

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NOS.:      RULE TITLES:

64B8-4.009      Applications

64B8-4.025      Licensure Under Supervision

**PURPOSE AND EFFECT:** The Board proposes the development of rule amendments for Rule 64B8-4.009, F.A.C. to address the revised application forms; to clarify language with regard to direct verification for medical school education; and to delete language requiring prevention of medical errors education at the time of initial licensure. The Board also proposes the development of rule amendments in Rule 64B8-4.025, F.A.C. to clarify requirements for a practice plan for those physicians who are licensed under the supervision of another physician.

**SUBJECT AREA TO BE ADDRESSED:** Revised licensure applications; clarification of language with regard to medical school education; deletion of language requiring prevention of medical errors education at the time of initial licensure; and requirements for a practice plan for those physicians who are licensed under the supervision of another physician.

**RULEMAKING AUTHORITY:** 456.031, 456.033, 458.309, 458.311, 458.313, 458.3151 FS.

**LAW IMPLEMENTED:** 456.013(1), (7), (13), 456.031, 456.033, 456.50, 456.0635, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317 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:** Claudia Kemp, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:      RULE TITLE:

64B8-30.003      Physician Assistant Licensure

**PURPOSE AND EFFECT:** The Board proposes the development of a rule amendment to incorporate the revised physician assistant licensure application and to delete the language requiring prevention of medical errors education at the time of initial licensure.

**SUBJECT AREA TO BE ADDRESSED:** The incorporation of the revised physician assistant licensure application form into the rule and the deletion of language requiring prevention of medical errors education at the time of initial licensure.

**RULEMAKING AUTHORITY:** 456.013, 456.031(2), 456.033, 458.309, 458.347 FS.

**LAW IMPLEMENTED:** 456.013, 456.017, 456.031, 456.033, 458.347 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:** Claudia Kemp, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE NO.:      RULE TITLE:

64B15-6.003      Physician Assistant Licensure

**PURPOSE AND EFFECT:** The Board proposes the development of a rule amendment to incorporate the revised physician assistant licensure application into the rule and to delete the language requiring prevention of medical errors education at the time of initial licensure.

**SUBJECT AREA TO BE ADDRESSED:** The incorporation of the revised physician assistant licensure application form into the rule and the deletion of language requiring prevention of medical errors education at the time of initial licensure.

**RULEMAKING AUTHORITY:** 458.347(7), 459.005, 459.022 FS.

**LAW IMPLEMENTED:** 456.013, 456.031, 456.033, 459.022 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: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

**DEPARTMENT OF HEALTH**

**Board of Osteopathic Medicine**

RULE NO.:       RULE TITLE:

64B15-14.007   Standard of Care for Office Surgery

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to delete the requirement for Vasopressin on the crash cart and to add the American Red Cross to those entities who provide certification in basic life support.

SUBJECT AREA TO BE ADDRESSED: Removal of Vasopressin from the crash cart and the addition of the American Red Cross as an entity providing basic life support certification.

RULEMAKING AUTHORITY: 459.005, 459.015(1)(z), 459.026 FS.

LAW IMPLEMENTED: 459.015(1)(g), (x), (z), (aa), 459.026 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: Kama Monroe, J.D., Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

**DEPARTMENT OF HEALTH**

**Certified Master Social Workers**

RULE NO.:       RULE TITLE:

64B25-28.012   Application Forms and Requirements

PURPOSE AND EFFECT: This rulemaking amends the application form for certified master social workers to

eliminate the medical errors course requirement, add optional email address, and eliminate the question relating to criminal convictions prior to 2009, as required by recently enacted legislation.

SUBJECT AREA TO BE ADDRESSED: Application forms for certified master social workers.

RULEMAKING AUTHORITY: 491.015 FS.

LAW IMPLEMENTED: 456.017(1)(c), 456.0635, 491.0145 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: Jennifer Wenhold, Executive Director, 4052 Bald Cypress Way, Bin #C08, Tallahassee, FL 32399, (850)245-4460 or Jennifer.Wenhold@FIHealth.gov

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 BUSINESS AND PROFESSIONAL REGULATION**

**Florida Building Commission**

RULE NO.:       RULE TITLE:

61G20-3.008   Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies

PURPOSE AND EFFECT: To amend the list of approved product evaluation entities to conform to recent changes made to s. 553.842, F.S.

SUMMARY: R. 61G20-3.008(1)(a), F.A.C., contains an exclusive list of approved evaluation entities in the State Product Approval Program as prescribed in s. 553.842(8)(a), F.S. The rule will be amended to add Underwriters Laboratories, LLC and Intertek Testing Services NA, Inc. as approved evaluation entities in the rule to conform to changes made to s. 553.842(8)(a), F.S.

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 Commission conducted an analysis of the proposed rule's potential economic impact and determined that it did not exceed any of the criteria established in s. 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 553.73(8); 553.842(8) FS.

LAW IMPLEMENTED: 553.842(8) F.S. .; s.22, Ch. 2016-129, L.O.F.

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: Mo Madani, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1825

THE FULL TEXT OF THE PROPOSED RULE IS:

61G20-3.008 Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies.

(1) Approved Product Evaluation Entities. Approval by the Commission is limited to the scope established by Section 553.842, F.S.

(a) The following entities are approved evaluation entities:

1. The National Evaluation Service (NES);
2. The Miami-Dade County Building Code Compliance Office Product Control Division (MDCBCCOPCD);
3. The International Code Council, International Evaluation Services (IES); and
4. The International Association of Plumbing and Mechanical Officials Evaluation Service (IAPMO).

5. Underwriters Laboratories, LLC

6. Intertek Testing Services NA, Inc.

(b) No change.

(2) through (6) No change.

Rulemaking Authority 553.842(8) FS. Law Implemented 553.842(8) FS. History—New 5-5-02, Amended 9-4-03, 3-9-04, 11-22-06, 4-10-08, 12-9-09, Formerly 9B-72.100, Amended 7-14-11, Formerly 9N-3.008, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Building Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Building Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 08, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 12, 2016

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.: RULE TITLE:

61J2-1.011 License Fees and Examination Fees

PURPOSE AND EFFECT: The Commission proposes the rule amendment to reduce the initial application fees for brokers, sales associates and school instructors.

SUMMARY: The rule amendment will reduce the initial application fees for brokers, sales associates and school instructors.

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

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

No person or interested party submitted additional information regarding the economic impact at that time. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 455.217, 455.2281, 475.04, 475.125, 475.15, 475.182, 475.24, 475.451 FS.

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

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: Juana Watkins, Executive Director, Division of Real Estate, 400 N. Robinson Street, Suite N801, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-1.011 License Fees and Examination Fees

- (1) No change
- (2) The application fee for licensure shall

be as follows:

Initial application	
Broker	\$ <del>14.75</del> <del>20.00</del>
Sales Associate	\$ <del>14.75</del> <del>20.00</del>

- (3) through (5) No change
- (6) The license fee for school related

categories shall be as follows:

- (a) Application for School Instructor \$~~14.75~~ ~~20.00~~
- (b) Effective July 1, 2014, the biennial

Permit Fees shall be:

School Permitholder	\$104.00
Additional Location for Permitholder	\$45.00
School Instructor	\$64.00

- (7) through (9) No change

Rulemaking Authority 475.05 FS. Law Implemented 455.217, 455.2281, 475.04, 475.125, 475.15, 475.182, 475.24, 475.451 FS. History—New 10-10-79, Amended 1-1-80, 4-14-81, 9-13-82, 10-19-83, 8-12-84, 10-13-85, Formerly 21V-1.11, Amended 2-1-87, 1-1-88, 5-5-88, 10-13-88, 9-10-89, 1-4-90, 2-13-90, 3-27-90, 8-21-90, 10-9-90, 1-13-91, 8-19-91, 7-1-93, Formerly 21V-1.011, Amended 7-18-94, 12-17-95, 12-30-97, 1-19-99, 4-18-99, 2-24-00, 11-17-03, 3-8-05, 12-6-07, 8-18-08, 5-8-13, 6-29-14, 9-16-15, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Real Estate Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 14, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 31, 2016

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Investigative and Forensic Services**

RULE NOS.: RULE TITLES:

- 69D-3.001 Definitions
- 69D-3.002 Governance of Organization
- 69D-3.003 Use of Division Property or Facilities

PURPOSE AND EFFECT: These rules are being repealed since the underlying rulemaking authority and law implemented has been repealed.

SUMMARY: Chapter 2015-179, Laws of Florida, repealed Section 626.9896, F.S., effective October 1, 2015.

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 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: 626.9895(5)(c), FS.

LAW IMPLEMENTED: 626.9895, 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: Simon Blank, Director of Division of Insurance Fraud, address: 200 E. Gaines Street, Tallahassee, FL 32301, telephone: (850)413-4001, email: simon.blank@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69D-3.001 Definitions.

Rulemaking Authority 626.9895(5)(c) FS. Law Implemented 626.9895 FS. History—New 11-26-13, Repealed.

69D-3.002 Governance of Organization.

Rulemaking Authority 626.9895(5)(c) FS. Law Implemented 626.9895 FS. History—New 11-26-13, Repealed.

69D-3.003 Use of Division Property or Facilities.

Rulemaking Authority 626.9895(5)(c) FS. Law Implemented 626.9895 FS. History—New 11-26-13, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Simon Blank, Director, Division of Insurance Fraud

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: 05/09/2016



other agency may submit written comments within 14 days after the publication of this notice.

**DEPARTMENT OF HEALTH**

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:

64B3-2.003 Definitions

NOTICE IS HEREBY GIVEN that on July 18, 2016, the Board of Clinical Laboratory Personnel received a petition for variance or waiver filed by Jami Lynn Perry. Petitioner is seeking a variance or waiver of subsection 64B3-2.003(5), Florida Administrative Code, which defines academic science as a science course with a chemical or biological science prefix. Acceptable courses include general chemistry, organic chemistry, biochemistry, qualitative or quantitative analysis, general biology, zoology, physiology, comparative anatomy, bacteriology, parasitology, cell biology, physics and immunology. For purposes of this rule, the courses of geology, astronomy, entomology, oceanography, marine biology and physical science or remedial, preparatory or introductory science courses shall not be acceptable.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, (850)245-4355, at the above address or at [info@floridasclinicallabs.gov](mailto:info@floridasclinicallabs.gov). Comments on the petition should be filed with the Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257 within 14 days of publication of this notice.

**DEPARTMENT OF HEALTH**

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on July 15, 2016, the Board of Medicine received a petition for waiver or variance filed by Rashad Heshmat El-Dabh, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Claudia Kemp, Executive Director, Board of Medicine, at the above address, or telephone: (850)245-4131.

**Section VI**

**Notice of Meetings, Workshops and Public Hearings**

**DEPARTMENT OF STATE**

Division of Cultural Affairs

The Florida Department of State, Division of Cultural Affairs announces a workshop to which all persons are invited.

DATE AND TIME: July 25, 2016, 1:00 p.m.

PLACE: Telephone conference

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Follow-up to the Arts Education Messaging workshop at the Florida Alliance for Arts Education conference, discussing the value of Arts in Education.

A copy of the agenda may be obtained by contacting: Michelle Smith Grindberg at [michelle.smithgrindberg@dos.myflorida.com](mailto:michelle.smithgrindberg@dos.myflorida.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: Rachele Ashmore at (850)245-6490. 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: The Division of Cultural Affairs at (850)245-6470.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Consumer Services

The Board of Professional Surveyors and Mappers announces public meetings to which all persons are invited.

DATES AND TIMES: August 1, 2016, 9:00 a.m., General Business Session; 2:00 p.m., Probation Review Committee; 4:00 p.m., Probable Cause Panel; August 2, 2016, 8:00 a.m., Committee Meetings and General Business Session

PLACE: Hilton St. Petersburg Bayfront Hotel, Harbor Room, 333 1st Street South, St. Petersburg, FL 33701

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Board of Professional Surveyors and Mappers Committee Meetings and General Business Meeting. The Probable Cause Panel meeting is closed to the public except for portions, if any, which deal with disciplinary cases that have already become public.

A copy of the agenda may be obtained by contacting: Jenna Harper, Executive Director, Board of Professional Surveyors and Mappers, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)410-3674. One week prior to the meeting

date, the agenda will also be available online at [www.freshfromflorida.com/Public-Notices/](http://www.freshfromflorida.com/Public-Notices/).

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: Jenna Harper at (850)410-3674. 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: Jenna Harper, Executive Director, Board of Professional Surveyors and Mappers, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)410-3674.

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#### DEPARTMENT OF LAW ENFORCEMENT

##### Medical Examiners Commission

The Medical Examiners Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 17, 2016, 10:30 a.m.

PLACE: Sawgrass Marriott, 1000 PGA Tour Boulevard, Ponte Vedra Beach, Florida 32082, (904)285-7777

##### GENERAL SUBJECT MATTER TO BE CONSIDERED:

Medical Examiners Commission Meeting. If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, such person is responsible for ensuring that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by contacting: Ms. Vickie Koenig, Chief of Policy & Special Programs, Criminal Justice Professionalism Division, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

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: Ms. Vickie Koenig, Chief of Policy & Special Programs, Criminal Justice Professionalism Division, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### EXECUTIVE OFFICE OF THE GOVERNOR

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

State Board of Administration  
 Division of Bond Finance  
 Financial Services Commission  
 Office of Insurance Regulation  
 Office of Financial Regulation  
 Department of Veterans' Affairs  
 Department of Highway Safety and Motor Vehicles  
 Department of Law Enforcement  
 Department of Revenue  
 Administration Commission  
 Florida Land and Water Adjudicatory Commission  
 Board of Trustees of the Internal Improvement Trust Fund  
 Department of Environmental Protection

DATES AND TIMES: August 30, 2016, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

##### GENERAL SUBJECT MATTER TO BE CONSIDERED:

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; reports on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968.

The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the Office of Insurance Regulation concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the Office of Financial Regulation relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders,

certified capital companies, money services businesses, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, administrative procedure matters, and consideration of other matters within its authority.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to various statutes including Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer

Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters and other matters within its authority.

The Department of Environmental Protection will present for consideration those matters required by law to be reviewed by the Governor and Cabinet, sitting as the Siting Board, which may include, but are not limited to siting of power plants and electric and natural gas transmission lines.

A copy of any of the above agendas submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/> or by contacting each individual agency.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to provide at least 48 hours' notification before the meeting by contacting: the Governor's Cabinet Affairs Office, (850)488-5152.

**CABINET AIDES BRIEFING:** On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee.

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#### EXECUTIVE OFFICE OF THE GOVERNOR

##### Division of Emergency Management

The Division of Emergency Management announces a public meeting to which all persons are invited.

**DATE AND TIME:** July 19, 2016, 2:30 p.m.

**PLACE:** William E. Sadowski Office Building, 2555 Shumard Oak Blvd., Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** In accordance with the timeframe set forth in Section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Invitation to bid (ITB-DEM-16-17-001) for FDEM Food and Beverage Service.

The Division reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Division will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Review (FAR). Access the VBS at: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

A copy of the agenda may be obtained by contacting: Kara Nevin, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)922-1649, [Kara.Nevin@em.myflorida.com](mailto:Kara.Nevin@em.myflorida.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: Kara Nevin, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, (850)922-1649, Kara.Nevin@em.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**WATER MANAGEMENT DISTRICTS**

South Florida Water Management District

Title of Meeting: Proposed Land Acquisition, Surplus and/or Exchange Public Meeting.

DATE AND TIME: Tuesday, July 26, 2016, 10:00 a.m.

PLACE: South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** District staff shall provide information, and will hear public comments on the following District land acquisitions:

Acquisition of fee title land interests of Tract Nos. 19100-437, 19100-422, 19100-711, 19100-436, 19100-438, and 19100-421, owned by Westgate Resorts, Ltd., a Florida limited partnership, comprise a total of approximately 39.27 acres located in Polk County within the District's Kissimmee River Restoration and Headwaters Revitalization Project. The cumulative appraised value of the Tracts is \$368,700.

A copy of the agenda may be obtained by contacting: not applicable.

For more information about the meeting, contact: Andrea Schluter, aschlut@sfwmd.gov.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

DATE AND TIME: Wednesday, August 10, 2016, 6:00 p.m.

PLACE: Guana Tolomato Matanzas National Estuarine Research Reserve (GTMNERR) Marineland Field Office, 9741 Ocean Shore Blvd., St. Augustine, FL 32080

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Management Advisory Group for GTMNERR will hold a meeting to provide advisory input for the management of GTMNERR.

A copy of the agenda may be obtained by contacting: Kaitlyn Dietz, (904)823-4500, Kaitlyn.Dietz@dep.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 48 hours before the workshop/meeting by contacting: Kaitlyn Dietz at (904)823-4500. 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).

**DEPARTMENT OF HEALTH**

The Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 4, 2017, 9:00 a.m.

PLACE: Telephone conference number: 1(888)670-3525; participant code: 2922384719#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Institutional Review Board (IRB) Conference call agenda items.

A copy of the agenda may be obtained by contacting: Rotanya Bryan, Rotanya.Bryan@flhealth.gov, (850)245-4444, ext. 3591.

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: Rotanya Bryan, Rotanya.Bryan@flhealth.gov, (850)245-4444, ext. 3591. 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: Rotanya Bryan, Rotanya.Bryan@flhealth.gov, (850)245-4444, ext. 3591.

**DEPARTMENT OF FINANCIAL SERVICES**

OIR - Administration

**RULE NOS.:RULE TITLES:**

- 69N-3.001 Purpose and Scope
- 69N-3.002 Definitions
- 69N-3.003 Prohibition
- 69N-3.004 No-Smoking Areas
- 69N-3.005 Action by Office Officials and Employees
- 69N-3.006 Posting of Signs
- 69N-3.007 Enforcement, Penalties

The Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 30, 2016, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 This is the Final Public Hearing on the adoption of proposed repeal to Rule 69N-3.001, 69N-3.002, 69N-3.003, 69N-3.004, 69N-3.005, 69N-3.006, 69N-3.007, Florida Administrative Code, published on May 12, 2016 in Vol. 42, No. 93, of the Florida Administrative Register. No notice of change was published.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. 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: Stephen Fredrickson at [Steve.Fredrickson@flor.com](mailto:Steve.Fredrickson@flor.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: Stephen Fredrickson at [Steve.Fredrickson@flor.com](mailto:Steve.Fredrickson@flor.com).

**DEPARTMENT OF FINANCIAL SERVICES**

OIR - Administration

**RULE NOS.:RULE TITLES:**

69N-121.007Public Records and Availability of Forms: Procedures for Inspecting and Copying Public Records and for Obtaining Office Forms

69N-121.010Indexing, Management, and Availability of Final Orders

The Office of Insurance Regulation announces a hearing to which all persons are invited.

**DATE AND TIME:** August 30, 2016, 9:00 a.m., during a regular meeting of the Financial Services Commission

**PLACE:** Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 This is the Final Public Hearing on the adoption of proposed repeal to Rules 69N-121.007, 69N-121.010, Florida Administrative Code, published on May 12, 2016 in Vol. 42, No. 93, of the Florida Administrative Register. No notice of change was published.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Stephen Fredrickson at [Steve.Fredrickson@flor.com](mailto:Steve.Fredrickson@flor.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: Stephen Fredrickson at [Steve.Fredrickson@flor.com](mailto:Steve.Fredrickson@flor.com).

**DEPARTMENT OF FINANCIAL SERVICES**

OIR – Insurance Regulation

**RULE NO.: RULE TITLE:**

69O-138.001NAIC Financial Condition Examiners Handbook Adopted

The Office of Insurance Regulation announces a hearing to which all persons are invited.

**DATE AND TIME:** August 30, 2016, 9:00 a.m., during a regular meeting of the Financial Services Commission

**PLACE:** Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-138.001, Florida Administrative Code, published on May 10, 2016 in Vol. 42, No. 91, of the Florida Administrative Register. No notice of change was published.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Stephen Fredrickson at [Steve.Fredrickson@flor.com](mailto:Steve.Fredrickson@flor.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: Stephen Fredrickson at [Steve.Fredrickson@flor.com](mailto:Steve.Fredrickson@flor.com).

**DEPARTMENT OF FINANCIAL SERVICES**

OIR – Insurance Regulation

**RULE NO.: RULE TITLE:**

69O-137.001 Annual and Quarterly Reporting Requirements

The Office of Insurance regulation announces a hearing to which all persons are invited.

**DATE AND TIME:** August 30, 2016, 9:00 a.m., during a regular meeting of the Financial Services Commission

**PLACE:** Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-137.001, Florida Administrative Code, published on May 10, 2016 in Vol. 42, No. 91, of the Florida Administrative Register. No notice of change was published.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Stephen Fredrickson at [Steve.Fredrickson@flor.com](mailto:Steve.Fredrickson@flor.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: Stephen Fredrickson at [Steve.Fredrickson@flor.com](mailto:Steve.Fredrickson@flor.com).

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-186.010 Insurer's Assumption of Certain Liabilities

The Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 30, 2016, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-186.010, Florida Administrative Code, published on May 5, 2016 in Vol. 42, No. 88, of the Florida Administrative Register. No notice of change was published.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Jeffrey Joseph at [Jeffrey.Joseph@flor.com](mailto:Jeffrey.Joseph@flor.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: Jeffrey Joseph at [Jeffrey.Joseph@flor.com](mailto:Jeffrey.Joseph@flor.com).

SOUTH DADE SOIL AND WATER CONSERVATION DISTRICT

The South Dade Soil and Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: July 21, 2016, 9:30 a.m.

PLACE: USDA Conference Room, 1450 N. Krome Ave., Suite 102, Florida City, FL 33034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular agenda items for presentation to the Board of Supervisors, Ag Lab Report, MIL Report, and District Projects.

A copy of the agenda may be obtained by contacting: Wendy Canty, [southdadeswcd@gmail.com](mailto:southdadeswcd@gmail.com).

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

For more information, you may contact: Mogan Levy, District Administrator, [southdadeswcd@gmail.com](mailto:southdadeswcd@gmail.com).

## Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that Agency for Health Care Administration has received the petition for declaratory statement from Chatsworth at PGA National, LLC and The Devonshire at PGA National, LLC. The petition seeks the agency's opinion as to the applicability of Fla. Stat. § 400.062(2), as it applies to the petitioner.

The issues needing determination are (1) whether Fla. Stat. 400.062(2) would allow for a separate license to be obtained to provide outpatient therapy services allowed under the nursing home statutes and (2) whether the services at the separate premises would be subject only to the licensing rules that apply to a nursing facility's provision of outpatient therapy services.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Richard J. Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308, (850)412-3671, [Richard.Shoop@ahca.myflorida.com](mailto:Richard.Shoop@ahca.myflorida.com).

Please refer all comments to Richard J. Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308, (850)412-3671, [Richard.Shoop@ahca.myflorida.com](mailto:Richard.Shoop@ahca.myflorida.com).

Persons other than the original parties to a pending proceeding whose substantial interests will be affected by the disposition of the declaratory statement and who desire to become parties may file a motion to intervene with the Agency. The motion should be filed with the Agency Clerk at the above address

within twenty-one (21) days of publication of this notice. Any petition for leave to intervene must comply with the requirements set forth in Fla. Admin. Code R. 28-105.0027.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:

61J2-10.028 Kickbacks or Rebates

NOTICE IS HEREBY GIVEN that the Florida Real Estate Commission has issued an order disposing of the petition for declaratory statement filed by Robert D. Ross, Continental Realty Services, Inc. on June 10, 2016. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 42, No. 66, of the April 5, 2016, Florida Administrative Register. The Commission considered the Petition at a duly-noticed public meeting held on April 19, 2016. The Petitioner sought the Commission's interpretation of Section 475.25(1)(h) F.S., and Rule 61J2-10.028, F.A.C., and whether it was legal to pay a homeowner for a listing upon signing of the listing agreement. The Commission denies the petition because of the potential antitrust implications that could arise if the Commission issued an Order.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Juana Watkins, Division Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that the Board of Chiropractic Medicine has received the petition for declaratory statement from Cole Streets, on behalf of Sports and Spine, Inc. filed on July 18, 2016. The petition seeks the agency's opinion as to the applicability of Section 460.403(9)(f), Florida Statutes, as it applies to the petitioner.

The Petitioner is seeking the Board's interpretation regarding whether "dry needling" falls within the definition of acupuncture. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3257, (850)245-4355, info@floridaschiropracticmedicine.gov, within 14 days of publication of this notice.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI  
Notices Regarding Bids, Proposals and  
Purchasing

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Water Policy

Solicitation for Agricultural Best Management Practices Research Projects

The Florida Department of Agriculture and Consumer Services, Office of Agricultural Water Policy (OAWP) announces a general solicitation to obtain fiscal year 2016/2017 proposals for agricultural best management practices research projects based on the categories below. This list, in part, was developed with the assistance of the OAWP Research Coordinating Committee, after meeting on June of 2016 to deliberate and prioritize the current research needs in Florida.

- Controlled release fertilizer literature review and preparation of Florida specific guidebook (previously advertised).
- Identification of critical sources and flow paths, including the methods of addressing them.
- Use of multiple cropping systems, cover crops, or alternative crops to reduce N leaching in high-recharge and excessively drained springs recharge areas.
- New or enhanced BMPs, including nitrification inhibitors.
- Tailwater recovery treatment for bacterial contaminants. There are ongoing concerns about using tailwater or reclaimed water on vegetables, partly because of the food safety modernization act but also because of vendor requirements for testing.
- Biosolids used on ranches and concerns about offsite P movement or leaching.
- Water treatment technologies and practices for on-farm or edge-of-farm application; regional water treatment technologies to be considered for research in coordination with FDEP and the WMDs.
- ET-based and pulsed-based overhead irrigation for container nurseries.
- Development of crop coefficients (if needed) for irrigated crops in springs recharge areas.

**CONDITIONS AND SPECIFICATIONS**

Prospective contractors shall be registered in the MyFloridaMarketPlace (MFMP) system and where required, the Sunbiz system prior to submittal. Business entities which must be on file with Sunbiz include the following: Corporations for and not for profit, Limited Liability Companies (LLC), Limited Partnerships (LP) including Limited Liability Limited Partnerships (LLLP), and organizations doing business under a fictitious name (DBA). Prospective contractors may not be considered for an award if they are not associated with a land grant university, or a qualified entity registered in the MFMP and Sunbiz system. The registration address and federal employer identification (FEID) number must match that registered with the State of Florida.

**QUALIFICATIONS OF PROJECT PERSONNEL AND PROJECT MANAGEMENT**

- 1) Qualifications of contractor (individual or team) to do the proposed project, including academic credentials, performance record, and potential for future accomplishments;
- 2) Demonstrated awareness of agricultural best management practices in Florida;

- 3) Institutional experience and competence in subject area;
- 4) Adequacy of available or obtainable support personnel, facilities, and instrumentation;
- 5) Planning and administration of the proposed project, including: time allocated for attainment of objectives and the dissemination of information over the duration of the project; and
- 6) Each prospective contractor shall provide a minimum of three (3) references for similar projects completed.

QUESTIONS AND PROPOSALS SHALL BE DIRECTED TO:

Bill Bartnick (bill.bartnick@freshfromflorida.com)  
 Environmental Administrator  
 Office of Agricultural Water Policy  
 Florida Department of Agriculture and Consumer Services  
 Elliot Building  
 401 S. Monroe Street  
 Tallahassee, Florida 32399  
 (850)617-1700  
 (850)617-1701 Fax

**Section XII  
 Miscellaneous**

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles  
 Wild Hogs Scooters and Motorsports, LLC for establishment of TMEC motorcycles

Notice of Publication for a New Point  
 Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that X-Power Motorsports, Inc., intends to allow the establishment of Wild Hogs Scooters and Motorsports LLC as a dealership for the sale of motorcycles manufactured by Wuxi Tmec Power Technology Co., Ltd. (line-make TMEC) at 9741 South Orange Blossom Trail, Orlando, (Orange County), Florida 32837, on or after August 18, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Wild Hogs Scooters and Motorsports LLC, are dealer operator(s): Jonnie Rupp, 9741 South Orange Blossom Trail, Orlando, Florida 32837; principal investor(s): Jonnie Rupp, 9741 South Orange Blossom Trail, Orlando, Florida 32837.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to Ronald Ho, X Power Motorsports, Inc., 1715 Lakes Parkway, Lawrenceville, Georgia 30043.

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

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DEPARTMENT OF HEALTH

Board of Dentistry

Notice of Emergency Action

On July 14, 2016, the State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Juan Francisco Sanchez, R.D.H., License # DH 16819. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On July 14, 2016, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Jennifer Elaine Zahoranski, L.P.N., License # PN 5191409. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On July 14, 2016, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Robert Frank Buchanan, Jr., License # RN 9393626. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On July 14, 2016, State Surgeon General issued an Order of Emergency Suspension of Certificate with regard to the certificate of Brittany M. Hunter, C.N.A., Certificate # CNA 293282. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2015). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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DEPARTMENT OF FINANCIAL SERVICES

FSC - Financial Institution Regulation

Office of Financial Institutions

NOTICE OF FILINGS

Financial Services Commission

Office of Financial Regulation

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P.O. Box 8050		The Fletcher Building, Suite 118
Tallahassee, Florida 32314-8050		101 East Gaines Street
Phone: (850)410-9889		Tallahassee, Florida 32399-0379
Fax: (850)410-9663		Phone: (850)410-9889

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., August 9, 2016):

**APPLICATION TO ESTABLISH AN INTERNATIONAL REPRESENTATIVE OFFICE**

Applicant and Location: Banco Bradesco, S.A., Cidade De Deus  
 S/N – Vila Yara – 06029-900 – Osasco, Sao Paulo, Brazil  
 Proposed Florida Location: 801 Brickell Avenue, Suite 1100, Miami, Florida 33131  
 Received: July 15, 2016

**Section XIII  
 Index to Rules Filed During Preceding Week**

**INDEX TO RULES FILED BETWEEN JULY 11 2016 AND JULY 15, 2016**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
<b>DEPARTMENT OF STATE</b>				
<b>Division of Elections</b>				
1S-2.021	7/15/2016	8/4/2016	42/78	
1S-2.025	7/15/2016	8/4/2016	42/80	

**AGENCY FOR HEALTH CARE ADMINISTRATION**

<b>Health Facility and Agency Licensing</b>				
59A-10.002	7/13/2016	8/2/2016	42/49	42/107
59A-10.036	7/13/2016	8/2/2016	42/49	42/107
59A-10.037	7/13/2016	8/2/2016	42/49	42/107

**Medicaid**

59G-13.081	7/14/2016	8/3/2016	42/94	
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**DEPARTMENT OF MANAGEMENT SERVICES**

<b>Division of Purchasing</b>				
60A-1.025	7/12/2016	8/1/2016	42/72	

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

<b>Barbers' Board</b>				
61G3-20.009	7/15/2016	8/4/2016	42/107	
61G3-20.010	7/15/2016	8/4/2016	42/107	
61G3-20.0105	7/15/2016	8/4/2016	42/107	
61G3-20.015	7/15/2016	8/4/2016	42/107	
61G3-20.020	7/15/2016	8/4/2016	42/107	

**Building Code Administrators and Inspectors Board**

61G19-10.001	7/12/2016	8/1/2016	42/114	
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**DEPARTMENT OF HEALTH**

<b>Board of Nursing</b>				
64B9-1.007	7/13/2016	8/2/2016	42/115	
64B9-15.006	7/12/2016	8/1/2016	42/92	

**Board of Respiratory Care**

64B32-6.001	7/14/2016	8/3/2016	42/107	
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**Vital Statistics**

64V-1.001	7/11/2016	7/31/2016	42/104	
64V-1.002	7/11/2016	7/31/2016	42/104	
64V-1.0031	7/11/2016	7/31/2016	42/104	
64V-1.0032	7/11/2016	7/31/2016	42/104	
64V-1.0033	7/11/2016	7/31/2016	42/104	
64V-1.006	7/11/2016	7/31/2016	42/104	
64V-1.0061	7/11/2016	7/31/2016	42/104	
64V-1.007	7/11/2016	7/31/2016	42/104	
64V-1.0131	7/11/2016	7/31/2016	42/104	
64V-1.016	7/11/2016	7/31/2016	42/104	

**AGENCY FOR STATE TECHNOLOGY**

74-1.001	7/12/2016	8/1/2016	42/74	42/117
74-1.003	7/12/2016	8/1/2016	42/74	42/117
74-1.004	7/12/2016	8/1/2016	42/74	42/117
74-1.005	7/12/2016	8/1/2016	42/74	42/117
74-1.006	7/12/2016	8/1/2016	42/74	42/117
74-1.007	7/12/2016	8/1/2016	42/74	42/117
74-1.009	7/12/2016	8/1/2016	42/74	42/117

**LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO SECTION 120.541(3), FLORIDA STATUTES**

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-9.009	6/15/2016	**/**/****	42/89	
64B8-10.003	12/9/2015	**/**/****	39/95	41/49

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.