly along said right-of-way line of said State Road 25, 219.59 feet to the point of beginning.

And Parcel 4: That fractional part of the East Half of the Northeast Quarter (East 1/2 of Northeast 1/4) of Section 30, Township 22 South, Range 26 East; and that fractional part of Southeast Quarter of Southeast Quarter (Southeast 1/4 of Southeast 1/4) of Section 19, Township 22 South, Range 26 East, lying South of Highland Avenue, East of Millholland Street and West of State Road 25 (U.S. 27) (formerly State Road 8A, Federal Route No. 19), described as: Beginning at the point of intersection of the Southern boundary of Highland Avenue as represented on the official map of the City of Clermont, duly filed and recorded in Plat Book 8, Pages 17-23, inclusive, Public Records of Lake County, Florida, with the Western right-of-way line of said State Road 25 and run Southerly along said Western right-of-way 624.7 feet, more or less, to intersect the Northeastern corner of the lands of R.C.B. Holdings; run thence Westerly and parallel to the center line of said Highlands Avenue 412.3 feet, more or less, to the Eastern right-of-way line of Millholland Street, as represented on said official map of the City of Clermont; thence Northerly along the Eastern right-of-way line of said Millholland Street to the Southern right-of-way line of said Highland Avenue; thence Easterly along the Southern right-of-way line of the said Highland Avenue to the beginning point, less the North 100 feet therefrom; and less any right-of-way for an access road from and to State Road 25, U.S. 27.

Less and except: From the above lands the following described property:

That portion of the Southeast 1/4 of the Southeast 1/4 of Section 19, Township 22 South, Range 26 East, Lake County, Florida, lying South of Highland Avenue and West of U.S. Highway No. 27, less and except the North 100 feet thereof.

And

That portion of the Northeast 1/4 of Section 30, Township 22 South, Range 26 East, Lake County, Florida, lying West of U.S. Highway No. 27; all being more particularly described as follows:

Commence at a point on the South right-of-way line of Highland Avenue and the East right-of-way line of Millholland Street, according to the plat of the City of Clermont recorded in Plat Book 8, Pages 17 through 23, inclusive, Public Records of Lake County, Florida; run South along the East right-of-way line of said Millholland Street 100 feet to the point of beginning; continue Southerly along said East right-of-way line 500 feet; thence departing said right-of-way line, run Easterly parallel with the aforesaid South right-of-way line of Highland Avenue to the Westerly right-of-way line of U.S. Highway No.

27 and a point designated "A"; return to point of beginning and run Easterly parallel with said South right-of-way line of Highland Avenue to the Westerly right-of-way line of U.S. Highway No. 27; thence Southerly along said Westerly right-of-way to Point "A".

Fractional North 1/2 of the Northeast 1/4 of Section 30, Township 22 South, Range 26 East, Lake County, Florida, described as: Begin at the Intersection of the East right-of-way line of Millholland Street and the North right-of-way line of Highway #50, and run thence North, along the East right-of-way line of Millholland Street, 195 feet; thence North 89°58' East 94.5 feet; thence South 16°17'20" East (along radial line) 192.35 feet, more or less, to the North right-of-way line of Highway #50; thence Southwesterly, along the said right-of-way, on a 350 foot radius curve (concave to the Northwest) an arc distance of 150 feet to the Point of Beginning.

Less and Except the West 5 feet of South 15 feet thereof, as described in Official Records Book 602, Page 1254, Public Records of Lake County, Florida.

Also, Less and Except: Fractional North 1/2 of Northeast 1/4 of Section 30, Township 22 South Range 26 East, Lake County, Florida, described as: Begin at the intersection of the East right-of-way line of Millholland Street and the North right-of-way line of Highway #50, and run thence North, along the East right-of-way line of Millholland Street, 25 feet to Point of Beginning; thence East 5 feet; thence North and parallel to Millholland Street 15 feet; thence West 5 feet; thence South to Point of Beginning, as described in Official Records Book 211, Page 73, Public Records of Lake County, Florida.

Also, Less and Except:

Commence of a 4-inch by 4-inch concrete monument stamped "LB 4838" marking the Northwest corner of Section 30, Township 22 South, Range 26 East, Lake County, Florida; thence run South 88°32'54" East, along the North line of said Section 30 a distance of 1,501.21 feet to a point on the centerline of survey of State Road 50, as shown on Florida Department of Transportation Right of Way Map, F.P. 238429-3, Section 11070, said point being on a curve, concave Southwesterly, having a radius of 5,729.65 feet; thence departing said North line of Section 30, from a tangent bearing of South 71°41'07" East, run Southeasterly along said centerline of survey and the arc of said curve through a central angle of 07°45'12", an arc distance of 775.34 feet to the end of said curve; thence, continuing along said centerline of survey, run South 63°55'55" East 523.66 feet to the beginning of a curve concave Northeasterly, having a radius of 8,594.42 feet; thence continuing along said centerline of survey, run Southeasterly, along the arc of said curve through a central angle of 08°59'51", an arc distance of 1,349.63 feet to a point on the Southerly projection of the East line of Millholland Street shown on the plats of Clermont Heights, Plat Book 4, Page 1, and the City of

Clermont, Plat Book B, Pages 17 through 23, inclusive, of the Public Records of Lake County, Florida; thence departing said centerline survey, North 00°51'48" East along said projection 71.04 feet to a point on said East line of Millholland Street, also being a point on the North line of lands described in Official Records Book 179, Page 12, said Public Records, for the Point of Beginning; thence continue North 00°51'48" East, along said East line of Millholland Street, 9.84 feet to a point on the South line of lands described in Official Records Book 211, Page 73, said Public Records; thence, departing said East line, South 89°08'12" East, along said South line, 5.00 feet; thence South 00°51'48" West 1.70 feet; thence South 73°24'00" East 89.95 feet to a point on the Northerly existing right-of-way line of said State Road 50, as shown on said right-of-way map, said point being on a curve concave Northeasterly, having a radius of 350.00 feet; thence from a tangent bearing of South 84°01'52" West, run Northwesterly, along the arc of said curve through a central angle of 14°12'35", an arc distance of 86.80 feet to a point on the East line of lands described in Official Records Book 179, Page 12, said Public Records; thence North 00°51'48" East, along said East line, 15.13 feet to the Northeast corner of said lands, being the beginning of a curve concave Northerly, having a radius of 335.00 feet and a chord bearing of North 80°59'41" West; thence Westerly, along the arc of said curve through a central angle of 00°51'50", a distance of 5.05 feet to the Point of Beginning.

Contains 0.52 ± acres. (Lake County), Florida, 34711, on or after May 24, 2023.

The name and address of the dealer operator(s) and principal investor(s) of Gunther Motor Company New Ventures V, LLC are dealer operator(s): Joseph F. Gunther, 1660 South State Road, Fort Lauderdale, Florida 33317; principal investor(s): Joseph F. Gunther, 1660 South State Road 7, Fort Lauderdale, Florida 33317, JCM Auto Co, 1660 South State Road 7, Fort Lauderdale, Florida 33317.

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

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Gordon Munroe, Volkswagen Group of America, Inc., 3800 Hamlin Road, Auburn Hills, Michigan 48326.

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

DEPARTMENT OF ECONOMIC OPPORTUNITY
 Division of Community Development
 DEO Final Order No. DEO-23-014

FINAL ORDER

APPROVING CITY OF KEY WEST ORDINANCE NO. 23-03

The Department of Economic Opportunity ("Department") hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes, approving land development regulations adopted by the City of Key West, Florida ("City"), by Ordinance No. 23-03 ("Ordinance").

FINDINGS OF FACT

1. Section 380.0552, Florida Statutes, and Rule 28-36.002, Florida Administrative Code, designate the City as an area of critical state concern.

2. The City adopted the Ordinance on January 18, 2023 and rendered it to the Department on February 21, 2023.

3. The Ordinance amends Sections 86-9 and 108-995 of the City's Land Development Regulations to modify the City's building permit allocation system (BPAS) to allow for the BPAS to extend beyond the year 2023. Additionally, the Ordinance provides that 75% of the remaining eligible unit allocations are to be used for deed-restricted affordable units and that a maximum of 25% of the eligible allocations may be used for market-rate units annually.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. *See* Section 380.05(6), Florida Statutes.

5. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.

6. The Ordinance is consistent with the City's Comprehensive Plan generally, as required by Section 163.3177(1), Florida Statutes, and is specifically consistent with Objective 1-1.16, Policy 1-1.16.1, Policy 1-1.16.2, Objective 1-1.17, Policy 1-1.17.1, Policy 2-1.6.4, Objective 2-

1.7, Objective 3-1.1, Policy 3-1.1.4., Goal 4-1, Objective 4-1.1, and Objective 5-1.6.

7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. See Section 380.05(6), Florida Statutes. The Principles for Guiding Development for the City are set forth in Rule 28-36.003, Florida Administrative Code.

8. The Ordinance is consistent with the Principles for Guiding Development for the City as a whole, and specifically furthers the following Principles:

- (1)(a) Strengthen local government capabilities for managing land use and development;
- (1)(h) Protection of the public health, safety, welfare and economy of the City of Key West, and the maintenance of Key West as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that Ordinance No. 23-03 is consistent with the City’s Comprehensive Plan and the Principles for Guiding Development for the City and is hereby APPROVED.

This Final Order becomes final 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/ James D. Stansbury
 James D. Stansbury, Bureau Chief
 Bureau of Community Planning and Growth
 Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS FINAL ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO RULES 28-106.104(2), 28-106.201(2), AND 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, OR SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES. ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
 DEPARTMENT OF ECONOMIC OPPORTUNITY
 OFFICE OF THE GENERAL COUNSEL
 107 EAST MADISON ST., MSC 110
 TALLAHASSEE, FLORIDA 32399-4128
 FAX 850-921-3230

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 CALENDAR DAYS OF THE FINAL ORDER BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 21st day of April, 2023.

/s/ Karis De Gannes
 Agency Clerk
 Department of Economic Opportunity
 107 East Madison Street, MSC 110
 Tallahassee, FL 32399-4128

By U.S. Mail:

The Honorable Teri Johnston
 Mayor, City of Key West
 P.O. Box 1409
 Key West, FL 33041-1409

Cheri Smith, City Clerk
 City of Key West
 P.O. Box 1409
 Key West, FL 33041-1409

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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.