

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

RULE NO.: RULE TITLE:
5H-17.002: Definitions
5H-17.003: Adoption of the Florida Agricultural
 Promotional Campaign Identifiers
5H-17.004: Use of the Identifiers; Deposit of Funds
5H-17.005: Participant Registration; Application Forms;
 Types of Membership; Renewal

PURPOSE AND EFFECT: The purpose of this rulemaking is to clarify “Fresh From Florida” Identifier eligibility and revise participant registration and guidelines. Forms referenced in rule have been updated and simplified.

SUBJECT AREA TO BE ADDRESSED: The Florida Agricultural Promotional Campaign (FAPC) creates provisions for the agriculture industry to use “Fresh From Florida” brand identifiers on packaging and advertising to promote Florida-grown commodities. These rule-changes will establish that Florida milk producers, which meet the criteria set forth in 5H-17.003, may be eligible to use “Fresh From Florida” Identifier on product packaging.

RULEMAKING AUTHORITY: 570.07(23), 571.24, 571.25(2) F.S.

LAW IMPLEMENTED: 571.23, 571.24(1), 571.25, 571.26 F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Eric Sespico, Assistant Director, Division of Marketing and Development, 407 S. Calhoun Street, Tallahassee, FL, 32399, phone (850)617-7310

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-1.09401: Student Performance Standards
6A-1.09412: Course Requirements - Grades K-12 Basic
 and Adult Secondary Programs

PURPOSE AND EFFECT: The purpose of these amendments is to update Florida’s state academic standards and course requirements for grades K-12 basic and adult secondary programs.

SUBJECT AREA TO BE ADDRESSED: Adoption of student performance standards and courses.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1001.03, 1003.41(4), 1011.62(1)(t), F.S.

LAW IMPLEMENTED: 1001.03, 1003.41, 1011.62(1)(t), F.S
A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: March 29, 2024, from 10:00 AM to 11:00 AM ET or until business is concluded, whichever is earlier.

PLACE:
https://teams.microsoft.com/meetingOptions/?organizerId=9d55e14b-b721-412f-9df0-f43288be9b43&tenantId=63bf107b-cb6f-4173-8c1c-1406bb5cb794&threadId=19_meeting_ZGQ5MmQyMTUtZjd iMS00NzIyLWl2MmQtZDkzNDI0MmQ5MTQ4@thread.v2&messageId=0&language=en-US

Meeting ID: 228 519 893 530 Passcode: 2YmiF9

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Natasha Lunan, Bureau of Standards and Instructional Support, (850)245-0725. To comment on this rule development please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, email Christian.Emerson@fldoe.org.

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-4.252: Diabetic Supply Services

PURPOSE AND EFFECT: The purpose of new Rule 59G-4.252, is to incorporate by reference the Florida Medicaid Preferred Product List (PPL) and establish policy relating to coverage of diabetic supply services, including continuous glucose monitors (CGM)s. The rule will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Diabetic Supply Services.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.252 will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.9063, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: April 2, 2024, from 1:30 p.m. to 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

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: MedicaidRuleComments@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: MedicaidRuleComments@ahca.myflorida.com.

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

Section II Proposed Rules

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

- 61G4-15.001: Qualification for Certification
- 61G4-15.002: Statement of Authority
- 61G4-15.0024: Supervision of Business Entities
- 61G4-15.006: Financial Responsibility and Financial Stability, Grounds for Denial
- 61G4-15.012: Certification of Residential Solar Water Heating Specialty Contractors
- 61G4-15.021: Certification of Solar Contractors
- 61G4-15.027: Pollutant Storage System Specialty Contractors
- 61G4-15.028: Precision Tank Testers
- 61G4-15.029: Tank Lining Applicators
- 61G4-15.030: Certification of Registered Contractors

PURPOSE AND EFFECT: The Board proposes an amendment that updates the rules for clarity and to comply with legislative changes.

SUMMARY: The proposed rules are updated to provide clarity, to correct several issues with existing rule language, to comply with legislative changes, and to consolidate multiple specialty license types into a single rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 455.217(1), 489.105(3)(q), 489.105(12), 489.108, 489.113(3), 489.113(6), (7), 489.115(4), 489.115(5), 489.118, 489.119, 489.133, FS.

LAW IMPLEMENTED: 455.213, 489.105(4), 489.105(3)(o), (12), 489.105(3)(q), 489.111, 489.113(3), (7), (8), 489.113(6), 489.115(4), (5), 489.118, 489.119, 489.133, 489.1195, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Amanda Ackermann, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039, or telephone: (850)487-1395, or by electronic mail to Amanda.Ackermann@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-15.001 Qualification for Certification.

(1)(a) An applicant for certification must, as a precondition thereto, submit proof that the applicant meets the eligibility requirements set forth in Section 489.111(2)(c), F.S., for the particular category in which the applicant seeks to qualify. The Board will accept lawfully acquired experience gained under the supervision of a contractor, who, at the time was properly licensed in the applied for category or a category which encompasses the full scope of practice in which the applicant is seeking licensure.

(b) Such experience from outside jurisdictions will be accepted toward the category for which the applicant has applied so long as the experience complies with section Section 489.105, F.S. However, experience acquired by providing services that are would fall under an exemptions as established in pursuant to Chapter section 489.103, part 1, F.S., will not be accepted.

(2)(a) In the case of applicants for certification in the general or building contractor categories, the phrases “active experience” and “proven experience” as used in sections Sections 489.111(2)(c)1., 2., or 3., F.S., shall be defined to mean commercial construction experience involving construction, erection, alteration, or modification of buildings and structures with any use and occupancy classification except storage, utility, and miscellaneous structures of an accessory character including but not limited to agricultural buildings, aircraft hangers, barns, carports, garages, sheds, silos, tanks, towers, and any work exempted pursuant to sections Sections 489.103, F.S. Commercial experience must be in four or more of the following areas:

1. Through 6. No Change.

(b) An applicant (other than those contractors designated in sections Sections 489.111(2)(c)4.b. and c., F.S.) for

certification in the general contractor classification must submit proof that she or he possesses at least one year of “active experience” or “proven experience” as defined above in the construction of structures not less than four stories in height.

(c) For the purposes of this rule the term “story” is defined at rule 61G4-12.011(1), F.A.C., which is accessible at grade, or through a staircase landing or elevator stop and contains space in which humans may safely work or live in reasonable comfort.

(3) In the case of applicants for certification in the residential contractor category, the phrases “active experience” and “proven experience” as used in section Section 489.111(2)(c)1., 2., or 3., F.S., shall be defined to mean construction experience involving construction, alteration, enlargement, or repair of detached one- and two-family dwellings and townhouses not more than three stories above grade plane in height with a separate means of egress. Experience must be in three or more of the following areas:

(a) Through (e) No Change.

(4) In the case of applicants for certification under the standard set forth in section Section 489.111(2)(c)1., F.S., the baccalaureate degrees in building construction, architecture, or engineering which are considered to be appropriate to the particular classification for which certification is sought shall be as follows:

(a) Through (e) No change.

(5) As an alternative to the experience required under sections Sections 489.111(2)(c)1.-3., F.S., an applicant for certification as a swimming pool/spa servicing contractor must submit proof that the applicant meets the requirements of section Section 489.111(2)(c)6.d., F.S., by demonstrating one year of proven experience related to the scope of work of a swimming pool/spa servicing contractor as defined in section Section 489.105(3)(1), F.S., performed under the supervision of a certified or registered commercial pool/spa, residential pool/spa, or pool/spa servicing contractor, and demonstrating satisfactory completion of a sixty-hour course of instruction, approved by the Board pursuant to Rule 61G4-18.004, F.A.C., and conducted by a course provider registered pursuant to Rule 61G4-18.003, F.A.C., that consists of the following:

(a) Through (b) No Change.

(c) Forty (40) hours of instruction utilizing curriculum an up to date publication from any Nationally National recognized swimming pool association, or substantially equivalent materials, and including instruction on the following topics: Structures – Pool Structures & Finishes; Spa & Hot Tub Structures, Finishes & Equipment Packs; Circulation System – Circulation & Piping; Hydraulics – Pumps, Pump Motors & Air Blowers, Filters, Heaters, Chemical Feeders & Generators; Chemistry – Chemical Safety, Water Testing & Water Treatment; Water Treatment – Chlorine; Water Treatment – Other; Water Balance; Electrical System – Basic Electricity,

Safety Requirements & Pool/Spa Electrical Equipment, Lighting, Controls, Controllars & Control Systems; Maintenance – Routine Maintenance, Season & Special Care, Covers; and Dewatering.

Rulemaking Authority 489.108 FS. Law Implemented 489.111 FS. History–New 1-6-80, Amended 12-16-80, 6-30-82, 4-11-83, Formerly 21E-15.01, Amended 12-11-90, 8-21-91, 4-16-92, Formerly 21E-15.001, Amended 7-18-94, 12-16-01, 2-6-03, 6-23-04, 1-15-07, 6-19-07, 11-26-08, 4-22-12, 1-5-17, 9-30-19,_____.

61G4-15.002 Statement of Authority.

Any person applying for the issuance of a certificate or registration to engage in contracting in other than an individual capacity, or any registrant or certificate holder applying to qualify a partnership, corporation, business trust or other legal business organization shall furnish as part of the application a statement that the applicant is legally qualified to act for the business organization in all matters connected with its contracting business and that the applicant has authority to supervise construction undertaken by such business organization as the organizations primary or secondary qualifying agent.

(1) Through (4) No Change.

Rulemaking Authority 489.108 FS. Law Implemented 489.105(4), 489.119, 489.1195 FS. History–New 1-6-80, Formerly 21E-15.02, 21E-15.002, Amended 7-18-94, 8-23-01,_____.

61G4-15.0024 Supervision of Business Entities.

Documentation of one or more of the following factors in an application to qualify a business entity will demonstrate to the Board, absent evidence to the contrary, that an applicant possesses the ability to properly supervise the proposed additional business entity for purposes of the application:

(1) Through (2) No Change.

(3) A joint venture agreement or an employment agreement between the applicant and the business organization which expressly establishes ~~Other evidence of~~ the means and methods utilized by the applicant to ensure control over the construction work of the proposed additional entity.

Rulemaking Authority 489.108, 489.119 FS Law Implemented 489.119 FS History–New 5-2-12,Amended_____.

61G4-15.006 Financial Responsibility and Financial Stability, Grounds for Denial.

(1) No Change.

(2) The financial stability ground on which the Board shall refuse to qualify an applicant is as follows:

(a) failure to provide proof of a credit score, FICO derived, of 660 or higher.

(b) Applicants who are unable to provide a credit score, FICO derived, of 660 or higher, shall meet the financial stability requirement by completion of a 14-hour financial responsibility course approved by the Board.

(3) No Change.

Rulemaking Authority 489.115(5) FS. Law Implemented 489.115(5) FS. History–New 1-6-80, Amended 5-4-80, Formerly 21E-15.06, 21E-15.006, Amended 10-31-96, 11-13-97, 2-12-08, 4-13-22,_____.

61G4-15.012 Certification of ~~Residential Solar Water Heating~~ Rooftop Solar Heating Installation Specialty Contractors.

(1) Scope of Rule. The purpose of this rule is to provide for the certification of rooftop solar heating installation ~~residential solar water heating~~ contractors, formally known as residential solar heating specialty contractors.

(2) Definition. A rooftop solar heating installation ~~residential solar water heating~~ contractor is a specialty contractor whose contracting business consists of the execution of contracts requiring the skill, knowledge, ability and experience to size, install, alter, repair, maintain, relocate, replace, or use residential domestic potable solar water heating systems to include solar heating panels and all appurtenances, apparatus or equipment used in connection therewith. The scope of work of such contractor is limited to solar domestic hot water systems for one-family, two-family, or three-family residences, not exceeding two stories in height and solar swimming pool heaters for residential swimming pools. Such contractor may tie into the existing pool pump or other equipment, but may not install, alter, repair, maintain, relocate, or replace any pool equipment, including but not limited to the pool pump. The residential solar water heating contractor must subcontract any work for which a local certificate of competency is required unless such contractor is state certified in the respective trade category or is licensed in such category by the appropriate local authority.

Nothing in this rule shall be deemed to restrict or limit in any manner the legal authority of certified mechanical contractors, certified Class A and B air conditioning contractors, or certified plumbing contractors to install residential solar water heating systems.

(3) Certification Procedures.

(a) Qualifications.

1. No Change.

2. A person shall be entitled to take the certification examination if the person:

a. Through b. No Change.

c. Meets eligibility requirements according to one of the criteria established in section ~~Section~~ 489.111(2)(c)1., 2., or 3., F.S.

(b) Other Certification Procedures and Fees. Other certification procedures and fees for rooftop solar heating installation specialty certified residential solar water heating contractors shall be the same as those provided for the certification of other contractors as defined in Part I, Chapter 489, F.S. The amount of liability insurance required for rooftop solar heating installation specialty certified residential solar water heating contractors shall be as follows: \$100,000 public liability insurance and \$25,000 property damage insurance.

(4)(a) All Residential Solar Water Heating Specialty Specialty Contractors whose certification or registration was issued pursuant to this part and is valid on July 1, 1994 shall be able to renew and otherwise continue business as is set forth in Chapter 489, F.S., and this part. No person not previously certified or registered as a Residential Solar Water Heating Specialty Specialty Contractor as of July 1, 1994, shall be certified or registered after July 1, 1994. However, the board shall continue to license and regulate those contractors who held said licenses in good standing prior to July 1, 1994.

(b) Only solar contractors who meet the qualifications for certification as set forth at section Section 489.105(3)(o), F.S., and Rule 61G4-15.012, F.A.C., may lawfully contract after July 1, 1994.

(c) No Change.

(5) Any person holding a Residential Solar Water Heating Specialty Contractor license shall continue to practice as a Rooftop Solar Heating Installation Specialty Contractor and shall not be required to reapply until such time as their license is renewed in the usual course of business.

Rulemaking Authority 455.217(1), 489.105(3)(q), 489.113(6), 489.115(4) FS. Law Implemented 455.217(1), 489.105(3)(q), 489.113(6), 489.115(4) FS. History— New 10-8-81, Formerly 21E-15.12, Amended 6-1-88, 4-20-93, Formerly 21E-15.012, Amended 11-13-97,_____.

61G4-15.021 Minor work incidental to the installation of residential solar energy equipment ~~Certification of Solar Contractors.~~

~~(1) Scope of Rule. The purpose of this rule is to provide for the certification of solar contractors.~~

~~(2) Definition.~~

~~(a) Solar Contractor. A solar contractor is a contractor whose contracting business consists of the execution of contracts requiring the experience, financial means, knowledge and skill to install, alter, repair, maintain, relocate, or replace solar panels for potable solar water heating systems, swimming pool solar heating systems, and photovoltaic systems and any appurtenances, apparatus, or equipment used in connection therewith. Such contractor shall subcontract with a qualified contractor in the field concerned all other work which is specified herein as being the work of a trade other than that of~~

~~a solar contractor. The scope of work of the solar contractor shall apply to private and public property, and shall include all work incidental thereto as specified in subsection (3).~~

~~(b) Residential. For purposes of this section the term residential refers to systems installed in connection with one family, two family, or three family residences not exceeding two stories in height.~~

~~(3) Minor work incidental to the installation of residential solar energy equipment. The following work incidental to the installation of residential solar equipment shall be considered to be within the scope of work of a solar contractor. Unless otherwise indicated, the solar contractor shall be permitted to perform such work without subcontracting to a trade other than that of a solar contractor, provided all work is performed pursuant to applicable building codes, including, but not limited to the National Electric Code.~~

~~(1)(a) Electrical work. The branch circuit supplying the electric water heater, the receptacle outlet for a cord-and-plug-connected solar controller, the swimming pool pump motor, or and the premises wiring on the load side of the premises service disconnecting means shall be in accordance with the National Electric Code. If installation, alteration, removal, replacement, or upgrading of this circuit is necessary, the work shall be performed by licensed electrical contractors only.~~

~~(2)(b) Solar Water Heating Systems. Solar contractors may disconnect and reconnect the existing branch circuit wiring at the water heater. Solar contractors may install new or replace existing control wiring attached to a cord-and-plug-connected solar controller. For a photovoltaic pump controller, solar contractors may install new or replace existing direct current power wiring between the photovoltaic panel and the pump motor. All work shall be done in accordance with the National Electric Code.~~

~~(3)(c) Solar Pool Heating Systems. Solar contractors may install new or replace existing power wiring on the load side of an existing pump motor disconnect. Solar contractors may also install new or replace existing control wiring connected to a solar pool controller. All work shall be done in accordance with the National Electric Code.~~

~~(4)(d) Solar photovoltaic systems. Solar contractors may install new or replace existing power and control wiring in photovoltaic (PV) source circuits, PV output circuits, battery storage system circuits, and power conditioning unit. In an interactive system that operates parallel with a primary source of electrical energy, this work is limited to the PV supply side of the power conditioning unit. In a stand-alone, or non-grid connected system, the work above-referenced shall be limited to the PV supply side of the power conditioning unit and shall not include wiring integral to the building premises. All work shall be done in accordance with the National Electric Code.~~

~~(5)(e) Plumbing. The solar contractor shall perform all~~

work required for the installation of a domestic solar water heating system and solar pool heating system, including connecting the solar hot water system to the existing cold water supply and hot water lines at the existing domestic water heater location. ~~Such work shall be performed in accordance with applicable codes and standards.~~

~~(6)(f) Roofing. Solar contractors may perform roofing work directly related to the installation of a domestic solar water heating system, solar pool heating system, or photovoltaic system, including cutting roof openings and penetrations, installing flashings, attaching equipment mounting brackets and solar panels. Such work shall be limited to an area within 18 inches of each roof penetration or attachment and shall be performed in accordance with National Roofing Contractors Association roofing practices.~~

~~Rulemaking Authority 489.105(12), 489.108, 489.115(4) FS. Law Implemented 489.105(3)(o), (12) FS. History—New 3-1-92, Formerly 21E-15.021, Amended _____.~~

61G4-15.027 Pollutant Storage System Specialty Contractors.

(1) No Change.

(2) Certification procedures and fees for Pollutant Storage System Specialty Contractors shall be the same as those provided for the certification of other contractors as required by and set forth in ~~sections~~ Sections 489.109, 489.111, 489.113, 489.114, 489.115, 489.116, F.S., and related rules.

(3) Method of Operation: nothing in this rule chapter is intended to supersede or modify standards of operation established for pollutant storage system specialty contractors by the Department of Environmental Protection, ~~as expressly stated in rule Chapter 62-761, F.A.C., which rule chapter is hereby adopted (effective 11-99) and incorporated herein by reference as the Board's operating standards for pollutant storage system specialty contractors.~~

~~Rulemaking Authority 489.108, 489.113(3), (7), 489.129(3), 489.133 FS. Law Implemented 489.113(3), (7), (8), 489.115(4), (5), 489.133, 455.213 FS. History—New 2-1-00, Amended 7-7-05, 11-15-07, Amended _____.~~

61G4-15.028 Precision Tank Testers.

(1) Scope of Rule: The purpose of this rule is to provide for the registration of precision tank testers.

(2) Registration Procedures for Precision Tank Testers:

(a) Qualifications:

1. No Change.

2. A person shall be registered as a precision tank tester if said person:

a. No Change.

b. Who meets the standards established by the Florida Department of Environmental Protection ~~pursuant to Section~~

~~62-761.200(83), F.A.C. (effective 11-99).~~ The Florida Department of Environmental Protection shall certify to the Board that an applicant for registration as a precision tank tester meets these standards before the applicant is registered.

(b) No Change.

~~Rulemaking Authority 489.108, 489.133 FS. Law Implemented 489.115(4), 455.213 FS. History—New 2-1-00, Amended 7-7-05, _____.~~

61G4-15.029 Tank Lining Applicators.

(1) No Change.

(2) Registration Procedures for Tank Lining Applicators:

(a) Qualifications:

1. No Change.

2. A person shall be registered as a tank lining applicator if said person:

a. No Change.

b. Who meets the standards established by the Florida Department of Environmental Protection ~~pursuant to paragraph 62-761.700(2)(c), F.A.C. (effective 11-99).~~ The Florida Department of Environmental Protection shall certify to the Board that an applicant for registration as a tank lining applicator meets these standards before the applicant is registered.

(b) No Change.

~~Rulemaking Authority 489.108, 489.133 FS. Law Implemented 489.115(4), 489.133, 455.213 FS. History—New 2-1-00, Amended 7-7-05, _____.~~

61G4-15.030 Certification of Registered Contractors.

(1) Any registered contractor who wishes to become a certified contractor in the appropriate category pursuant to the “grandfathering” provisions of ~~section~~ Section 489.118, F.S., shall submit a completed and signed application for the license type requested. Said applications are incorporated by reference ~~“Application for Certification of Registered Contractors” (CILB Form # 032), as referenced in Rule 61-35.010 61G4-12.006, F.A.C.~~

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

(a) No Change.

(b) A substantially similar examination is one which is written and proctored and which covers content and reference materials appropriate for the licensure category for which it is administered. The determination of appropriate content will be made by comparing the content outline and reference list for the examination to that used for the current state certification examination for the same license category.

For Division I categories, the examination must include, at a minimum, a two-hour business and financial management section and a six-hour trade knowledge section.

For Division II categories, the examination must include, at a minimum, a two-hour business and financial management section and a three-hour trade knowledge section.

(c) No Change.

(d) Discipline, for purposes of ~~section~~ **Section** 489.118(4), F.S., is defined as action taken by any local enforcement body and action taken by the Board against the licensee.

(2) Building code administrators and inspectors who hold a registered construction license or licenses may also apply for certification under the “grandfathering” provisions of ~~section~~ **Section** 489.118, F.S. In order to be eligible such inspector or administrator must have five years experience as an inspector in the category sought, or, if an administrator, must have five years experience with oversight in the category sought, at the time of application. The five years of experience may be a combination of experience under the registered construction license and experience under the inspector or administrator license.

(3) If a registered contractor did not successfully pass a written, proctored examination in order to receive the registered license, he or she may be considered for certification under this rule if he or she successfully passes an examination substantially similar to the examination required for certified licensure such as those listed pursuant to section 489.118(2), F.S. produced by the National Assessment Institute, Block and Associates, or NAI/Block prior to application.

Rulemaking Authority 489.108, 489.118 FS. Law Implemented 489.118 FS. History—New 2-23-00, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Construction Industry Licensing Board
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 10, 2023
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 28, 2024

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.:	RULE TITLE:
61G4-15.009:	Replacement of Qualifying Persons
61G4-15.017:	Certification of Gypsum Drywall Specialty Contractors
61G4-15.018:	Certification of Glass and Glazing Specialty Contractors
61G4-15.026:	Certification of Gas Line Specialty Contractors
61G4-15.033:	Certification of Marine Specialty Contractors
61G4-15.034:	Certification of Tower Specialty Contractors
61G4-15.035:	Certification of Irrigation Specialty Contractors
61G4-15.038:	Certification of Building Demolition Specialty Contractors
61G4-15.039:	Certification of Industrial Facility Specialty Contractors
61G4-15.040:	Certification of Residential Pool/Spa Servicing Specialty Contractors

PURPOSE AND EFFECT: The Board proposes these rules to be repealed due to legislative changes.

SUMMARY: The rules are being repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 455.213, 489.105(3)(q), 489.108, 489.113(6), 489.115(4), 489.115(5), 489.129(3) FS.

LAW IMPLEMENTED: 455.213, 455.217(1), 489.105(3)(q), 489.113(6), 489.115(4), (5), 489.119(3)(a) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Amanda Ackermann, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039, or telephone: (850)487-1395, or by electronic mail to Amanda.Ackermann@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

The following rules are hereby repealed:

61G4-15.009 Replacement of Qualifying Persons.

Rulemaking Authority 489.129(3) FS. Law Implemented 489.119(3)(a) FS. History—New 1-6-80, Formerly 21E-15.09, 21E-15.009, Amended 7-18-94, Repealed.

61G4-15.017 Certification of Gypsum Drywall Specialty Contractors.

Rulemaking Authority 489.105(3)(q), 489.113(6), 489.115(4) FS. Law Implemented 489.105(3)(q), 489.113(6), 489.115(4) FS. History—New 5-23-89, Formerly 21E-15.017, Amended 11-15-07, Repealed.

61G4-15.018 Certification of Glass and Glazing Specialty Contractors.

Rulemaking Authority 489.105(3)(q), 489.113(6), 489.115(5) FS. Law Implemented 455.217(1), 489.105(3)(q), 489.113(6), 489.115(5) FS. History—New 7-9-03, Amended 11-10-03, 11-15-07, 8-30-12, Repealed.

61G4-15.026 Certification of Gas Line Specialty Contractors.

Rulemaking Authority 489.105(3)(q), 489.113(6), 489.115(4) FS. Law Implemented 489.105(3)(q), 489.113(6), 489.115(4), 455.213 FS. History—New 10-17-93, Amended 7-19-95, 7-1-96, 7-7-05, 11-15-07, Repealed.

61G4-15.033 Certification of Marine Specialty Contractors.

Rulemaking Authority 455.213, 489.108, 489.113(6) FS. Law Implemented 489.105(3)(q), 489.113(6) FS. History—New 12-25-07, Repealed.

61G4-15.034 Certification of Tower Specialty Contractors.

Rulemaking Authority 489.108, 489.113(6) FS. Law Implemented 489.105(3)(q), 489.113(6) FS. History—New 6-10-10, Amended 11-10-10, Repealed.

61G4-15.035 Certification of Irrigation Specialty Contractors.

Rulemaking Authority 489.108 FS. Law Implemented 489.105(3)(q), 489.113(6) FS. History—New 2-13-13, Repealed.

61G4-15.038 Certification of Building Demolition Specialty Contractors.

Rulemaking Authority 489.108, 489.113(6) FS. Law Implemented 489.113(6) FS. History—New 2-11-13, Repealed.

61G4-15.039 Certification of Industrial Facility Specialty Contractors.

Rulemaking Authority 489.108, 489.113(6) FS. Law Implemented 489.105(3)(q), 489.113(6) FS. History—New 8-17-14, Amended 3-5-19, Repealed.

61G4-15.040 Certification of Residential Pool/Spa Servicing Specialty Contractors.

Rulemaking Authority 489.108, 489.113(6) FS. Law Implemented 489.105(3)(q), 489.113(6) FS. History—New 6-22-14, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Construction Industry Licensing Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 10, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 28, 2024

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-15.100: Certified Specialty Contractors

PURPOSE AND EFFECT: The Board proposes a new rule to comply with legislative changes.

SUMMARY: The proposed new rule language outlines the requirements for certified specialty contractors to comply with legislative changes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 455.213, 489.108, 489.113(6) FS.

LAW IMPLEMENTED: 489.105(3)(q), 489.113(6) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Amanda Ackermann, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039, or telephone: (850)487-1395, or by electronic mail to Amanda.Ackermann@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-15.100 Certified Specialty Contractors.

(1) The purpose of this rule is to provide for the certification of the following specialty contractors licensure types:

(a) A “structural aluminum or screen enclosures contractor” is qualified and certified by the board to perform any work involving aluminum screened porches, screened enclosures, pool enclosures, pre-formed panel-post and beam roofs, mobile home panel roof-overs, residential glass and window door enclosures, vinyl panel window enclosures and single-story self-contained aluminum utility storage structures not exceeding seven hundred twenty (720) square feet. The scope of the work shall include woodwork incidental to the aluminum and allied materials construction work. It shall be limited to the construction of wood framing for walls of uninhabitable utility storage structures, raised wood decks for enclosures, and the rescreening, repair and/or replacement of wood incidental to the installation of glass windows and doors, installation of siding, soffit, fascia, gutters, and preformed panel-post and beam roofs. The scope of such work shall include masonry concrete work and be limited to foundations, slabs and block knee walls incidental to the aluminum and allied materials construction

work. The aluminum contractor, whose services are limited, shall not perform any work that alters the structural integrity of the building including but not limited to roof trusses, lintels, load bearing walls and foundations. The aluminum contractor shall subcontract, with a licensed qualified contractor in the field concerned, all work incidental to that which is defined herein but which is the work of a trade other than that of an aluminum contractor. The scope of licensure for an aluminum contractor includes and is limited to the execution of contracts requiring the experience, financial means, knowledge and skill necessary for the fabrication, assembling, handling, erection, installation, dismantling, adjustment, alteration, repair, servicing and design work when not prohibited by law, in accordance with accepted engineering data and/or according to manufacturer's specification in the aluminum metal, vinyl and fiberglass screening and allied construction materials.

(b) A “marine specialty contractor” is qualified and certified by the board to perform any work involving the construction, repair, alteration, extension and excavation for fixed docks, floating docks, boathouses, mooring devices, mooring fields, seawalls, bulkheads, piers, wharfs, boatlifts, boat ramps, revetments, cofferdams, wave attenuators, dune crossovers and other marine structures and activities, including pile driving, framing, concrete, masonry, dredge and fill, and wood shingle, wood shakes, or asphalt or fiberglass shingle roofing on a new structure of his or her own construction.

(c) A “marine seawall work contractor” is qualified and certified by the board to install, alter, repair, maintain, relocate, and replace supporting members of piers and docks, e.g., piles or pilings, columns, posts, stanchions. The scope of work of such contractor shall include all construction below, above, or beyond, the mean low water line, for the sole purpose of constructing, erecting or dismantling of piers, docks and seawalls.

(d) A “marine bulkhead work contractor” is qualified and certified by the board to install, alter, repair, maintain, relocate, and replace bulkheads and its supporting members. The scope of work of such contractor shall include all construction below, above or beyond, the mean low water line, for the sole purpose of constructing, erecting, or dismantling of bulkheads.

(e) A “marine dock work contractor” is qualified and certified by the board to install, repair, maintain, or alter docks, piers, and decks of marine nature, and may perform pile driving as well as other operations necessary for the safe construction of these structures.

(f) A “marine pile driving contractor” is qualified and certified by the board to drive concrete, wood, or steel piles in a marine environment to provide the foundations for fixed docks, floating docks, boathouses, mooring devices, mooring fields, seawalls, bulkheads, piers, wharfs, boatlifts, boat ramps,

revetments, cofferdams, wave attenuators, dune crossovers and other marine structures.

(g) A “structural masonry specialty contractor” is qualified and certified by the board to form, place, finish, install, repair, maintain, and replace any concrete or masonry products including: batching and mixing of aggregates, cement, and water to specifications, laying of block, brick, and other masonry units, the construction of forms and framework for the casting and shaping of concrete, the placing and erection of reinforcing steel and the pouring, placement, injecting and finishing of concrete. The scope of such work shall include all types of foundations, slabs, footers, curbs, walls, columns, beams and other structures, and terrazzo and other finishes.

(h) A “structural pre-stressed, precast concrete work specialty contractor” is qualified and certified to erect structural precast concrete units such as decks, beams, girders, walls, columns and stairs that are or may be used as structural members for buildings and structures, including welding and rigging in connection therewith and to erect precast concrete units for guard rails and decorative panels above the ground floor, including such minor field fabrication as may be necessary.

(i) A “structural steel work contractor” is qualified and certified by the board to install, repair, maintain, and replace steel framework, columns, sheathing, beams, and fabrication of metal buildings.

(j) A “window and door installation contractor” is qualified and certified by the board to install, replace, adjust, repair, and service, when not prohibited by law, in accordance with accepted engineering data and or according to manufacturers’ specification of exterior windows and doors, hurricane protection devices, shutters, and hardware in connection therewith which do not affect structural changes, except the replacement of window bucks in retrofit.

(k) A “garage door installation contractor” is qualified and certified by the board to fabricate, assemble, handle, erect, install, dismantle, adjust, alter, repair, and service garage doors. The scope of such work shall include all types of garage doors, including the related hardware and operating devices. Such contractor shall be allowed to install low voltage wiring for safety features and cord and cap connected to the devices, motors, and equipment; any other electrical work related to the installation of a garage door shall be subcontracted to a licensed electrical contractor, including wire removal and/or rewiring, installation of receptacles, lights, and switches. Such contractor shall be allowed to subcontract with other licensed contractors for work directly related to the installation of the garage door.

(l) A “plaster and lath specialty contractor” is qualified and certified by the board to coat surfaces with a mixture of sand or other aggregate gypsum plaster, Portland cement or quicklime

and water, or any combination of such material as to create a permanent coating. The contractor may perform lathing work.

(m) A “structural carpentry specialty contractor” is qualified and certified by the board to install any wood products or metal framing in a structure of a building including rough framing, door, window (including metal), and structural trusses.

(n) A “residential swimming pool/spa servicing specialty contractor” means a contractor whose scope of work involves the repair and servicing of residential swimming pools, hot tubs or spas. The scope of work includes the repair or replacement of existing equipment, any cleaning or equipment sanitizing that requires at least a partial disassembling, filter changes, and the installation of new pool/spa equipment, interior refinishing, the reinstallation or addition of pool heaters, the repair or replacement of all perimeter piping and filter piping, the repair of equipment rooms or housing for pool/spa equipment, and the substantial or complete draining, for the purpose of repair or renovation of residential swimming pools, hot tubs, and spas. The scope of such work does not include direct connections to a sanitary sewer system or to potable water lines.

(o) An “industrial facility specialty contractor” is a contractor who is qualified and certified by the board to perform any work involving the construction, repair, demolition, modification, and alteration of uninhabitable industrial structures housing manufactured industrial equipment being installed therein by the contractor of specialized equipment used to produce or move goods or materials including but not limited to energy production, gas production, chemical production, installation of fixed equipment, above ground storage tanks and related accessory piping; and construction of habitable or uninhabitable attached accessory use structures not exceeding 1,500 square feet used solely to house related operating and controlling equipment. An industrial facility specialty contractor shall be unlimited in his or her ability to enter contracts for the scopes of work described herein and who may perform such work permitted under this rule, except as otherwise expressly provided in section 489.113, F.S. An industrial facility specialty contractor shall be required to subcontract all work above that falls within the scopes of work set forth in sections 489.105(3)(b)-(p) or 489.505, F.S., or for fire protection systems under section 633.318, F.S., to a licensee who holds a state certification or registration in the respective category of work.

(p) A “building demolition specialty contractor” is a contractor whose contracting business consists of the execution of contracts requiring the experience, financial means, knowledge, and skill to demolish, if not prohibited by law, steel tanks 50 feet or less in height; towers 50 feet or less in height; other structures 50 feet or less in height, other than buildings or residences over three stories tall; and buildings or residences three stories or less in height. Nothing in this rule shall be

deemed to restrict or limit in any manner the scope of work authorized by law of other contractor classifications.

(q) An "irrigation specialty contractor" is a contractor whose contracting business consists of the execution of contracts requiring the experience, financial means, knowledge, and skill to install, maintain, repair, alter, extend, manage, monitor, audit, or, if not prohibited by law, design irrigation systems. An irrigation specialty contractor may install, maintain, repair, alter, extend, manage, monitor, audit, or, if not prohibited by law, design irrigation systems, including any excavation work incidental thereto. An irrigation system includes all: piping; fittings; sprinklers; drip irrigation products; valves; irrigation controllers; control wiring; rain sensors; water pumps, water conservation devices; water harvesting systems; irrigation main lines downstream of a utility potable water meter or utility alternative water supply distribution line and dedicated backflow prevention device; and associated components installed for the delivery and application of water for the purpose of irrigation. Irrigation systems used for agricultural purposes shall not be included within the scope of this rule. An irrigation specialty contractor is precluded from conducting work on water wells or pumps per Florida Plumbing Code and Section 373.323(10), Florida Statutes.

(r) A "tower specialty contractor" is qualified and certified by the board to perform any work involving the construction, repair and alteration of uninhabitable towers for purposes of communications, energy, water, or utilities; including construction of accessory use structures not exceeding three stories in height which house related equipment. An applicant for a tower specialty contractor certification shall pass the general contractor examination and shall demonstrate experience in the construction, repair and alteration of towers and accessory use structures.

(s) A "glass and glazing contractor" is a specialty contractor whose scope of work is limited to the installation and attachment of all types of windows and glass, on residential and commercial applications without any height restriction, whether fixed or movable; the installation of swinging or sliding glass doors to existing walls, floors, columns or other structural members of the building; the installation of glass holding or supporting mullions or horizontal bars; the installation of structurally anchored impact-resistant opening protection attached to existing building walls, floors, columns or other structural members of the building; and the cutting and installation of glass and mirrors. A glass and glazing specialty contractor may also install prefabricated glass, metal or plastic curtain walls, storefront frames or panels, caulking incidental to such work and assembly, and installation of shower & tub enclosures and metal fascias.

(t) A "gypsum drywall contractor" is a specialty contractor whose scope of work is limited to the installation of all

necessary and incidental metal accessories, including non-load bearing metal studs, runners, hangers, channels, drywall metal suspension accessories and prefabricated ceiling materials; and the preparation of the surface over which drywall product is to be applied. This includes the application of base and finish coats specifically designed for the gypsum drywall products of their own erection. This category shall not include plastering, block, or wood partitions.

(u) A "gas line specialty contractor" is a contractor whose scope of work is limited to installation, modification, alteration, testing, repair and maintenance of natural gas transmission systems and natural gas distribution systems with all appurtenances within rights-of-way, easements, or terminating at meter.

(2) Certification procedures and fees for certified specialty contractors shall be the same as those provided for the certification of other contractors as required by and set forth in sections 489.109, 489.111, 489.113, 489.114, 489.115, 489.116, F.S., and related rules.

(3) Nothing in this rule shall be deemed to restrict or limit in any manner the scope of work authorized by law of other contractor classifications.

(4) Certified specialty contractors must maintain applicable worker's compensation and general liability insurance as required by state and federal laws, including but not limited to the provisions of the Longshoremen's and Harbor Worker's Compensation Act, 33 U.S.C.A. §901 et seq. and Title 46 U.S.C.A. for marine specialty contractors.

Rulemaking Authority 455.213, 489.108, 489.113(6) FS. Law Implemented 489.105(3)(q), 489.113(6) FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Construction Industry Licensing Board
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 10, 2023
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 28, 2024

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-16.009: RULE TITLE: Examination and Reexamination
PURPOSE AND EFFECT: The Board proposes an amendment that updates the rule requirements for examination and reexamination.

SUMMARY: The proposed amendment updates the rule requirements to allow for licensure without examination for applicants who meet certain requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 455.217(2), 455.219(1), 489.108, 489.129(2) FS.

LAW IMPLEMENTED: 455.217, 489.109, 489.111 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Amanda Ackermann, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039, or telephone: (850)487-1395, or by electronic mail to Amanda.Ackermann@myfloridalicense.com

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-16.009 Examination and Reexamination.

(1)(a) Through (4) No Change.

(5) Applicants for licensure in any of the specialty licenses pursuant to rule 61G4-15.100(1)(a) through (m), F.A.C., are exempt from examination provided they meet the following requirements:

(a) As of June 30, 2023, holds a valid registered local license or competency card in any Florida Jurisdiction in one of the specialty license types listed above;

(b) Has not had said license or competency card disciplined

within the last five (5) years, and said license or competency card is not currently pending discipline; and

(c) Has, for the requested license type, passed a written examination that the board finds to be substantially similar to the examination required to be licensed as a certified specialty contractor as enumerated above. For the purposes of this subsection, a written, proctored examination produced by the National Assessment Institute, Block and Associates, NAI/Block, Experior Assessments, Professional Testing, Inc. or Assessment Systems, Inc., shall be considered to be substantially similar to the required examination.

Rulemaking Authority 455.217(2), 455.219(1), 489.108, 489.129(2) FS. Law Implemented 455.217, 489.109, 489.111 FS. History—New 2-25-93, Formerly 21E-16.009, Amended 10-17-93, 7-20-94, 11-25-97, 9-15-99, 4-26-00, 10-24-00, 2-6-03, 1-10-05, 11-3-06, 5-8-07, 12-6-11, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Construction Industry Licensing Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 14, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 27, 2024

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.:	RULE TITLE:
69A-37.039:	Prescribed Forms for Training and Certification
69A-37.090:	Lisa of Supplemental Compensation Forms; Incorporation by Reference
69A-37.401:	Definitions
69A-37.402:	Authorizations for Certified Personnel
69A-37.403:	Compliance with Other Applicable Laws, Rules
69A-37.404:	Requirements for Live Fire Training for Certified Personnel
69A-37.405:	Requirements for Live Fire Training During Recruit Training
69A-37.406:	Certification Prerequisites for Live Fire Training Instructor Training
69A-37.407:	Live Fire Training Instructor Training
69A-37.408:	Live Fire Training Instructor Certification and Renewal
69A-37.409:	Instructor Certification Revocation

PURPOSE AND EFFECT: The proposed rule amendments update the State’s Live Fire Instructor and Training Program to current National Fire Protection Association (NFPA) standards and create a safer environment for participants involved in live fire training. This rulemaking updates the live fire training standards to sync with NFPA industry standards. This

rulemaking incorporates several NFPA standards by reference and makes other necessary updates.

SUMMARY: The proposed rulemaking will update the Live Fire Training requirements to conform with prevailing NFPA standards.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department’s economic review for this rulemaking. 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: 633.104, 633.128, 633.135, 633.137, 633.216, 633.406, 633.408, 633.418, 633.508, FS.

LAW IMPLEMENTED: 633.112, 633.128, 633.135, 633.137, 633.138, 633.216, 633.406, 633.408, 633.412, 633.414, 633.415, 633.418, 633.422, 633.508, FS.

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

DATE AND TIME: April 4, 2021, at 10:00 a.m.

PLACE: Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/626020717>
You can also dial in using your phone. United States (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 626-020-717

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 626 020 717 or dial directly: 626020717@67.217.95.2 or 67.217.95.2##626020717

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: Eugenia Tucker, (352) 369-2885, or Eugenia.Tucker@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Eugenia Tucker, Assistant

Superintendent, Bureau of Fire Standards and Training, (352)369-2837, Robert.Coyne@myfloridacfo.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-37.039 Prescribed Forms for Training and Certification.

(1) No change.

(a) through (b) No change.

(c) By downloading them from the website at <https://myfloridacfo.com/Division/SFM/Forms>, www.myfloridacfo.com/Division/SFM/BEST.

(2) The following forms are hereby adopted and incorporated by reference in this rule:

(a) through (b) No change

(c) Form DFS-K4-1020, “Personal Inquiry Waiver,” effective MM/YY, http://www.flrules.org/Gateway/reference.asp?No=Ref-_____.

(c) renumbered as (d) through (f) renumbered as (g) No change.

(h) Form DFS-K4-1032, “Notice of Employment As A Firefighter Or Volunteer,” effective MM/YY, http://www.flrules.org/Gateway/reference.asp?No=Ref-_____.

(g) renumbered as (i) through (zz) renumbered as (bbb) No change.

~~(aaa) DFS K4 2174, “Application for Firefighter Assistance Grant Program,” effective MM/YY, http://www.flrules.org/Gateway/reference.asp?No=Ref-08003_eff_716.~~

(bbb) renumbered as (ccc) through (iii) renumbered as (jjj) No change.

(kkk) Form DFS-K4-2209, “Live Fire Training Instructor II Task Book,” effective MM/YY, http://www.flrules.org/Gateway/reference.asp?No=Ref-_____.

(lll) Form DFS-K4-2302, “Tobacco Affidavit,” effective MM/YY, http://www.flrules.org/Gateway/reference.asp?No=Ref-_____.

Rulemaking Authority 633.104, 633.128(1), 633.135(3), 633.137(3), 633.216(9), 633.406(2), 633.408, 633.418(1), 633.508(2) FS. Law Implemented 633.112(1), 633.128, 633.135, 633.137, 633.138, 633.216, 633.406, 633.408, 633.412, 633.414, 633.415, 633.418, 633.508(2) FS. History—New 9-7-81, Formerly 4A-37.20, 4A-37.39, Amended 11-26-85, 1-3-90, 6-30-91, 3-20-95, 9-13-98, 12-10-01, Formerly 4A-37.039, Amended 3-19-09, 8-27-12, 8-20-13, 11-18-13, 2-15-15 (f), 2-15-15 (ee)-(ii), 7-13-16, 3-7-17, 5-18-17, 2-19-18, 1-1-19, 1-11-21, 2-8-21, 4-29-21,_____.

69A-37.090 List Lisa—of Supplemental Compensation Forms; Incorporation by Reference.

The following forms are hereby incorporated by reference and can be obtained by writing to the Florida State Fire College, 11655 N.W. Gainesville Road, Ocala, Florida 34482-1486 or by accessing the College’s website at <https://myfloridacfo.com/Division/SFM/BFST/Forms>, <http://www.flrules.org/Gateway/reference.asp?No=Ref-01639> <http://www.myfloridacfo.com/sfm/bfst/standard/stdsuep.htm>.

- (1) through (2) No change.
- (3) Form DFS-K4-1056, “Application for Re-Entry,” Effective MM/YY, [http://www.flrules.org/Gateway/reference.asp?No=Ref- .eff. 4/12](http://www.flrules.org/Gateway/reference.asp?No=Ref-<u> </u>.eff. 4/12).
- (4) Form DFS-K4-1057, “Application for Initial Entry,” Effective MM/YY, [http://www.flrules.org/Gateway/reference.asp?No=Ref- .eff. 4/12](http://www.flrules.org/Gateway/reference.asp?No=Ref-<u> </u>.eff. 4/12).
- (5) No Change.

Rulemaking Authority 663.128 (2)(a) FS. Law Implemented 633.422 FS. History—New 9-25-12, Amended .

Substantial rewording of Rule 69A-37.401 follows. See Florida Administrative Code for present text.

69A-37.401 Definitions.

The following words or terms have the following meanings in Rules 69A-37.401 through 69A-37.405, F.A.C. inclusive:

- (1) “Acquired Structure” means a building or structure acquired by the authority having jurisdiction from a property owner for the purposes of conducting fire training evolutions, technical rescue training, hazardous materials training, or other fire rescue training.
- (2) “Acquired Prop” as defined in NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.
- (3) Authority Having Jurisdiction, sometimes referred to as the “AHJ”, as defined in NFPA 1403, which is incorporated by reference into Rule 69A-37.403, F.A.C.
- (4) “Certified Fire Training Center” means a training center certified to provide Live Fire Training evolutions under Rule Chapter 69A-37, F.A.C.
- (5) “Containerized Training Structure” as defined in NFPA 1402 which is incorporated by reference into Rule 69A-37.403, F.A.C.
- (6) “Emergency Medical Services” as defined in NFPA 1402 which is incorporated by reference into Rule 69A-37.403, F.A.C.
- (7) “Firefighter Training Curriculum” as defined in Rule 69A-37.055, means the firefighter training curriculum that consists of two training curricula parts: a “Part I” and “Part” II. When combined, Part I and Part II equal 492

hours which is referred to as the “Minimum Standards Course”. Training to become a Volunteer Firefighter or Firefighter I, requires the individual to complete Part I. Training for the full Minimum Standards Course, requires completion of both Part I and Part II. Upon completion he or she will receive a Certificate of Compliance. Any reference to Part I is training for a Volunteer Firefighter or Firefighter I. Any reference to Minimum Standards Course is training for Firefighter II.

- (8) “Instructor” as defined in the NFPA 1403, which is incorporated by reference into Rule 69A-37.403, F.A.C.
- (9) “Instructor in Charge,” or “IIC,” as defined in NFPA 1403, which is incorporated by reference into Rule 69A-37.403, F.A.C.
- (10) “Live Fire” defined in the NFPA 1403, which is incorporated by reference into Rule 69A-37.403, F.A.C.
- (11) “Live Fire Adjunct Trainer,” or “LFAT,” means any person certified through the Bureau of Fire Standards and Training as a Live Fire Adjunct Trainer.
- (12) “Live Fire Adjunct Trainer Course” means the 16-hour training program required to become a Live Fire Adjunct Trainer. This program includes practical evolutions and is only available in a “live” traditional delivery format.
- (13) “Live Fire Master Trainer” means an LFTI II who has been designated by the AHJ to oversee the Live Fire Training Instructor course at the Certified Fire Training Center.
- (14) “Live Fire Training” means the training of Participants, or any other training with live fire that exposes Participants to an immediately dangerous to life or health (IDLH) environment involving:
 - (a) Acquired structures;
 - (b) Live Fire Training Structures;
 - (c) Liquid, gas-fueled, or ordinary combustibles fires or props involving fires that are beyond the incipient stage and are not capable of being extinguished using a standard fire extinguisher;
 - (d) Flashover props; or
 - (e) Aircraft Rescue and Firefighting props.
- (15) “Live Fire Training Instructor,” or “LFTI,” means any person certified by the Bureau of Fire Standards and Training as a Florida Fire Service Instructor I, II, or III, who has completed the Live Fire Training Instructor program, and who has successfully passed the certification examination.

(16) “Live Fire Training Instructor II,” or “LFTI II,” means any person who is certified as an LFTI and has completed the Live Fire Training Instructor II Task Book process with a Live Fire Master Trainer at a Certified Fire Training Center set forth in Rule 69A-37.402, F.A.C.

(17) “Live Fire Training Instructor Course” means the 40-hour training program required to become a Live Fire Training Instructor. This program includes practical evolutions and is only available in a live traditional delivery format.

(18) “Live Fire Training Prop” as defined in NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(19) “Live Fire Training Structure” as defined in NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(20) “Means of Egress” as defined in NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(21) “Means of Escape” as defined in NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(22) “NFPA” means the National Fire Protection Association.

(23) “Observer” means family members, elected officials, and non-certified persons.

(24) “Owner” as defined in NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(25) “Participant” means any Volunteer Firefighter, Firefighter I, Firefighter II, or candidate to become a Volunteer Firefighter or Firefighter II who is involved in the live fire training evolution within the operations area. Family members, elected officials, and others not associated with a training class requiring live fire training shall not be considered as a Participant.

(26) “Personal Protective Clothing” as defined in the NFPA 1403 edition, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(27) “Personal Protective Equipment” or “PPE” as defined in the NFPA 1403 edition, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(28) “Prop” as defined in NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(29) “Qualified as a Fire Instructor II or III” means an individual who is certified as a Florida Fire Service Instructor I and has successfully completed the Florida 45-hour Fire Service Course Design course or its equivalent approved by the Bureau.

(30) “Registered Provider” means an organization that provides live fire training to the Florida Fire Service and that is registered in the Florida College Department of Insurance Continuing Education (FCDICE) system. All providers must register in the FCDICE system prior to providing live fire training.

(31) “Safety Officer,” or “SO,” as defined in the NFPA 1403, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(32) “Smoke Barrel” a container constructed of sturdy metal designed to produce smoke using Class A fuels.

(a) If used during an acquired structure live fire training evolution, they must be closely monitored by an LFAT or LFTI with a pressurized water extinguisher and radio.

(b) Openings used to add Class A fuels shall close to not allow sparks or embers or material to escape.

(c) Smoke Barrels shall be positioned to be stable to prevent being knocked over and to avoid contact by Participants.

(d) No open flames should be visible outside of the Smoke Barrel.

(e) Any discharge port or flu shall be designed to reduce the chance of burning embers from escaping.

(f) Smoke Barrels should be placed so that they can not ignite or cause the ignition of a fire.

Rulemaking Authority 633.418(1), 633.128(1), (2)(a), 633.508(6) FS. Law Implemented 633.128(1), 633.418(1), 633.508 FS. History—New 10-5-06, Amended _____.

Substantial rewording of Rule 69A-37.402 follows. See Florida Administrative Code for present text.

69A-37.402 Qualification by the Authority Having Jurisdiction for Live Fire Training Structure Operation. ~~Authorizations for Certified Personnel.~~

(1) Fixed gas-fired props, ordinary combustibile type training buildings, and manufacturer designed and constructed structures, systems, props.

(a) The Authority Having Jurisdiction (AHJ) shall require all instructors, Safety Officers (SO’s), and the Instructors In Charge (IIC) responsible for conducting live fire training with said equipment to be trained in the complete operation of the system and props in accordance with manufacturer guidelines and AHJ requirements.

(b) The training of live fire training instructors and the live fire training SO, on the use of live fire training structures or props, shall be performed by an individual authorized by the manufacturer or by live fire training instructors authorized by the manufacturer to provide prop training to other live fire training instructors; or.

(c) When a manufacturer does not provide authorized individuals to conduct a training program which qualifies the AHJ Live Fire Training Instructors (LFTI’s) to operate said equipment and deliver instruction to student Participants, the AHJ shall be responsible for developing a training program.

(d) An AHJ that develops its own training program

shall do so in accordance with the NFPA 1403, incorporated by reference in Rule 69A-37.403, F.A.C. and shall submit the training program to the Bureau of Fire Standards and Training, Safety Section at least 60 days prior to the first use of the training program by email to FireFighterSafety@MyFloridaCFO.com. The training program shall consist of curriculum that includes a syllabus, lesson plan, qualifications of the instructor, and any practical training proposed to be provided.

(e) The manufacturer training program that qualifies AHJ instructors to operate said equipment and deliver instruction to student Participants shall strictly adhere to the manufacturer guidelines and be formatted in the same manner as described in the Non-Manufacturer Designed and Constructed systems or props.

(2) Non-Manufacturer Designed and Constructed Structures, Systems and Props.

(a) The AHJ shall require all instructors, SO's, and IIC responsible for conducting live fire training with said equipment to be trained to operate and deliver instruction to student Participants.

(b) An AHJ shall provide a training program that qualifies instructors to operate said equipment and deliver instruction to student Participants. The AHJ shall document the training program for student Participants.

(c) The training program shall consist of the following:

1. The information and documentation required in the NFPA 1403;

2. Design and purpose;

3. Theory of operation and simulation techniques;

4. Recommended fuel loading, ignition, reloading, and overhaul procedures;

5. Pre-evolution briefing procedures;

6. Training evolutions and post evolution procedures;

7. Inspection and maintenance of the system or prop;

8. Practical operation by each LFTI conducting a complete training evolution;

9. Pre-burn briefing and walk-through;

10. Safety procedures and Participant safety inspections; and

11. Decontamination procedures.

(d) All training shall be documented in accordance with the NFPA 1403, incorporated by reference in Rule 69A-37.403, F.A.C. and maintained by the Registered Provider.

(3) Qualification of Provider for Acquired Structures

(a) Any provider conducting live fire training in acquired structures must provide notice to the Safety Section of the Bureau of Fire Standards and Training no less than 60 days before the date of the training by email to FireFighterSafety@MyFloridaCFO.com. Notice shall

include a copy of training objectives, structure layout including locations of fires, fuel load, and an instructor position list that provides the positions to be utilized. The names of instructors performing each position's duties shall be provided after the live fire training evolution.

(b) Within fifteen (15) days after live fire training evolutions, all providers of live fire training using an acquired structure must provide the Safety Section of the Bureau of Fire Standards and Training with a copy of all documents identified in Chapter 9, Records and Reports, of NFPA 1403.

Rulemaking Authority 633.508(6), 633.128(1), (2)(a), 633.418 F.S. Law Implemented 633.418(1), 633.508, 633.128(1) FS. History—New 10-5-06, Amended

Substantial rewording of Rule 69A-37.403 follows. See Florida Administrative Code for present text.

69A-37.403 Compliance with Other Applicable Laws, Rules.

(1) NFPA 1041, Standard for Fire And Emergency Services Instructor Professional Qualifications (2019 edition) is incorporated herein by reference.

(2) NFPA 1402, Standard on Facilities for Fire Training and Associated Props (2019 edition) is incorporated herein by reference.

(3) The following NFPA publications that are identified in Chapter 2.2 of NFPA 1402 (2019 edition) are incorporated herein by reference:

(a) NFPA 14, Standard for the Installation of Standpipe and Hose Systems (2019 edition).

(b) NFPA 15, Standard for Water Spray Fixed Systems for Fire Protection (2017 edition).

(c) NFPA 30, Flammable and Combustible Liquids Code (2021 edition).

(d) NFPA 54, National Fuel Gas Code (2021 edition).

(e) NFPA 58, Liquefied Petroleum Gas Code (2020 edition).

(f) NFPA 70, National Electrical Code (2020 edition).

(4) NFPA 1410, Standard on Training for Initial Emergency Scene Operations (2020 edition) is incorporated herein by reference.

(5) NFPA 1403, Standard on Live Fire Training Evolutions (2018 edition) is incorporated herein by reference.

(6) NFPA 1407, Standard for Training Fire Service Rapid Intervention Crews (2015 edition) is incorporated herein by reference.

(7) The Department has determined that posting the NFPA standards referenced in subsections (1) through (6) on the Internet for purposes of public examination and

inspection would constitute a violation of federal copyright law. These copyrighted materials may be:

(a) Obtained by contacting the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02169-7471; Phone 1-800-344-3555; Website www.nfpa.org; or

(b) Accessed in a read-only, non-printable, non-downloadable format at the NFPA's website at <https://www.nfpa.org/Codes-and-Standards/All-Codes-and-Standards/Free-Access>; or

(c) Viewed, during regular business hours, at the offices of:

1. The Bureau of Fire Standards and Training, Florida State Fire College, 11655 NW Gainesville Road, Ocala, Florida 33482-1486; or

2. The Florida Administrative Code and Register, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250.

Rulemaking Authority 633.418(1), 633.128(1), (2)(a), 633.508(6) FS. Law Implemented 633.128(1), 633.418(1), 633.508 FS. History—New 10-5-06, Amended _____.

Substantial rewording of Rule 69A-37.404 follows. See Florida Administrative Code for present text.

69A-37.404 Requirements for Live Fire Training for Recruit, Volunteer, Firefighter I, Firefighter II Certified Personnel.

(1) The Instructor in Charge (IIC) and the Safety Officer (SO) must each be certified as a Live Fire Training Instructor (LFTI) and Qualified as a Fire Service Instructor II or III pursuant to the NFPA 1041, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(2) No individual under the age of 18 shall be permitted to participate in, or enter, any environment that is immediately dangerous to life or health (IDLH) or potential IDLH or participate in live fire training evolutions.

(3) The exposure to live fire conditions in Part I or Minimum Standards training must be under the strict supervision and control of an IIC with immediate egress capabilities as required by NFPA 1402, section 7.1.5, as incorporated into Rule 69A-37.403, F.A.C.

(4) To observe basic fire behavior, each recruit shall be exposed to very basic props or scenarios and progressively build to more complex scenarios that approximate realistic conditions.

(5) For the purpose of igniting a training fire, a fire control team shall be established and consist of at least two personnel, one of which shall be the ignition officer.

(a) The ignition officer who ignites, maintains, and controls the material being burned must be a certified LFTI, LFTI II, or an LFAT.

(b) Additional personnel certified to the Florida Fire Fighter II level may be assigned.

(c) Fire control team personnel must be rotated through assignments and the ignition officer cannot serve in that position for more than one evolution in a row.

(d) When a manufactured gas-fired system is used, and the prop is ignited via remote control, the ignition officer would be exempt from the evolution rotation provided that provisions are made for rehabilitation including relief from climatic conditions. The decision to ignite the training fire shall be made by the IIC in coordination with the SO.

(6) A backup hoseline may be operated by Participants engaged in live fire training if a certified LFTI is assigned to oversee the backup hoseline.

(7) The Rapid Intervention Crew (RIC) must be trained in accordance with NFPA 1407, Standard for Training Fire Service Rapid Intervention Crews, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(8) Each Participant must complete and provide documentation of the prerequisite training identified in Chapter 4, parts 4.3.1 and 4.3.2.1 through 4.3.2.5 of NFPA 1403, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(9) Each Participant shall be trained to constantly identify hazards and alternative escape routes during interior fire suppression operations, inclusive of training exercises.

(10) If any fire department or training center creates its own fire training program for elected officials other than the International Association of Fire Fighters (IAFF) Fire Ops 101, the fire training program must be submitted to the Bureau of Fire Standards and Training Safety Office 60 days prior to the event to ensure compliance with the NFPA 1403, which is incorporated by reference into Rule 69A-37.403, F.A.C. The documents must be sent electronically via email to FireFighterSafety@MyFloridaCFO.com. The training program shall consist of curriculum that includes a syllabus, lesson plan, and any practical training proposed to be provided.

(11) Observers are permitted to observe the live fire training from a safe area, sometimes referred to as the "warm zone," and shall not be exposed to an IDLH environment, nor participate in any live fire training activity. Observers in the "warm zone" must be accompanied by an LFAT or LFTI at all times.

(12) Live fire training in any structure must include instruction to the Participant in planning for a secondary means of egress or escape in case of an unexpected fire condition change. Prior to live fire training drills, each fire fighter must identify two means of egress from each area. A fire room must have at least two separate means of egress

or escape available.

(13) Any room lacking ventilation capabilities in an emergency shall not be used for a live fire training evolution LFT.

(14) Ventilation capabilities must be planned to limit fire spread and improve habitability. Neither the primary nor secondary egress point is permitted to be used for normal room venting.

(15) Fuel loads must comply with NFPA 1403, as incorporated by reference in Rule 69A-37.403, F.A.C.

(16) Live fire used in training must not block the main or planned secondary exit of Participants.

(17) Each window used as a secondary means of egress shall have clear access, with the glass and impedances such as frame cross members removed. Windows are permitted to be loosely boarded to allow ventilation and to be easily removed without tools from the inside or outside. No exterior obstruction shall impede egress.

(18) A backup line capable of delivering a minimum of 95 gallons per minute to extinguish a fire involving the entire fire room must be in place to monitor the fire and the training personnel. Operation of the backup line requires a minimum of two personnel. The backup line must always monitor the progress of the crew being trained.

(19) Training mannequins must be readily identifiable as such using uniquely colored or specially marked clothing and shall not be dressed in firefighter Personal Protective Clothing that is possible to confuse with the clothing of an actual firefighter.

(20) Thermal imaging equipment, if available, shall be used to monitor fire conditions and the location of firefighters during fire training. Thermal imaging readings shall be taken at the ceiling, mid-level, and floor levels of the training structure containing the live fire training fire.

(21) Every pumper or other unit equipped with a pump supplying hoselines during interior fire operations must have an assigned qualified pump operator present at that unit in case immediate operational changes are necessary.

(22) All internal crews and command staff must have working two-way radio communications throughout the entire structure or hot zone prior to beginning any evolution. Operations shall be conducted on a dedicated radio channel that shall not be a channel used for dispatching or for any other use during live fire evolutions.

(23) The "two-in-two-out" rule, as described in 29 C.F.R. 1910.134(g)(4) for interior structural firefighting, shall always be in effect during any live fire training.

(24) The local emergency medical services provider shall be apprised of the location and time of the live fire training evolution. Basic life support shall be provided and

identified on the scene. Advance life support care and transport shall be on scene for live fire training evolutions in an acquired structure. Planning shall include a landing zone for air transport, such as an emergency medical service helicopter.

(25) Participants engaged in fire extinguisher training for Part I or Minimum Standards training, shall utilize Personal Protective Equipment.

(26) Any live fire training must be conducted by certified LFTIs and certified LFATs who are:

(a) employed by a fire department;

(b) volunteers of a fire department; or,

(c) requested in writing by a training center in compliance with Rule 69A-37.060, F.A.C.

(27) All live fire training must be followed with a decontamination process for all Participants to reduce exposure to carcinogens or other health related conditions.

(28) Registered providers of live fire training must comply with the NFPA 1402, which is incorporated by reference in Rule 69A-37.403, F.A.C.

(29) Live Fire Training Structures and Live Fire Training Props must be constructed and maintained in accordance with the following sections of the NFPA 1402, which are incorporated by reference in Rule 69A-37.403, F.A.C.:

(a) 3.3.8 Emergency Medical Services;

(b) 6.1 Design and Construction;

(c) 6.2 Maintenance;

(d) 7.2 Maintenance, Evaluations, and Testing;

(e) 8.9 Maintenance and Testing;

(f) 9.6 System Operations and Maintenance Training;

(g) 10.3.1 Fuel Storage;

(h) 14.3 Maintenance; and

(i) Annex B-B-6 Smoke Building.

(30) Registered providers of live fire training must comply with the NFPA 1403, which is incorporated by reference into Rule 69A-37.403, F.A.C., excluding the following:

(a) Any chapter entitled "Referenced Publications."

(b) References to the NFPA Publication 1975, Station Uniform.

(c) Provisions of the NFPA Publication 1001, not adopted under Rule Chapter 69A-37.

(d) Any reference to an AHJ in NFPA 1403, defined as the organization, office, or individual responsible for approving equipment, materials, installations, and procedures.

(31) Registered providers of live fire training must comply with all sections of Chapter 4, Establishing Policies and Standard Operating Procedures, of NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(32) Registered providers of live fire training must comply with all sections of Chapters 6 and 7, Live Fire Training Structures, of NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(33) Registered providers of live fire training using gas-fueled live fire systems on the interior of a Live Fire Training Structure must comply with all sections of Chapter 8, Gas-Fueled Live Fire Training Systems – Interior, of NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(34) Registered providers of Live Fire Training Using Props or other live fire training equipment using gas-fueled live fire systems must comply with all sections of Chapter 9, Gas-Fueled Live Fire Training Systems – Exterior, of NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(35) Registered providers of live fire training using mobile or portable Live Fire Training Props must comply with all sections of Chapter 10, Mobile and Transportable Training Props, of NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(36) Registered providers of live fire training must comply with all sections of Chapter 13, Combustible and Flammable Liquids Used in Interior and Exterior Activities, of NFPA 1402, which is incorporated by reference into Rule 69A-37.403, F.A.C.

(37) Registered providers that allow third-party entities to use the registered provider's Live Fire Training Structures and Live Fire Training Props must ensure the third-party's compliance with all the requirements of this Rule.

Rulemaking Authority 633.418(1), 633.128(1), (2)(a), 633.508(6) FS. Law Implemented 633.128(1), 633.418(1), 633.508 FS. History—New 10-5-06, Amended 8-3-15,

Substantial rewording of Rule 69A-37.405 follows. See Florida Administrative Code for present text.

69A-37.405 Live Fire Training Instructor Training Prerequisites; Certification; Recertification and Revocation Requirements for Live Fire Training During Recruit Training.

(1) Live Fire Adjunct Trainer (LFAT).

(a) Prerequisites and Duties.

1. The candidate must be a certified Florida Volunteer Firefighter, Firefighter I, or Firefighter II.

2. A certified LFAT is permitted to lead crews.

3. A LFAT involved in live fire training for Part I or Minimum Standards training, must be a certified LFAT and must be a certified Florida Fire Service Instructor I, II, or III.

4. A LFAT involved in live fire training, other than Part I, Part II, or Minimum Standards training, such as in-service training, does not need to be a certified fire instructor; however, he or she must be a certified LFAT.

(b) Certification as a LFAT requires:

1. The completion of the Bureau of Fire Standards and Training approved 16-hour Live Fire Adjunct Trainer course.

2. The successful completion of a Bureau of Fire Standards and Training approved certification test encompassing course objectives and materials with a passing score of at least 85%.

3. Existing LFAT's will have six (6) months after adoption of this rule to successfully pass the state examination.

a. To take the state written examination, current LFAT's must submit a written application through FCDICE.

b. An LFAT can submit documentation of successfully completing the 16-hour approved LFAT course.

(c) Quadrennial renewal requirements for a LFAT are:

1. The completion of the Bureau of Fire Standards and Training approved 4-hour Live Fire Adjunct Trainer Refresher course.

2. During the preceding four-year period, the LFAT must participate in one live fire training burn as the instructor leading a crew on an interior attack, documented by the signature of the Live Fire Master Trainer or certified training center director.

3. Failure to meet the renewal requirements will require the expired LFAT to retake the Bureau of Fire Standards and Training approved 16-hour Live Fire Adjunct Trainer training course and obtain a passing score of at least 85% on the state examination.

(d) Revocation: A LFAT certification will be revoked if:

1. The LFAT fails to provide, or provide planning for the provision of, medical treatment to an injured Participant, or if a Participant is abandoned during any live fire training evolution.

2. The LFAT allows material to be used in live fire training that is not approved by the adopted portions of NFPA 1403.

(2) Live Fire Training Instructor (LFTI).

(a) Prerequisites and Duties.

1. The candidate must be a certified Florida Fire Service Instructor I, II or, III, and must be a Florida certified Volunteer Firefighter, Firefighter I or Firefighter II.

2. The candidate must be sponsored by a certified training center or a fire department which shall,

collectively or individually, be referenced to as the “sponsoring agency.” A sponsoring agency is a fire department or certified training center that takes responsibility and liability for a certified LFAT, LFTI, or LFTI II engaged in a live fire training evolution.

3. A LFTI is permitted to serve in any position during live fire training, except as the Instructor in Charge (IIC) or the Safety Officer (SO) unless the LFTI meets the qualifications for Fire Instructor II, in NFPA 1041, which is incorporated by reference into Rule 69A-37.403, F.A.C. All live fire training must be conducted by a certified LFTI.

(b) Certification for a LFTI requires:

1. The completion of the Bureau of Fire Standards and Training approved 40-hour Live Fire Training Instructor course;

2. The successful completion of a Bureau of Fire Standards and Training approved certification test encompassing course objectives and materials with a passing score of at least 85%.

(c) Quadrennial renewal requirements for a LFTI are:

1. The completion of the Bureau of Fire Standards and Training approved 8-hour Live Fire Training Instructor Refresher course;

2. During the preceding four-year period, the LFTI must participate in a fully compliant live fire training exercise, documented by the signature of the Live Fire Master Trainer or certified training center director as:

a. an IIC; or

b. the SO; or

c. an instructor leading a crew of Participants.

3. Failure to meet the renewal requirements will require the expired LFTI to retake the Bureau of Fire Standards and Training approved 40-hour Live Fire Training Instructor course and obtain a passing score of at least 85% on the state examination.

4. Failure to meet the renewal requirements for the Florida Fire Service Instructor I, II, or III certification will disqualify the LFTI from conducting live fire training until the Florida Fire Service Instructor I, II, or III certification is renewed.

(d) Revocation: A LFTI certification will be revoked if:

1. The LFTI fails to provide, or provide planning for the provision of, medical treatment to an injured Participant, or if a Participant is abandoned during any live fire training evolution.

2. The LFTI allows material to be used in live fire training that is not approved by the adopted portions of NFPA 1403.

3. The LFTI does not comply with, or enforce, any safety rule in Rule Chapters 69A-62 and 69A-60, F.A.C.

4. The LFTI fails to comply with the adopted portions of NFPA 1403.

(3) Live Fire Training Instructor II (LFTI II).

(a) Prerequisites and Duties.

1. The candidate must be a certified LFTI, a certified Florida Fire Service Instructor I, II or III, and a Florida certified Firefighter II;

2. A candidate for LFTI II must complete the tasks in the Live Fire Training Instructor II Task Book, DFS-K4-2209, as incorporated by reference in Rule 69A-37.039, F.A.C., and have the Live Fire Master Trainer and the Training Center Director verify that the Live Fire Training Instructor II Task Book is complete. The LFTI II that evaluates each task in the Live Fire Training Instructor II Task Book must verify the successful completion of each task.

3. The LFTI II candidate must teach the Bureau of Fire Standards and Training approved 40-hour course at a Florida certified training center as part of completing the tasks in the Live Fire Training Instructor II Task Book.

4. A candidate for LFTI II must electronically submit the completed Live Fire Training Instructor II Task Book, form DFS-K4-2209, which is incorporated by reference into Rule 69A-37.039, F.A.C., to the Bureau of Fire Standards and Training at https://floridastatefirecollege.org/public/pb_index.asp.

5. A LFTI II is permitted to serve in any position during live fire training, except as the IIC or the SO unless the LFTI II meets the qualifications for Fire Instructor II in NFPA 1041, which is incorporated by reference into Rule 69A-37.403, F.A.C.

6. All LFTI training must be completed by a certified LFTI II under the direction of a Live Fire Master Trainer.

7. A LFTI II is permitted to provide the following training:

a. LFTI training at a certified training center;

b. The 8-hour Live Fire Training Instructor Refresher;

c. The LFAT training at a certified training center; and,

d. The Live Fire Adjunct Trainer Refresher.

(b) Certification for a LFTI II requires:

1. Successful completion of a Live Fire Training Instructor course as a lead instructor under the supervision of a certified Live Fire Master Trainer;

2. Successful completion of the required Live Fire Training Instructor II Task Book;

3. There is no exam for this certification.

(c) Quadrennial renewal requirements for a LFTI II are:

1. Completion of the Bureau of Fire Standards and Training approved 8-hour Live Fire Training Instructor Refresher course;

2. During the preceding four-year period, the LFTI II must participate on a fully compliant live fire training exercise, documented by the signature of the Live Fire Master Trainer or certified training center director as:

- a. an IIC; or
- b. the SO; or
- c. an instructor leading a crew of Participants.

3. A LFTI II that conducts a Bureau of Fire Standards and Training approved 40-hour Live Fire Training Instructor class or conducts the Bureau of Fire Standards and Training approved 8-hour Live Fire Training Instructor Refresher course during the renewal period shall be exempt from completing the Bureau of Fire Standards and Training approved 8-hour Live Fire Training Instructor Refresher course as a Participant for that renewal period.

4. Failure to meet the renewal requirements for the Florida Fire Service Instructor I, II, or III certification will disqualify the LFTI II from conducting live fire training until the Florida Fire Service Instructor I, II, or III certification is renewed.

(d) Revocation: A LFTI II certification will be revoked if:

1. The LFTI II fails to provide, or provide planning for the provision of, medical treatment to an injured Participant, or if a Participant is abandoned during any live fire training evolution.

2. The LFTI II allows material to be used in live fire training that is not approved by the adopted portions of NFPA 1403.

3. The LFTI II does not comply with, or enforce, any safety rule in Rule Chapters 69A-62 and 69A-60, F.A.C.

4. The LFTI II fails to comply with the adopted portions of NFPA 1403.

(4) Live Fire Master Trainer.

(a) Each certified fire training center shall appoint a Live Fire Master Trainer that is a certified LFTI II.

(b) A Live Fire Master Trainer may perform all duties a LFTI II is authorized to perform.

(c) A Live Fire Master Trainer is authorized to sign a Live Fire Training Instructor II Task Book upon the successful completion of each task.

(d) A Live Fire Master Trainer may train or monitor up to two (2) LFTI's at one time for LFTI II certification provided they are present for all aspects of the training and monitoring process and equally share in the responsibility of instructing the course.

Rulemaking Authority 633.508(6), 633.128(1), (2)(a), 633.418(1) FS. Law Implemented 633.418(1), 633.508, 633.128(1) FS. History–New 10-5-06, Amended

The following rule is hereby repealed.

69A-37.406 Certification Prerequisites for Live Fire Training Instructor Training.

Rulemaking Authority 633.418(1), 633.128(1), (2)(a), 633.508(6) FS. Law Implemented 633.128(1), 633.418(1), 633.508 FS. History–New 10-5-06, Repealed

The following rule is hereby repealed.

69A-37.407 Live Fire Instructor Training.

Rulemaking Authority 633.508(6), 633.128(1), (2)(a), 633.418(1) FS. Law Implemented 633.418(1), 633.508, 633.128(1) FS. History–New 10-5-0, Repealed

The following rule is hereby repealed.

69A-37.408 Live Fire Training Instructor Certification and Renewal.

Rulemaking Authority 633.508(6), 633.128(1), (2)(a), 633.418(1) FS. Law Implemented 633.128(1), 633.414, 633.418(1), 633.508 FS. History–New 10-5-06, Amended 2-15-15, Repealed

The following rule is hereby repealed.

69A-37.409 Instructor Certification Revocation.

Rulemaking Authority 633.418(1), 633.128(1), (2)(a), 633.508(6) FS. Law Implemented 633.128(1), 633.418(1), 633.508 FS. History–New 10-5-06, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE:
Eugenia Tucker, Assistant Superintendent, Bureau of Fire Fighters' Standards & Training

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jimmy Patronis, Chief Financial Officer

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:
February 28, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 12, 2022

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

NONE

**Section IV
Emergency Rules**

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on March 14, 2024, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2017 FDA Food Code from Crazy Doggies LLC. located in Ave Maria. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash and 3-compartment sinks.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 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 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 March 14, 2024, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for An Emergency Variance for Subparagraph 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 Hungry Running LLC located in Miami. 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 5 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

The Department of Health hereby gives notice: that the Department of Health has denied the Petition for Waiver (“Petition”) filed by ACS Laboratory, LLC on December 19, 2023. Notice of the Petition was published in the Florida Administrative Register in Volume 50, Number 21, on January 31, 2024. The following is a summary of the Department’s denial of the petition, which was issued on March 14, 2024:

The Petitioner requested a variance or waiver from paragraphs 64ER22-5(11)(d) and (j), Florida Administrative Register, (“F.A.R.”), which sets forth the range of fines for violations of sections 381.988(4) and (7)(c), Florida Statute, (“F.S.”) for the purposes of acquiring and testing medical marijuana and medical marijuana products from other licensed entities in other regulated markets in the United States, including those licensed through state and federal research programs.

The Department concludes that it was unable to grant the relief requested by the Petition because the rule does not subject the Petitioner to the regulatory burden it seeks to avoid. Rather, the plain language of section 381.988, F.S., forbids the conduct from which Petitioner requests relief. As such, pursuant to section 120.542, the Department is without authority to waive the requirements of the statute.

Further, the Department concludes that Petitioner cannot demonstrate that waiver of or variance from the sanctions and fines imposed by Emergency Rule 64ER22-5, F.A.R., will achieve the purpose of the underlying statute, to restrict and penalize a Certified Marijuana Testing Laboratory that acquires medical marijuana from any source other than a medical marijuana treatment center, and therefore, the Department denies the relief requested by the Petition.

A copy of the Order or additional information may be obtained by contacting: Shena Grantham, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, Bin A-02, Tallahassee, Florida 32399 or by email at Shena.Grantham@flhealth.gov.

DEPARTMENT OF FINANCIAL SERVICES

Securities

The Office of Financial Regulation hereby gives notice:

On March 13, 2024, the Office of Financial Regulation issued a Final Order Denying Petition for a Waiver from subsection 69W-600.0024(6), Florida Administrative Code, submitted on behalf of Anay Hernandez. On January 24, 2024, the Office issued a Notice of Intent to Enter a Final Order Denying the

Petition for Waiver from 69W-600.0024(6), Florida Administrative Code, and Notice of Rights. Petitioner's failure to file a petition for hearing or to file any other document in compliance with Rules 28-106.201, 28-106.2015, or 28-106.301, Florida Administrative Code, constitutes a waiver of Petitioner's right to an administrative hearing. Based on the Findings of Fact and Conclusions of Law, the Petition is denied. **The original petition was published November 13, 2023 in the Florida Administrative Register Volume 49, Number 220. A copy of the Order or additional information may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

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

DATE AND TIME: March 27, 2024, 10:00 a.m.

PLACE: Flagler County Princess Place 2500 Princess Place Rd. Palm Coast, FL 32137

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is to discuss general business.

A copy of the agenda may be obtained by contacting: Kara Hoblick; O: (386)446-7630, C: (386)527-1467

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Kara Hoblick; O: (386)446-7630, C: (386)527-1467. 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: Kara Hoblick; O: (386)446-7630, C: (386)527-1467

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: March 27, 2024, 5:30 p.m. - 7:30 p.m.

PLACE: Grace Presbyterian Church, 10548 SW CR 769, Lake Suzy, FL 34269

GENERAL SUBJECT MATTER TO BE CONSIDERED: GENERAL SUBJECT MATTER TO BE CONSIDERED: The CR 769 (Kings Highway) roadway capacity project is being led by FDOT District One in partnership with DeSoto County, local

communities, and other stakeholders. The project corridor extends along CR 769 (Kings Highway) from Kingsway Circle to SW Glendadine Avenue in DeSoto County. An open house style public workshop will be held March 27, 2024, between 5:30 p.m. and 7:30 p.m. at the Grace Presbyterian (Church 10548 SW CR 769, Lake Suzy, FL 34269). Additionally, a second open house style public workshop will be held March 28, 2024, between 5:30 p.m. and 7:30 p.m. at the Turner Center (2250 NE Roan St., Arcadia, FL 34266). Both workshops will present the same project materials.

The focus of the public workshops will be to provide an overview of the CR 769 (Kings Highway) project and to allow the public to provide input about the issues, opportunities, and desires for the CR 769 (Kings Highway) project corridor. Participants will have an opportunity to observe a project overview presentation as well as participate in a series of small group exercises that will guide desires for the corridor. All community input will be recorded as part of the workshop process. One or more DeSoto County Commissioners may be in attendance.

A copy of the agenda may be obtained by contacting: For more information, you may contact: FDOT Project Manager, Vitor Suguri by email at vitor.suguri@fdot.state.fl.us or by phone at 1(239)225-1959.

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: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Cynthia Sykes, FDOT Title VI Coordinator, by email at Cynthia.Sykes@dot.state.fl.us or by phone at 1(863)519-2287. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: For more information, you may contact: FDOT Project Manager, Vitor Suguri by email at vitor.suguri@fdot.state.fl.us or by phone at 1(239)225-1959.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: March 28, 2024, 5:30 p.m. - 7:30 p.m.

PLACE: Turner Center, 2250 NE Roan St., Arcadia, FL 34266

GENERAL SUBJECT MATTER TO BE CONSIDERED: GENERAL SUBJECT MATTER TO BE CONSIDERED: The CR 769 (Kings Highway) roadway capacity project is being led by FDOT District One in partnership with DeSoto County, local

communities, and other stakeholders. The project corridor extends along CR 769 (Kings Highway) from Kingsway Circle to SW Glendadine Avenue in DeSoto County. An open house style public workshop will be held March 27, 2024, between 5:30 p.m. and 7:30 p.m. at the Grace Presbyterian (Church 10548 SW CR 769, Lake Suzy, FL 34269). Additionally, a second open house style public workshop will be held March 28, 2024, between 5:30 p.m. and 7:30 p.m. at the Turner Center (2250 NE Roan St., Arcadia, FL 34266). Both workshops will present the same project materials.

The focus of the public workshops will be to provide an overview of the CR 769 (Kings Highway) project and to allow the public to provide input about the issues, opportunities, and desires for the CR 769 (Kings Highway) project corridor. Participants will have an opportunity to observe a project overview presentation as well as participate in a series of small group exercises that will guide desires for the corridor. All community input will be recorded as part of the workshop process. One or more DeSoto County Commissioners may be in attendance.

A copy of the agenda may be obtained by contacting: For more information, you may contact: FDOT Project Manager, Vitor Suguri by email at vitor.suguri@fdot.state.fl.us or by phone at 1(239)225-1959.

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: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Cynthia Sykes, FDOT Title VI Coordinator, by email at Cynthia.Sykes@dot.state.fl.us or by phone at 1(863)519-2287. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FDOT Project Manager, Vitor Suguri by email at vitor.suguri@fdot.state.fl.us or by phone at 1(239)225-1959.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

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

DATES AND TIMES: May 9, 2024, 8:00 a.m. - May 10, 2024, 2:30 p.m.

PLACE: Hilton Clearwater Beach Resort, 400 Mandalay Avenue, Clearwater Beach, FL 33767

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Tampa Bay Regional Planning Council and its Regional

Resiliency Coalition are proud to invite you to the 4th Regional Resiliency Summit on May 9 & 10, 2024 at the Hilton Clearwater Beach Resort, Florida.

For the past five years, members of the Tampa Bay Regional Resiliency Coalition have been working together to maximize regional efforts for mitigation and adaptation to the effects of climate change in their communities.

In those five years, the Coalition adopted its first Regional Resiliency Action Plan, explored the intersection of affordable housing and flood resiliency, produced guidance on enhancing shorelines, and hosted three dynamic Resiliency Summits. Member governments have conducted local vulnerability assessments, adopted local plans for sustainability and resiliency, and funded millions of dollars worth of adaptation projects.

The 4th Resiliency Summit is an opportunity to celebrate these successes. At this year's event, attendees and sponsors will hear success stories from member governments throughout the region. The event will feature local and national speakers, interactive breakout sessions, and a beachfront venue.

The Regional Resiliency Summit will also host the 30th Annual Future of the Region Awards which will be the highlight of the Resiliency Summit luncheon on May 10, 2024.

A copy of the agenda may be obtained by contacting: Maria Robles, maria@tbrpc.org

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Maria Robles, maria@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Maria Robles, maria@tbrpc.org

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Monday, March 25, 2024, 2:00 p.m., Loxahatchee River Management Coordinating Council Meeting

PLACE: River Center, 805 N. US Highway 1, Jupiter, FL 33477

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Loxahatchee River Management Coordinating Council will meet to discuss the goals and objectives regarding the management of the Wild and Scenic portion of the Loxahatchee River.

The public and stakeholders are invited to participate in person and will have an opportunity to provide comment during the meeting.

A copy of the agenda may be obtained by contacting: Elizabeth Salewski, Ph.D., (561)682-2429 or esalewsk@sfwmd.gov.

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

For more information, you may contact: Elizabeth Salewski, Ph.D., (561)682-2429 or esalewsk@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Monday, March 25, 2024, 5:00 p.m., Recreational Public Forum

PLACE: Conservancy of Southwest Florida, Eaton Conservation Hall, 1495 Smith Preserve Way, Naples, FL 34102

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Recreational Public Forum is a public meeting regarding the public recreational issues and opportunities within the South Florida Water Management District.

The public and stakeholders may comment on the meeting by attending in person. Note: This location does not have the capacity for virtual public comment.

One or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting. No Governing Board action will be taken.

A copy of the agenda may be obtained by contacting: Yvette Bonilla at ybonilla@sfwmd.gov. The agenda will be posted to the District's website, www.SFWMD.gov/meetings, seven days prior to the meeting.

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

For more information, you may contact: Yvette Bonilla at ybonilla@sfwmd.gov.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

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

DATE AND TIME: April 17, 2024, 9:00 a.m.

PLACE: 241 Williamson Hall Rm 265, 1843 Stadium Rd. Gainesville, FL 32611

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Lina Hurtado, Division of Professions, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984.

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: Lina Hurtado, Division of Professions, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984. 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: Lina Hurtado, Division of Professions, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support

The Bureau of Emergency Medical Oversight announces a public meeting to which all persons are invited.

DATE AND TIME: March 27, 2024, 2:00 p.m.

PLACE: Microsoft Team meeting

Meeting ID: 235 011 822 162

Passcode: 5N4B5J

Call in (audio only) +1(850)792-1375,,817832398#United States, Tallahassee

Phone Conference ID: 817 832 398#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of the Emergency Medical Services Advisory Council Bylaws.

A copy of the agenda may be obtained by contacting: Amy Lefstead at Amy.Lefstead@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 5 days before the workshop/meeting by

contacting: Amy Lefstead at Amy.Lefstead@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).

For more information, you may contact: Amy Lefstead at Amy.Lefstead@flhealth.gov or Mike Hall at Mike.Hall@flhealth.gov

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Bureau of Emergency Medical Oversight announces a workshop to which all persons are invited.

DATES AND TIMES: April 2, 2024, 8:00 a.m. - 5:00 p.m. and April 3, 2024, 8:00 a.m. - 3:00 p.m.

PLACE: Embassy Suites by Hilton, 8100 Lake Street, Orlando, FL 32836

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of EMS matching grant proposals.

A copy of the agenda may be obtained by contacting: Amy Lefstead at Amy.Lefstead@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: Amy Lefstead at Amy.Lefstead@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).

For more information, you may contact: Amy Lefstead at Amy.Lefstead@flhealth.gov

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 11, 2024, 6:00 p.m. - 8:00 p.m., CDT

PLACE: Bonifay K-8 School Auditorium, 140 Blue Devil Drive, Bonifay, FL 32425

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will be hosting a public meeting to provide an update on chronic wasting disease (CWD), a fatal disease that affects members of the deer family, since its recent detection in Holmes County. The primary purpose of this meeting is for staff to update stakeholders on the status of CWD monitoring and response efforts, including special regulations to be established by Executive Order for the 2024-25 deer hunting season.

A copy of the agenda may be obtained by contacting: Justin Bingham, 620 S. Meridian St., Tallahassee, FL 32399-1600, (850)488-3831, email: Justin.Bingham@myfwc.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 3 days before the workshop/meeting by contacting: Justin Bingham, 620 S. Meridian St., Tallahassee, FL 32399-1600, (850)488-3831, email: Justin.Bingham@myfwc.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Justin Bingham, 620 S. Meridian St., Tallahassee, FL 32399-1600, (850)488-3831, email: Justin.Bingham@myfwc.com

Florida Industrial and Phosphate Research Institute

The Florida Industrial & Phosphate Research Institute (FIPR Institute) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 25, 2024, 8:30 a.m.

PLACE: Florida Polytechnic University, Barnett Applied Research Center, Room #BARC 2200 4400 Polytechnic Circle, Lakeland, FL 33805

GENERAL SUBJECT MATTER TO BE CONSIDERED: Research and Activities Board Meeting to discuss business pertaining to the operation of the FIPR Institute

A copy of the agenda may be obtained by contacting: Marie Wilmot - mwilmot@floridapoly.edu

Florida Workers' Compensation Joint Underwriting Association, Inc

The FWCJUA MAP Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 28, 2024, 10:00 a.m., (ET)

PLACE: Contact Kathy Coyne at (941)378-7408 to participate.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda topic will be the market assistance plan.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at www.fwcjua.com.

Inwood Consulting Engineers, Inc.

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

DATE AND TIME: Tuesday, March 26, 2024, 5:00 p.m., In Person; 5:45 p.m., Virtual

PLACE: <https://www.swflroads.com/project/444321-1> or Bonita Springs Recreation Center, 26740 Pine Ave, Bonita Springs, FL 34135

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to a public hearing for the US 41 (SR 45) at Bonita Beach Road Project Development & Environment (PD&E) Study in Lee County on Tuesday, March 26, 2024.

This study evaluates potential capacity and safety improvements, as well as multi-modal features to address congestion and meet future demand including crosswalks with

pedestrian hybrid beacons, a new transit stop, and 12-foot wide shared-use paths at all intersection approaches.

This hearing is being conducted to present the preferred alternative and all analysis to date, as well as to give interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements.

You can participate live online or in-person. The information presented during either format will be the same and all attendees will have opportunity to comment.

Participate in the March 26, 2024 public hearing:

In-Person Option: at Bonita Spring Recreation Center, 26740 Pine Ave, Bonita Springs, FL 34135,

Anytime between 5:00 p.m. – 6:00 p.m. Open house

6:00 p.m. Formal presentation and comment

Displays will be available starting at 5:00 p.m. to review at your own pace and the formal presentation will begin at 6:00 p.m.

The project team will be available for discussion.

Live Online Option: starting at 5:45 p.m. at <http://tinyurl.com/US41PublicHearing> (please register in advance) Materials will be posted by March 19, 2024 on the project webpage.

If you are unable to attend the hearing, comments can also be provided through the project webpage (<https://www.swflroads.com/project/444321-1>) or by email (Patrick.Bateman@dot.state.fl.us) or mail (FDOT District One, Attn: Patrick Bateman PE, 801 N. Broadway Ave., Bartow, FL 33830). While comments about the project are accepted at any time, they must be received or postmarked by April 5, 2024, to be included in the formal hearing record. All comments are weighted equally. Questions can be answered by calling the FDOT project manager Patrick Bateman at (863)519-2792.

Project documents will be available for public viewing from March 4 to April 5, at the City of Bonita Springs City Hall, 9101 Bonita Beach Road SE, Bonita Springs, FL 34135; Bonita Springs Public Library, 10560 Reynolds Street, Bonita Springs, FL 34135 and Florida Department of Transportation, Southwest Area Office, 10041 Daniels Parkway, Fort Myers, FL 33913. They will also be available on the project webpage.

FDOT is sending a notice to all property owners and tenants within at least 300 feet on either side of the project and to other public officials, regulatory agencies, organizations, and individuals interested in the project.

The environmental review, consultation, and other actions required by applicable Federal environmental laws for this project are being, or have been, carried out by FDOT pursuant to 23 U.S.C. §327 and a Memorandum of Understanding dated May 26, 2022 and executed by FHWA and FDOT.

A copy of the agenda may be obtained by contacting: FDOT Project Manager, Patrick Bateman, PE, by phone at (863)519-2792 or by email at Patrick.Bateman@dot.state.fl.us

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Cynthia Sykes, FDOT District One Title VI Coordinator by email at Cynthia.Sykes@dot.state.fl.us or by phone at (863)519-2287. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FDOT Project Manager, Patrick Bateman, PE, by phone at (863)519-2792 or by email at Patrick.Bateman@dot.state.fl.us

The Corradino Group, Inc.

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

DATE AND TIME: Wednesday, April 3, 2024, 5:00 p.m. - 7:00 p.m.

PLACE: The Construction Open House will be held virtually and in person.

The virtual public meeting is Wednesday, April 3, 2024, 5:00 p.m. - 6:00 p.m. Please use the following link to register: <https://bit.ly/SR729RRR>. You may also call +1(914)614-3221 Access Code: 925-872-351. Questions and comments from the public will follow a brief presentation.

The in-person open house is Wednesday, April 3, 2024, 6:00 p.m. - 7:00 p.m. at the City of Pahokee, Commission Chambers Bldg. C is located at 360 East Main Street, Pahokee, FL 33476, and will have an informal open house format. FDOT staff and consultant staff members will be available to discuss the project and answer questions.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No.: 446105-1-52-01

Project Description: State Road (SR) 729/State Market Road Resurfacing, Restoration, and Rehabilitation Project on State Road 729/State Market Road from south of SR 717/Muck City Road to SR 15/US 441/E Main Street in the City of Pahokee Project improvements consist of milling and resurfacing SR 729/State Market Road, widening traffic lanes from 11 feet to 12 feet, widening the existing paved shoulders as permitted by FDOT right-of-way, reconstructing northbound SR 729/State Market Road sidewalks and shared use paths from north of Rock Pit Road to SR 15/US 441/E Main Street and upgrading signage and pavement markings throughout project limits.

Construction will begin in April 2024 and is estimated to be completed in Spring 2025. The estimated cost is \$4.9 million

A copy of the agenda may be obtained by contacting: no agenda 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: Jessica Lewis - FDOT Project Manager at jessica.lewis@dot.state.fl.us or (561)459-0908

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. 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: Melissa Readling, Community Outreach Specialist, at (772)577-8803 or by email at mreading@corradino.com

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF FINANCIAL SERVICES
Division of State Fire Marshal
NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal (Department) has received the petition for declaratory statement from Mike Engel, Board Chairman of the Liberty Volunteer Fire District, on March 11, 2024. The petition seeks the agency's opinion as to the applicability of 633 Florida Statutes, Section 633.412 Florida Statutes as it applies to the petitioner.
The Petition requests clarification as to whether a volunteer firefighter meets the statutory definition of "employed" under 633 Florida Statutes, whether a volunteer firefighter must meet the requirements in section 633.412 Florida Statutes, and if a volunteer firefighter or firefighter 1 can enter a structure fire without a firefighter 2 present.
A copy of the Petition for Declaratory Statement may be obtained by contacting: Sarah Marcos, Sarah.Marcos@myfloridacfo.com

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION
Florida State University
NOTICE FOR PROFESSIONALS: ENGINEERING SERVICES /DESIGN TEAM
Florida State University (FSU) announces that services for the design of a prototype chemical process system that separates gypsum and rare earths from industrial waste will be required.
RFQ NUMBER: 6632-J (FSU Procurement Portal)
PROJECT NAME AND LOCATION: Design of a Prototype Chemical Process System that Separates Gypsum and Rare Earths from Industrial Waste
Project Description: The Florida State University seeks an engineering partner for the design of a prototype chemical process system that separates gypsum and rare earths from industrial waste. The prototype concept is based on a laboratory process that would be scaled up for field operations with the intention of a construction phase to follow the design phase.
The scale of the prototype is negotiable but is conceived to process 1-10 tons of gypsum per day. In the interest of maintaining the schedule, preference to off-the-shelf components over custom-built components may determine the final scale of the system. The prototype concept and raw material and chemical inputs for the system available at the site are described in more detail in Attachment 1.
Critical deliverables include:
• Project Management Plan
• Customary FEL-3 design documents
• Site, chemical, electrical, mechanical and civil engineering plans
• Integrated test plans and test results
• Staffing plan

- Training plan
- Operations plan and system documentation
- Safety plan

The built prototype would be used as a test bed for the design of a future pilot plant.

Selection of a successful firm/team will be made through both written qualifications as well as an in-person interview for the project. The successful firm will achieve the highest ranking using an internal point system comprised of a combination of scores received from the submitted project proposal and the presentation/interview, representing the combined overall Best Value to the Owner.

The overall evaluations will occur in two areas: technical and pricing. The technical proposals will be scored first based on the information contained in the project proposals and the interviews. After the final interview and ranking of firms based on technical scoring, pricing will be unsealed and scored. The total of both technical and pricing scores will be finalized and the contractor with the aggregate highest score/rank will receive an award representing the best value for the University.

Finalists will be provided with a description of the final interview requirements and a copy of the standard Florida State University's standard agreement terms and conditions. The Selection Committee may reject all proposals and stop the selection process at any time.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant more than \$50,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

PROJECT SOLE POINT OF CONTACT for the RFQ will be: Mitchell Jermyn, Interim Sr. Strategic Category Manager for Construction, Florida State University, Office: (850)644-9730, mjermyn@fsu.edu

Respondents to this RFQ or persons acting on their behalf SHALL NOT contact any employee or officer of FSU, Board of Trustees, or a University Direct Support Organization concerning any aspect of this RFQ, except in writing to the Sole Point of Contact or Chief Procurement Officer or as provided in this RFQ document, from the date of release of this RFQ through the end of the 72-hour period following FSU's posting of the notice of intended award, in accordance with Board of

Governors (BOG) Regulation 18.002. Violation of this provision may be grounds for rejecting a proposal response.

INSTRUCTIONS:

Firms desiring to provide professional services shall utilize the online electronic sourcing portal to submit the required information for which they are applying. Firms shall complete all of the questions and provide a copy of the applicant's current Professional Registration Certificate from the appropriate governing board via the online electronic sourcing portal as described below. Documents must be uploaded to the portal and are not to exceed 40 pages. Submittals that do not comply with these requirements or do not include the requested data will not be considered. Submissions must be uploaded by 3:00 p.m., EST, on Monday February 20, 2024.

All applicants must be properly licensed and registered in the State of Florida to practice the required services at the time of application. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

The University reserves the right to suspend or discontinue the selection process at any time and return or reject any or all submissions of proposals without obligation to the respondent. The Florida State University Project Fact Sheet may be obtained online at

<https://bids.sciquest.com/apps/Router/PublicEvent?CustomerOrg=FSU> or by contacting: Angie Turvaville Procurement Specialist, 969 Learning Way, Mendenhall Building A, Florida State University, Tallahassee, Florida 32306-4152, telephone, (850)644-7642.

The plans and specifications for campus service projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a contractor may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$50,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

SELECTION SCHEDULE:

The anticipated schedule for selection, award and negotiation is as follows:

Question & Answer Submission no later than 5:00 p.m., EST
March 22, 2024

Response to Questions and Answers March 29, 2024

Proposals Due no later than 3:00 p.m., EST April 5, 2024

(Any submittal not completed by 2:59 p.m., EST will be rejected)

Final Interviews Week of April 14, 2024

Selection Recommendation Approval TBD

Unless otherwise revised by a subsequent addendum to this RFQ, the dates and times by which stated actions should be taken or completed are listed above. If FSU determines, in its sole discretion, that it is necessary to change any of these dates and times, it will issue an Addendum to the RFQ. All times listed are Eastern Standard Time (EST). It is the Respondent's responsibility to check FSU's Public Procurement Portal for any updates or addendums to this RFQ.

PLEASE CAREFULLY NOTE NEW SUBMITTAL INFORMATION

FSU utilizes an online electronic sourcing portal for accepting qualifications submittals digitally. We do not accept hard copy submissions or submissions through other medium other than through

<https://bids.sciquest.com/apps/Router/PublicEvent?CustomerOrg=FSU>

Your submission must be uploaded prior to the as indicated above. Note: We strongly recommend that you give yourself sufficient time and at least ONE (1) hour before the Closing date/time to begin the uploading process and to finalize your submission. Late submissions due to electronic uploading delays will not be considered.

- Each item of requested information is instantly sealed (no one from FSU can review) and will only be visible after the closing date/time. You may edit your submission as needed up to the closing date/time.
- Responders may elect to utilize the import/export feature to export questions into Excel in order to work on responses offline and import into the system upon completion.
- Keep in mind that when answering questions in the provided text box within the system (if applicable) there is a limit to the number of characters you can use in your response. The dynamic character limit counter at the bottom of each text box will display the remaining characters available.
- Uploading large documents may take significant time, depending on the size of the file(s) and your Internet connection speed. The maximum upload file size is 50 MB.
- Please do not embed any documents within your uploaded files, as they will not be accessible or evaluated.
- Information submitted that is not requested by FSU or in the specific format requested will be considered to be supplemental and not subject to evaluation.
- All sourcing event-related communications between vendors and FSU is managed and tracked through a Question-and-Answer Board within the RFQ event on the Public Procurement Portal. Any issues or questions related to logging in or technical issues, including attachments, can be submitted to our third-party software host, Jaggaer via a Support form: <https://www.jaggaer.com/service-support/supplier-support/> or by calling (800)233-1121, option 2 then option 2.

Applications that do not comply with the above instructions will not be considered. Application material will not be returned.

Volusia County Schools

Construction – Notice of Upcoming Invitation to Negotiate (ITN) Public Private Partnership (P3) to Build a K-8 School Facility

The School Board of Volusia County, Florida has received an unsolicited proposal under the provisions of Section 255.065, Florida Statutes, Public-Private Partnerships, to build a K-8 school facility in the DeBary area of Volusia County. The proposed project location is at the intersection of South Shell Road and Spring Vista Drive, DeBary, Florida.

Pursuant to Section 255.065, Florida Statutes, the School Board is required to publish notice of receipt of the unsolicited proposal and will accept additional proposals for the same type of project. Any interested party is invited to submit a proposal consistent with the requirements identified below and in compliance with Section 255.065, Florida Statutes.

The bidder(s) shall pay an application fee to the School Board of Volusia County, Florida of \$25,000 to cover the costs of processing, reviewing, and evaluating individual proposals. The proposal application fee is non-refundable and shall be delivered to the School Board via certified check with the proposal. Submissions must have the accompanying fee or will be returned immediately without review or consideration. If extraordinary expenses associated with the School Board's preliminary evaluation are encountered, the School Board may require additional fees from the proposer. The School Board reserves the right to reject any or all proposals and the School Board's Board of Directors must authorize any final agreement for the proposed P3 project.

The School Board anticipates posting the Invitation to Negotiate (ITN) on April 1, 2024. ELECTRONIC SUBMITTALS must be submitted to the School Board of Volusia County, Florida, Purchasing Department, via VendorLink. The ITN will be posted on the VendorLink Platform <https://www.myvendorlink.com/>.

For questions or information, please contact: Enid Kunce, Director of Purchasing and Warehousing, School Board of Volusia County, Email: etkunce@volusia.k12.fl.us, Phone: (386)734-7190 Ext. 20371.

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State

between 3:00 p.m., Friday, March 8, 2024, and 3:00 p.m., Thursday, March 14, 2024.

Rule No.	File Date	Effective Date
2-42.002	3/8/2024	3/28/2024
60FF1-5.002	3/13/2024	4/2/2024
60FF1-5.005	3/13/2024	4/2/2024
64B8-4.025	3/11/2024	3/31/2024
64B18-17.005	3/8/2024	3/28/2024
68A-9.006	3/13/2024	4/2/2024

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
40B-400.091	2/8/2024	**/**/****
40C-4.091	3/31/2023	**/**/****
40C-41.043	3/31/2023	**/**/****
40E-4.091	6/26/2023	**/**/****
60FF1-5.009	7/21/2016	**/**/****
62-330.010	4/28/2023	**/**/****
62-330.050	4/28/2023	**/**/****
62-330.055	4/28/2023	**/**/****
62-330.301	4/28/2023	**/**/****
62-330.310	4/28/2023	**/**/****
62-330.311	4/28/2023	**/**/****
62-330.350	4/28/2023	**/**/****
62-330.405	4/28/2023	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after April 24, 2024, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on April 3, 2024.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Florida State Clearinghouse

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

Section XIII

Index to Rules Filed During Preceding Week

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

GRACE PERIOD LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following letters of intent for the March 27, 2024 application filing date for the Hospice batching cycle:

County: Franklin District: 2B

Date Filed: 3/13/2024 LOI #: H2402050

Applicant/Facility/Project: Affinity Care of the Big Bend, LLC - New hospice program

County: Broward District: 10

Date Filed: 3/6/2024 LOI #: H2402051

Applicant/Facility/Project: Parkside Hospice and Palliative Care, LLC - New hospice program