

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

RULE NO.: RULE TITLE:
61G15-23.005 Procedures for Electronically Signing and
Sealing Electronically Transmitted Plans,
Specifications, Reports or Other Documents.

PURPOSE AND EFFECT: To add subparagraphs (3)(e)1.
through 2. which were approved by the Board and included in
the proposed rule published on June 16, 2015, in Vol. 41, No.
116, of the Florida Administrative Registrar but which were
inadvertently omitted from the rule as filed for adoption and
effective November 3, 2015.

SUBJECT AREA TO BE ADDRESSED: Rule text proposed
in subparagraphs (3)(e)1. through 2. but omitted from the rule
as filed for adoption and effective November 3, 2015.

RULEMAKING AUTHORITY: 471.025(1), 471.033(2),
471.008 FS.

LAW IMPLEMENTED: 471.025, 471.033(1)(d), 668.006 FS.
IF REQUESTED IN WRITING AND NOT DEEMED
UNNECESSARY BY THE AGENCY HEAD, A RULE
DEVELOPMENT WORKSHOP WILL BE NOTICED IN
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: Zana
Raybon, Executive Director, Board of Professional Engineers,
2639 North Monroe Street, Suite B-112, Tallahassee, FL
32303, (850)521-0050

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Accountancy

RULE NO.: RULE TITLE:
61H1-20.0093: Rules of the Auditor General
PURPOSE AND EFFECT: The Board proposes the rule
amendment to incorporate by reference the newest version of
the rules of the Auditor General.

SUBJECT AREA TO BE ADDRESSED: Rules of the Auditor
General.

RULEMAKING AUTHORITY: 473.304, 473.315 FS.

LAW IMPLEMENTED: 473.315 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: Veloria
A. Kelly, Division Director, Board of Accountancy, 240 NW
76th Drive, Suite A, Gainesville, Florida 32607.

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

Section II

Proposed Rules

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.: RULE TITLE:
2A-2.017 Forms

PURPOSE AND EFFECT: To incorporate forms and clarify
availability of forms used to submit victim compensation
claims

SUMMARY: The rule is to comply with section
120.55(1)(a)4, by incorporating the forms by reference,
including the number, title and effective date of the forms and
an explanation of how the forms may be obtained.

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: 960.045(1) FS.

LAW IMPLEMENTED: 960.03, 960.05, 960.065, 960.07,
960.12, 960.13(5)(a), 960.15, 960.16, 960.17, 960.18,
960.195, 960.196, 960.198, 960.199 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Crum, Chief, Bureau of Victim Compensation, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300

THE FULL TEXT OF THE PROPOSED RULE IS:

2A-2.017 Forms

The Following Bureau of Victim Compensation forms can be obtained at www.myfloridalegal.com or by contacting the Office of the Attorney General, Bureau of Victim Compensation, PL-01 The Capitol, Tallahassee, FL 32399, 850-414-3300:

(1) Any person desiring to apply for benefits shall submit a completed form BVC100, Bureau of Victim Compensation Claim Form revised 07/15, adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->

(2) Any person applying for domestic violence relocation shall submit, via a certified domestic violence center, a completed form BVC106DV Domestic Violence Relocation Certification Worksheet revised (10/15), adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->. This certification must be obtained from and completed by a certified domestic violence center representative that has been designated by the Office of the Attorney General to assist in the certification process.

(3) Any person applying for sexual battery relocation shall submit, via a certified rape crisis center, a completed form BVC106RS, Sexual Battery Relocation Certification Worksheet revised (10/15), adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->. This certification must be obtained from and completed by a certified rape crisis center representative that has been designated by the Office of the Attorney General to assist in the certification process.

(4) Any person applying for human trafficking relocation shall submit, via a certified rape crisis or domestic violence center or state attorney, or statewide or federal prosecutor, a completed form BVC106HT, Human Trafficking Relocation Certification Worksheet revised (10/15), adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->. This certification must be obtained from and completed by a certified domestic violence or rape crisis center representative that has been designated by the Office of the Attorney General to assist in the certification process or a state attorney, or statewide or federal prosecutor.

(5) Any person receiving domestic violence relocation funds must submit, via a certified domestic violence center, form BVC421DV Notification of Possible Recoupment and/or Prosecution for Fraud revised (10/15), adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->

(6) Any person receiving sexual battery relocation funds must submit, via a certified rape crisis center, form BVC421RS Notification of Possible Recoupment and/or Prosecution for Fraud revised (10/15), adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->

(7) Any person receiving human trafficking relocation funds must submit, via a certified rape crisis or domestic violence center, state attorney, statewide or federal prosecutor, form BVC421HT Notification of Possible Recoupment and/or Prosecution for Fraud revised (10/15), adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->

(8) In lieu of providing the documents listed in rule 2A-2.002(6), F.A.C., any person applying for disability compensation may submit a completed form BVC409 Victim Compensation Treatment Disability Statement revised (10/15), adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->

(9) In lieu of a law enforcement reporting form or similar document from a proper authority that establishes a compensable crime occurred, a form BVC430 Law Enforcement Information Reporting Form revised (10/15), adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->, may be used. The form must be submitted by the Bureau of Victim Compensation directly to the appropriate law enforcement agency to be considered.

(10) In lieu of submitting a written explanation, any person desiring to submit an application for benefits more than 1 year, but less than 2 years, from the date of the crime, may submit form BVC102 Filing Time Explanation Form revised (10/15), adopted and incorporated by reference,
<http://www.flrules.org/Gateway/reference.asp?No=Ref->

(11) In lieu of submitting a written explanation, any person applying for benefits who reported the crime more than 72 hours from the date of the discovery of the crime, may submit form BVC103 Reporting Time Explanation Form revised (10/15), adopted and incorporated by reference,

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

(12) In lieu of submitting a written explanation, any person applying for benefits who have been determined pursuant to rule 2A-2.002(4)(b), F.A.C. to be non-cooperative, may submit form BVC104 Non Cooperation Explanation Form revised (10/15), adopted and incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref->

(13) In lieu of providing the documents listed in rule 2A-2.002(6), F.A.C., any person applying for property loss benefits may submit form BVC410 Property Loss Disability Verification Form revised (10/15), adopted and incorporated by <http://www.flrules.org/Gateway/reference.asp?No=Ref->

(14) In lieu of providing the documents listed in rule 2A-2.002(6), F.A.C., any person applying for wage loss benefits may submit form BVC405 Victim Compensation Wage Loss Employment Report (10/15), adopted and incorporated by <http://www.flrules.org/Gateway/reference.asp?No=Ref->

Rulemaking Authority 960.045(1) FS. Law Implemented 960.03, 960.05, 960.065, 960.07, 960.12, 960.13(5)(a), 960.15, 960.16, 960.17, 960.18, 960.195, 960.196, 960.198, 960.199 FS. History-New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Michelle Crum, Chief, Bureau of Victim Compensation
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Attorney General Pam Bondi
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 21, 2015
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 2, 2015

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.: 2A-3.002
RULE TITLE: Applicant and Payment Procedures

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify applicant and payment procedures for initial forensic physical exams for victims of sexual battery.

SUMMARY: This rule provides the application and documentation requirements and processes for payment of initial forensic physical exams for victims of sexual battery.

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: 960.045(1) FS.

LAW IMPLEMENTED: 960.28 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle Crum, Chief, Bureau of Victim Compensation

THE FULL TEXT OF THE PROPOSED RULE IS:

2A-3.002 Applicant and Payment Procedures.

(1) The Bureau of Victim Compensation pays for medical expenses connected with the initial forensic physical examination of a victim of sexual battery as defined by 794.011 (h), F.S., or a lewd or lascivious battery or molestation as defined by 800.04 (4) or (5), F.S.

(2) Payments are awarded regardless of whether the victim is covered by health or disability insurance. The victim must not be billed directly or indirectly for expenses associated with the examination.

(3) Payments are not contingent on the victim's participation in the criminal justice system or cooperation with law enforcement.

(4) The claim form and invoice must be filed and received by the department within 120 days of the forensic examination. Corrections or technical defects in claim form or invoice shall not result in a change to the original filing date for purposes of complying with the filing deadline.

(5) The claim form and invoice shall be mailed to the Office of the Attorney General, Bureau of Victim Compensation, PL-01, The Capitol, Tallahassee, FL 32399-1050; faxed to (850) 414-6197 or (850) 414-5779; or emailed to VCIntake@MyFloridaLegal.com, or submitted via the department's web portal. The form BVC100SB, Sexual Battery Forensic Examination Claim Form revised 10/15, is adopted and incorporated by reference at the following address:

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

A copy of said form can be obtained at www.myfloridalegal.com or by contacting the Office of the Attorney General, Bureau of Victim Compensation. Failure to submit a properly completed claim form and invoice will result in denial of benefits.

(6) For a faxed claim form and invoice to be timely received, the transmittal cover page must provide sufficient information to identify the claim for which payment is sought, and bear a faxed date stamp that is within 120 days immediately following the examination.

(7) Payment shall not exceed \$500 with respect to any violation. Separate invoices submitted for payment consideration of a single examination shall be divided in accordance with the direction and discretion of the department.

(8) The claim form shall include the following:

a. The victim's name;

b. Optional demographic data for statistical purposes, including date of birth, race/ethnicity, gender, and national origin;

c. The date the sexual battery or lewd or lascivious battery or molestation as reported by the victim;

d. Indication whether or not the victim has reported the incident to law enforcement, and if so, what law enforcement agency took the report, and the case/report number, if applicable;

e. City, county, and state where the crime was committed according to the victim's statement;

f. Whether or not the crime occurred while the victim was incarcerated or in custody;

g. The date the examination was completed;

h. Forensic facility information which includes the name of the facility where the examination was performed, the facility's federal tax identification number, mailing address, email address (if applicable), and telephone number including the area code;

i. The name of another employee of the facility who was present at the time the examination was performed and shall henceforth be identified as the witness;

j. The witness must attest to the fact that the examination was performed on the victim at the location identified; and

k. The signature of the witness and date of signature;

l. Forensic examiner information which includes their name, title, and license number;

m. Certification by the forensic examiner to affirm that the initial forensic physical examination for which the claim is based was performed for the purpose of collecting forensic evidence from the victim on the date identified using practices consistent with the establish Adult and Child Sexual Assault Protocols; and

n. The signature of the forensic examiner and date of signature.

(9) The itemized invoice shall be prepared using industry standard forms or on the provider's letterhead. It must include the following:

a. Facility name, address, and tax identification number;

b. Date of the examination;

c. Victim's name;

d. Examination diagnostic codes for observation following alleged rape or seduction (V71.5), encounter for examination and observation following alleged rape (Z044), encounter for examination and observation following alleged adult rape (Z0441), encounter for examination and observation following alleged child rape (Z0442); and

e. One or more of the following procedures:

i. Certified or board-eligible healthcare examiner's office or other outpatient services;

ii. Emergency department services;

iii. Use of medical facility for the collection of forensic physical evidence;

iv. Venipuncture for the collection of blood samples;

v. Laboratory tests for baseline sexually transmitted disease and pregnancy; or

vi. Forensic evidence collection kit.

(10) Only medical expenses connected with the initial forensic physical examination shall be considered.

~~(1) Application for payment of the initial forensic sexual assault examination shall include the following:~~

~~(a) Patient Information: Name, date of birth, and gender of the individual being examined;~~

~~(b) Forensic Facility Information: Name of facility, federal identification number, mailing address and telephone number;~~

~~(c) Date of the offense (if known); and~~

~~(d) Date of the examination.~~

~~(2) The examination must be administered by a person authorized in Section 960.28(2), F.S., for whom the following must be provided:~~

~~(a) Typed or legible printed name of the forensic examiner;~~

~~(b) Examiner's title and license number;~~

~~(c) Examiner's signature, and~~

~~(d) Date of signature.~~

~~(3) The application must be witnessed (signed and dated) by another individual employed with the facility as verification the examination was performed. The witness' name should be typed or printed below their signature.~~

~~(4) Application for payment must be accompanied by an itemized bill (CMS, HCFA, or UB health insurance form or other standardized invoice). The itemized bill must include the following:~~

~~(a) Name of the facility used for the examination;~~

~~(b) Date of the examination;~~

~~(c) Patient's name, and~~

~~(d) Examination code V71.5 and any of the CPT codes noted below.~~

~~(5) Payment for the examination is limited to the International Classification of Disease (ICD 9) code for examination of the victim of sexual battery (V71.5), and some or all of the following:~~

~~(a) Physician/ARNP office or other outpatient services; emergency department services — CPT codes 99201, 99202, 99203, 99204, 99205, 99211, 99212, 99213, 99214, 99215, 99281, 99282, 99283, 99284, 99285,~~

~~(b) Venipuncture for the collection of whole blood samples — CPT codes 36406, 36415,~~

~~(c) Laboratory tests for baseline sexually transmitted disease and pregnancy — CPT codes, 81025, 84702, 84703, 86280, 86317, 86592, 86593, 86631, 86781, 87070, 87081, 87110,~~

~~(d) Use of medical facility for the initial forensic physical evidence collection examination — CMS/HCFA Revenue Code 450 or 510, and~~

~~(e) Forensic evidence collection kit — CMS/HCFA Revenue Code 270.~~

~~(6) Applications must be mailed to the Office of the Attorney General, Bureau of Victim Compensation, PL 01, The Capitol, Tallahassee, Florida 32399 1050 or faxed to (850)487 1595, (850)487 2625 or (850)414 5779 within 120 days after the date of the initial forensic physical examination.~~

~~(7) Corrections or technical defects in an application shall not result in a change to the original filing date for purposes of complying with the filing deadline.~~

~~(8) A victim shall not be required to file a claim for the initial physical examination with a health or disability insurance carrier.~~

Rulemaking Authority 960.045(1) FS. Law Implemented 960.28 FS. History—New 11-1-92, Amended 9-13-94, 9-26-95, 6-19-96, 9-24-97, 2-3-00, 3-17-03, 1-16-08, 8-1-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michelle Crum, Chief, Bureau of Victim Compensation
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Attorney General Pam Bondi
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 21, 2015
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 2, 2015

DEPARTMENT OF LEGAL AFFAIRS
Division of Victim Services and Criminal Justice Programs
RULE NO.: 2A-8.005
RULE TITLE: Adjustments to Reflect Consumer Price Index

PURPOSE AND EFFECT: The proposed rule amendments are intended to reflect changes to benefits with regard to the recent changes in the Consumer Price Index.

SUMMARY: The proposed rule amendments reflect revised benefit payments in response to adjustments to the Consumer Price Index

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule the Department, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary. This proposed rulemaking will not have an adverse impact or effect regulatory costs in excess of \$1million within five years as established in Section 120.541(2)(a)1., 2., and 3., F.S.

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

RULEMAKING AUTHORITY: 112.19 FS.

LAW IMPLEMENTED: 112.19 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rick Nuss, Chief, Bureau of Criminal Justice Programs, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

THE FULL TEXT OF THE PROPOSED RULE IS:

2A-8.005 Adjustments to Reflect Consumer Price Index.

(1) Section 112.19(2)(j), F.S., requires the Bureau to adjust the statutory amount on July 1 of each year based on the Consumer Price Index for all urban consumers published by the United States Department of Labor, using the most recent figures available. The Bureau will utilize the previous March Consumer Price Index published by the United States Department of Labor and the benefits shall be adjusted from the benefit amount of the year before.

(2) The Consumer Price Index amount in March 2015 ~~decreased~~ ~~increased~~ ~~0.2~~ ~~0.1~~ percent. Therefore, the statutory amount for the period July 1, 2015 through June 30, 2016, is:

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2); ~~\$65,707.53~~ ~~\$65,905.08~~.

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2); ~~\$65,707.53~~ ~~\$65,905.08~~.

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2); ~~\$198,074.66~~ ~~\$198,669.21~~.

Rulemaking Authority 112.19 FS. Law Implemented 112.19 FS. History--New 12-10-03, Amended 8-17-04, 7-26-05, 7-26-06, 7-15-07, 7-20-08, 7-20-09, 7-18-11, 8-21-12, 7-3-13, 7-2-14, 7-5-15,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rick Nuss, Chief, Bureau of Criminal Justice Programs
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Attorney General Pam Bondi
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 21, 2015
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 7, 2015

DEPARTMENT OF FINANCIAL SERVICES
Division of Funeral, Cemetery, and Consumer Services

RULE NOS.:	RULE TITLES:
69K-5.003	Application for Registration of a Preneed Sales Agent
69K-5.0031	Definition of Good Standing With the Board of Funeral, Cemetery, and Consumer Services
69K-5.004	Procedures for Licensing a New Cemetery
69K-5.006	Procedure for Licensing Transferred Cemeteries
69K-5.007	Conversion Procedures

PURPOSE AND EFFECT: These rules are being amended to clarify which persons and entities are subject to the rule requirements; remove unnecessary language; change the Department’s website address; revise form numbers; and update the history notes. These proposed rules were approved by the Board of Funeral, Cemetery, and Consumer Services at its meeting on April 30, 2015.

SUMMARY: The rule more closely tracks the language utilized in the statutes with regard to preneed sales agents and cemetery regulation, removes requirements already contained in the statute and updates Department addresses.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department conducted an economic analysis of the potential impact of the proposed rule repeal and determined that there will be no adverse economic impact or regulatory increases that would require legislative ratification. 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: 497.103, 497.466(8)(a) FS.
LAW IMPLEMENTED: 497.263, 497.264, 497.265, 497.266, 497.268, 497.2983, 497.466(2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, November 23, 2015, 9:00 a.m.
PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida

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: Ellen Simon, telephone: (850)413-4985 or e-mail: Ellen.Simon@MyFloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, address: 200 East Gaines Street, Tallahassee, Florida 32399-0361, telephone: (850)413-4985, e-mail: Ellen.Simon@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-5.003 Application for ~~Registration of a~~ Preneed Sales Agent License and Appointment.

(1) Each person desiring to obtain ~~registration as a~~ preneed sales agent license for a ~~preneed licensee~~ shall apply to the Department Board by submitting the following by certified mail or online:

(a) A completed ~~application for~~ Application Registration of a Preneed Sales Agent, Form DFS-PNS-1, adopted in Rule 69K-1.001, F.A.C effective 4-25-94, which is hereby incorporated by reference and available by mail from the Department of Financial Services, 200 East Gaines Street,

Tallahassee, Florida 32399-0361. The ~~application registration~~ must be completed and signed by an authorized representative of the preneed licensee within thirty (30) days prior to receipt by the Department;

(b) No change.

(2) Request for Additional Information. Any request for additional information will be made by the Department within thirty (30) days after receipt of the application by the Department. The additional information must be received by the Department within forty-five (45) days from the date of request. Failure to respond to the request for additional information within forty-five (45) days from the date of request shall be construed by the Board to be grounds for denial of the application for failure to complete the application, and the application shall be denied pursuant to ~~subsection Section~~ 120.60(2), F.S.

(3) Amendment of Application Registration. An applicant may amend the ~~application registration~~ as to those factors generally within the control or selection of the applicant, once, as a matter of course, at any time within thirty (30) days from its receipt for filing. Otherwise, the ~~application registration~~ may be amended only with prior permission from the Department. Any unapproved requests to make changes filed at any time after the ~~application registration~~ has been received shall be deemed by the Board to be grounds for denial, and a new registration, accompanied by the appropriate fee, shall be required.

(4) Withdrawal of Application Registration. An applicant, or sponsoring preneed licensee, can request withdrawal of ~~an application a registration~~ prior to a determination of the application being made by the Board of Funeral, Cemetery, and Consumer Services by submitting a written request that the ~~application registration~~ be withdrawn.

(5) Denial of Application Registration. The Department shall notify the applicant at the address of the sponsoring preneed licensee of the Board's intent to deny the application. Upon receipt of the notification, the applicant shall cease conducting business as a preneed sales agent. Upon receipt of the notification, the preneed licensee will use due diligence to stop the preneed sales agent from conducting business as a preneed sales agent on behalf of the preneed licensee. If a request for a hearing has not been received within twenty-six (26) days of the date of the notification, the application shall be denied.

(6) Refunds. If the ~~application registration~~ is withdrawn or denied, the application fee is non-refundable.

(7) Upon approval of the application, a license registration will be issued for the remainder of the biennial registration period effective the later of the date the application was received or the date the last deficiency on the application was resolved.

(8) A separate license registration is required for each different preneed licensee represented by the applicant.

Rulemaking Authority 497.103, ~~497.466(8)(a)~~ 497.466(2) FS. Law Implemented 497.466 FS. History—New 4-25-94, Formerly 3F-5.003, Amended 6-22-09, _____.

69K-5.0031 Definition of Good Standing With the Board of Funeral, Cemetery, and Consumer Services.

~~Rulemaking Specific~~ Authority 497.103 FS. Law Implemented 497.466(2) FS. History—New 4-23-95, Formerly 3F-5.0031, Repealed _____.

69K-5.004 Procedures for Licensing a New Cemetery.

(1) Any corporation, partnership or limited liability company legal entity wishing to establish a cemetery should review the requirements of the Florida Funeral, Cemetery, and Consumer Services Act (Chapter 497, F.S.) and applicable rules and regulations before filing a formal application for permission to start a cemetery in the State of Florida. The following should then be completed and submitted to the Department Board:

(a) Application To Organize A New Cemetery Company, Form DFS-CEMN ~~7/01~~, adopted in Rule 69K-1.001, F.A.C., incorporated herein by reference, effective 6-26-02 and a non-refundable fee in the amount of \$5,005;

(b) Completion of an Application to Transact Cemetery Business, Form DFS-CEM, and a license fee of \$255 to \$4,905 depending on the applicant's most current annual gross sales, refundable if license is not issued;

~~Historical Sketch, as referenced in Rule 69K 5.002, F.A.C.;~~

(c) Current Financial Statement of each proponent, Form DFS-F-32 ~~10/91~~, adopted in Rule 69K-1.001, F.A.C. effective October 23, 1991, which is hereby incorporated by reference;

~~(d) Creation of a legal entity to conduct the cemetery business;~~

~~(e) The proposed financial structure of the cemetery;~~

~~(f) A map showing location of proposed site and other cemeteries located in the area;~~

~~(g) A non-refundable application fee in the amount of \$5,000. Upon receipt of the above-completed documents and application fee, the Department will conduct an investigation;~~

~~(h) Legal description of the property including a statement as to the number of acres contained therein;~~

~~(i) Development plans for proposed cemetery;~~

~~(j) Written approval from the governing zoning authority. If no zoning board for such authority exists, written approval must be obtained from a majority of the adjacent property owners;~~

~~(k) Shown compliance with Rule 69K 5.009, F.A.C., Regulatory Standards for Evaluating Applications by the Board.~~

~~(2) If the application is approved, the following will be required:~~

~~(a) Establishment of a "Care and Maintenance Trust Fund";~~

~~(b) Certification from Trustee of deposit of \$50,000 in "Care and Maintenance Trust Fund";~~

~~(c) Designation of a general manager;~~

~~(d) Certification from an Attorney or Title Company that the proposed acreage is free and clear from any financial encumbrances and submit a copy of deed showing notice required by Section 497.263, F.S., has been recorded;~~

~~(e) Full development, ready for burials, of not less than two acres, including, but not limited to, a paved road from a public roadway to said developed section;~~

~~(f) Completion of an Application to Transact Cemetery Business, Form DFS CEM 1/96, Rev. 7/01, incorporated herein by reference, effective 6-26-02, and a license fee of \$250, refundable if license is not issued;~~

~~(g) Upon completion of the above requirements and on investigation of the cemetery grounds by the Department, a cemetery license will be issued to transact business for that year.~~

~~(h) Denial of Application. If the Board intends to deny an application, the provisions of Chapter 120, F.S., shall prevail. If the application is denied, written notice thereof will be given to the applicant and upon written request for a hearing thereon received within 21 days after receipt of notice of denial, a hearing may be held. Such hearing will be conducted in accordance with Chapter 120, F.S., and Chapter 28-107, F.A.C., of the Uniform Rules of Procedure.~~

~~(2)(3) An application may be submitted to the Department by mail to the Division of Funeral, Cemetery and Consumer Services, Revenue Processing, P.O. Box 6100, Tallahassee, Florida 32399-6100. All forms herein are available by mail from The Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361 or <http://www.myfloridacfo.com/FuneralCemetery/>.~~

~~Rulemaking Specific Authority 497.103 FS. Law Implemented 497.263, 497.266, 497.268, 497.283 FS. History—New 9-29-75, Amended 6-21-77, 6-21-78, 11-2-78, 1-27-81, Formerly 3D-30.15, Amended 10-23-91, Formerly 3D-30.015, Amended 12-8-98, 6-26-02, Formerly 3F-5.004, Amended 1-12-04, _____.~~

69K-5.006 Procedure for Licensing Transferred Cemeteries.

(1) Application. ~~When~~ A a person, a group of persons or a corporation ~~proposing proposes~~ to purchase or acquire control of an existing cemetery company either by purchasing the outstanding capital stock of any cemetery company, or the interest of the owner or owners, and thereby to change the control of said cemetery company, ~~such person~~ shall file the following application with the Department by mail to the

Division of Funeral, Cemetery and Consumer Services, Revenue Processing, P.O. Box 6100, Tallahassee, Florida 32399-6100 an Application For Authority To Acquire Control Of An Existing Cemetery Company, Form DFS F 35, effective September 18, 2001, and hereby incorporated by reference and available from the Department of Financial Services, Board of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361. This application shall be accompanied by a non-refundable application fee of \$5,000.

(a) Application for Authority to Acquire Control of An Existing Cemetery Company, Form DFS-F35, adopted in Rule 69K-1.001, F.A.C., and accompanied by a license fee which is based on the cemetery's gross sales for the previous fiscal year, pursuant to Section 497.265, Florida Statutes.

(2) Existing license must be returned to the Board for cancellation. No license is transferable or assignable.

~~(2) Supporting Data. The following items shall accompany the above application:~~

~~(a) Copy of sales agreement;~~

~~(b) Copy of certificate of good standing, if applicable;~~

~~(c) Historical Sketch of each proponent, as referenced in Rule 69K 5.002, F.A.C.~~

~~(d) Current Financial Statement, Form DFS F 32, effective October 23, 1991, which is hereby incorporated by reference, of each proponent;~~

~~(e) Completion of an Application To Transact Cemetery Business, Form CEM 1/96 REV. 7/01, effective September 28, 2003, which is incorporated by reference in Rule 69K-5.010, F.A.C. Form DFS CEM 1/96 Rev. 7/01 shall be accompanied by a license fee based on the cemeteries' last fiscal year sales pursuant to Section 497.265, F.S.;~~

~~(f) Existing license must be returned to the Board for cancellation. No license is transferable or assignable;~~

~~(g) A map showing land platted for burials.~~

~~(3) through (5) No change.~~

Rulemaking Specific Authority 497.103 FS. Law Implemented 497.264 497.263(4) FS. History—New 9-29-75, Amended 11-2-78, 1-27-81, Formerly 3D-30.17, Amended 10-23-91, Formerly 3D-30.017, Amended 9-18-01, 6-26-02, Formerly 3F-5.006, Amended 1-12-04, _____.

69K-5.007 Conversion Procedures.

When a municipal, church owned, fraternal or community and non-profit association cemetery converts to a cemetery company as defined in Section 497.005, F.S., then said cemetery shall file the following with the Department ~~department~~:

(1) An Application To Organize A New Cemetery Company, Form DFS-CEMN F-34, adopted in Rule 69K-1.001, F.A.C. effective October 23, 1991, which is hereby incorporated by reference. This application shall be

accompanied by a non-refundable application fee of \$5,005 5,000.

- ~~(2) A map showing the location of cemetery.~~
- ~~(3) A map showing land that has been platted for burials.~~
- ~~(4) Legal description of the property including a statement as to the number of acres contained therein.~~
- (5) and (6) are renumbered to (2) and (3) No change.
- ~~(7) Historical Sketch of each proponent, as referenced in Rule 69K-5.002, F.A.C.~~

~~(8) Current Financial Statement, Form DFS F 32, effective October 23, 1991, which is hereby incorporated by reference, of each proponent.~~

~~(4) (9) Completion of an Application To Transact Cemetery Business, Form DFS-CEM F 33, adopted in Rule 69K-1.001, F.A.C. effective October 23, 1991, which is hereby incorporated by reference. Form DFS-CEM F 33 shall be accompanied by a license fee based on the cemetery's last fiscal year sales pursuant to Section 497.265, F.S.~~

~~(10) Investigation. The Department shall investigate the following conditions:~~

- ~~(a) Character, reputation, financial standing, business qualifications and motives of the proponents;~~
- ~~(b) Legal entity;~~
- ~~(c) Capitalization;~~
- ~~(d) Current financial statement of each proponent;~~
- ~~(e) Biographical sketch of each proponent.~~

~~(11) If the application is denied, written notice thereof will be given to the applicant and upon written request for a hearing thereon received within 21 days after receipt of notice of denial, a hearing may be held. Such hearing will be conducted in accordance with Chapter 120, F.S., and Chapter 28-107, F.A.C., of the Uniform Rules of Procedure.~~

~~(12) All forms herein are available by mail from The Department of Financial Services, Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361.~~

~~Rulemaking Specific Authority 497.103 FS. Law Implemented 497.263, 497.265 FS. History--New 9-29-75, Amended 1-27-81, Formerly 3D-30.19, Amended 10-23-91, Formerly 3D-30.019, Amended 6-26-02, Formerly 3F-5.007, Amended _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 21, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2015

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NOS.:	RULE TITLES:
69K-7.009	Reporting Requirements for Preneed Licensees Filing an Initial Application to Utilize a Letter of Credit or Surety Bond in Lieu of Trusting
69K-7.011	Criteria for Filing a Letter of Credit in Lieu of Trusting
69K-7.012	Criteria for Filing a Surety Bond in Lieu of Trusting

PURPOSE AND EFFECT: These rules are being amended to reference the rule citation that incorporates certain forms; correct outdated statutory references and requirements; make editorial changes; and update references to incorporated documents. These proposed rules were approved by the Board of Funeral, Cemetery, and Consumer Services at its meeting on April 30, 2015.

SUMMARY: These rule amendments primarily include editorial changes. The substantive changes include adopting the current version of U.S. Department of the Treasury's Fiscal Service Dept. Circular 570 and adding a requirement to Rule 69K-7.012, F.A.C.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department conducted an economic analysis of the potential impact of the proposed rule amendments and determined that there will be no adverse economic impact or regulatory increases that would require legislative ratification. 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: 497.103, 497.461 (4), 497.462 FS.

LAW IMPLEMENTED: 497.458(1), 497.459, 497.460, 497.461, 497.462, 497.463 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, November 23, 2015, 9:30 a.m. or at the conclusion of the hearing for rules 69K-5.003, 69K-5.0031, 69K-5.004, 69K-5.006, 69K-5.007, F.A.C.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida

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: Ellen Simon, telephone: (850)413-4985 or e-mail: Ellen.Simon@MyFloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, address: 200 East Gaines Street, Tallahassee, Florida 32399-0361, telephone: (850)413-4985, e-mail: Ellen.Simon@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-7.009 Reporting Requirements for Preneed Licensees Filing an Initial Application to Utilize a Letter of Credit or Surety Bond in Lieu of Maintaining a Trust Fund Trusting.

(1) A preneed licensee ~~that~~ ~~which~~ chooses to purchase a surety bond or letter of credit in lieu of establishing or utilizing a trust must file a report of outstanding liabilities of merchandise and services to be covered under the surety bond or letter of credit ~~and the~~ ~~which~~ report must demonstrate by the following information that each existing trust has been operated in conformance with Chapter 497, F.S.

(a) An itemized listing in numerical order of all contracts which have an existing outstanding liability to the merchandise trust fund as described in Section 497.458, F.S., ~~and Rule 69K-7.006, F.A.C.;~~

(b) through (e) No change.

(2) The report shall be filed in the following manner:

(a) No change.

(b) The report shall accompany the cemetery company's application on Form DFS-C-1, Application to Use a Letter of Credit or Surety Bond, adopted in Rule 69K-1.001, F.A.C., to the Board for approval of the use of a surety bond or letter of credit pursuant to Sections 497.461 and 497.462, F.S., and Rules 69K-7.011 and 69K-7.012, F.A.C.

(3) No change.

Rulemaking Specific Authority 497.103, 497.461, 497.462 FS. Law Implemented 497.458(1), 497.459, 497.460, 497.461, 497.462 FS. History—New 3-20-91, Formerly 3D-30.037, Amended 10-25-95, 5-27-98, Formerly 3F-7.009, Amended.

69K-7.011 Criteria for Filing a Letter of Credit in Lieu of Maintaining a Trust Fund Trusting.

(1) As provided by ~~subsection~~ ~~Section~~ 497.462(2), F.S., in lieu of utilizing a trust or purchasing a surety bond, a preneed licensee may obtain a letter of credit.

(2) For approval, the preneed licensee shall submit to the Board of Funeral, Cemetery, and Consumer Services, Form DFS-C-1, Application to Use a Letter of Credit or Surety Bond, adopted in Rule 69K-1.001, F.A.C., ~~which is hereby incorporated by reference (effective 6-21-01) and available from the Department of Financial Services, Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361~~ and meet the following criteria:

(a) The preneed licensee must file with its application the report which demonstrates its existing trust complies with Section 497.458, F.S. (2005), ~~and as set forth in~~ Rule 69K-7.009, F.A.C.;

(b) through (g) No change.

1. The initial ~~thirty~~ ~~fifteen~~ acres licensed as cemetery property pursuant to Section 497.270, F.S., and any contiguous land in which human remains are interred;

2. through 7. No change.

(3) through (5) No change.

Rulemaking Specific Authority 497.103, 497.462 FS. Law Implemented 497.462, 497.463 FS. History—New 3-20-91, Formerly 3D-30.036, Amended 10-25-95, 7-22-97, 6-21-01, Formerly 3F-7.011, Amended.

69K-7.012 Criteria for Filing a Surety Bond in Lieu of Maintaining a Trust Fund Trusting.

(1) No change.

(2) For approval, the preneed licensee shall submit to the Board of Funeral, Cemetery, and Consumer Services, Form DFS-C-1, Application to Use a Letter of Credit or Surety Bond, adopted in Rule 69K-1.001, F.A.C., ~~as set forth in~~ ~~Rule 69K-7.011, F.A.C.;~~ and meet the following criteria:

(a) The preneed licensee must file with its application the report which demonstrates its existing trust complies with Section ~~497.458~~ ~~497.283~~, F.S. (2005), ~~and as set forth in~~ Rule 69K-7.009, F.A.C. For purposes of reporting under this section with respect to contracts entered into prior to October 1, 1993, the applicant shall demonstrate that its existing trust is in compliance with the provisions of the law in place when the contract was entered into; and

(b) The amount of the bond shall be based on a report documenting the outstanding liabilities of the preneed licensee as prescribed by ~~paragraph~~ ~~Section~~ 497.462(1)(b), F.S., and set forth in Rule 69K-7.010, F.A.C.; however, should no liabilities exist, a minimum of \$250,000 will be the initial amount. If the preneed licensee has existing liabilities that are

secured by a trust fund account which will remain in place, and desires to secure new preneed sales with a surety bond, the face amount of the bond shall be at least \$1,000,000.

(3) The report shall be updated annually as required by ~~paragraph Section~~ 497.462(1)(c), F.S.

(4) ~~The surety bond must be written on An approved form of the surety bond is hereby adopted by the Board, designated as Form DFS-C-2, Surety Bond, adopted in Rule 69K-1.001, F.A.C. hereby incorporated by reference and is available from the Department of Financial Services, Division of Funeral, Cemetery, and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399 0361.~~

(5) The surety company ~~and~~ or its agent, on such bond shall be licensed to do business in the State of Florida. ~~The surety company shall and shall have been in business in this state with a record of successful operations for a period of at least five (5) years prior to the execution of the bond and~~ meet the following criteria:

(a) ~~Have The surety company must have~~ at minimum a Best's rating of A- with a "Financial Size Category" of at least "X."

(b) ~~Have The surety company must have~~ an "underwriting limitation" of not less than \$10,000,000 as reported in the U.S. Department of the Treasury's Fiscal Service Dept. Circular 570, July 1, 2014 Edition, incorporated herein by reference ~~and effective 8-2-01.~~

(c) Have been in business in this state with a record of successful operations for a period of at least five (5) years prior to the execution of the bond.

(6) through (8) No change.

Rulemaking Specific Authority 497.103, 497.461(4) FS. Law Implemented 497.461, 497.462 FS. History—New 3-20-91, Formerly 3D-30.039, Amended 10-25-95, 7-22-97, 8-2-01, Formerly 3F-7.012, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 21, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2015

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NOS.:	RULE TITLES:
69K-15.001	Course in Mortuary Science.
69K-15.002	Associate of Arts Degree in Mortuary Science.
69K-15.003	Arrangements.
69K-15.004	At Need; Preneed.

PURPOSE AND EFFECT: These rules are being updated to reflect current statutory references and requirements. Further, the amendments include editorial changes. These proposed rules were approved by the Board of Funeral, Cemetery, and Consumer Services at its meeting on April 30, 2015.

SUMMARY: The definitions for "mortuary science" and "associate degrees" have been updated to reflect the statutory language. The rule amendments include removing duplicative language and implementing editorial changes.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department conducted an economic analysis of the potential impact of the proposed rule repeal and determined that there will be no adverse economic impact or regulatory increases that would require legislative ratification.

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: 497.103, 497.161(1)(a), 497.368, 497.370, 497.373 FS.

LAW IMPLEMENTED: 497.161(1)(a), 497.368, 497.370, 497.372, 497.373 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Monday, November 23, 2015, 10:00 a.m. or at the conclusion of the hearing for rules 69K-7.009, 69K-7.011 & 69K-7.012, F.A.C.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida

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: Ellen Simon, telephone: (850)413-4985 or e-mail: Ellen.Simon@MyFloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, address: 200 East Gaines Street, Tallahassee, Florida 32399-0361, telephone: (850)413-4985, e-mail: Ellen.Simon@MyFloridaCFO.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-15.001 Course in Mortuary Science.

(1) ~~A The term~~ “course in mortuary science,” will be approved by the Board if taught as used in Sections 497.368(1)(d) and 497.370(2), F.S., shall be deemed and construed to mean a course of study at a university school or college accredited by the American Board of Funeral Service Education, a university or college accredited by a regional accrediting agency ~~regional association of colleges and schools~~ recognized by the United States Department of Education, or other colleges and universities ~~schools~~ as approved by the Board, which includes the subjects of ~~theory and practice of embalming, restorative art, pathology, anatomy, microbiology, chemistry, hygiene, and public health and sanitation.~~

(2) Universities ~~Schools~~ and/or colleges offering courses in mortuary science which do not meet the requirements of subsection (1) above may be approved by the Board upon a finding by the Board that the institution substantially complies with the criteria for accreditation established by the American Board of Funeral Service Education.

Rulemaking Specific Authority 497.103, 497.368, 497.370 FS. Law Implemented 497.368, 497.370 FS. History–New 11-11-79, Formerly 21J-15.01, Amended 8-8-88, Formerly 21J-15.001, 61G8-15.001, Amended _____.

69K-15.002 Associate of Arts Degree in Mortuary Science.

(1) An The term “associate of arts degree, associate in science degree, or an associate in applied science degree in mortuary science,” as used in Section 497.373(1), F.S., shall be deemed and construed to mean an associate of arts, associate of science or associate of applied science degree will be approved by the Board if obtained after successful

completion of a course of study at a university school or college accredited by the American Board of Funeral Service Education, a university or college accredited by a regional accrediting agency ~~regional association of colleges and schools~~ recognized by the United States Department of Education, or other colleges and universities ~~schools~~ as approved by the Department which require a minimum of either 60 semester or 90 quarter hours of study to successfully complete.

(2) A person who holds an associate degree or higher degree from a college or university accredited by a regional accrediting agency ~~association of colleges and schools~~ recognized by the United States Department of Education and is a graduate of at least a one-year course in mortuary science offered by a school or college approved by the American Board of Funeral Service Education, or by this Board, is deemed to have completed educational requirements equivalent to the associate degree in mortuary science as used in subsection ~~Section~~ 497.373(1), F.S.

Rulemaking Specific Authority 497.103, 497.373 FS. Law Implemented 497.373 FS. History–New 11-11-79, Amended 10-16-85, Formerly 21J-15.02, 21J-15.002, 61G8-15.002, Amended _____.

69K-15.003 Arrangements.

(1) The term “arrangements” as used in Section 497.372, F.S., shall be deemed and construed to include, but not be limited to, the following acts:

(a) Planning the details of funeral services, setting the time of the service, identifying the type of service to be rendered, acquiring the services of a minister, priest, or other clergy, obtaining vital information for the filing of death certificates, and obtaining burial-transit permits and making financial arrangements relating to funeral services and merchandise; and

(b) No change.

(c) Personal, on-site supervision of all scheduled funeral rites as contracted; and

(d) Management or supervision of the operation of funeral establishments except for administrative matters such as budgeting, accounting, maintenance of buildings, equipment and grounds, and routine clerical and recordkeeping functions.

(2) No Change.

(a) Clerical preparation of death certificates, insurance forms, and similar duties;

(b) and (c) are changed to (a) and (b) No change.

(d) Removal of remains to funeral establishments, medical examiners’ offices or other locations as authorized and provided by law;

(e) Except as provided in paragraph (1)(b), furnishing standard printed price lists and other disclosure information to the public by telephone or by providing such lists to persons making personal inquiry.

(3) and (4) No change.

~~Rulemaking Specific~~ Authority 497.103 FS. Law Implemented 497.372 FS. History–New 12-26-85, Formerly 21J-15.003, 61G8-15.003, Amended _____.

69K-15.004 At Need; Preneed.

(1) As used in ~~paragraphs Section~~ 497.372(1)(a), (b) and (c), F.S., “at need” means after the individual for whom arrangements are being made has died.

(2) As used in ~~paragraph Section~~ 497.372(3)(e) ~~497.372(2)(e)~~, F.S., “preneed” means before the individual for whom arrangements are being made has died.

(3) No change.

~~Rulemaking Specific~~ Authority 497.103, 497.161(1)(a) FS. Law Implemented 497.161(1)(a), 497.372 FS. History–New 10-21-91, Formerly 21J-15.004, Amended 10-13-97, Formerly 61G8-15.004, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 21, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 31, 2015

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NOS.:	RULE TITLES:
5E-1.002	Registration and Labeling of Animal and Vegetable Manures, Composts, Soil Conditioners, Soil Amendments and Soil Additives
5E-1.012	Reports and Inspection Fee Payment, Inspection Fees, Reporting, Continuous Bond, Certificate of Deposit Requirement
	NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 41 No. 177, September 11, 2015 issue of the Florida Administrative Register.

THE FULL TEXT OF THE PROPOSED RULE IS:

5E-1.002 Registration and Labeling of Animal and Vegetable Manures, Composts, Soil Conditioners, Soil Amendments and Soil Additives.

(1) through (3)(e) No change.

Rulemaking Authority 570.07(23), 576.181, FS. Law Implemented 576.011, 576.031, ~~576.181~~, FS. History–Revised 1-23-67, Amended 1-1-77, Formerly 5E-1.02, Amended 5-19-88, 8-3-93, 10-25-98, _____.

5E-1.012 Reports and Inspection Fee Payment, Inspection Fees, Reporting, Continuous Bond, Certificate of Deposit Requirement.

(1) - (2)(b)2. No change.

Rulemaking Authority 570.07(23), 576.181 FS. Law Implemented 576.041, 576.045 FS. History–Revised 1-23-67, 6-24-69, 2-26-71, 3-1-73, 1-1-77, Formerly 5E-1.12, Amended 8-3-93, 10-25-98, 5-23-10, _____.

DEPARTMENT OF VETERANS’ AFFAIRS

Division of Veterans’ Benefits and Assistance

RULE NOS.:	RULE TITLES:
55A-7.007	General Eligibility for Appointment and Retention Preference
55A-7.008	Persons Eligible for Appointment and Retention Preference
55A-7.010	Employment Preference When Using a Numerically Based Selection Process
55A-7.015	Preference in Retention

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 41 No. 158, August 14, 2015 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.:	RULE TITLE:
64B8-4.024	Restricted Licenses for Areas of Critical Need

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 41 No. 179, September 15, 2015 issue of the Florida Administrative Register.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The change is as follows:

64B8-4.024 Restricted Licenses for Areas of Critical Need.

(4) Areas of critical need, as that term is used in Section 458.310, F.S., are state mental institutions, ~~state institutions for the mentally retarded~~, the Department of Corrections, all governmental correctional and detention facilities, and health manpower shortages areas established by the United States Department of Health and Human Services.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: André Ourso, J.D., M.P.H., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-5.002
 RULE TITLE: Licensure Examination Pursuant to Section 458.3115, Florida Statutes
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 41 No. 179, September 15, 2015 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

64B8-5.002 Licensure Examination Pursuant to Section 458.3115, Florida Statutes.

(4) For the purpose of seeking licensure pursuant to Section 458.3115, F.S., the Board of Medicine interprets the phrase “successful completion of the licensure examination” as requiring a passing score of no less than 75 on each part of the FLEX or a passing score on the USMLE within the time frame set forth in Section 458.3115, F.S.

~~(2) Applicants may use a combination of FLEX and FMLE scores to establish successful completion of both parts of the licensure examination (e.g., FLEX, Part I with a score of 75 and FMLE, Part II, with a scaled score of 350.)~~

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: André Ourso, J.D., M.P.H., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NOS.:
 65C-33.001 Definitions
 65C-33.002 Certification for Child Protection Professionals
 65C-33.003 Child Welfare Pre-Service Training
 65C-33.004 Pre-Service Training Assessments
 65C-33.005 Phase II of Child Welfare Training
 65C-33.006 Performance Assessment
 65C-33.008 Recertification
 65C-33.010 Waiver Process
 65C-33.011 Decertification
 65C-33.014 Third Party Credentialing Entities’ Application and Review Process
 65C-33.015 Revocation or Suspension of Department Approval of Third Party Credentialing Entity Status

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 41 No. 185, September 23, 2015 issue of the Florida Administrative Register.

Notice is hereby given that the following changes have been made to the notice of change in accordance with Section 120.54(3)(d)1., F.S., published in Vol. 41, No. 185, September 23, 2015, issue of the Florida Administrative Register.

65C-33.001

(1) through (20) No change.

(21) “Remedial Training Plan” refers to an individualized, time-limited written contract between the trainee and, his or her supervisor, and a child welfare trainer, which shall be developed when the trainee has failed to successfully complete his or her first attempt of the post-test, and will be re-taking the post-test.

(22) through (29) No change.

65C-33.002 No change.

65C-33.003 No change.

65C-33.004 No change.

65C-33.005 No change.

65C-33.006 No change.

65C-33.008 No change.

65C-33.010 No change.

65C-33.011 No change.

Rulemaking Authority 402.40 FS. Law Implemented 402.40; ~~402.731(1)~~ FS. History–New 10-14-10. Amended

65C-33.014 No change.

65C-33.015 No change.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR
VEHICLES

Division of Motor Vehicles

RULE NO.: RULE TITLE:

15C-21.001 Application for Certificate of Title

NOTICE IS HEREBY GIVEN that on October 20, 2015, the Department of Highway Safety and Motor Vehicles received a petition for Variance from or Waiver of Rule 15C-21.001 and Related Forms from Crystale Reason. The Petitioner is seeking a variance from or a waiver of Rule 15C-21.001, Fla. Admin. Code, which requires a person seeking to acquire a certificate of title to make payment of the appropriate fees and to complete Department Form HSMV 82040, Application for Certificate of Title With/Without Registration.

The Department will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. on November 9, 2015.

A copy of the Petition for Variance or Waiver may be obtained by contacting: John V. McCarthy, Chief Counsel, Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399-0504, JohnMcCarthy@flhsmv.gov.

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

RULE NO.: RULE TITLE:

60FF1-5.003 E911 State Grant Programs.

NOTICE IS HEREBY GIVEN that on October 7, 2015, the E911 Board received a petition for waiver of paragraph 60FF1-5.003(2)(a), F.A.C. – more specifically, Sections 8.5 and 8.6 of W Form 3A, Application for the E911 State Grant Program (eff. 8/1/10), which is incorporated by reference – filed by Putnam County, regarding return of 80% of grant funds received by Grant S3-10-11-06 and forgiveness of the additional 20% not refunded to the County. The Board will consider this petition at its meeting currently scheduled for November 18, 2015.

Comments on this petition should be filed with the E911 Board, E911 Board, 4030 Esplanade Way, Suite 135F, Tallahassee, Florida 32399-0950, within 14 days of publication of this notice.

A copy of the Petition for Waiver may be obtained by contacting: S. William Rogers, Chairman, at the above address or telephone (850)922-4135.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on October 20, 2015, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), F.A.C., and Paragraph 5-202.11(A), 2009 FDA Food Code from Half Moon Empanadas located in Sunrise. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash and three-compartment sinks.

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

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On September 28, 2015 the Division of Hotels and Restaurants received a Petition for a Routine Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), F.A.C., and subsection 61C-4.010(6), F.A.C., from Delights On Wheels located in Naples.

The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 41, No. 190, F.A.R., on September 30, 2015. The Order for this Petition was signed and approved on October 15, 2015. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer’s specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:RULE TITLES:

69A-37.084 Definitions

69A-37.085 Eligibility Requirements for Supplemental Compensation

NOTICE IS HEREBY GIVEN that on September 21, 2015, the Department of Financial Services received a petition for Variance or Waiver from Alexander Mendoza. A waiver of or variance from the definition of “Eligible Associates’ Degree” in subsection 69A-37.084(2), F.A.C., that requires the degree to be conferred by a regionally accredited university or college or a nationally accredited college or university that meets certain requirements and from subsection 69A-37.085(1), F.A.C., that requires a firefighter to possess an eligible associate’s degree to be eligible for supplemental compensation is being requested based on Alexander Mendoza’s possession of Associate degree in Science issued by the Fundacion Centro de Investigacion Docenoia y

Consultoria Administrativa - CIDCA, which is not a regionally accredited university or college or a nationally accredited college or university that meets the rule’s requirements.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Melissa E. Dembicer, Assistant General Counsel, Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, melissa.dembicer@myfloridacfo.com.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:RULE TITLES:

69A-37.084: Definitions

69A-37.085: Eligibility Requirements for Supplemental Compensation

NOTICE IS HEREBY GIVEN that on September 24, 2015, the Department of Financial Services received a petition for Variance or Waiver from Camilo Rivas. A waiver of or variance from the definition of “Eligible Bachelor’s Degree” in subsection 69A-37.084(3), F.A.C., that requires the degree to be conferred by a regionally accredited university or college or a nationally accredited college or university that meets certain requirements and from subsection 69A-37.085(1), F.A.C., that requires a firefighter to possess an eligible bachelor’s degree to be eligible for supplemental compensation is being requested based on Camilo Rivas’ possession of a Bachelor of Business Administration degree issued by the Escuela Militar de Aviacion “Marco Fidel Suarez”, which is not a regionally accredited university or college or a nationally accredited college or university that meets the rule’s requirements.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Melissa E. Dembicer, Assistant General Counsel, Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, melissa.dembicer@myfloridacfo.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Pesticide Registration Evaluation Committee (PREC) announces a public meeting to which all persons are invited.

DATE AND TIME: November 5, 2015, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Scientific Evaluation & Technical Assistance, Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399-1650, (850)617-7940

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: the Pesticide Registration Review Section (PREC), (850)617-7940 or from the PREC website at:

<http://www.freshfromflorida.com/Divisions->

[Offices/Agricultural-Environmental-Services/Business-](http://www.freshfromflorida.com/Divisions-Offices/Agricultural-Environmental-Services/Business-Services/Pesticide/Pesticide-Product-Registration-Procedures)

[Services/Pesticide/Pesticide-Product-Registration-Procedures](http://www.freshfromflorida.com/Divisions-Offices/Agricultural-Environmental-Services/Business-Services/Pesticide/Pesticide-Product-Registration-Procedures)

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Review Section; 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)617-7940.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a prehearing conference and a hearing in the following docket to which all persons are invited.

DOCKET NO. AND TITLE: 150196-EI- Petition for determination of need for Okeechobee Clean Energy Center Unit 1, by Florida Power & Light Company (FPL).

DATE AND TIME: Prehearing Conference: Tuesday, November 17, 2015, 2:00 p.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE PREHEARING: The purpose of this prehearing conference is: (1) to define and limit, if possible, the issues; (2) to identify the positions of the parties on the issues; (3) to determine what facts, if any, may be stipulated; (4) to dispose of any motions or other matters that may be pending; (5) to identify any exhibits that may be offered at the hearing; (6) to establish the order of any witnesses testifying at the hearing; and (7) to consider such other matters that may aid in the disposition of this proceeding.

DATE AND TIME: Hearing: Tuesday, December 1, 2015, through Wednesday, December 2, 2015, 9:30 a.m.

The starting time on December 2, 2015, will be announced at the conclusion of the hearing on the previous day. The hearing may be adjourned early if all testimony is concluded.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING: the purpose of this hearing will be for the Commission to take final action to determine the need,

pursuant to Section 403.519, Florida Statutes (F.S.), for FPL's proposed Okeechobee Clean Energy Center Unit 1. FPL proposes to construct a natural gas, combined cycle power plant, with an expected summer peak rating of about 1,622 megawatts (MW), at a greenfield site in northeast Okeechobee County owned by FPL. According to FPL's petition, the Okeechobee Clean Energy Center Unit 1 will enable FPL to meet a projected need for additional generation resources that begins in 2019, continues into 2020, and increases each year thereafter. The Commission may rule on any such motions from the bench or may take the matters under advisement. This proceeding shall: (1) allow FPL to present evidence and testimony in support of its petition; (2) permit intervenors to present testimony and exhibits concerning FPL's petition; (3) permit members of the public, who are not parties to this need determination proceeding, the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on November 17, 2015.

PUBLIC TESTIMONY: Any member of the public who wishes to offer testimony should be present at the beginning of the hearing on December 1, 2015. By providing public testimony, a person does not become a party to the proceeding. To become an official party of record, you must file a Petition for Intervention at least 5 days before the final hearing, pursuant to the requirements contained in Rule 25-22.039, Florida Administrative Code (F.A.C.). All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The hearing will be governed by the provisions of Chapter 120, F.S., Section 403.519, F.S., and Chapters 25-22 and 28-106, F.A.C. Only issues relating to the need for the proposed Okeechobee Clean Energy Center Unit 1, by FPL will be heard at the hearing. Separate public hearings may be held before the Division of Administrative Hearings to consider environmental and other impacts of the proposed Okeechobee Clean Energy Center Unit 1 by FPL, as required by the "Power Plant Siting Act," Sections 403.501-403.519, F.S.

EMERGENCY CANCELLATION OF HEARING & ADA NOTICE:

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Office of Commission Clerk no later than 5 days prior to the hearing at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

REGIONAL PLANNING COUNCILS

Northeast Florida Regional Planning Council

The Northeast Florida Regional Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 6, 2015, 9:30 a.m.

PLACE: 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ad-Hoc Awards Selection Committee: review nominations & select winners of the 2015 Northeast Florida Regional Leadership Awards.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The South Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, November 30, 2015, 9:00 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: To support the reduction of our nation's dependence on imported oil by discussing and promoting the region's use of alternative fuels and alternative fuel vehicles through the Southeast Florida Clean Cities Coalition.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: South Florida Regional Planning Council. 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: Christine Heshmati at (954)985-4416 or cheshmati@sfrpc.com.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The Johns River Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, November 3, 2015, 10:00 a.m.

PLACE: St. Johns River Water Management District, 4049 Reid Street, Governing Board Room, Palatka, Florida 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rural Economic Development Initiative (REDI)/Innovative Projects Cost-Share Funding Workshop.

The St. Johns River Water Management District will accept applications from November 3 to December 15, 2015, for cost-share funding for designated Rural Economic Development Initiative (REDI) Communities projects or innovative projects. This workshop will provide potential applicants with information to help them prepare and submit an application for the cost-share program.

An opportunity for public comment will be provided near the end of the meeting.

NOTE: One or more members of the Governing Board may attend and participate in the meeting.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Dale Jenkins, 4049 Reid Street, Palatka, FL 32177, (386)312-2304, drjenkins@sjrwmd.com or Mark Brandenburg, (407)659-4806, mbrandenburg@sjrwmd.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 48 hours before the workshop/meeting by contacting: the District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, November 4, 2015, 10:00 a.m.

PLACE: St. Johns River Water Management District, Maitland Service Center, 601 South Lake Destiny Road, Suite 200, Maitland FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rural Economic Development Initiative (REDI)/Innovative Projects Cost-Share Funding Workshop.

The St. Johns River Water Management District will accept applications from November 3 to December 15, 2015, for cost-share funding for designated Rural Economic Development Initiative (REDI) Communities projects or

innovative projects. This workshop will provide potential applicants with information to help them prepare and submit an application for the cost-share program.

An opportunity for public comment will be provided near the end of the meeting.

NOTE: One or more members of the Governing Board may attend and participate in the meeting.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Dale Jenkins, (386)312-2304, drjenkins@sjrwmd.com or Mark Brandenburg, (407)659-4806, mbrandenburg@sjrwmd.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 48 hours before the workshop/meeting by contacting: the District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the District using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 10, 2015, 10:00 a.m.

PLACE: Conference call: 1(888)670-3525, conference code: 2938723619

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness committee meeting of the board.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. 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: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, November 11, 2015, 12:00 Noon; Thursday, November 12, 2015, 8:00 a.m.; Friday, November 13, 2015, 8:00 a.m.

PLACE: Embassy Suites Orlando - North, 225 Shorecrest Drive, Altamonte Springs, FL 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business, disciplinary and committee meetings of the board.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. 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: Amanda Wynn, Senior Management Analyst Supervisor, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

DEPARTMENT OF HEALTH

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

DATE AND TIME: November 3, 2015, 10:00 a.m.

PLACE: Department of Health, Tallahassee at Meet Me number: 1(888)670-3525, passcode: 9908086106

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider cases where Probable Cause has previously been found.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Joe Baker, Jr. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF HEALTH

Board of Respiratory Care

The Board of Respiratory Care announces public meeting to which all persons are invited.

DATES AND TIMES: February 16, 2016, 8:30 a.m.; April 19, 2016, 8:30 a.m.; June 21, 2016, 8:30 a.m.; August 16, 2016, 8:30 a.m.; October 18, 2016, 8:30 a.m.; December 13, 2016, 8:30 a.m.

PLACE: Conference call: 1(888)670-3525. After dialing the meet me number, when prompted, insert the participant code: 7811783909 followed by the # sign

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting. A meeting or portion of a probable cause panel meeting is public only if a case or cases are public by reason of reconsideration.

A copy of the agenda may be obtained by contacting: The Board of Respiratory Care, 4052 Bald Cypress Way, 4052 Bald Cypress Way, BIN C-05, Tallahassee, FL 32399-3255, by visiting our website at: www.floridasrespiratorycare.gov or by calling the board office at (850)245-4373, ext. 3476.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Department Health at (850)245-4444, ext. 3418. 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.

SOUTH FLORIDA COMMUNITY CARE NETWORK

The South Florida Community Care Network, LLC announces a public meeting to which all persons are invited.

DATE AND TIME: October 26, 2015, 4:00 p.m.: canceled

PLACE: South Florida Community Care Network, LLC, 1643 NW 136th Avenue, Bldg. H, 2nd Floor, Sunrise, Florida 33323

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting of the Members to discuss general matters is canceled.

For more information, you may contact: F. Philip Blank, Esq., counsel for South Florida Community Care Network, LLC, at philip.blank@gray-robinson.com or (850)577-9090.

ENTERPRISE FLORIDA, INC.

Enterprise Florida, Inc. and the Florida Defense Support Task Force announce a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 19, 2015, 11:00 a.m. – 2:30 p.m., EST

PLACE: DoubleTree by Hilton Tallahassee, 101 S Adams Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss proposed actions that will assist in preserving, protecting and enhancing Florida’s military installations and missions.

A copy of the agenda may be obtained by contacting: Marcy Sanders, (850)878-4566, msanders@enterpriseflorida.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 1 day before the workshop/meeting by contacting: Marcy Sanders, (850)878-4566, msanders@enterpriseflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bruce Grant, (850)878-0826, bgrant@enterpriseflorida.com.

KIMLEY-HORN AND ASSOCIATES, INC.

The Osceola County Expressway Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 3, 2015; 6:00 p.m., open house; 6:30 p.m., formal presentation, followed by public comment period

PLACE: Osceola County Administrative Building, Commission Chambers (4th Floor), 1 Courthouse Square, Kissimmee, FL 34741

GENERAL SUBJECT MATTER TO BE CONSIDERED: This Community Meeting is being held to provide an opportunity for the public to provide input on the alternative alignments identified for the eastern segment of the Osceola Parkway Extension and Boggy Creek Road/SR417 Access Road Project Development and Environment (PD&E) Study (Financial Project ID Numbers: 432134-1-22-01 & 432134-2-22-01). The eastern segment extends from Narcoossee Road to

the proposed Northeast Connector Expressway. This segment will connect to the western and central segments to provide an expressway connection from SR 417 at Boggy Creek Road to the planned Northeast Connector Expressway. Please visit the project website for more information at www.osceola-parkway.com.

A copy of the agenda may be obtained by contacting: Paul Cherry, Kimley-Horn and Associates, Inc., 1920 Wekiva Way, Suite 200, West Palm Beach, Florida 33411, paul.cherry@kimley-horn.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 7 days before the workshop/meeting by contacting: Ms. Vianed Aldebol at (407)742-0200, vianed.aldebol@osceola.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

INFINITE SOURCE COMMUNICATIONS GROUP, LLC

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

DATE AND TIME: November 5, 2015, 5:00 p.m.

PLACE: Monroe County Government Center, County Commission Chamber, Second Floor, 2798 Overseas Highway, Marathon, FL 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a Public Meeting for three roadway improvement projects along (SR) 5/Overseas Highway. The first project is from south of 33 Street/MM 48.70 to 37 Street/MM 49.03. The second is from the north end of the 7 Mile Bridge to south of Knight's Key Boulevard/MM 47 and the last project is from Sombrero Beach Road/MM 50.0 to Coco Plum Drive/MM 54.6, in Monroe County. The project identification number is 429187-2/3/4-52-01. The meeting will begin as an open house, from 5:00 p.m. to 7:00 p.m. Graphic displays will be shown during the meeting, and FDOT representatives will be available to discuss the project.

A copy of the agenda may be obtained by contacting: Public Information Specialist Nancy Barta at (305)294-1238, nancy@swcinc.net.

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: Ivette Ruiz-Paz at (305)470-5225, in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email: ivette.ruiz-paz@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Public Information Specialist Nancy Barta at (305)294-1238 or nancy@swcinc.net.

TOA DESIGN

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

DATE AND TIME: Monday, November 9, 2015, 6:00 p.m. – 8:00 p.m., presentation at 6:30 p.m.

PLACE: Daytona State College, Daytona Beach Campus, Bergengren Building #110 (Room 112), 1200 W. International Speedway Blvd., Daytona Beach, FL 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 433718-1.

The Florida Department of Transportation (FDOT) is conducting a public meeting to present the refined alternatives for the Volusia Transit Connector Study. The study area encompasses State Road (SR) 46 in Seminole County to US 1 in Volusia County. The purpose of the study is to evaluate options for providing enhanced transit service to meet current and future transportation needs and improve mobility within the study area. Community consensus and support for a Recommended Alternative is an important part of the study. It will also evaluate the feasibility and cost-effectiveness of the Recommended Alternative and its potential to compete nationally for Federal Transit Administration (FTA) funding.

The public meeting is being held in three (3) locations within the study area to provide maximum opportunities for public feedback. Identical information will be presented at each meeting. Each meeting will be conducted in an informal open house format. Stakeholders are encouraged to participate and engage in study specifics. There will be a formal presentation at 6:30 p.m. Each public meeting will include an overview of the study, informational displays illustrating the study corridor, schedule and additional project specific information. Project representatives will be present to discuss the study, receive public input, and answer questions.

We encourage you to share this information with anyone who may be interested in this study and to visit the study website: www.volusiaconnectorstudy.com.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Joe Bitar, FDOT Project Manager, at 133 S. Semoran Blvd., Orlando, FL 32807, (407)482-7881, joe.bitar@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Joe Bitar, FDOT Project Manager, at 133 S. Semoran Blvd., Orlando, FL 32807, (407)482-7881, joe.bitar@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Joe Bitar, FDOT Project Manager, at 133 S. Semoran Blvd., Orlando, FL 32807, (407)482-7881, joe.bitar@dot.state.fl.us.

TOA DESIGN

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

DATE AND TIME: Tuesday, November 10, 2015, 6:00 p.m. – 8:00 p.m., presentation at 6:30 p.m.

PLACE: Sanborn Activity Center, Ballroom B, 815 South Alabama Avenue, DeLand, FL 32724

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 433718-1.

The Florida Department of Transportation (FDOT) is conducting a public meeting to present the refined alternatives for the Volusia Transit Connector Study. The study area encompasses State Road (SR) 46 in Seminole County to US 1 in Volusia County. The purpose of the study is to evaluate options for providing enhanced transit service to meet current and future transportation needs and improve mobility within the study area. Community consensus and support for a Recommended Alternative is an important part of the study. It will also evaluate the feasibility and cost-effectiveness of the Recommended Alternative and its potential to compete nationally for Federal Transit Administration (FTA) funding.

The public meeting is being held in three (3) locations within the study area to provide maximum opportunities for public feedback. Identical information will be presented at each meeting. Each meeting will be conducted in an informal open house format. Stakeholders are encouraged to participate and engage in study specifics. There will be a formal presentation at 6:30 p.m. Each public meeting will include an overview of the study, informational displays illustrating the study corridor, schedule and additional project specific information. Project representatives will be present to discuss the study, receive public input, and answer questions.

We encourage you to share this information with anyone who may be interested in this study and to visit the study website: www.volusiaconnectorstudy.com.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Joe Bitar, FDOT Project Manager, at 133 S. Semoran Blvd., Orlando, FL 32807, (407)482-7881, joe.bitar@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Joe Bitar, FDOT Project Manager, at 133 S. Semoran Blvd., Orlando, FL 32807, (407)482-7881, joe.bitar@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Joe Bitar, FDOT Project Manager, at 133 S. Semoran Blvd., Orlando, FL 32807, (407)482-7881, joe.bitar@dot.state.fl.us.

TOA DESIGN

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

DATE AND TIME: Thursday, November 12, 2015, 6:00 p.m. – 8:00 p.m., presentation at 6:30 p.m.

PLACE: Deltona City Hall, Commission Chambers, 2345 Providence Blvd., Deltona, FL 32725

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 433718-1.

The Florida Department of Transportation (FDOT) is conducting a public meeting to present the refined alternatives for the Volusia Transit Connector Study. The study area encompasses State Road (SR) 46 in Seminole County to US 1 in Volusia County. The purpose of the study is to evaluate options for providing enhanced transit service to meet current and future transportation needs and improve mobility within the study area. Community consensus and support for a Recommended Alternative is an important part of the study. It will also evaluate the feasibility and cost-effectiveness of the Recommended Alternative and its potential to compete nationally for Federal Transit Administration (FTA) funding.

The public meeting is being held in three (3) locations within the study area to provide maximum opportunities for public feedback. Identical information will be presented at each meeting. Each meeting will be conducted in an informal open house format. Stakeholders are encouraged to participate and engage in study specifics. There will be a formal presentation at 6:30 p.m. Each public meeting will include an overview of the study, informational displays illustrating the study corridor, schedule and additional project specific information. Project representatives will be present to discuss the study, receive public input, and answer questions.

We encourage you to share this information with anyone who may be interested in this study and to visit the study website: www.volusiaconnectorstudy.com.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. A copy of the agenda may be obtained by contacting: Joe Bitar, FDOT Project Manager, at 133 S. Semoran Blvd., Orlando, FL 32807, (407)482-7881, joe.bitar@dot.state.fl.us. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Joe Bitar, FDOT Project Manager, at 133 S. Semoran Blvd., Orlando, FL 32807, (407)482-7881, joe.bitar@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Joe Bitar, FDOT Project Manager, at 133 S. Semoran Blvd., Orlando, FL 32807, (407)482-7881, joe.bitar@dot.state.fl.us.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

NONE

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

Notice of Disposition of Petition for Administrative Determination has been filled 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
University of Central Florida
Civil Engineering Consultant

**NOTICE TO PROFESSIONAL CONSULTANTS
CIVIL CONTINUING SERVICES CONTRACT**

The University of Central Florida, on behalf of its Board of Trustees, announces that services in the disciplines Civil Engineers are required for the project listed below:

Building related projects assigned under this contract may include civil services for new construction, additions, renovations, building maintenance, greenhouses, and other building projects. Site projects assigned under this contract may include civil services for sidewalks, site drainage, roadway work, and other exterior improvements. Projects could be located on the University of Central Florida main campus or off site campus. The maximum per-project construction cost is \$2,000,000, or studies for which the fee for professional services is less than \$200,000.

These are open-ended contracts, each for a period of one year with an option to renew for four additional one-year periods at the agreement of both parties.

INSTRUCTIONS:

Applicants are encouraged to review the Professional Services continuing service contract template document prior to application. Submitting a proposal for this project constitutes complete agreement with, and acceptance of, the terms and conditions contained within this document. This documents can be found with the advertisement on our website: www.fp.ucf.edu. Instructions for submitting a proposal can be found on the Project Fact Sheet. The Project Fact Sheet and PQS Form may be obtained on our website: www.fp.ucf.edu or by contacting Gina Seabrook: gina.seabrook@ucf.edu, (407)823-5894.

We are accepting only electronic submissions, to be uploaded at: <https://ucf.bonfirehub.com/p/1060>.

Submittals must be received by 5:00 p.m. local time November 20, 2015. Late submissions or additional documentation will not be accepted.

Professional Service vendors will have their performance evaluated on a regular basis, companies that do not receive satisfactory evaluations may not be given additional work and their contracts may be terminated.

DEPARTMENT OF EDUCATION

University of Central Florida

Fire Alarm Contractors/Vendors

NOTICE TO FIRE ALARM CONTRACTORS/VENDORS

The University of Central Florida has a need to retain several companies to provide the design and installation of fire alarm systems. These companies may be used over the time period of this contract to replace existing or provide new fire alarm systems on the UCF campus. UCF may select from one to five companies for this contract, and may use any of the selected companies at its discretion – becoming an approved vendor is not a guarantee of work.

Project Description: provide product data, physical samples, design documents, specifications, and warranty services for the design, installation, and maintenance of fire alarm systems. Companies must have the ability to provide designs and installations for a complete and functional system without any scope “by others” – companies must each act as the single point of contact and bear contractual responsibility for all related scope of work.

Instructions for submitting a proposal can be found on the Project Fact Sheet. The Project Fact Sheet and Contractor’s Form may be obtained on our website: www.fp.ucf.edu, or by contacting Gina Seabrook, gina.seabrook@ucf.edu, (407)823-5894.

We are accepting only electronic submissions, to be uploaded at: <https://ucf.bonfirehub.com/p/1059>.

Submittals must be received by 5:00 p.m. local time November 20, 2015. Late submissions or additional documentation will not be accepted.

DEPARTMENT OF EDUCATION

Florida Gulf Coast University

NOTICE TO CONSTRUCTION MANAGERS

Florida Gulf Coast University Board of Trustees announces that Construction Management Services will be required for the project listed below:

Project No. BR-1083

Project and Location: Student Academic Health and Life Fitness Center

Florida Gulf Coast University, Lee County, Florida.

Description of Project

This project will be located on the FGCU main campus. The building will contain activity spaces such as gymnasiums, fitness, cardio, strength & conditioning, weight, multipurpose and other support spaces with a total area of approximately 50,000 gross square feet. The estimated cost of construction for the project is approximately \$11,000,000 including site work, site utilities and building. The total project budget is approximately \$15,000,000. The selected firm will provide program verification, design, construction documents, construction administration and LEED certification services for the referenced project. The scope of services will include architectural, civil, landscape, structural, mechanical, electrical and plumbing engineering professional services.

Project Context

The project will be located within the west portion of the South Village area on FGCU campus. This area is currently undeveloped; however, site permitting of this area, along with a proposed south access road linking this area of the campus to Ben Hill Griffin Parkway is underway through SFWMD and ACOE and not part of this project. A SFWMD permit modification will be required. Recreational play fields as shown in the FGCU 2010-20 Campus Master Plan for this area of South Village are not part of this project. Site and building permitting through Lee County Development is not required. A detail project program will not be available prior to selection.

Selection of Firm

Selection will be made on the basis of construction manager’s qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability and qualification of the firm’s personnel, staff and consultants.

The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Board of Regents “Construction Manager Qualifications Supplement”. Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages should be numbered consecutively. Submittals, which do not comply with these requirements or do not include the requested data, will not be considered. No submittal information will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application.

Instructions

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached the following:

1. A completed Florida Gulf Coast University "Professional Qualifications Supplement" dated February 2013, and following the instructions provided at <http://www.fgcu.edu/Facilities/ProfessionalSupplements.html>
2. Applications on any other form will not be considered, however, you may choose the electronic "fillable" DOC version or the PDF version of this form.
3. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit five (5) hard bound copies of the above requested data and as specifically bound in the order listed above and an electronic copy in PDF file format on a USB flash drive or compact disk. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned. The plans and specifications for State University System projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction manager must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontract, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms can be obtained as noted above. Any questions may be directed to:

Tom Mayo, Director of Facilities Planning, 10501 FGCU Blvd. South, Fort Myers, Florida 33965-6565, phone: (239)590-1500, fax (239)590-1505, email tmayo@fgcu.edu.

Submittals must be received in the Facilities Planning Office, by 3:00 p.m. local time, on November 19, 2015. Facsimile (FAX) submittals are not acceptable and will not be considered.

**Section XII
Miscellaneous**

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

EXEMPTIONS

The Agency for Health Care Administration approved the following exemptions on October 22, 2015 pursuant to Section 408.036(3), Florida Statutes:

ID #E150037 District: 5-2 (Pinellas County)
Facility/Project: Mease Continuing Care
Applicant: CCRC - Mease Manor, Inc.
Project Description: Add 10 community nursing home beds
Proposed Project Cost: \$0.00

ID #E150038 District: 8-5 (Lee County)
Facility/Project: Park Royal Hospital
Applicant: Pavilion at Health Park, LLC
Project Description: Add 11 adult inpatient psychiatric beds
Proposed Project Cost: \$0.00

DEPARTMENT OF JUVENILE JUSTICE

Policy and Procedure Updates

The Department of Juvenile Justice has posted one revised policy for comment and review: FDJJ 1800, Background Screening. The policy will be posted until November 6, 2015, on the Department's webpage at <http://www.djj.state.fl.us/partner/policies-resources/department-policies/policies-under-review>.

Directions for submitting comments can be found at the above webpage.

**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.