

Section I Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF LEGAL AFFAIRS

RULE NO.:	RULE TITLE:
2-3.001	Florida Digital Bill of Rights – Authorized Person
2-3.002	Florida Digital Bill of Rights – Data Security
2-3.003	Florida Digital Bill of Rights – Enforcement
2-3.004	Florida Digital Bill of Rights – Standards for Authenticated Consumer Requests

PURPOSE AND EFFECT: The rules are being promulgated to implement Section 501.72(5), Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Florida Digital Bill of Rights – Authorized Person. Florida Digital Bill of Rights – Data Security. Florida Digital Bill of Rights – Enforcement. Florida Digital Bill of Rights – Standards for Authenticated Consumer Requests.

RULEMAKING AUTHORITY: 501.72(5) FS.

LAW IMPLEMENTED: 501.72(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Edward Tellechea, Chief Assistant Attorney General, PL-01 The Capitol, Tallahassee, Florida 32399-1050, by email at Ed.Tellechea@myfloridalegal.com; or Lynette Norr, Senior Assistant Attorney General, PL-01 The Capitol, Tallahassee, Florida 32399-1050, by email at Lynette.Norr@myfloridalegal.com.

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

Section II Proposed Rules

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.:	RULE TITLE:
67-21.002	Definitions

PURPOSE AND EFFECT: The purpose of this Rule is to establish the definitions used in Rule Chapter 67-21, F.A.C., which includes by reference the Qualified Allocation Plan.

SUMMARY: Prior to the opening of an Application process, the Corporation (1) researches the market need for affordable housing throughout the state of Florida and (2) evaluates prior Applications to determine what changes or additions should be added to the Rule and/or Application. The proposed amendments to the Rule and adopted reference material include changes that will create a formulated process for selecting Developments that will apply for Non-Competitive Housing Credits, or a combination of MMRB and Non-Competitive Housing Credits.

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.

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: 420.507, 420.508, FS.

LAW IMPLEMENTED: 420.507, 420.508, 420.509, 420.5099 FS.

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

DATE AND TIME: April 18, 2024, beginning at 10:00 a.m., Eastern Time

PLACE: The hearing will take place by webinar and the instructions for accessing the webinar will be posted on the Corporation’s website

<https://www.floridahousing.org/programs/developers-multifamily-programs/competitive/current-rules-and-rule-development-process/2024-rule-development-process>.

Interested parties may also attend in person at the offices of Florida Housing Finance Corporation, 227 N. Bronough Street, 6th Floor Seltzer Room, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Melissa Levy, Managing Director of Multifamily Programs, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197.

THE FULL TEXT OF THE PROPOSED RULE IS:

67-21.002 Definitions.

(1) “ACC” or “Annual Contribution Contract” means a contract between HUD and a Public Housing Authority containing the terms and conditions under which HUD assists in providing for development of housing units, modernization

of housing units, operation of housing units, or a combination of the foregoing.

(2) “Acknowledgment Resolution” means the official action taken by the Corporation to reflect its intent to finance a Development provided that the requirements of the Corporation, the terms of the MMRB Loan Commitment, and the terms of the Credit Underwriting Report are met.

(3) “Act” means the Florida Housing Finance Corporation Act, Chapter 420, Part V, F.S.

(4) “Address” means the address number, street name and city or, at a minimum, street name, closest designated intersection, and whether or not the Development is located within a city or in the unincorporated area of the county. If located within a city, include the name of the city.

(5) “Affiliate” means any person that:

(a) Directly or indirectly, through one or more intermediaries, controls, is controlled by, or is under common control with the Applicant or Developer;

(b) Serves as an officer or director of the Applicant or Developer or of any Affiliate of the Applicant or Developer;

(c) Directly or indirectly receives or will receive a financial benefit from a Development except as further described in Rule 67-21.0025, F.A.C., or

(d) Is the spouse, parent, child, sibling, or relative by marriage of a person described in paragraph (a), (b) or (c), above.

(6) “Allocation Authority” means the total dollar volume of the state of Florida’s Housing Credit ceiling available for distribution by the Corporation and authorized pursuant to Section 42 of the IRC.

(7) “Annual Household Income” means the gross income of a person, together with the gross income of all persons who intend to permanently reside with such person in the Development to be financed by the Corporation, as of the date of occupancy shown on the income certification promulgated by the Corporation.

(8) “Applicable Fraction” means Applicable Fraction as defined in Section 42(c)(1)(B) of the IRC.

(9) “Applicant” means any person or legal entity of the type and with the management and ownership structure described herein that is seeking a loan or funding from the Corporation by submitting an Application or responding to a competitive solicitation pursuant to rule Chapter 67-60, F.A.C., for one or more of the Corporation’s programs. For purposes of Rule 67-21.031, F.A.C., Applicant also includes any assigns or successors in interest of the Applicant. Unless otherwise stated in a competitive solicitation, as used herein, a ‘legal entity’ means a corporation, limited partnership or limited liability company legally formed as of the Application deadline.

(10) “Application” means the forms and exhibits created by the Corporation for the purpose of providing the means to

apply for Non-Competitive Housing Credits only, or both MMRB and Non-Competitive Housing Credits, as outlined in subsection 67-21.003(1), F.A.C. A completed Application may include additional supporting documentation provided by an Applicant.

(11) “Board” or “Board of Directors” means the Board of Directors of the Corporation.

(12) “Bond Counsel” means the attorney or law firm retained by the Corporation to provide the specialized services generally described in the industry as the role of bond counsel.

(13) “Bond” or “Bonds” means Bond as defined in Section 420.503, F.S.

(14) “Bond Trustee” or “Trustee” means a financial institution with trust powers which acts in a fiduciary capacity for the benefit of the bond holders, and in some instances the Corporation, in enforcing the terms of the Program Documents.

(15) “Building Identification Number” means, with respect to a Housing Credit Development, the number assigned by the Corporation to describe each building in a Housing Credit Development, pursuant to Internal Revenue Service Notice 88-91.

(16) “Calendar Days” means the seven (7) days of the week.

(17) “Commercial Fishing Worker” means Commercial fishing worker as defined in Section 420.503, F.S.

(18) “Competitive Housing Credits” or “Competitive HC” means those Housing Credits which come from the Corporation’s annual Allocation Authority.

(19) “Compliance Period” means a period of time that the Development shall conform to all set-aside requirements as described further in the rule chapter and agreed to by the Applicant in the Application.

(20) “Contact Person” means the person with whom the Corporation will correspond concerning the Application and the Development. This person cannot be a third-party consultant.

(21) “Corporation” means the Florida Housing Finance Corporation as defined in Section 420.503, F.S.

(22) “Cost of Issuance Fee” means the fee charged by the Corporation to the Applicant for the payment of the costs and expenses associated with the sale of Bonds and the loaning of the proceeds, including a fee for the Corporation.

(23) “Credit Enhancement” means a letter of credit, third party guarantee, insurance contract or other collateral or security pledged to the Corporation or its Trustee for a minimum of ten years by a third party Credit Enhancer or financial institution securing, insuring or guaranteeing the repayment of the Mortgage Loan or Bonds under the MMRB Program.

(24) “Credit Enhancer” means a financial institution, insurer or other third party which provides a Credit Enhancement or guarantee instrument acceptable to the

Corporation securing repayment of the Mortgage Loan or Bonds issued pursuant to the MMRB Program.

(25) “Credit Underwriter” means the independent contractor under contract with the Corporation having the responsibility for providing Credit Underwriting services.

(26) “Credit Underwriting” means an in-depth analysis by the Credit Underwriter of all documents submitted in connection with an Application.

(27) “Credit Underwriting Report” means the report that is a product of Credit Underwriting.

(28) “Cross-collateralization” means the pledging of the security of one Development to the obligations of another Development.

(29) “DDA” or “Difficult Development Area” means areas designated by the Secretary of Housing and Urban Development as having high construction, land, and utility costs relative to area median gross income in accordance with section 42(d)(5)(B) of the IRC.

(30) “Developer” means the individual or legal entity which possesses the requisite skill, experience, and credit worthiness to successfully produce affordable housing as required in the Application. Unless otherwise stated in a competitive solicitation, as used herein, a ‘legal entity’ means a corporation, association, joint venturer, or partnership legally formed as of Application deadline.

(31) “Developer Fee” means the fee earned by the Developer.

(32) “Development” means Project as defined in Section 420.503, F.S.

(33) “Development Cost” means the total of all costs incurred in the completion of a Development excluding Developer Fee, operating deficit reserves, and total land cost as typically shown in the Development Cost line item on the development cost pro forma.

(34) “Development Location Point” means a single point selected by the Applicant on the proposed Development site that is located within 100 feet of a residential building existing or to be constructed as part of the proposed Development. For a Development which consists of Scattered Sites, this means a single point on the site with the most units that is located within 100 feet of a residential building existing or to be constructed as part of the proposed Development.

(35) “Disclosure Counsel” means the Special Counsel designated by the Corporation to be responsible for the drafting and delivery of the Corporation’s disclosure documents such as preliminary official statements, official statements, re-offering memorandums or private placement memorandums and continuing disclosure agreements.

(36) “Document” means electronic media, written or graphic matter, of any kind whatsoever, however produced or reproduced, including records, reports, memoranda, minutes,

notes, graphs, maps, charts, contracts, opinions, studies, analysis, photographs, financial statements and correspondence as well as any other tangible thing on which information is recorded.

(37) “Elderly” means Elderly as defined in Section 420.503, F.S.

(38) “Elderly Housing” means housing or a unit being occupied or reserved for qualified persons pursuant to the Federal Fair Housing Act and Section 760.29(4), F.S.

(39) “Eligible Persons” means one or more natural persons or a family, irrespective of race, creed, national origin, or sex, determined by the Corporation to be of Low Income.

(40) “EUA” or “Extended Use Agreement” means, with respect to the HC Program, an agreement which sets forth the set-aside requirements and other Development requirements under the HC Program.

(41) “Executive Director” means the Executive Director of the Corporation.

(42) “Family” means a household composed of one or more persons.

(43) “Farmworker” means Farmworker as defined in Section 420.503, F.S.

(44) “Farmworker Development” means a Development:

(a) Of not greater than 80 units, at least 40 percent of the total residential units of which are occupied or reserved for Farmworker Households; and,

(b) For which independent market analysis demonstrates a local need for such housing.

(45) “Farmworker Household” means a household of one or more persons wherein at least one member of the household is a Farmworker at the time of initial occupancy.

(46) “Final Housing Credit Allocation” means, with respect to a Housing Credit Development, the issuance of Housing Credits to an Applicant upon completion of construction or Rehabilitation of a Development and submission to the Corporation by the Applicant of a completed and executed Final Cost Certification Application Package pursuant to Rule 67-21.027, F.A.C.

(47) “Financial Beneficiary” means any Principal of the Developer or Applicant entity who receives or will receive any direct or indirect financial benefit from a Development, except as further described in Rule 67-21.0025, F.A.C.

(48) “Florida Keys Area” means all lands in Monroe County, except:

(a) That portion of Monroe County included within the designated exterior boundaries of the Everglades National Park and areas north of said Park;

(b) All lands more than 250 feet seaward of the mean high water line owned by local, state, or federal governments; and

(c) Federal properties.

(49) “Freddie Mac Multifamily Targeted Affordable Housing Lender” means any entity that (a) has been approved and designated by the Federal Home Loan Mortgage Corporation (“Freddie Mac”) to act as a lender and seller-servicer for Freddie Mac multifamily targeted affordable housing transactions (including those under Freddie Mac’s Tax-Exempt Loan Program) and (b) has accepted a written commitment from Freddie Mac to purchase Bonds under Freddie Mac’s Tax-Exempt Loan Program pursuant to the terms and conditions of said commitment.

(50) “General Contractor” means a person or entity duly licensed in the state of Florida with the requisite skills, experience and credit worthiness to successfully provide the units required in the Application, and which meets the criteria described in Rules 67-21.014 and 67-21.026, F.A.C.

(51) “HC” or “Housing Credit Program” means the rental housing program administered by the Corporation in accordance with section 42 of the Internal Revenue Code and Section 420.5099, F.S., under which the Corporation is designated the Housing Credit agency for the state of Florida within the meaning of the following:

(a) Section 42(h)(7)(A) of the Internal Revenue Code;

(b) This rule chapter regarding Non-Competitive Housing Credits; and,

(c) Rule Chapter 67-48, F.A.C., regarding Competitive Housing Credits.

(52) “Homeless” means Homeless as defined in Section 420.621, F.S.

(53) “Housing Credit” means the tax credit issued in exchange for the development of rental housing pursuant to the following:

(a) Section 42 of the IRC;

(b) The provisions of this rule chapter regarding Non-Competitive Housing Credits; and,

(c) The provisions of rule Chapter 67-48, F.A.C., regarding Competitive Housing Credits.

(54) “Housing Credit Allocation” means the amount of Housing Credits determined by the Corporation as necessary to make a Development financially feasible and viable throughout the Development’s Compliance Period pursuant to Section 42(m)(2)(A) of the IRC.

(55) “Housing Credit Development” means the proposed or existing rental housing Development(s) for which Housing Credits have been applied or received.

(56) “Housing Credit Extended Use Period” means, with respect to any building that is included in a Housing Credit Development, the period that begins on the first day of the Compliance Period in which such building is part of the Development and ends on the later of:

(a) The date specified by the Corporation in the Extended Use Agreement; or

(b) The date that is the fifteenth anniversary of the last day of the Compliance Period, unless earlier terminated as provided in Section 42(h)(6) of the IRC.

(57) “Housing Credit Period” means with respect to any building that is included in a Housing Credit Development, the period of 10 years beginning with:

(a) The taxable year in which such building is placed in service; or

(b) At the election of the Applicant, the succeeding taxable year.

(58) “Housing Credit Rent-Restricted Unit” means, with respect to a Housing Credit Development, a unit for which the gross monthly rent shall not exceed 30 percent of the imputed income limitation applicable to such unit as committed to by the Applicant in its Application and shall be determined in a manner consistent with Section 42(g)(2) of the IRC.

(59) “Housing Credit Set-Aside” means the number of units in a Housing Credit Development necessary to satisfy Section 42(g) of the IRC and the percentage of units set-aside by the Applicant in the Application or in response to a competitive solicitation, if applicable.

(60) “Housing Credit Syndicator” means a person, partnership, corporation, trust or other entity that regularly engages in the purchase of interests in entities that produce Qualified Low Income Housing Projects as defined in Section 42(g) of the IRC.

(61) “HUD” means the United States Department of Housing and Urban Development.

(62) “HUD Risk Sharing Program” means the program authorized by section 542(c) of the Housing and Community Development Act of 1992.

(63) “Identity of Interest” means, for the purpose of the HUD Risk Sharing Program, any person or entity that has a one percent or more financial interest in the Development and in any entity providing services for a fee to the Development.

(64) “Investment Banker” means, with respect to an issue of Bonds, an underwriter, placement agent or structuring agent who is under contract with the Corporation and whose primary purpose is to either:

(a) In the case of an underwriter, acquire the Bonds in a commercial arm’s length transaction for resale to investors, or

(b) In the case of a placement agent or structuring agent, arrange for the sale of Bonds.

In either case, the underwriter, placement agent or structuring agent assists on matters pertinent to the Bond issue, such as structure, timing, marketing, terms, Bond ratings and cash flows.

(65) “IRC” or “Internal Revenue Code” means 26 CFR Sections 42, 142, 147, 151, and 501 of the Internal Revenue Code of 1986, together with corresponding and applicable final, temporary or proposed regulations, notices, and revenue rulings

issued with respect thereto by the Treasury or the Internal Revenue Service of the United States.

(66) “IRMA” or “Independent Registered Municipal Advisor” means a professional who is under contract with the Corporation to provide advice with respect to the issuance of municipal securities, which advice may include, among other things, the determination of the method of sale for one or more series of Bonds. The IRMA owes the Corporation a fiduciary duty and is obligated to place the interest of the Corporation ahead of its own and may not engage in self-dealing.

(67) “Local Government” means Local government as defined in Section 420.503, F.S.

(68) “Local Public Fact Finding Hearing” means a public hearing requested by any person residing in the county or municipality in which the proposed Development is located and which is conducted by the Corporation for the purpose of receiving public comment or input regarding the financing of a proposed Development with Bonds by the Corporation.

(69) “Low Income” means the adjusted income for a Family which does not exceed 80 percent of the area median income.

(70) “Lower Income Residents” means Families whose annual income does not exceed either 50 percent or 60 percent depending on the minimum set-aside elected of the area median income as determined by HUD with adjustments for household size. In no event shall occupants of a Development unit be considered to be Lower Income Residents if all the occupants of a unit are students as defined in section 151(c)(4) of the Internal Revenue Code or if the residents do not comply with the provisions of the Internal Revenue Code defining Lower Income Residents. (See section 142 of the Internal Revenue Code.)

(71) “MMRB” or “MMRB Program” means the Corporation’s Multifamily Mortgage Revenue Bond Program.

(72) “MMRB LURA” or “MMRB Land Use Restriction Agreement” means an agreement among the Corporation, the Bond Trustee and the Applicant which sets forth certain set-aside requirements and other Development requirements under rule Chapter 67-21, F.A.C.

(73) “MMRB Loan” means the loan made by the Corporation to the Applicant from the proceeds of the Bonds issued by the Corporation.

(74) “MMRB Loan Agreement” means the Program Documents or Loan Documents wherein the Corporation and the Applicant agree to the terms and conditions of the MMRB Loan, including the repayment of the MMRB Loan.

(75) “MMRB Loan Commitment” means the loan commitment executed by the Corporation and the Applicant after the issuance of a favorable Credit Underwriting Report that defines the conditions under which the Corporation agrees

to make the MMRB Loan to the Applicant for the purpose of financing a Development.

(76) “Mortgage” means Mortgage as defined in Section 420.503, F.S.

(77) “Mortgage Loan” means Mortgage loan as defined in Section 420.503, F.S.

(78) “Non-Competitive Housing Credits” or “Non-Competitive HC” means those Housing Credits which qualify to be used with Tax-Exempt Bond-Financed Developments and do not come from the Corporation’s annual Allocation Authority.

(79) “Non-Profit” unless otherwise set forth in a competitive solicitation, means a qualified non-profit entity as defined in Section 42(h)(5)(C), subsection 501(c)(3) or 501(c)(4) of the IRC and organized under Chapter 617, F.S., if a Florida Corporation, or organized under similar state law if organized in a jurisdiction other than Florida, to provide housing and other services on a not-for-profit basis, which owns at least 51 percent of the ownership interest in the Development held by the general partner or managing member entity, which shall receive at least 25 percent of the Developer Fee and which entity is acceptable to federal and state agencies and financial institutions as a sponsor for affordable housing, as further described in Rule 67-21.0025, F.A.C.

(80) “Note” means a unilateral agreement containing an express and absolute promise to pay to the Corporation a principal sum of money on a specified date, which provides the interest rate and is secured by a Mortgage.

(81) “PBRA” or “Project-Based Rental Assistance” means a rental subsidy through a contract with HUD or RD for a property.

(82) “Persons with Special Needs” means Person with special needs as defined in Section 420.0004(13), F.S.

(83) “PHA” or “Public Housing Authority” means a housing authority under Chapter 421, F.S.

(84) “Preliminary Determination” means an initial determination by the Corporation of the amount of Housing Credits outside the Allocation Authority needed from the Treasury to make a Tax-Exempt Bond-Financed Development financially feasible and viable.

(85) “Preservation” means rehabilitation of an existing development that is at least 20 years old as of the date the Application is submitted to the Corporation and has an active contract through one or more of the following HUD or RD programs: Sections 202 of the Housing Act of 1959 (12 U.S.C. §1701q), 236 of the National Housing Act (12 U.S.C. §1701), 514, 515, or 516 of the U.S. Housing Act of 1949 (42 U.S.C. §1484), or 811 of the U.S. Housing Act of 1937 (42 USC §1437), or either has PBRA or is public housing assisted through ACC. If funded through the Corporation, the Development must maintain at least the same number of PBRA

or ACC units. Such developments must not have closed on funding from HUD or RD within the 20 years prior to when the Application is submitted to the Corporation where the budget was at least \$10,000 per unit for rehabilitation in any year.

(86) “Principal” has the meanings set forth below and any Principal other than a natural person must be a legally formed entity as of the Application deadline:

(a) For a corporation, each officer, director, executive director, and shareholder of the corporation.

(b) For a limited partnership, each general partner and each limited partner of the limited partnership.

(c) For a limited liability company, each manager and each member of the limited liability company.

(d) For a trust, each trustee of the trust and all beneficiaries of majority age (i.e.; 18 years of age) as of Application deadline.

(e) For a Public Housing Authority, each officer, director, commissioner, and executive director of the Authority.

(87) “Private Placement” means the sale of the Corporation Bonds directly or through an Investment Banker to 35 or fewer initial purchasers who are not purchasing the Bonds with the intent to offer the Bonds for retail sale and who are Qualified Institutional Buyers.

(88) “Program Documents” or “Loan Documents” means the MMRB Loan Commitment, MMRB Loan Agreement, Note, Mortgage, Credit Enhancement, MMRB Land Use Restriction Agreement, trust indenture, preliminary and final official statements, intercreditor agreement, assignments, bond purchase agreement, compliance monitoring agreement, mortgage servicing agreement and such other ordinary and customary documents necessary to issue and secure repayment of the Bonds and the MMRB Loan sufficient to protect the interests of the Bond owners and the Corporation.

(89) “QAP” or “Qualified Allocation Plan” means, with respect to the HC Program, the ~~2024~~ ~~2023~~ Qualified Allocation Plan which is adopted and incorporated herein by reference, effective upon approval by the Governor of the State of Florida, pursuant to Section 42(m)(1)(B) of the IRC and sets forth the selection criteria and the preferences of the Corporation for Developments which will receive Housing Credits. The QAP is available on the Corporation’s website under the Multifamily Programs link or by contacting the Housing Credit Program at 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, or from <http://www.flrules.org/Gateway/reference.asp?No=Ref 15420>.

(90) “QCT” or “Qualified Census Tract” means any census tract which is designated by the Secretary of Housing and Urban Development as having either 50 percent or more of the households at an income which is less than 60 percent of the area median gross income, or a poverty rate of at least 25 percent, in accordance with section 42(d)(5)(B) of the Internal Revenue Code.

(91) “Qualified Institutional Buyer” is sometimes called a “sophisticated investor” and specifically includes the following:

(a) Any of the following entities, acting for its own account or the accounts of other Qualified Institutional Buyers that, in the aggregate, own and invest on a discretionary basis at least \$100 million in securities of issuers that are not affiliated with the entity:

1. Any insurance company as defined in section 2(13) of the Securities Act of 1933,

2. Any investment company registered under the Investment Company Act of 1940 or any business development company as defined in section 80a-2(a)(48) of that Act,

3. Any Small Business Investment Company licensed by the U.S. Small Business Administration under section 301(c) or (d) of the Small Business Investment Act of 1958,

4. Any plan established and maintained by a state or state agency or any of its political subdivisions, on behalf of their employees,

5. Any employee benefit plan within the meaning of Title I of the Employee Retirement Income Security Act of 1974,

6. Trust funds of various types, except for trust funds that include participants’ individual retirement accounts or H.R. 10 plans,

7. Any business development company as defined in section 80b-2(a)(22) of the Investment Advisors Act of 1940,

8. Any organization described in section 501(c)(3) of the Internal Revenue Code, corporation (except a bank or savings and loan defined in section 3(a)(2) or 3(a)(5)(A) of the Securities Act of 1933, or a foreign bank or savings and loan or similar institution), partnership, Massachusetts or similar business trust, or any investment adviser registered under the Investment Advisors Act.

(b) Any dealer registered under section 15 of the Securities Exchange Act of 1934, acting on its own behalf or on the behalf of other Qualified Institutional Buyers who in the aggregate own and invest at least \$10 million of securities of issuers not affiliated with the dealer (not including securities held pending public offering).

(c) Any dealer registered under section 15 of the Securities Exchange Act of 1934 acting in a riskless principal transaction on behalf of a Qualified Institutional Buyer.

(d) Any investment company registered under the Investment Company Act that is part of a family of investment companies that together own at least \$100 million in securities of issuers, other than companies with which the investment company or family of investment companies is affiliated.

(e) Any entity, all of whose equity owners are Qualified Institutional Buyers.

(f) Any bank or savings and loan defined in section 3(a)(2) or 3(a)(5)(A) of the Securities Act of 1933 or foreign bank or

savings and loan or similar institution that, in aggregate with the other Qualified Institutional Buyers, owns and invests in at least \$100 million in securities of affiliates that are not affiliated with it and that has an audited net worth of at least \$25 million as demonstrated during the 16 to 18 months prior to the sale.

(92) “Qualified Lending Institution” means any lending institution designated by the Corporation.

(93) “Qualified Project Period” means Qualified Project Period as defined in Section 142(d) of the Internal Revenue Code.

(94) “RD” or “Rural Development” means the Rural Development (RD), Rural Housing service (RHS) agency, within the United States Department of Agriculture (USDA), or any successor agency, department, entity or instrumentality designated by law to administer the programs or exercise the powers of the USDA RD RHS.

(95) “Redevelopment” means:

(a) With regard to a proposed Development that involves demolition of multifamily rental residential structures currently or previously existing that are at least 30 years old as of the date the Application is submitted to the Corporation and either originally received financing or are currently financed through one or more of the following HUD or RD programs: Sections 202 of the Housing Act of 1959 (12 U.S.C. §1701q), 236 of the National Housing Act (12 U.S.C. §1701), 514, 515 or 516 of the U.S. Housing Act of 1949 (42 U.S.C. §1484), 811 of the U.S. Housing Act of 1937 (42 USC §1437), or have PBRA; and new construction of replacement structures on the same site maintaining at least the same number of PBRA units, or

(b) With regard to proposed Developments that involve demolition of public housing structures currently or previously existing on a site with a Declaration of Trust that are at least 30 years old as of the date the Application is submitted to the Corporation and that are assisted through ACC; and new construction of replacement structures on the same site, providing at least 25 percent of the total new units with PBRA, ACC, or both, after Redevelopment.

(96) “Rehabilitation” means, with respect to the Housing Credit Program, the alteration, improvement or modification of an existing structure where less than 50 percent of the proposed construction work consists of new construction, as further described in Rule 67-21.0025, F.A.C.

(97) “Rehabilitation Expenditures,” with respect to the MMRB Program, has the meaning set forth in section 147(d)(3) of the Internal Revenue Code.

(98) “Scattered Sites,” as applied to a single Development, means a Development site that, when taken as a whole, is comprised of real property that is not contiguous (each such non-contiguous site that contains, or will contain upon completion of the Development, at least one residential building within a Scattered Site Development, is considered to be a

“Scattered Site.”) For purposes of this definition “contiguous” means touching at a point or along a boundary. Real property is contiguous if the only intervening real property interest is an easement provided the easement is not a roadway or street. All of the Scattered Sites must be located in the same county.

(99) “Special Counsel” means any attorney or law firm retained by the Corporation, pursuant to a Request for Qualifications (RFQ), to serve as counsel to the Corporation, including Disclosure Counsel.

(100) “State Bond Allocation” means the allocation of the state private activity bond volume limitation pursuant to Chapter 159, Part VI, F.S., administered by the Division of Bond Finance and allocated to the Corporation for the issuance of Tax-exempt Bonds by either the Single Family Mortgage Revenue Bonds or MMRB Programs.

(101) “Taxable Bonds” means those Bonds on which the interest earned is included in gross income of the owner for federal income tax purposes pursuant to the Internal Revenue Code.

(102) “Tax Exempt Bond-Financed Development” means a Development which has been financed by the issuance of Tax-exempt Bonds subject to applicable volume cap pursuant to section 42(h)(4) of the Internal Revenue Code.

(103) “Tax-exempt Bonds” means those Bonds on which all or part of the interest earned is excluded from gross income of the owner for federal income tax purposes pursuant to the Internal Revenue Code.

(104) “TEFRA Hearing” means a public hearing held pursuant to the requirements of the Internal Revenue Code and in accordance with the Tax Equity and Fiscal Responsibility Act (TEFRA), section 147(f) of the Internal Revenue Code, at which members of the public or interested persons are provided an opportunity to present evidence or written statements or make comments regarding a requested application for Tax-exempt Bond financing of a Development by the Corporation.

(105) “Total Development Cost” means the total of all costs incurred in the completion of a Development all of which shall be subject to the review and approval by the Credit Underwriter and the Corporation pursuant to this rule chapter, and as further described in Rule 67-21.0025, F.A.C.

(106) “Treasury” means the United States Department of Treasury or other agency or instrumentality created or chartered by the United States to which the powers of the Department of Treasury have been transferred.

(107) “Website” means the Florida Housing Finance Corporation’s website, the Universal Resource Locator (URL) of which is www.floridahousing.org.

Rulemaking Authority 420.507, 420.508 FS. Law Implemented 420.502, 420.503, 420.503(4), 420.507, 420.508, 420.509, 420.5099 FS. History—New 12-3-86, Amended 2-22-89, 12-4-90, 11-23-94, 2-6-97, 1-7-98, Formerly 91-21.002, Amended 1-26-99, 11-14-99, 2-11-01, 3-17-02, 4-6-03, 10-5-03, 3-21-04, 2-7-05, 1-29-06, 4-1-07, 3-30-08,

8-6-09, 11-7-11, 7-16-13, 2-2-15, 9-15-16, 5-24-17, 7-8-18, 7-11-19, 6-23-20, 5-18-21, 7-6-22, 6-28-23, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Melissa Levy, Managing Director of Multifamily Programs

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ryan Benson, Chairman of the Board, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 26, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 50, Number 24, February 5, 2024

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: 67-48.002
 RULE TITLE: Definitions

PURPOSE AND EFFECT: The purpose of this Rule is to establish the definitions used in Rule Chapter 67-48, F.A.C., which includes by reference the Qualified Allocation Plan.

SUMMARY: Prior to the opening of a funding process, the Corporation (1) researches the market need for affordable housing throughout the state of Florida and (2) evaluates prior competitive funding processes to determine what changes or additions should be added to the Rule, competitive solicitations, and the Qualified Allocation Plan (QAP). The proposed amendments to the Rule and adopted reference material include changes that will create a formulated process for selecting Developments that will apply under these funding programs.

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.

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: 420.507 FS.

LAW IMPLEMENTED: 420.5087, 420.5089, 420.5099 FS.

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

DATE AND TIME: April 18, 2024, beginning at 10:00 a.m., Eastern Time

PLACE: The hearing will take place by webinar and the instructions for accessing the webinar will be posted on the

Corporation’s website
<https://www.floridahousing.org/programs/developers-multifamily-programs/competitive/current-rules-and-rule-development-process/2024-rule-development-process>.

Interested parties may also attend in person at the offices of Florida Housing Finance Corporation, 227 N. Bronough Street, 6th Floor Seltzer Room, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Melissa Levy, Managing Director of Multifamily Programs, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32031-1329, (850)488-4197.

THE FULL TEXT OF THE PROPOSED RULE IS:

67-48.002 Definitions.

(1) “ACC” or “Annual Contributions Contract” means a contract between HUD and a Public Housing Authority containing the terms and conditions under which HUD assists in providing for development of housing units, modernization of housing units, operation of housing units, or a combination of the foregoing.

(2) “Act” means the Florida Housing Finance Corporation Act as found in Chapter 420, Part V, F.S.

(3) “Address” means the address number, street name and city or, at a minimum, the street name, closest designated intersection, and whether or not the Development is located within a city or in the unincorporated area of the county. If located within a city, include the name of the city.

(4) “Adjusted Income” means, with respect to a HOME Development, the gross income from wages, income from assets, regular cash or noncash contributions, and any other resources and benefits determined to be income by HUD, adjusted for family size, minus the deductions allowable under 24 CFR §5.611.

(5) “Affiliate” means any person that:

(a) Directly or indirectly, through one or more intermediaries, controls, is controlled by, or is under common control with the Applicant or Developer;

(b) Serves as an officer or director of the Applicant or Developer or of any Affiliate of the Applicant or Developer;

(c) Directly or indirectly receives or will receive a financial benefit from a Development except as further described in Rule 67-48.0075, F.A.C., or

(d) Is the spouse, parent, child, sibling, or relative by marriage of a person described in paragraph (a), (b) or (c), above.

(6) “ALF” or “Assisted Living Facility” means a Florida licensed living facility that complies with Sections 429.01 through 429.54, F.S., and Chapter 58A-5, F.A.C.

(7) “Allocation Authority” means the total dollar volume of the state of Florida’s Housing Credit ceiling available for distribution by the Corporation and authorized pursuant to Section 42 of the IRC.

(8) “Applicable Fraction” means Applicable Fraction as defined in Section 42(c)(1)(B) of the IRC.

(9) “Applicant” means any person or legal entity of the type and with the management and ownership structure described herein that is seeking a loan or funding from the Corporation by submitting an Application or responding to a competitive solicitation pursuant to rule Chapter 67-60, F.A.C., for one or more of the Corporation’s programs. For purposes of Rules 67-48.0105, 67-48.0205 and 67-48.031, F.A.C., Applicant also includes any assigns or successors in interest of the Applicant. Unless otherwise stated in a competitive solicitation, as used herein, a ‘legal entity’ means a corporation, limited partnership or limited liability company legally formed as of the Application deadline.

(10) “Application” means the sealed response submitted to participate in a competitive solicitation for funding pursuant to rule Chapter 67-60, F.A.C.

(11) “Binding Commitment” means, with respect to a Housing Credit Development, an agreement between the Corporation and an Applicant by which the Corporation allocates and the Applicant accepts Housing Credits from a later year’s Allocation Authority in accordance with Section 42(h)(1)(C) of the IRC.

(12) “Board of Directors” or “Board” means the Board of Directors of the Corporation.

(13) “Building Identification Number” means, with respect to a Housing Credit Development, the number assigned by the Corporation to describe each building in a Housing Credit Development, pursuant to Internal Revenue Service Notice 88-91.

(14) “Calendar Days” means, the seven (7) days of the week.

(15) “Carryover” means the provision under Section 42 of the IRC and Rule 67-48.028, F.A.C., which allows a Development to receive a Housing Credit Allocation in a given calendar year and be placed in service by the close of the second calendar year following the calendar year in which the allocation is made.

(16) “Catchment Area” means the geographical area covered under a Local Homeless Assistance Continuum of Care Plan, as designated and revised as necessary by the State Office on Homelessness, in accordance with Section 420.624, F.S.

(17) “CHDOs” or “Community Housing Development Organizations” means Community housing development organizations as defined in Section 420.503, F.S., and 24 CFR Part 92.

(18) “Commercial Fishing Worker” means Commercial fishing worker as defined in Section 420.503, F.S.

(19) “Commercial Fishing Worker Household” means a household of one or more persons wherein at least one member of the household is a Commercial Fishing Worker at the time of initial occupancy.

(20) “Competitive Housing Credits” or “Competitive HC” means those Housing Credits which come from the Corporation’s annual Allocation Authority.

(21) “Compliance Period” means a period of time that the Development shall conform to all set-aside requirements as described further in the rule chapter and agreed to by the Applicant in the Application.

(22) “Consolidated Plan” means the plan prepared in accordance with 24 CFR Part 91, which describes needs, resources, priorities and proposed activities to be undertaken with respect to certain HUD programs, including the HOME Program.

(23) “Contact Person” means the person with whom the Corporation will correspond concerning the Application and the Development. This person cannot be a third-party consultant.

(24) “Corporation” means the Florida Housing Finance Corporation as defined in Section 420.503, F.S.

(25) “Credit Underwriter” means the independent contractor under contract with the Corporation having the responsibility for providing stated credit underwriting services.

(26) “DDA” or “Difficult Development Area” means areas designated by the Secretary of Housing and Urban Development as having high construction, land, and utility costs relative to area median gross income in accordance with Section 42(d)(5)(B), of the IRC.

(27) “Department” means the Department of Economic Opportunity as defined in Section 420.503, F.S.

(28) “Developer” means any individual or legal entity which possesses the requisite skill, experience, and credit worthiness to successfully produce affordable housing as required in the Application. Unless otherwise stated in a competitive solicitation, as used herein, a ‘legal entity’ means a corporation, association, joint venturer, or partnership legally formed as of Application deadline.

(29) “Developer Fee” means the fee earned by the Developer.

(30) “Development” means Project as defined in Section 420.503, F.S.

(31) “Development Cash Flow” means, with respect to SAIL Developments as well as HOME Developments when the HOME Development is also at least partially financed with a Multifamily Mortgage Revenue Bond (MMRB) Loan (as defined in rule Chapter 67-21, F.A.C.), cash transactions of the Development as calculated in the statement of cash flows prepared in accordance with generally accepted accounting

principles (“GAAP”), as adjusted for any cash transactions that are subordinate to the SAIL loan interest payment including any distribution or payment to the Applicant or Developer, Principal(s) of the Applicant or Developer or any Affiliate of the Principal(s) of the Applicant or Developer, or to the Developer or any Affiliate of the Developer, whether paid directly or indirectly, which was not expressly disclosed in determining the annual debt service coverage in the Board approved final credit underwriting report.

(32) “Development Cost” means the total of all costs incurred in the completion of a Development excluding Developer Fee, operating deficit reserves, and total land cost as typically shown in the Development Cost line item on the development cost pro forma.

(33) “Development Expenses” means, with respect to SAIL Developments as well as HOME Developments when the HOME Development is also at least partially financed with a MMRB Loan (as defined in rule Chapter 67-21, F.A.C.), usual and customary operating and financial costs, such as the compliance monitoring fee, the financial monitoring fee, replacement reserves, the servicing fee and the debt service reserves. As it relates to SAIL Developments as well as HOME Developments when the HOME Development is also at least partially financed with a MMRB Loan (as defined in rule Chapter 67-21, F.A.C.) and to the application of Development Cash Flow described in subsections 67-48.010(5) and (6), F.A.C., as it relates to SAIL Developments or in paragraph 67-48.020(3)(b), F.A.C., as it relates to HOME Developments, the term includes only those expenses disclosed in the operating pro forma on an annual basis included in the final credit underwriting report, as approved by the Board, and maximum of 20 percent Developer Fee per year.

(34) “Development Location Point” means a single point selected by the Applicant on the proposed Development site that is located within 100 feet of a residential building existing or to be constructed as part of the proposed Development. For a Development which consists of Scattered Sites, this means a single point on the site with the most units that is located within 100 feet of a residential building existing or to be constructed as part of the proposed Development.

(35) “Document” means electronic media, written or graphic matter, of any kind whatsoever, however produced or reproduced, including records, reports, memoranda, minutes, notes, graphs, maps, charts, contracts, opinions, studies, analysis, photographs, financial statements and correspondence as well as any other tangible thing on which information is recorded.

(36) “Domestic Violence” means Domestic violence as defined in Section 741.28, F.S.

(37) “Draw” means the disbursement of funds to a Development.

(38) “EHCL” or “EHCL Program” means the Elderly Housing Community Loan Program.

(39) “Elderly” means Elderly as defined in Section 420.503, F.S.

(40) “ELI Household” or “Extremely Low Income Household” means a household of one or more persons wherein the annual adjusted gross income for the Family is equal to or below the percentage of area median income for ELI Persons.

(41) “ELI Loan” means the loan made by the Corporation for the Applicant’s ELI Set-Aside commitment, based on terms and conditions outlined in a competitive solicitation.

(42) “ELI Persons” or “Extremely Low Income Persons” means Extremely low income persons as defined in Section 420.0004(9), F.S., or in a competitive solicitation.

(43) “ELI Set-Aside” or “Extremely Low Income Set-Aside” means the number of units designated to serve ELI Households.

(44) “Eligible Persons” means one or more natural persons or a family, irrespective of race, creed, national origin, or sex, determined by the Corporation to be of Low Income or Very Low Income, as further described in Rule 67-48.0075, F.A.C.

(45) “EUA” or “Extended Use Agreement” means, with respect to the HC Program, an agreement which sets forth the set-aside requirements and other Development requirements under the HC Program.

(46) “Executive Director” means the Executive Director of the Corporation.

(47) “Family” means a household composed of one or more persons.

(48) “Farmworker” means Farmworker as defined in Section 420.503, F.S.

(49) “Farmworker Household” means a household of one or more persons wherein at least one member of the household is a Farmworker at the time of initial occupancy.

(50) “Final Housing Credit Allocation” means, with respect to a Housing Credit Development, the issuance of Housing Credits to an Applicant upon completion of construction or Rehabilitation of a Development and submission to the Corporation by the Applicant of a completed and executed final cost certification process as required by Section 42, IRC.

(51) “Financial Beneficiary” means any Principal of the Developer or Applicant entity who receives or will receive any direct or indirect financial benefit from a Development except as further described in Rule 67-48.0075, F.A.C.

(52) “Financial Institution” means Lending institution as defined in Section 420.503, F.S.

(53) “Florida Keys Area” means all lands in Monroe County, except:

(a) That portion of Monroe County included within the designated exterior boundaries of the Everglades National Park and areas north of said Park;

(b) All lands more than 250 feet seaward of the mean high water line owned by local, state, or federal governments; and,

(c) Federal properties.

(54) “General Contractor” means a person or entity duly licensed in the state of Florida with the requisite skills, experience and credit worthiness to successfully provide the units required in the Application, and which meets the criteria described in Rule 67-48.0072, F.A.C.

(55) “Geographic Set-Aside” means the amount of Allocation Authority or funding which has been designated by the Corporation to be allocated for Developments located in specific geographical regions within the state of Florida.

(56) “HC” or “Housing Credit Program” means the rental housing program administered by the Corporation pursuant to Section 42 of the IRC and Section 420.5099, F.S., under which the Corporation is designated the Housing Credit agency for the state of Florida within the meaning of the following:

(a) Section 42(h)(7)(A) of the IRC;

(b) This rule chapter regarding Competitive Housing Credits; and,

(c) Rule Chapter 67-21, F.A.C., regarding Non-Competitive Housing Credits.

(57) “HOME” or “HOME Program” means the HOME Investment Partnerships Program administered by the Corporation pursuant to 24 CFR Part 92 and Section 420.5089, F.S.

(58) “HOME-Assisted Unit” means the specific units that are funded with HOME funds. HOME units shall adhere to rent controls and income targeting requirements pursuant to 24 CFR §92.252.

(59) “HOME Development” means any Development which receives financial assistance from the Corporation under the HOME Program.

(60) “HOME Rental Development” means a Development proposed to be constructed or rehabilitated with HOME funds.

(61) “HOME Rent-Restricted Unit” means the maximum allowable rents designed to ensure affordability on the HOME-Assisted Units.

(62) “Homeless” means Homeless as defined in Section 420.621, F.S.

(63) “Housing Credit” means the tax credit issued in exchange for the development of rental housing pursuant to the following:

(a) Section 42 of the IRC;

(b) The provisions of this rule chapter regarding Competitive Housing Credits; and,

(c) The provisions of rule Chapter 67-21, F.A.C., regarding Non-Competitive Housing Credits.

(64) “Housing Credit Allocation” means the amount of Housing Credits determined by the Corporation as necessary to make a Development financially feasible and viable throughout the Development’s Compliance Period pursuant to Section 42(m)(2)(A) of the IRC.

(65) “Housing Credit Development” means the proposed or existing rental housing Development(s) for which Housing Credits have been applied or received.

(66) “Housing Credit Extended Use Period” means, with respect to any building that is included in a Housing Credit Development, the period that begins on the first day of the Compliance Period in which such building is part of the Development and ends on the later of:

(a) The date specified by the Corporation in the Extended Use Agreement, or

(b) The date that is the fifteenth anniversary of the last day of the Compliance Period, unless earlier terminated as provided in Section 42(h)(6) of the IRC.

(67) “Housing Credit Period” means with respect to any building that is included in a Housing Credit Development, the period of 10 years beginning with:

(a) The taxable year in which such building is placed in service, or

(b) At the election of the Applicant, the succeeding taxable year.

(68) “Housing Credit Rent-Restricted Unit” means, with respect to a Housing Credit Development, a unit for which the gross monthly rent shall not exceed 30 percent of the imputed income limitation applicable to such unit as committed to by the Applicant in its Application and shall be determined in a manner consistent with Section 42(g)(2) of the IRC.

(69) “Housing Credit Set-Aside” means the number of units in a Housing Credit Development necessary to satisfy Section 42(g) of the IRC and the percentage of units set-aside by the Applicant in the Application.

(70) “Housing Credit Syndicator” means a person, partnership, corporation, trust or other entity that regularly engages in the purchase of interests in entities that produce Qualified Low Income Housing Projects [as defined in Section 42(g) of the IRC].

(71) “Housing for the Elderly” or “Housing Community for the Elderly” means any housing community as defined in Section 420.503, F.S.

(72) “Housing Provider” means, with respect to a HOME Development, Local Government, consortia approved by HUD under 24 CFR Part 92, for-profit and Non-Profit Developers, and qualified CHDOs, with demonstrated capacity to construct or rehabilitate affordable housing.

(73) “HUD” means the United States Department of Housing and Urban Development.

(74) “IRC” means 26 CFR Section 42 and subsections 501(c)(3) and 501(c)(4) of the Internal Revenue Code of 1986, together with corresponding and applicable final, temporary or proposed regulations, notices, and revenue rulings issued with respect thereto by the Treasury or the Internal Revenue Service of the United States.

(75) “Lead Agency” means a Local Government or non-profit serving as the point of contact and accountability to the State Office on Homelessness with respect to the Local Homeless Assistance of Continuum of Care Plan, in accordance with Section 420.624, F.S.

(76) “Local Government” means Local government as defined in Section 420.503, F.S.

(77) “Local Homeless Assistance Continuum of Care Plan” means a plan for developing and implementing a framework for a comprehensive and seamless array of housing and services to address the needs of homeless persons and persons at risk for homelessness, in accordance with Section 420.624, F.S.

(78) “Low Income” means the Adjusted Income for a Family which does not exceed 80 percent of the area median income.

(79) “LURA” or “Land Use Restriction Agreement” means an agreement which sets forth the set-aside requirements and other Development requirements under a Corporation program.

(80) “Match” means non-federal contributions to a HOME Development eligible pursuant to 24 CFR Part 92.

(81) “Moderate Rehabilitation” means, with respect to the SAIL Program, Moderate rehabilitation as defined in Section 420.503, F.S.

(82) “Mortgage” means Mortgage as defined in Section 420.503, F.S.

(83) “Non-Competitive Housing Credits” means the Housing Credits which qualify to be used with Tax-Exempt Bond-Financed Developments and do not come from the Corporation’s annual Allocation Authority.

(84) “Non-Profit” unless otherwise set forth in a competitive solicitation, means a qualified non-profit entity as defined in Section 42(h)(5)(C), subsection 501(c)(3) or 501(c)(4) of the IRC and organized under Chapter 617, F.S., if a Florida Corporation, or organized under similar state law if organized in a jurisdiction other than Florida, to provide housing and other services on a not-for-profit basis, which owns at least 51 percent of the ownership interest in the Development held by the general partner or managing member entity, which shall receive at least 25 percent of the Developer Fee, and which entity is acceptable to federal and state agencies and financial institutions as a Sponsor for affordable housing, as further described in Rule 67-48.0075, F.A.C.

(85) “Note” means a unilateral agreement containing an express and absolute promise to pay to the Corporation a

principal sum of money on a specified date, which provides the interest rate and is secured by a Mortgage.

(86) “PBRA” or “Project-Based Rental Assistance” means a rental subsidy through a contract with HUD or RD for a property.

(87) “Person with a Disability” means, pursuant to Section 3 of the Americans with Disabilities Act of 1990, as amended by the ADA Amendments Act of 2008, an individual to which both of the following apply:

(a) The individual has a physical or mental impairment that substantially limits one or more of the major life activities of such individual; and,

(b) The individual is currently or was formerly regarded as having an existing record of such an impairment.

(88) “Person with a Disabling Condition” means a person with a Disabling condition as defined in Section 420.0004(7), F.S.

(89) “Persons with Special Needs” means Person with special needs as defined in Section 420.0004(13), F.S.

(90) “PHA” or “Public Housing Authority” means a housing authority under Chapter 421, F.S.

(91) “Portfolio Diversification” means a distribution of SAIL and HOME Program loans to Developments in varying geographic locations with varying design structures and sizes and with different types and identity of Sponsors.

(92) “Preliminary Allocation” means a non-binding reservation of Housing Credits issued to a Housing Credit Development which has demonstrated a need for Housing Credits and received a positive recommendation from the Credit Underwriter.

(93) “Preservation” unless otherwise stated in a competitive solicitation, means Rehabilitation of an existing development that is at least 20 years old as of an Application Deadline in a competitive solicitation and has an active contract through one or more of the following HUD or RD programs: Sections 202 of the Housing Act of 1959 (12 U.S.C. §1701q), 236 of the National Housing Act (12 U.S.C. §1701), 514, 515, or 516 of the U.S. Housing Act of 1949 (42 U.S.C. §1484), 811 of the U.S. Housing Act of 1937 (42 U.S.C. §1437), or either has PBRA or is public housing assisted through ACC. If funded through the Corporation, the Development must maintain at least the same number of PBRA or ACC units. Such developments must not have closed on funding from HUD or RD within the 20 years prior to an Application Deadline in a competitive solicitation where the budget was at least \$10,000 per unit for rehabilitation in any year.

(94) “Principal” has the meanings set forth below and any Principal other than a natural person must be a legally formed entity as of the Application deadline:

(a) For a corporation, each officer, director, executive director, and shareholder of the corporation.

(b) For a limited partnership, each general partner and each limited partner of the limited partnership.

(c) For a limited liability company, each manager and each member of the limited liability company.

(d) For a trust, each trustee of the trust and all beneficiaries of majority age (i.e.; 18 years of age) as of Application deadline.

(e) For a Public Housing Authority, each officer, director, commissioner, and executive director of the Authority.

(95) “Project” or “Property” means Project as defined in Section 420.503, F.S.

(96) “QAP” or “Qualified Allocation Plan” means, with respect to the HC Program, the ~~2024~~ ~~2023~~ Qualified Allocation Plan which is adopted and incorporated herein by reference, effective upon approval by the Governor of the State of Florida, pursuant to Section 42(m)(1)(B) of the IRC and sets forth the selection criteria and the preferences of the Corporation for Developments which will receive Housing Credits. The QAP is available on the Corporation’s website under the Multifamily Programs link or by contacting the Housing Credit Program at 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, or from <http://www.flrules.org/Gateway/reference.asp?No=Ref-15419>.

(97) “QCT” or “Qualified Census Tract” means any census tract which is designated by the Secretary of Housing and Urban Development as having either 50 percent or more of the households at an income which is less than 60 percent of the area median gross income, or a poverty rate of at least 25 percent, in accordance with Section 42(d)(5)(B) of the IRC.

(98) “RD” or “Rural Development” means the Rural Development (RD), Rural Housing Service (RHS) agency, within the United States Department of Agriculture (USDA), or any successor agency, department, entity or instrumentality designated by law to administer the programs or exercise the powers of the USDA RD RHS.

(99) “Redevelopment” unless otherwise stated in a competitive solicitation means:

(a) With regard to a proposed Development that involves demolition of multifamily rental residential structures currently or previously existing that are at least 30 years old as of an Application Deadline in a competitive solicitation and either originally received financing or are currently financed through one or more of the following HUD or RD programs: Sections 202 of the Housing Act of 1959 (12 U.S.C. §1701q), 236 of the National Housing Act (12 U.S.C. §1701), 514, 515, or 516 of the U.S. Housing Act of 1949 (42 U.S.C. §1484), 811 of the U.S. Housing Act of 1937 (42 U.S.C. §1437), or have PBRA; and new construction of replacement structures on the same site maintaining at least the same number of PBRA units, or

(b) With regard to proposed Developments that involve demolition of public housing structures currently or previously existing on a site with a Declaration of Trust are at least 30 years

old as of an Application Deadline in competitive solicitation and that are assisted through ACC; and new construction of replacement structures on the same site, providing at least 25 percent of the total new units with PBRA, ACC, or both, after Redevelopment.

(100) “Rehabilitation” means, with respect to the HOME and Housing Credit Program(s), the alteration, improvement or modification of an existing structure where less than 50 percent of the proposed construction work consists of new construction, as further described in Rule 67-48.0075, F.A.C.

(101) “Review Committee” or “Committee” means a committee established pursuant to rule Chapter 67-60, F.A.C.

(102) “SAIL” or “SAIL Program” means the State Apartment Incentive Loan Program created pursuant to Sections 420.507(22) and 420.5087, F.S.

(103) “SAIL Development” means a residential Development comprised of one (1) or more residential buildings proposed to be constructed or rehabilitated with SAIL funds for Eligible Persons.

(104) “SAIL Minimum Set-Aside Requirement” means the least number of set-aside units in a SAIL Development which must be held for Very Low-Income persons or households pursuant to the category (i.e., Family, Elderly, Homeless, Persons with Special Needs, or Farmworker and Commercial Fishing Worker) under which the Application has been made, as further described in Rule 67-48.009, F.A.C.

(105) “SAIL Rent-Restricted Unit” means with respect to a SAIL Development, a unit for which the gross monthly rent shall not exceed 30 percent of the imputed income limitation applicable to such unit as committed to by the Applicant in its Application and shall be determined in a manner consistent with Section 42(g)(2) of the IRC.

(106) “Scattered Sites,” unless otherwise stated in a competitive solicitation, as applied to a single Development, means a Development site that, when taken as a whole, is comprised of real property that is not contiguous (each such non-contiguous site that contains, or will contain upon completion of the Development, at least one residential building within a Scattered Site Development, is considered to be a “Scattered Site”). For purposes of this definition “contiguous” means touching at a point or along a boundary. Real property is contiguous if the only intervening real property interest is an easement, provided the easement is not a roadway or street. All of the Scattered Sites must be located in the same county.

(107) “Section 8 Eligible” means a Family with an income which meets the income eligibility requirements of Section 8 of the United States Housing Act of 1937.

(108) “Special Needs Household” means a household consisting of a Family that is considered to be Homeless, a survivor of Domestic Violence, a Person with a Disability, or Youth Aging Out of Foster Care. These households require

initial, intermittent or on-going supportive services from one or more community based service providers to obtain and retain stable, adequate and safe housing in their communities.

(109) “Special Needs Household Referral Agency” means an organization that is designated and authorized by legislative mandate or the responsible federal or state agency to plan, coordinate and administer the provision of federal or state supportive services or long-term care programs for at least one Special Needs Household population.

(110) “Sponsor” means Sponsor as defined in Section 420.503, F.S.

(111) “State Office on Homelessness” means the office created within the Department of Children and Family Services under Section 420.622, F.S.

(112) “Substantial Rehabilitation” means, with respect to the SAIL Program, to bring a Development back to its original state with added improvements, where the value of such repairs or improvements (excluding the costs of acquiring or moving a structure) exceeds 40 percent of the appraised as is value (excluding land) of such Development before repair and less than 50 percent of the proposed construction work consists of new construction. For purposes of this definition, the value of the repairs or improvements means the Development Cost. To be considered “Substantial Rehabilitation,” there must be at least the foundations remaining from the previous structures, suitable to support the proposed construction.

(113) “Tax-Exempt Bond-Financed Development” means a Development which has been financed by the issuance of tax-exempt bonds subject to applicable volume cap pursuant to Section 42(h)(4) of the IRC.

(114) “Total Development Cost” means the total of all costs incurred in the completion of a Development, all of which shall be subject to the review and approval by the Credit Underwriter and the Corporation pursuant to this rule chapter, and as further described in Rule 67-48.0075, F.A.C.

(115) “Treasury” means the United States Department of Treasury or other agency or instrumentality created or chartered by the United States to which the powers of the Department of Treasury have been transferred.

(116) “Very Low-Income” means:

(a) With respect to the SAIL Program,

1. If using tax-exempt bond financing for the first mortgage, income which meets the income eligibility requirements of Section 8 of the United States Housing Act of 1937, as in effect on the date of this rule chapter, or

2. If using taxable financing for the first mortgage, total annual gross household income which does not exceed 50 percent of the median income adjusted for family size, or 50 percent of the median income adjusted for family size for households within the metropolitan statistical area (MSA),

within the county in which the Family resides, or within the state of Florida, whichever is greater, or

3. If used in a Development using Housing Credits, income which meets the income eligibility requirements of Section 42 of the IRC, or

(b) With respect to the HOME Program, income which does not exceed 50 percent of the median income for the area, as determined by HUD, with adjustments for family size, except that HUD may establish income ceilings higher or lower than 50 percent of the median for the area on a basis of HUD findings that such variations are necessary because of prevailing levels of construction costs or fair market rents, or unusually high or low family incomes.

(117) “Website” means the Florida Housing Finance Corporation’s website, the Universal Resource Locator (URL) for which is www.floridahousing.org.

(118) “Youth Aging Out of Foster Care” means youth or young adults who are eligible for services under Section 409.1451(2), F.S.

(119) “Zero Bedroom Unit” means a single person occupancy unit of at least 350 square feet that includes a private full bathroom and a vertical closet for clothing. The unit shall include a kitchen with a refrigerator, stove and sink.

Rulemaking Authority 420.507, 420.508 FS. Law Implemented 420.5087, 420.5089(2) FS. History—New 7-22-96, Amended 12-23-96, 7-10-97, 1-6-98, Formerly 9I-48.002, Amended 11-9-98, 2-24-00, 2-22-01, 3-17-02, 4-6-03, 3-21-04, 2-7-05, 1-29-06, 4-1-07, 3-30-08, 8-6-09, 11-22-11, 10-9-13, 10-8-14, 9-15-16, 5-24-17, 7-8-18, 7-11-19, 6-23-20, 5-18-21, 7-6-22, 6-28-23.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Melissa Levy, Managing Director of Multifamily Programs

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ryan Benson, Chairman of the Board, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32031-1329, (850)488-4197

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 26, 2024

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 50, Number 24, February 5, 2024

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Table with 2 columns: RULE NOS. and RULE TITLES. Rows include 62S-7.010 Definitions, 62S-7.011 Requirements of The State-Financed Constructor, 62S-7.012 SLIP Study Standards, 62S-7.014 Implementation of SLIP Study findings, and 62S-7.020 Effective Date.

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 50 No. 57, March 21, 2024 issue of the Florida Administrative Register.

The Notice of Proposed Rule included an incorrect year in which the related public hearing will be held, if requested. The correct date for this public hearing is April 19, 2024.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF HEALTH

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

RULE NO.: RULE TITLE:

64B4-3.0085 Intern Registration

NOTICE IS HEREBY GIVEN that on March 22, 2024, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for variance and waiver submitted by Spencer Lee. The Petitioner requests a waiver and variance of paragraphs 64B4-3.0085(3)(a), (b), F.A.C., which lists the requirements for prior to changing or adding another qualified supervisor, the register intern must Request that the new supervisor submit a letter to the Board with the registered intern’s name, the intern’s license number, the supervisor’s name, the supervisor’s license number, and a statement that he or she has agreed to provide supervision to the registered intern and Receive a communication from the Board indicating its approval of the new supervisor, and subsection 64B4-3.0085,(4), F.A.C., which list the requirements for

experience obtained under the supervision of a qualified supervisor will not count toward completion of the experience requirement until the registered intern has received board approval of the qualified supervisor. Comments on the petition should be filed with the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258, telephone: (850)488-0595, or by electronic mail – Ashleigh.Irving@flhealth.gov, within 14 days of publication of this notice.

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

Section VI
Notice of Meetings, Workshops and Public
Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida State Fair Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 15, 2024, 9:00 a.m. - Ag Committee meeting; 9:30 a.m. - Finance Committee meeting; 10:00 a.m. - Board Meeting

PLACE: Florida State Fairgrounds - Bob Thomas Equestrian Pavilion

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General business of the Florida State Fair Authority

A copy of the agenda may be obtained by contacting: Johanna Lopez, (813)627-4221, Johanna.Lopez@FloridaStateFair.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: Johanna Lopez, (813)627-4221, Johanna.Lopez@FloridaStateFair.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Johanna Lopez, (813)627-4221, Johanna.Lopez@FloridaStateFair.com

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The Department of Highway Safety and Motor Vehicles announces a public meeting to which all persons are invited.

DATE AND TIME: April 9, 2024, 2:30 p.m. – 4:00 p.m., ET
 PLACE: THIS MEETING WILL BE HELD VIA MICROSOFT TEAMS. PLEASE SEE DIAL-IN INFO BELOW.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Motorist Modernization Advisory Board is meeting to discuss and provide guidance & recommendations on Phase 2 of the Motorist Modernization Program.

AGENDA

- Roll Call
- Welcome
- Review and Approval of Last Meeting Minutes
- Phase II IV&V Update
- MM Phase II Program Update
- Financial Review
- Phase II Pilot/Implementation Readiness
- Stakeholder Outreach Update
- Q&A
- Adjourn

Microsoft Teams meeting

Join on your computer or mobile app:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MmFIYmMwYjgtZjRkYS00ZWRiLTlkOTUtYTI3MGNIZDE1ODBm%40thread.v2/0?context=%7b%22tid%22%3a%2225c7bf74-6ed1-4f3c-af88-d6c3933606ca%22%2c%22oid%22%3a%22f12acde9-abbd-45e0-93b8-12e80c44c029%22%7d

Or call in (audio only):

+1(850)583-5466,,362353834# United States, Tallahassee
 Phone Conference ID: 362 353 834#

A copy of the agenda may be obtained by contacting: The agenda is included above.

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: Kristin Green, 2900 Apalachee Parkway, Room D313, Tallahassee, FL 32399, (850)617-2880. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF CHILDREN AND FAMILIES

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

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

PLACE: Children's Board, 1002 E Palm Ave, Tampa, FL 33605 for an in-person only meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Hillsborough Community Alliance business.

A copy of the agenda may be obtained by contacting: Kalen Graham at GrahamK@cbhcfcl.gov or (813)204-1762.

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: Kalen Graham at GrahamK@cbhcfcl.gov or (813)204-1762. 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: Kalen Graham at GrahamK@cbhcfcl.gov or (813)204-1762.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: April 18, 2024, 10:00 a.m.

PLACE: This hearing will be held at the offices of Florida Housing Finance Corporation, 227 N. Bronough Street, 6th Floor Seltzer Room, Tallahassee, Florida. Interested parties may also attend via webinar. Instructions for accessing the webinar are posted on the Corporation's Website at <https://www.floridahousing.org/programs/developers-multifamily-programs/competitive/current-rules-and-rule-development-process/2024-rule-development-process>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to Sections 42 and 147(f) of the Internal Revenue Code of 1986, as amended, Florida Housing will conduct a hearing concerning Florida Housing's 2024 Qualified Allocation Plan ("QAP"). The QAP sets forth the method of distribution of housing credits in exchange for the new construction and substantial rehabilitation of Housing Credit Properties. All interested parties are invited to submit written comments before or at the public hearing and to present oral comments at the public hearing regarding the QAP. Written comments should be received by Florida Housing no later than 5:00 p.m. on April 18, 2024. Any person desiring to present oral comments should attend the hearing.

A copy of the agenda may be obtained by contacting: Elizabeth Thorp, Multifamily Rules and Special Projects Administrator, (850)488-4197.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Elizabeth Thorp, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:RULE TITLES:

68A-12.010 Regulations Governing the Operation of Private Hunting Preserves

68A-12.011 Regulations Governing the Establishment and Operation of Game Farms

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

DATE AND TIME: April 17, 2024, 9:00 a.m. - 3:00 p.m.

PLACE: Hilton University of Florida Conference Center, 1714 SW 34th St., Gainesville, FL 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Captive Cervid Technical Assistance Group is meeting to discuss chronic wasting disease issues related to captive cervids and to discuss proposed draft rules related to hunting preserves and game farms.

A copy of the agenda may be obtained by contacting: Capt. Kara Hooker, Captive Wildlife Section, Phone: (850)488-6253. 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: the ADA Coordinator, at (850)488-66411. 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: FWC Captive Wildlife Section, 620 S Meridian Street, Tallahassee, FL 32399; Phone: (850)488-6253; Email: CWApps@myFWC.com.

FLORIDA GAMING CONTROL COMMISSION

The Florida Gaming Control Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 3, 2024, 9:30 a.m.

PLACE: The Joseph P. Cresse Hearing Room 148 in the Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32399-0850

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting to discuss general business of the commission.

The public meeting agenda, related documents, and Florida Gaming Control Commission contact information are available by contacting Dixie Parker at Dixie.Parker@flgaming.gov or (850)880-3433.

If you want to make public comment at this meeting, please contact Dixie Parker no less than 24 hours before the start of the meeting at Dixie.Parker@flgaming.gov.

A copy of the agenda may be obtained by contacting: Dixie Parker at Dixie.Parker@flgaming.gov or (850)880-3433.

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: Dixie.Parker@flgaming.gov.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The Center for Independent Living in Central Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: April 5, 2024, 8:30 a.m.

PLACE: 720 N Denning Drive, Winter Park FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governance Committee Meeting

A copy of the agenda may be obtained by contacting: Maria Diaz (407)961-5541

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: Maria Diaz (407)961-5541. 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).

BRYANT MILLER OLIVE

The Capital Trust Authority announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, April 3, 2024, 2:30 p.m., CST/3:30 p.m., EST

PLACE: Telephonic conference, using the telephone conference instructions provided herein.

GENERAL SUBJECT MATTER TO BE CONSIDERED: NOTICE OF TELEPHONIC PUBLIC HEARING

The Capital Trust Authority (the "CTA") has been requested by EducationRE, Inc., a Florida not for profit corporation, and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), and/or one or more related and/or affiliated entities (the "Borrower"), to issue

its Educational Facilities Lease Revenue Bonds, in one or more series of tax-exempt qualified 501(c)(3) bonds or taxable bonds, in an aggregate principal amount not to exceed \$30,000,000 (the "Bonds").

For the purposes of Section 147(f) of the Code, notice is hereby given that, in accordance with the Internal Revenue Service Revenue Procedure 2022-20, a telephonic public hearing will be held by a hearing officer on behalf of the CTA on Wednesday, April 3, 2024 at 2:30 p.m. CST/3:30 p.m. EST, or as soon thereafter as the matter may be heard, using the telephone conference instructions provided herein. The purpose of the hearing is to take public comments regarding the issuance of said Bonds by the CTA, the nature and location of the Project (hereinafter defined) and the plan of finance. The proceeds of the Bonds will be loaned to the Borrower by the CTA for the purpose of financing or refinancing, including through reimbursement, (i) the acquisition, construction, expansion, installation, furnishing and equipping of (A) an existing approximately 40,000 square foot educational facility, to accommodate approximately 600 students in grades PK – 12 known as "Central Florida Preparatory School," located on approximately 6.5 acres of land, located at 1800 Marden Road, Apopka, Florida 32703 (collectively, the "Existing Facilities"), and (B) a new gymnasium facility comprised of a gym and locker room, along with additional classrooms, all to be located at the Existing Facilities, including related facilities, fixtures, furnishings and equipment (together with the Existing Facilities, the "Facilities"); (ii) the funding of a debt service reserve fund for the Bonds, if deemed necessary or desirable; (iii) the funding of capitalized interest for the Bonds, if deemed necessary or desirable; and (iv) the payment of certain costs of issuing the Bonds (collectively, the "Project").

The plan of finance contemplates that the CTA will issue, in respect to the Project, not exceeding \$30,000,000 in aggregate principal amount of its Bonds, in one or more series of tax-exempt qualified 501(c)(3) bonds or taxable bonds, and loan the proceeds of the Bonds to the Borrower to provide funds for the Project. The Facilities will be owned by the Borrower, or an affiliate thereof or another entity chosen by the Borrower.

The Bonds, when issued, will be special, limited obligations payable solely out of the revenues, income and receipts pledged to the payment thereof and derived from financing agreements with the Borrower, and none of the CTA, Orange County, Florida (the "County") or the State of Florida (the "State") will be obligated to pay the principal of, premium, if any, or interest on the Bonds except from the payments of the Borrower. The Bonds and the interest thereon shall never (i) pledge the taxing power of the County, the State or any other political subdivision, public agency or municipality thereof within the

meaning of any constitutional or statutory provision, (ii) constitute the debt or indebtedness of the CTA, the County, the State or any other political subdivision, public agency or municipality thereof within the meaning of any constitutional or statutory provision, or (iii) pledge the full faith and credit of the CTA, the County, the State or any political subdivision, public agency or municipality thereof. CTA has no taxing power. Issuance of the Bonds is subject to several conditions including satisfactory documentation and receipt of necessary approvals for the financing.

INTERESTED PERSONS ARE ENCOURAGED TO ATTEND BY TELEPHONE CONFERENCE USING THE INSTRUCTIONS BELOW. ANY PERSONS WISHING TO PRESENT ORAL COMMENTS IN PERSON MUST NOTIFY THE CTA BY WRITTEN NOTICE AT LEAST 24 HOURS BEFORE THE HEARING, IN ORDER THAT SOCIAL DISTANCING ACCOMMODATIONS MAY BE MADE FOR THOSE IN ATTENDANCE. PRIOR TO SAID TELEPHONIC PUBLIC HEARING, WRITTEN COMMENTS MAY BE DELIVERED TO THE CTA AT 315 FAIRPOINT DRIVE, GULF BREEZE, FLORIDA 32561, ATTENTION EXECUTIVE DIRECTOR.

TELEPHONE CONFERENCE INSTRUCTIONS:

TOLL FREE DIAL IN NUMBER: (800)747-5150

CONFERENCE CODE: 6545833

At the date and time fixed for said telephonic public hearing all who appear in person or by telephone conference will be given an opportunity to express their views for or against the Project and the proposed approval of the issuance of said Bonds by the CTA and the plan of finance. All persons are advised that, if they decide to appeal any decision made with respect to the proposed approval of the issuance of said Bonds, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. All interested persons are invited to present their comments on the date and time set forth above.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, AS AMENDED, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS TELEPHONIC PUBLIC HEARING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE HEARING OFFICER AT (850)934-4046 AT LEAST 48 HOURS IN ADVANCE OF THE HEARING, EXCLUDING SATURDAY AND SUNDAY.

A copy of the agenda may be obtained by contacting: The Hearing Officer at (850)934-4046.

BRYANT MILLER OLIVE

The Capital Trust Authority announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, April 3, 2024, 3:00 p.m., CST/4:00 p.m., EST

PLACE: Telephonic conference, using the telephone conference instructions provided herein.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:
NOTICE OF TELEPHONIC PUBLIC HEARING**

The Capital Trust Authority (the "CTA") has been requested by Convivial St. Petersburg, LLC, a Florida limited liability company, the sole member of which is Convivial Life, Inc., a Florida not for profit corporation, and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), and/or one or more related and/or affiliated entities (the "Borrower"), to issue its Revenue Bond Anticipation Notes, in one or more series of tax-exempt qualified 501(c)(3) notes or taxable notes, in an aggregate principal amount not to exceed \$35,000,000 (the "Notes").

For the purposes of Section 147(f) of the Code, notice is hereby given that, in accordance with the Internal Revenue Service Revenue Procedure 2022-20, a telephonic public hearing will be held by a hearing officer on behalf of the CTA on Wednesday, April 3, 2024 at 3:00 p.m., CST/4:00 p.m., EST, or as soon thereafter as the matter may be heard, using the telephone conference instructions provided herein. The purpose of the hearing is to take public comments regarding the issuance of said Notes by the CTA, the nature and location of the Project (hereinafter defined) and the plan of finance. The proceeds of the Notes will be loaned to the Borrower by the CTA for the purpose of financing or refinancing, including through reimbursement, (i) certain pre-construction development costs related to the acquisition, construction, development, installation and equipping of certain land and continuing care retirement facilities, including two distinct 9-story residential buildings comprised of approximately 170 independent living units and 48 assisted living/memory care units in three distinct 16-unit neighborhoods, common areas, parking and ancillary facilities and equipment, located on an approximately 5.27 acre tract of land located at 4401 & 4537 34th Street South, St. Petersburg, Pinellas County, Florida 33711 (collectively, the "Facilities"); (ii) the funding of any necessary reserves, if deemed necessary or desirable; and (iii) the payment of certain costs of issuing the Notes (collectively, the "Project").

The plan of finance contemplates that the CTA will issue, in respect to the Project, not exceeding \$35,000,000 in aggregate principal amount of its Notes, in one or more series of tax-exempt qualified 501(c)(3) notes or taxable notes, and loan the proceeds of the Notes to the Borrower to provide funds for the Project. The Facilities will be owned by the Borrower, or an affiliate thereof or another entity chosen by the Borrower.

The Notes, when issued, will be special, limited obligations payable solely out of the revenues, income and receipts pledged to the payment thereof and derived from financing agreements with the Borrower, and none of the CTA, Pinellas County, Florida (the "County"), or the State of Florida (the "State") will be obligated to pay the principal of, premium, if any, or interest on the Notes except from the payments of the Borrower. The Notes and the interest thereon shall never (i) pledge the taxing power of the County, the State or any other political subdivision, public agency or municipality thereof within the meaning of any constitutional or statutory provision, (ii) constitute the debt or indebtedness of the CTA, the County, the State or any other political subdivision, public agency or municipality thereof within the meaning of any constitutional or statutory provision, or (iii) pledge the full faith and credit of the CTA, the County, the State or any political subdivision, public agency or municipality thereof. CTA has no taxing power. Issuance of the Notes is subject to several conditions including satisfactory documentation and receipt of necessary approvals for the financing.

INTERESTED PERSONS ARE ENCOURAGED TO ATTEND BY TELEPHONE CONFERENCE USING THE INSTRUCTIONS BELOW. ANY PERSONS WISHING TO PRESENT ORAL COMMENTS IN PERSON MUST NOTIFY THE CTA BY WRITTEN NOTICE AT LEAST 24 HOURS BEFORE THE HEARING, IN ORDER THAT SOCIAL DISTANCING ACCOMMODATIONS MAY BE MADE FOR THOSE IN ATTENDANCE. PRIOR TO SAID TELEPHONIC PUBLIC HEARING, WRITTEN COMMENTS MAY BE DELIVERED TO THE CTA AT 315 FAIRPOINT DRIVE, GULF BREEZE, FLORIDA 32561, ATTENTION EXECUTIVE DIRECTOR.

TELEPHONE CONFERENCE INSTRUCTIONS:

TOLL FREE DIAL IN NUMBER: (800)747-5150

CONFERENCE CODE: 6545833

At the date and time fixed for said telephonic public hearing all who appear in person or by telephone conference will be given an opportunity to express their views for or against the Project and the proposed approval of the issuance of said Notes by the CTA and the plan of finance. All persons are advised that, if they decide to appeal any decision made with respect to the proposed approval of the issuance of said Notes, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. All interested persons are invited to present their comments on the date and time set forth above.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, AS AMENDED, ALL PERSONS WHO ARE DISABLED AND WHO NEED

SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS TELEPHONIC PUBLIC HEARING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE HEARING OFFICER AT (850)934-4046 AT LEAST 48 HOURS IN ADVANCE OF THE HEARING, EXCLUDING SATURDAY AND SUNDAY.

A copy of the agenda may be obtained by contacting: The Hearing Officer at (850)934-4046.

BRYANT MILLER OLIVE

The Capital Trust Authority announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, April 3, 2024, 3:30 p.m., CST/4:30 p.m., EST

PLACE: Telephonic conference, using the telephone conference instructions provided herein.

GENERAL SUBJECT MATTER TO BE CONSIDERED: NOTICE OF TELEPHONIC PUBLIC HEARING

The Capital Trust Authority (the "CTA") has been requested by Odyssey Charter School, Inc., a Florida not for profit corporation, and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), and/or one or more related and/or affiliated entities (collectively, the "Borrower"), to issue its Educational Facilities Revenue Bonds, in one or more series of tax-exempt qualified 501(c)(3) bonds or taxable bonds, in an aggregate principal amount not to exceed \$35,000,000 (the "Bonds").

For the purposes of Section 147(f) of the Code, notice is hereby given that, in accordance with the Internal Revenue Service Revenue Procedure 2022-20, a telephonic public hearing will be held by a hearing officer on behalf of the CTA on Wednesday, April 3, 2024 at 3:30 p.m., CST/4:30 p.m., EST, or as soon thereafter as the matter may be heard, using the telephone conference instructions provided herein. The purpose of the hearing is to take public comments regarding the issuance of said Bonds by the CTA, the nature and location of the Project (hereinafter defined) and the plan of finance. The proceeds of the Bonds will be loaned to the Borrower by the CTA for the purpose of financing or refinancing, including through reimbursement, (i) (A) the acquisition, construction, expansion, installation and equipping of a new approximately 12,000 square foot educational facility, to accommodate approximately 175 infant-prekindergarten students, known as "Montessori Village Green" (the "Preschool Expansion Facilities"), which will be located on the same property as an existing grades K-8 charter school, known as "Odyssey Charter School," located at 1755 Eldron Boulevard SE, Palm Bay, Florida 32909, located on approximately 12.5 acres of land, including related facilities, fixtures, furnishings and equipment (collectively, the "Existing Facilities"), and (B) the acquisition of land and the acquisition, construction, expansion, installation and equipping of a new

approximately 65,000 square foot educational facility, to accommodate approximately 800 students in grades K-8, known as "Odyssey Preparatory Academy," located at Emerson Drive NW, Palm Bay, Florida 32907, southwest of the intersection of Emerson Drive NW and Glencove Avenue NW, Palm Bay, Florida 32907, located on approximately 9.18 acres of land, including related facilities, fixtures, furnishings and equipment (the "Charter Expansion Facilities," together with the Preschool Expansion Facilities, the "Expansion Facilities" and together with the Existing Facilities and the Preschool Expansion Facilities, the "Facilities"); (ii) the funding of a debt service reserve fund for the Bonds, if deemed necessary or desirable; (iii) the funding of capitalized interest for the Bonds, if deemed necessary or desirable; and (iv) the payment of certain costs of issuing the Bonds (collectively, the "Project").

The plan of finance contemplates that the CTA will issue, in respect to the Project, not exceeding \$35,000,000 in aggregate principal amount of its Bonds, in one or more series of tax-exempt qualified 501(c)(3) bonds or taxable bonds, and loan the proceeds of the Bonds to the Borrower to provide funds for the Project. The Facilities will be owned by the Borrower, or an affiliate thereof or another entity chosen by the Borrower.

The Bonds, when issued, will be special, limited obligations payable solely out of the revenues, income and receipts pledged to the payment thereof and derived from financing agreements with the Borrower, and none of the CTA, Brevard County, Florida (the "County"), the School District of Brevard County (the "School District") or the State of Florida (the "State") will be obligated to pay the principal of, premium, if any, or interest on the Bonds except from the payments of the Borrower. The Bonds and the interest thereon shall never (i) pledge the taxing power of the County, the School District, the State or any other political subdivision, public agency or municipality thereof within the meaning of any constitutional or statutory provision, (ii) constitute the debt or indebtedness of the CTA, the County, the School District, the State or any other political subdivision, public agency or municipality thereof within the meaning of any constitutional or statutory provision, or (iii) pledge the full faith and credit of the CTA, the County, the School District, the State or any political subdivision, public agency or municipality thereof. CTA has no taxing power. Issuance of the Bonds is subject to several conditions including satisfactory documentation and receipt of necessary approvals for the financing.

INTERESTED PERSONS ARE ENCOURAGED TO ATTEND BY TELEPHONE CONFERENCE USING THE INSTRUCTIONS BELOW. ANY PERSONS WISHING TO PRESENT ORAL COMMENTS IN PERSON MUST NOTIFY THE CTA BY WRITTEN NOTICE AT LEAST 24 HOURS BEFORE THE HEARING, IN ORDER THAT SOCIAL DISTANCING ACCOMMODATIONS MAY BE MADE

FOR THOSE IN ATTENDANCE. PRIOR TO SAID TELEPHONIC PUBLIC HEARING, WRITTEN COMMENTS MAY BE DELIVERED TO THE CTA AT 315 FAIRPOINT DRIVE, GULF BREEZE, FLORIDA 32561, ATTENTION EXECUTIVE DIRECTOR.

TELEPHONE CONFERENCE INSTRUCTIONS:
TOLL FREE DIAL IN NUMBER: (800)747-5150
CONFERENCE CODE: 6545833

At the date and time fixed for said telephonic public hearing all who appear in person or by telephone conference will be given an opportunity to express their views for or against the Project and the proposed approval of the issuance of said Bonds by the CTA and the plan of finance. All persons are advised that, if they decide to appeal any decision made with respect to the proposed approval of the issuance of said Bonds, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. All interested persons are invited to present their comments on the date and time set forth above.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, AS AMENDED, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS TELEPHONIC PUBLIC HEARING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE HEARING OFFICER AT (850)934-4046 AT LEAST 48 HOURS IN ADVANCE OF THE HEARING, EXCLUDING SATURDAY AND SUNDAY.

A copy of the agenda may be obtained by contacting: The Hearing Officer at (850)934-4046.

BRYANT MILLER OLIVE

The Capital Trust Authority announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, April 3, 2024, 4:00 p.m., CST/5:00 p.m., EST

PLACE: Telephonic conference, using the telephone conference instructions provided herein

**GENERAL SUBJECT MATTER TO BE CONSIDERED:
NOTICE OF TELEPHONIC PUBLIC HEARING**

The Capital Trust Authority (the "CTA") has been requested by Mason Classical Academy Inc., a Florida not for profit corporation, and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), and/or one or more related and/or affiliated entities (collectively, the "Borrower"), to issue its Charter School Revenue Bonds, in one or more series of tax-exempt qualified 501(c)(3) bonds or taxable bonds, in an aggregate principal amount not to exceed \$90,000,000 (the "Bonds").

For the purposes of Section 147(f) of the Code, notice is hereby given that, in accordance with the Internal Revenue Service Revenue Procedure 2022-20, a telephonic public hearing will be held by a hearing officer on behalf of the CTA on Wednesday, April 3, 2024, at 4:00 p.m., CST/5:00 p.m., EST, or as soon thereafter as the matter may be heard, using the telephone conference instructions provided herein. The purpose of the hearing is to take public comments regarding the issuance of said Bonds by the CTA, the nature and location of the Project (hereinafter defined) and the plan of finance. The proceeds of the Bonds will be loaned to the Borrower by the CTA for the purpose of financing and refinancing, including through reimbursement, (i) the acquisition, construction, installation and equipping of the educational facilities, as more fully described below (collectively, the "New Facilities"); (ii) the refinancing of certain outstanding indebtedness of the Borrower, the proceeds of which were used to finance or refinance the Refinanced Facilities, as defined and more fully described below (together with the New Facilities, collectively, the "Facilities"); (iii) the funding of a debt service reserve fund for the Bonds, if deemed necessary or desirable; (iv) the funding of capitalized interest for the Bonds, if deemed necessary or desirable; and (v) the payment of certain costs of issuing the Bonds (collectively, the "Project").

The Facilities include certain educational facilities consisting primarily of:

- (i) portions of an existing educational facility, located on approximately 2.92 acres of land, located at 2647 Professional Circle, Naples, Florida (the "Existing North Campus") and certain vacant land located at 2640 Professional Lane, Collier County, Florida (together with the Existing North Campus, the "Refinanced Facilities"), with proceeds of the Bonds in an amount not to exceed \$27,000,000; and
- (ii) (A) a new gymnasium facility located on the vacant land at the Existing North Campus comprised of a gym, weight room, locker room and classrooms (together with the Existing North Campus, the "North Campus Facility"); and (B) an approximately 100,000 square foot educational facility, to accommodate approximately 1,500 students in grades K-6, to be located on an approximately 17.23 acre parcel on the south side of Vanderbilt Beach Road approximately one-half mile west of the intersection of Vanderbilt Beach Road and Collier Boulevard in Collier County, Florida, including related facilities, fixtures, furnishings and equipment (collectively, the "Vanderbilt Facility" and together with the North Campus Facility, the "New Facilities"), with proceeds of the Bonds in an amount not to exceed \$63,000,000.

The plan of finance contemplates that the CTA will issue, in respect to the Project, not exceeding \$90,000,000 in aggregate principal amount of its Bonds, in one or more series of tax-exempt qualified 501(c)(3) bonds or taxable bonds, and loan the

proceeds of the Bonds to the Borrower to provide funds for the Project. The Facilities will be owned by the Borrower, or an affiliate thereof or another entity chosen by the Borrower. The Bonds, when issued, will be special, limited obligations payable solely out of the revenues, income and receipts pledged to the payment thereof and derived from financing agreements with the Borrower, and none of the CTA, Collier County, Florida (the "County"), the School District of Collier County (the "School District") or the State of Florida (the "State") will be obligated to pay the principal of, premium, if any, or interest on the Bonds except from the payments of the Borrower. The Bonds and the interest thereon shall never (i) pledge the taxing power of the County, the School District, the State or any other political subdivision, public agency or municipality thereof within the meaning of any constitutional or statutory provision, (ii) constitute the debt or indebtedness of the CTA, the County, the School District, the State or any other political subdivision, public agency or municipality thereof within the meaning of any constitutional or statutory provision, or (iii) pledge the full faith and credit of the CTA, the County, the School District, the State or any political subdivision, public agency or municipality thereof. CTA has no taxing power. Issuance of the Bonds is subject to several conditions including satisfactory documentation and receipt of necessary approvals for the financing.

INTERESTED PERSONS ARE ENCOURAGED TO ATTEND BY TELEPHONE CONFERENCE USING THE INSTRUCTIONS BELOW. ANY PERSONS WISHING TO PRESENT ORAL COMMENTS IN PERSON MUST NOTIFY THE CTA BY WRITTEN NOTICE AT LEAST 24 HOURS BEFORE THE HEARING, IN ORDER THAT SOCIAL DISTANCING ACCOMMODATIONS MAY BE MADE FOR THOSE IN ATTENDANCE. PRIOR TO SAID TELEPHONIC PUBLIC HEARING, WRITTEN COMMENTS MAY BE DELIVERED TO THE CTA AT 315 FAIRPOINT DRIVE, GULF BREEZE, FLORIDA 32561, ATTENTION EXECUTIVE DIRECTOR.

TELEPHONE CONFERENCE INSTRUCTIONS:
TOLL FREE DIAL IN NUMBER: (800)747-5150
CONFERENCE CODE: 6545833

At the date and time fixed for said telephonic public hearing all who appear in person or by telephone conference will be given an opportunity to express their views for or against the Project and the proposed approval of the issuance of said Bonds by the CTA and the plan of finance. All persons are advised that, if they decide to appeal any decision made with respect to the proposed approval of the issuance of said Bonds, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. All interested persons are

invited to present their comments on the date and time set forth above.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, AS AMENDED, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS TELEPHONIC PUBLIC HEARING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE HEARING OFFICER AT (850)934-4046 AT LEAST 48 HOURS IN ADVANCE OF THE HEARING, EXCLUDING SATURDAY AND SUNDAY.

A copy of the agenda may be obtained by contacting: The Hearing Officer at (850)934-4046.

SUNSHINE STATE ONE CALL OF FLORIDA

The Sunshine State One Call of Florida, Inc., d/b/a Sunshine 811 announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 11, 2024, 10:00 a.m. – 12:00 noon

PLACE: This meeting will be held by video conference. To participate, please click on:

Sunshine 811 Executive Committee Meeting
Hosted by Sunshine 811

<https://sunshine811.webex.com/sunshine811/j.php?MTID=m184c934ed74b9499e87dc333f600e8a1>

Thursday, April 11, 2024 10:00 a.m. | 2 hours 45 minutes | (UTC-04:00) Eastern Time (US & Canada)

Meeting number: 2634 090 8248

Password: 6puGt6mwns6 (67848669 from video systems)

Join by video system

Dial 26340908248@sunshine811.webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

+1(415)655-0001 US Toll

1(844)621-3956 United States Toll Free

Access code: 263 409 08248

GENERAL SUBJECT MATTER TO BE CONSIDERED: To develop the agendas for the May 16, 2024 Operations, Damage Prevention, Legislative Ad-Hoc, Bylaws and Policies Ad-Hoc, Finance, and Executive Committee meetings; and the May 17, 2024 Annual meeting and Board of Directors meetings.

A copy of the agenda may be obtained by contacting:
AGENDA FOR April 11, 2024:
www.sunshine811.com/agenda

For more information, you may contact: Lori Budiani, Executive Assistant, lori.budiani@sunshine811.com.

SELECTFLORIDA

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

DATE AND TIME: April 12, 2024, 9:00 a.m.

PLACE: Virtual - use this link to register for the meeting:
https://nam12.safelinks.protection.outlook.com/?url=https%3A%2F%2Fus02web.zoom.us%2Fwebinar%2Fregister%2FWN_k4pBRZdLTeqn8djrMesVOg&data=05%7C02%7CLorna.Dusti%40SelectFlorida.org%7Cb66bfc056808426fcb6308dc4d0f2a6d%7C1b5060dc8aad4963b7ee0eef4634d9dc%7C0%7C0%7C638469974746658217%7CUnknown%7CTWFpbGZsb3d8eyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzIiLCJBTiI6IklhaWwiLCJXVCi6Mn0%3D%7C0%7C%7C%7C&sdata=Jp8ovjG83tZr1v1R93YObKT9Ht1u1tjl2h%2F1dHoIr40%3D&reserved=0

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Administrative matters and updates
 A copy of the agenda may be obtained by contacting: Lorna Dusti at (407)956-5651

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 days before the workshop/meeting by contacting: Lorna Dusti at (407)956-5651. 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: Lorna Dusti at (407)956-5651. To submit a public comment, email Lorna Dusti at lorna.dusti@selectflorida.org.

THE CORRADINO GROUP, INC.

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

DATE AND TIME: April 4, 2024, 5:00 p.m. – 7:00 p.m.

PLACE: Dania Beach City Hall, NW Conference Room, 100 W Dania Beach Boulevard, Dania Beach, FL, 33004

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 446198-1-52-01 & 446198-1-52-02

State Road (SR) A1A/Dania Beach Boulevard Resurfacing, Restoration, and Rehabilitation (RRR) Project in the City of Dania Beach.

Project improvements include milling and resurfacing the roadway, upgrading pedestrian signals, upgrading the existing lighting to LED fixtures, installing two new light poles on SR A1A/Dania Beach Boulevard at the SR 5/US1 and SE 5th Avenue intersections, and upgrading curb ramps, signing, and pavement markings.

Construction will begin in April 2024 and is estimated to be completed in Late 2024. The estimated cost is \$1,533,318.

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: Sarely Tejada, P.E.— FDOT Project Manager at Sarely.Tejeda@dot.state.fl.us or (954)958-7685. 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: Angel Breedlove, Assistant Community Outreach Specialist, at (786)494-6211 or by email at abreedlove@corradino.com.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

NOTICE IS HEREBY GIVEN that the Southwest Florida Water Management District has issued an order disposing of the petition for declaratory statement filed by Linnae Phillips, Robert E. Phillips, Laura A. Kelso, and Martin S. Kelso on January 24, 2024. The following is a summary of the agency's disposition of the petition:

The District must deny the Petition as the Petitioners do not seek a determination concerning the applicability of the statutes, rules, or permit conditions to the Petitioners' particular set of circumstances but rather as they pertain to a third party. The Southwest Florida Water Management District issued Final Order No. 24-011 (Final Order Denying Petition for Declaratory Statement) on March 26, 2024, at the Governing Board meeting held at the District's headquarters in Tampa, Florida.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Destin Dawsy, 7601 U.S. Highway 301 North, Tampa, FL 33637-6759, (813)467-7266 or Destin.Dawsy@swfwmd.state.fl.us

DEPARTMENT OF HEALTH

Board of Pharmacy

NOTICE IS HEREBY GIVEN that the Board of Pharmacy has received the petition for declaratory statement from Andrew Suslak, filed on March 25, 2024. The petition seeks the agency's opinion as to the applicability of Section 456.42, Florida Statutes, as it applies to the petitioner.

Petitioner asks the Board to issue a Declaratory Statement regarding the question, "Can a Florida pharmacist convert a prescription for a non-controlled substance originally written for a 30-day supply with 11 refills to a prescription for a 90-day supply with 3 refills without receiving additional prescriber authorization?" Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258 or by email at info@floridaspharmacy.gov.

DEPARTMENT OF HEALTH

Board of Pharmacy

NOTICE IS HEREBY GIVEN that the Board of Pharmacy has received the petition for declaratory statement from Andrew Suslak, filed on March 25, 2024. The petition seeks the agency's opinion as to the applicability of Section 465.016(1)(l), Florida Statutes, as it applies to the petitioner.

Petitioner asks the Board to issue a Declaratory Statement regarding the question, "Can a Florida pharmacist convert a prescription for a non-controlled substance originally written for a 30-day supply with 11 refills to a prescription for a 90-day supply with 3 refills without receiving additional prescriber authorization?" Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258 or by email at info@floridaspharmacy.gov.

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

RFQ 6634-J AMENDMENT #1

CONSTRUCTION MANAGEMENT SERVICES FOR BIOLOGY UNIT ONE SECOND FLOOR REMODELING, TALLAHASSEE, FL

Additional Documents

1. Advanced Schematics drawings have been added as a prerequisite (as Advanced Schematics.zip) which is required for participants to view to enter a submission.

Document Revisions

1. Attachment B has been revised to use a different fee basis for item #2 CONSTRUCTION MANAGER'S FEE. It has been changed from Seventy-Four Million and No/100 Dollars to Ten Million and No/100 Dollars.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DEP ITB 2024018 Re-Advertisement Specialty Gases (Cylinder, Mirco-Bulk, and Bulk)

The Florida Department of Environmental Protection is requesting Bids for Re-Advertisement Specialty Gases (Cylinder, Mirco-Bulk, and Bulk). The Department will post notice of any changes or additional meeting(s) on the Vendor Information Portal (VIP) in accordance with section 287.042(3), Florida Statutes, and will not re-advertise any notice in the Florida Administrative Register (FAR). Access the VIP at: <https://vendor.myfloridamarketplace.com/>

PPI/CHARLES PERRY CONSTRUCTION, LLC

DCPS Courtyard Remodel, Phase 1 First Coast High School Advertisement of Prequalification

Charles Perry Partners, Inc. has been selected to provide Construction Management services to Duval County Public Schools (DCPS) for the Courtyard Remodel, Phase 1 at First Coast High School No. 265.

Charles Perry Partners, Inc. is accepting subcontractor/vendor prequalification applications for, but not limited to, the following scopes of work:

SELECTIVE DEMOLITION, CONCRETE, MISCELLANEOUS STEEL, PRE-ENGINEERED CANOPY, PLUMBING, ELECTRICAL, AND COMMUNICATIONS.

All parties interested in bidding on this project must be prequalified for their bid to be considered. A link to start the prequalification process can be found by sending an email to prequalification@cpqi.com.

A pre-bid conference will be held at 3:00 p.m. on Thursday, April 11, 2024 at CPPI's office located at 12926 Gran Bay Parkway West, Suite 205, Jacksonville, FL 32258.

Sealed bids are due by 2:00 p.m., Tuesday, April 23, 2024, at CPPI's office located at 12926 Gran Bay Parkway West, Suite 205, Jacksonville, FL 32258.

Construction is tentatively scheduled to start in June 2024.

The Duval County Public Schools' Office of Economic Opportunity and CPPI are committed to small and minority-certified vendors' participation in this project. Please contact (904)858-1480 or visit <https://dcps.duvalschools.org/domain/4441> for OEO certification. CPPI reserves the right to reject any bid if considered to be in best interest of the project.

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.

EARLY LEARNING COALITION OF THE BIG BEND REGION, INC.

NOTICE OF INTENDED DECISION TO ENTER INTO A SINGLE SOURCE CONTRACT (PUR 7778)

This Notice of Intended Decision to Enter into a Single Source Contract is posted in accordance with Rule 60A-1.045, Florida Administrative Code, and section 287.057(3), Florida Statutes. AGENCY: Early Learning Coalition of the Big Bend Region, Inc. (ELC)

TITLE: ARP Discretionary Grant Kindergarten Readiness (ADGKR) -- Transition to Kindergarten Annual Subscriptions
Short description of the commodity or service desired: Access to high-quality digital content to support children's learning focusing on the transition to kindergarten during the summer and kindergarten year including content in literacy, math, and social-emotional skills.

CONTACT:

Name: Helen Giraitis Address: 2639 North Monroe St, Edgewater Corporate Center, Building C-300, Tallahassee, FL, 32303, Telephone: (850)385-0504, Email: purchasing@elcbigbend.org

Internal tracking number, if any: PUR 7778 2023-2024-01 MarcoPolo Learning, Inc.

DMS Single Source number, if applicable: (N/A)

Date posted: March 27, 2024 Time posted: 12:00 midnight, EST

Commodity or Contractual Service (commodity or United Nation Standard Products and Services Code (UNSPSC), manufacturer, model, and description, as appropriate):

Digital transition kindergarten educational content, resources, and activities.

Requestor (division, bureau, office, individual, as appropriate): Early Learning Coalition of the Big Bend Region, Inc. (ELC)
Performance and/or Design Requirements (intended use, function or application, compatibility, requirements; reference to policy, rule, statute or other act of the Legislature, as appropriate): American Rescue Plan Discretionary Grant Kindergarten Readiness (ADGKR)

Intended Single Source: MarcoPolo Learning, Inc.
 Price: \$127,912.50
 Justification for Single Source Purchase (what is necessary and unique about the commodity, contractual service, or source; steps taken to confirm unavailability of competition, as appropriate):
 MarcoPolo Learning, Inc. is the single and sole source of this uniquely developed digital early learning content and activities called "MarcoPolo World School, Transition to Kindergarten and Beyond!"
 Approved By (names & titles, as appropriate, e.g., requestor, requestor management, information systems, budget, purchasing):
 Lizbeth Murphy, CEO; Arnold McKay, CPO; Felicia Milton, CFO; Kara Palmer Smith, COO; Lauri Wildgoose, CCO
 Florida Department of Education's Division of Early Learning (DEL), Approved March 16, 2024
 Pending approval by ELC's Board of Directors
 Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, or failure to file a bond or other security within the time allowed for filing a bond, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Protests may be filed with the agency by:
 Mail: Early Learning Coalition of the Big Bend Region, Inc. (ELC), Attn: Finance Department, 2639 North Monroe St, Edgewater Corporate Center, Building C-300, Tallahassee, FL, 32303, Email: purchasing@elcbigbend.org, Fax: (850)270-6710

**Section XII
 Miscellaneous**

DEPARTMENT OF STATE
 Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Wednesday, March 20, 2024, and 3:00 p.m., Tuesday, March 26, 2024.

Rule No.	File Date	Effective Date
34-8.001	3/22/2024	4/11/2024
34-8.002	3/22/2024	4/11/2024
34-8.005	3/22/2024	4/11/2024
34-8.008	3/22/2024	4/11/2024
34-8.009	3/22/2024	4/11/2024
34-8.202	3/22/2024	4/11/2024
34-8.209	3/22/2024	4/11/2024
61G6-10.002	3/20/2024	4/9/2024

65C-28.021	3/26/2024	4/15/2024
68A-1.004	3/26/2024	7/1/2024
68A-9.002	3/25/2024	4/14/2024
68A-9.003	3/25/2024	4/14/2024
68A-9.004	3/26/2024	7/1/2024
68A-9.008	3/26/2024	7/1/2024
68A-12.002	3/26/2024	7/1/2024
68A-12.003	3/26/2024	7/1/2024
68A-12.007	3/26/2024	7/1/2024
68A-12.008	3/26/2024	7/1/2024
68A-13.004	3/26/2024	7/1/2024
68A-13.007	3/26/2024	7/1/2024
68B-18.005	3/21/2024	4/10/2024
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	**/**/****

DEPARTMENT OF EDUCATION
 State Board of Education
 Annual State Application under Part B of the Individuals with Disabilities Education Act
 In order to receive a grant under Part B of IDEA, states must submit an application annually. The public participation requirements relevant to Part B are set forth in the Part B regulations at 34 CFR 300.165 and in paragraph 441(b)(7) of the General Education Provisions Act (GEPA). States are required to make the Part B Application available to the public

for a period of 60 days, and accept comments for a period of at least 30 days. Florida’s Part B Application will be available to the public through May 22, 2024, on the Florida Department of Education, Bureau of Exceptional Education web site at www.fldoe.org/academics/exceptional-student-edu. Comments will be accepted between March 22, 2024, and April 22, 2024. Comments may be submitted in writing to the IDEA Program Manager, Bureau of Exceptional Education, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399, via email to the IDEA grant mailbox IDEAGrant@fldoe.org; or via fax at (850)245-0953.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing
 Home Health Aides for Medically Fragile Children

RULE NO.: RULE TITLE:

59A-8.0099 Home Health Aides for Medically Fragile Children

In accordance with Section 120.74, F.S. the Agency for Health Care Administration is filing this Notice of Extension for publishing a Notice of Proposed Rule as identified in the Agency’s 2023 Regulatory Plan. The Notice of Rule Development was published in Vol. 49, No. 247 of the Florida Administrative Register (FAR) on December 22, 2023. The Agency needs additional time to further develop and solicit public comment on the rules associated with this rulemaking effort.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing
 Health Information Management

RULE NO.: RULE TITLE:

59A-3.270 Health Information Management

In accordance with Section 120.74, F.S. the Agency for Health Care Administration is filing this Notice of Extension for publishing a Notice of Proposed Rule as identified in the Agency’s 2023 Regulatory Plan. The Notice of Rule Development was published in Vol. 49, No. 39 of the Florida Administrative Register (FAR) on February 27, 2023. The Agency needs additional time to further develop and solicit public comment on the rules associated with this rulemaking effort.

AGENCY FOR HEALTH CARE ADMINISTRATION
 Health Facility and Agency Licensing
 Standards for the Appropriate Use of Facial Coverings for Infection Control

RULE NO.: RULE TITLE:

59A-35.125 Standards for the Appropriate Use of Facial Coverings for Infection Control

In accordance with Section 120.74, F.S. the Agency for Health Care Administration is filing this Notice of Extension for

publishing a Notice of Proposed Rule as identified in the Agency’s 2023 Regulatory Plan. The Notice of Rule Development was published in Vol. 49, No. 160 of the Florida Administrative Register (FAR) on August 17, 2023. The Agency needs additional time to further develop and solicit public comment on the rules associated with this rulemaking effort.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NOS.:RULE TITLES:

60CC-6.101 Filing for Registration and Renewal of a Registration

60CC-6.102 Audited Financial Statement

60CC-6.103 Audit Standards

60CC-6.104 Documentation Verifying Information Regarding Bargaining Unit Membership

60CC-6.105 Notification of Incomplete Application

60CC-6.201 Recertification Based on Percentage of Bargaining Unit Members Paying Dues

60CC-6.301 Petitions Challenging Application for Renewal

Notice of Extension Under Section 120.74(5), Florida Statutes

In accordance with subsection 120.74(5), F.S., the Public Employees Relations Commission ("Commission") extends the April 1 deadline to publish Notice of Proposed Rule for rules required by Chapter 2023-35, Laws of Florida.

The Commission published a related Notice of Rule Development in Vol. 49, No. 104, of the Florida Administrative Register on May 30, 2023, and in Vol. 49, No. 155, the Florida Administrative Register on August 10, 2023. The Commission needs additional time to further develop and solicit public comment on the rules associated with the rulemaking effort. Also, the Commission also needs additional time to consider the impact of Chapter 2024-23, Laws of Florida, on this rulemaking effort.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

Notice of Extension Under Section 120.74(5), Florida Statutes

RULE NOS.:RULE TITLES:

60CC-1.102 Employee Organization Membership Revocations

60CC-1.103 Retention of authorization forms and revocation documents

In accordance with subsection 120.75(5) F.S., the Public Employees Relations Commission ("Commission") extends the April 1 deadline to publish Notice of Proposed Rule for rules required by Chapter 2023-35, Laws of Florida.

The Commission published a related Notice of Rule Development in Vol. 49, No. 104, of the Florida Administrative Register on May 30, 2023. The Commission needs additional time to further develop and solicit public comment on the rules

associated with the rulemaking effort. The Commission also needs additional time to consider the impact of Chapter 2024-23, Laws of Florida on this rulemaking effort.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Notice of Extension Under Subsection 120.74(5), Florida Statutes

RULE NOS.:RULE TITLES:

- 62-41.400 Outstanding Florida Springs, Scope of Rule
- 62-41.401 Outstanding Florida Springs, Conditions for Issuance of Permits
- 62-41.402 Outstanding Florida Springs, Uniform Definition of Harmful to the Water Resources of the Area
- 62-41.403 Outstanding Florida Springs, Additional Protections Consistent with Local or Regional Conditions and Objectives

In accordance with subsection 120.74(5), F.S., the Department extends the April 1 deadline to publish Notice of Proposed Rule for Rules 62-41.400 through 62-41.403 relating Outstanding Florida Springs as set forth in 2016-1, Laws of Florida. Notice of Rule Development was published on August 11, 2023, in Vol. 49, No. 156 of the Florida Administrative Register. The Department needs additional time to further develop and solicit public comment on the rules associated with this rulemaking effort.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

Notice of Extension

RULE NO.: RULE TITLE:

69A-72.001 Florida Firefighter Direct Support Organization
 This Notice of Extension is being published pursuant to subsection 120.74(5), F.S., to extend the April 1, 2024, deadline for publishing a Notice of Proposed Rule for Rule 69A-72.001, F.A.C. The Notice of Rule Development was published in the Vol. 49, No. 212, October 31, 2023, issue of the Florida Administrative Register. This Notice is being filed because the Division is still in the process of finalizing the rule language. The language has gone through multiple drafts and is nearly finished.

DEPARTMENT OF FINANCIAL SERVICES

Division of Consumer Services

Notice of Extension

RULE NO.: RULE TITLE:

69J-176.022 Mediation of Bodily Injury and Property Damage Claims

This Notice of Extension is being published pursuant to subsection 120.74(5), F.S., to extend the April 1, 2024, deadline for publishing a Notice of Proposed Rule for Rule 69J-176.022, F.A.C. The Notice of Rule Development was published in the Vol. 49, No. 212, October 31, 2023, issue of the Florida

Administrative Register. This Notice is being filed because the Division is still in the process of finalizing the rule language. The Division provided an opportunity for the public to request a rule workshop in its Notice of Rule Development, but a workshop was not requested and, therefore, was not held. The rule language is nearly complete and will be published in a Notice of Proposed Rule shortly.

AULD & WHITE CONSTRUCTORS, LLC
 Site Visit for DCPS Dupont MS Glass Block Repair
 AULD & WHITE CONSTRUCTORS, LLC

There will be a voluntary site visit at Dupont Middle School located at 2710 Dupont Avenue, Jacksonville, Florida, 32217, on Wednesday, April 3, 2024, at 9:00 a.m.

Auld & White Constructors, LLC, in conjunction with the Duval County Public Schools, will be accepting SEALED proposals, which will be received until 2:00 p.m., April 10, 2024, at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216.

Project includes approximately 175 square feet of glass block to be removed and new curtainwall to be installed.

Trades needed include demolition and aluminum curtainwall with insulated glazing.

Project includes a participation GOAL of 10% SBE & 10% MBE (African American or Hispanic American). Subcontractors who intend to perform work as a registered SBE or MBE must include the attached OEO Form 2 with their proposals.

Interested Bidders are required to notify Auld & White Constructors, LLC, of their Intent to Bid, in writing, no later than 2:00 p.m., April 3, 2024. Interested Bidders who fail to notify Auld & White Constructors, LLC, of their intent to bid by the date referenced above MAY NOT be permitted to bid. Bid drawings and specifications will be available on Auld & White Constructors, LLC's website (www.auld-white.com), on March 19, 2024. All interested bidders shall submit their Notice of Intent to awcestimating@auld-white.com.

Duval County Public Schools and Auld & White Constructors, LLC are committed to provide equal opportunity and strongly encourage all interested M/WBE and small business firms and suppliers to submit bids.

Auld & White Constructors, LLC reserves the right to reject any and all bids, waive formalities and irregularities in bidding and to accept bids which are considered by Auld & White Constructors, LLC to be in the best interest of the project.

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.
