

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.: **RULE TITLE:**

6M-4.620 Health and Safety Checklists

PURPOSE AND EFFECT: The purpose of the revised rule is to establish certain health and safety, training, and inspection standards for providers of the School Readiness Program pursuant to statutory mandate.

SUBJECT AREA TO BE ADDRESSED: School Readiness requirements for health and safety, training and inspections.

RULEMAKING AUTHORITY: 1001.213(2), 1002.82(2)(i),(t),(u),(v) and (w), FS.

LAW IMPLEMENTED: 1002.82(2)(i),(t),(u),(v) and (w), 1002.88(1)(c),(d),(e), (i), (j), (l) and (p), FS.

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

DATES AND TIMES: Tuesday, June 14, 2016, 10:00 a.m. – 11:30 a.m. or until business is concluded, whichever is earlier and Tuesday, June 14, 2016, 2:00 p.m. – 3:30 p.m. or until business is concluded, whichever is earlier

PLACE: via GoToWebinar only. To register for each webinar, please visit:
http://www.floridaeearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx

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: Katerina Maroney, School Readiness Policy Supervisor, (850)717-8614. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Katerina Maroney, 250 Marriott Drive, Tallahassee, FL 32399, (850)717-8614 or email: Katerina.Maroney@oel.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Will be made available on the Office of Early Learning website prior to the date of the rule development workshop:

http://www.floridaeearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: **RULE TITLES:**

60S-4.0035 Retirement Application and Effective Retirement Date

60S-4.008 Benefits Payable Upon Death

60S-4.009 Benefits Payable After Termination

PURPOSE AND EFFECT: To create a new beneficiary designation form for Special Risk Class members in the Investment Plan. To amend forms, including FST-11B, SVF-2, SRF-2, and the SRF-3 to address additional information for Special Risk members, forms TR-11, FR-11, PR-13, and the FR-13 to include contact information for beneficiaries, and form FRS-M81 to provide clarification and expand the explanation of the termination requirements for members seeking a refund of their employee contributions. To update rule language, including language pertinent to SB 7012 which provides death benefits to the surviving spouse or children at 100% of the member’s salary. To update rule language to amend documentation accepted for proof of birth verification. To require the submission of a marriage certificate the time of application for retirement if a member is choosing option 3 or 4 and naming their spouse as their beneficiary.

SUBJECT AREA TO BE ADDRESSED: Forms FST-11B, TR-11, FR-11, PR-13, FR-13, SVF-2, SRF-2, SRF-3, FRS-M81, birth verification, marriage certificate under option 3 or 4, death benefits payable to beneficiaries of Special Risk members.

RULEMAKING AUTHORITY: 121.031, 121.4501(8), 121.052(14) FS.

LAW IMPLEMENTED: 61.1301, 112.65, 112.18, 112.181, 121.055, 121.021, 121.091, 121.4501(16), 121.591(2), 121.052(5) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, June 3, 2016, 10:00 a.m.

PLACE: 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL 32311

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: Pegah Bowman, Operations and Pensions Analyst, at (850)778-4404. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349

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

Miscellaneous Businesses and Professions - Asbestos Consultants/Asbestos Consultant Examination

RULE NO.: RULE TITLE:
61E1-3.001 Fees; License Renewal; Active, Inactive and Delinquent Licenses; Change of Status

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to reduce the examination fee and the reexamination fee for asbestos consultants and asbestos contractors.

SUBJECT AREA TO BE ADDRESSED: The examination fee and the reexamination renewal fee for asbestos consultants and asbestos contractors.

RULEMAKING AUTHORITY: 469.004, 469.006, 469.008, 469.011, 469.2035 FS.

LAW IMPLEMENTED: 455.2179, 455.271, 469.006, 469.008 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: Jamie E. Royal, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)488-0062

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 Professional Engineers

RULE NOS.:	RULE TITLES:
61G15-23.001	Signature, Date and Seal Shall Be Affixed
61G15-23.002	Seals Acceptable to the Board
61G15-23.003	Procedures for Physically Signing and Sealing Plans, Specifications, Reports or Other Documents
61G15-23.004	Procedures for Digitally Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents
61G15-23.005	Procedures for Electronically Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents

PURPOSE AND EFFECT: To revise the rules as recently amended to include additional procedures or methods of sealing that may be required by various state or local authorities having jurisdiction.

SUBJECT AREA TO BE ADDRESSED: Procedures for physically, electronically, or digitally sealing and transmitting documents.

RULEMAKING AUTHORITY: 471.008, 471.025, 471.025(1), 471.033(2), 668.006

LAW IMPLEMENTED: 471.025, 471.033(1)(a), (e), (d), (j), 668.006

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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303, (850)521-0500

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

**Section II
Proposed Rules**

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: RULE TITLE:
64B6-5.001 Continuing Education as a Condition for Renewal

PURPOSE AND EFFECT: The Board proposes the rule amendment to address continuing education requirements for dual licenses.

SUMMARY: The rule amendment will address continuing education requirements for dual licensees.

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 the rule at its Board meeting, the Board, based on the fact that a one hour course on medical errors was not offered, 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: 456.013(6), (8), 484.044, 484.047(1), (4) FS.

LAW IMPLEMENTED: 456.013(7), 484.047(4) 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: Jennifer Wenhold, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-5.001 Continuing Education as a Condition for Renewal.

(1) through (3) No change.

(4) Each licensee as part of the renewal process shall attend and certify attending a Board-approved two-hour continuing education course relating to the prevention of medical errors. ~~Licensees who are licensed under other professions regulated by Chapter 456, F.S., shall only be required to take one medical errors course to satisfy the continuing education requirements for this Board.~~ The two-hour course shall count toward the total number of continuing education hours required for license renewal.

Rulemaking Authority 456.013(6), (8), 484.044, 484.047(1), (4) FS. Law Implemented 456.013(7), 484.047(4) FS. History—New 4-1-85, Formerly 21JJ-15.001, Amended 8-5-87, 4-8-90, 8-21-90, 8-19-91, Formerly 21JJ-5.005, Amended 11-20-95, Formerly 61G9-5.005, Amended 9-23-99, 6-28-00, 11-9-00, 2-19-03, 3-4-08, 5-28-09, .

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Hearing Aid Specialists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 12, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 2, 2016

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-27.104 **RULE TITLE:** Conduct Governing Pharmacists and Pharmacy Permittees

PURPOSE AND EFFECT: The Board proposes the rule amendment to specify minimum responsibilities of the Prescription Department Manager.

SUMMARY: Minimum responsibilities of the Prescription Department Manager will be identified in the rule.

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

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

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

RULEMAKING AUTHORITY: 465.005, 465.0155, 465.018, 465.022 FS.

LAW IMPLEMENTED: 465.018, 465.022, 465.024 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: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-27.104 Conduct Governing Pharmacists and Pharmacy Permittees; Prescription Department Managers.

(1) through (4) No change.

(5) Prescription Department Managers. Pursuant to Section 465.018, F.S., a permit for a community pharmacy may not be issued unless a licensed pharmacist is designated as the prescription department manager.

(a) Registration as prescription department manager. ~~responsible for maintaining all drug records, providing for the security of the prescription department and following such other rules as relate to the practice of the profession of pharmacy.—~~The Board shall not register a prescription department manager as the manager of more than one pharmacy. The Board shall grant an exception to this requirement upon application by the permittee and the prescription department manager showing circumstances such as proximity of permits and limited pharmacist workload that would allow the manager to carry out all duties and responsibilities required of a prescription department manager.

(b) Responsibilities of the prescription department manager. Prescription department managers are responsible for ensuring the pharmacy permittee's compliance with all statutes and rules governing the practice of the profession of pharmacy, including maintenance of all drug records and ensuring the security of the prescription department, and shall competently and diligently exercise their responsibilities as a prescription department manager. Prescription department managers shall spend such time in the prescription department as is necessary to exercise these responsibilities by, at a minimum:

1. Within fourteen (14) days of being designated as the prescription department manager of a pharmacy, the pharmacist so designated shall conduct an on-site visit of the pharmacy. During this on-site visit, the prescription department manager shall verify that the pharmacy is in compliance with all statutes and rules, and shall also perform the tasks identified in subparagraph (b)2., below.

2. Following the initial on-site visit, the prescription department manager shall, no less than semi-annually, perform the following tasks:

a. Review the prescription department's records and documentation, including

i. drug records, inventory logs and CQI committee minutes;

ii. employee training (including training materials, policies and procedures manuals, and documentation of compliance with training requirements);

iii. compliance with Board rules regarding pharmacist to technician ratios;

iv. other documentation required by state and federal laws and rules.

b. Review the pharmacy's drug stocks and inventory for compliance with Rule 64B16-28.110, F.A.C.:

3. Prescription department managers shall document compliance with paragraph (5)(b), above, and shall provide such documentation to the Board or Department upon request. ~~Rulemaking Specific Authority 465.005, 465.0155, 465.018, 465.022 FS. Law Implemented 465.018, 465.022, 465.024 FS. History—New 10-20-81, Formerly 21S-1.20, 21S-1.020, Amended 7-30-91, Formerly 21S-27.104, 61F10-27.104, 59X-27.104, Amended 11-18-07.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 5, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 3, 2016

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-27.630 RULE TITLE: Additional Immunizations or Vaccines Which May Be Administered.

PURPOSE AND EFFECT: The Board proposes the promulgation of a new rule to implement s. 465.189, F.S., by authorizing the administration of vaccines or immunizations contained in the CDC Adult Immunization Schedule as revised subsequent to the 2015 edition.

SUMMARY: The creation of this new rule will implement s. 465.189, F.S., by authorizing the administration of vaccines or immunizations contained in the CDC Adult Immunization Schedule as revised subsequent to the 2015 edition.

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

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

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

RULEMAKING AUTHORITY: 465.005, 465.189 FS.

LAW IMPLEMENTED: 465.189 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: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-27.630 Additional Immunizations or Vaccines Which May Be Administered.

In addition to the immunizations or vaccines listed in the United States Centers for Disease Control and Prevention Adult Immunization Schedule as of February 1, 2015, the Board hereby authorizes administration of the following additional immunizations or vaccines by persons certified pursuant to section 465.189, F.S.

Meningococcal B (MemB).

Rulemaking Authority 465.005, 465.189 FS. Law Implemented 465.189 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 5, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 3, 2016

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-28.451 Pharmacy Common Database

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify that pharmacies which only perform prescription drug processing for other pharmacies are not required to comply with certain Board rules, since these pharmacies do not directly engage with patients or the public.

SUMMARY: Pharmacies which only perform prescription drug processing for other pharmacies are not required to comply with certain Board rules since these pharmacies do not directly engage with patients or the public will be clarified.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 465.005, 465.022 FS.

LAW IMPLEMENTED: 465.0266 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: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-28.451 Pharmacy Common Database; Exceptions for Prescription Drug Processing Only Pharmacies.

(1) through (6) No change.

(7) Prescription drug processing only pharmacies. A pharmacy permittee which solely performs prescription drug processing for other pharmacies pursuant to this rule, and at which medicinal drugs are not compounded, dispensed, stored or sold, nor are prescriptions filled or dispensed, and which notifies the Board that its pharmacy practice is limited solely to prescription drug processing shall be exempt from the following rules:

(a) Rule 64B16-28.102, F.A.C., Sink and Running Water, Sufficient Space, Refrigeration, Sanitation, Equipment;

(b) Rule 64B16-28.1035, F.A.C., Patient Consultation Area;

(c) Rule 64B16-28.1081, F.A.C., Regulation of Daily Operating Hours; and,

(d) Subsection 64B16-28.109(1), F.A.C., relating to signage.

Rulemaking Authority 465.005, 465.022 FS. Law Implemented 465.0266 FS. History—New 3-24-08, Amended 1-1-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 5, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 3, 2016

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-28.1081 Regulation of Daily Operating Hours

PURPOSE AND EFFECT: The Board proposes the rule amendment to reduce required daily operating hours and define when a pharmacy commences to operate.

SUMMARY: Required daily operating hours will be reduced and commencement of operations will be defined in the rule.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of

Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 465.005, 465.022(1) FS.

LAW IMPLEMENTED: 465.022(1) 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: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-28.1081 Regulation of Daily Operating Hours; Commencement of Operations.

(1) Any person who receives a community pharmacy permit pursuant to Section 465.018, F.S., and commences to operate such an establishment, shall keep the prescription department of the establishment open for a minimum of ~~twenty~~ (20) forty (40) hours per week. ~~The Board hereby approves exceptions to the requirements noted above and permits closing of the prescription department for the following holidays: New Year's Day, Memorial Day, Fourth of July (Independence Day), Labor Day, Veterans' Day, Thanksgiving, Christmas and any bona fide religious holiday provided that notice of such closing is given in a sign as set forth herein.~~

(a) "Commences to Operate" means the compounding, dispensing, storage, or sale of medicinal drugs or the filling or dispensing of prescriptions.

(b) The Board recognizes that a delay may exist between the time a pharmacy receives a Florida pharmacy permit and commences to operate. Accordingly, upon receipt of a Florida pharmacy permit, a community pharmacy may delay commencement of operations in compliance with the following:

1. Within fourteen (14) days of receipt of the Florida pharmacy permit, the permittee shall notify the Board office, in writing, of the permittee's election to delay commencement of operations and the reason(s) therefore;

2. The permittee shall display a sign in block letters not less than one inch in height at the main entrance of the establishment stating that the pharmacy is not yet open for business and that medicinal drugs may not be dispensed or sold nor prescriptions filled or dispensed;

3. Within two (2) business days of commencement of operations, the permittee shall notify the Board office in writing that the permittee has commenced to operate and the date of commencement.

(c) Any pharmacy permittee that does not commence to operate within six (6) months of the date of receipt of the Florida pharmacy permit shall provide a written statement to the Board office, which shall include the reason(s) the pharmacy has not yet commenced operations, the efforts the pharmacy has made to commence to operate, and the date the pharmacy expects to commence to operate.

~~(2) At the time a pharmacy commences to operate, a sign in block letters not less than one inch in height stating the hours the prescription department is open each day shall be displayed either at the main entrance of the establishment or at or near the place where prescriptions are dispensed in a prominent place that is in clear and unobstructed view. The prescription department manager may petition the Board in writing to operate the prescription department for less than forty (40) hours per week, but no less than twenty (20) hours per week. Prior to approving reduced hours, the Board may require the prescription department manager to appear before the Board to explain in detail the services that will be performed. Any pharmacy open less than 40 hours shall have a policy and procedure that provides a mechanism for access to a pharmacist during the time the pharmacy is not open for the remainder of the forty hour week. Any pharmacy that is not open 40 hours a week, must post the days and hours that the pharmacy is open and the information for after-hours access and shall also have a written policy and procedure for transferring a prescription pursuant to Rule 64B16-27.105, F.A.C., or receiving an emergency dose pursuant to Section 465.0275, F.S. during the time the pharmacy is open less than 40 hours.~~

Rulemaking Authority 465.005, 465.022(1) FS. Law Implemented 465.022(4) FS. History—New 4-10-05, Amended 2-1-12, ____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Pharmacy
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 5, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 3, 2016

Section III Notice of Changes, Corrections and Withdrawals

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-1.054
RULE TITLE: Recordkeeping and Documentation Requirements
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. 42 No. 70, April 11, 2016 issue of the Florida Administrative Register.

- (1) No change.
- (2) Documentation Requirements
 - (a) All Florida Medicaid providers must:
 - 1. No change.
 - 2. Sign and date each medical record within two business days from at the date and time of service, or otherwise authenticate the record by signature, written initials, or computer entry. Electronic signatures are permissible as defined in Chapter 668, Part I, Florida Statutes.
 - 3. No change.
 - (b) No change.
 - (3) through (6) No change.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: 61C-5.001
RULE TITLE: Safety Standards

NOTICE IS HEREBY GIVEN that on May 18, 2016, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Building C and Building E, Lakeland, FL. Petitioner seeks an emergency variance of the requirements of an unspecified section of ASME A17.3 and A17.1, as adopted by subsection 61C-5.001(1), Florida Administrative Code. Any

interested person may file comments within 5 days of the publication of this notice with Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2016-122).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, dh.elevators@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that on May 17, 2016, the Board of Massage Therapy, received a petition for Amber L. (Booth) Zainfeld, seeking a variance or waiver of Rule 64B7-32.002 and Rule 64B7-32.003, Florida Administrative Code, regarding the requirements for proof of graduation and the minimum requirements for board approved massage schools. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, 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 Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4588, or by electronic mail - claudia.kemp2@flhealth.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Agricultural Feed, Seed and Fertilizer Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2016, 10:00 a.m.

PLACE: IFAS Plant Science Research and Education Center, 2556 West Highway 318, Citra, Florida 32113 or via GoToMeeting at

<https://global.gotomeeting.com/join/968856725>

1(888)670-3525, Pass code: 6063099599#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council discusses and makes recommendations regarding actions to be taken with respect to the regulation and enforcement of agricultural feed, seed and fertilizer.

A copy of the agenda may be obtained by contacting: The Bureau of Licensing and Enforcement, (850)617-7997 or from the Council website <http://www.freshfromflorida.com/Divisions->

Offices/Agricultural-Environmental-Services/Business-Services/Agricultural-Feed-Seed-and-Fertilizer-Advisory-Council

For more information, you may contact: Ms. Sarah Oglesby, Chief, Bureau of Licensing and Enforcement, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-1650, (850)617-7997, Sarah.Oglesby@FreshFromFlorida.com.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

The Division of Marketing and Development announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 15, 2016, 9:30 a.m.

PLACE: Hyatt Regency Coconut Point, Estero Room, 5001 Coconut Road, Bonita Springs, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Discussion and vote on recommendation of box rate to Commissioner Adam Putnam.

A copy of the agenda may be obtained by contacting: Ms. Audrey Nowicki, (863)956-5894, anowicki@citrusrdf.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Audrey Nowicki, (863)956-5894. 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: Ms. Audrey Nowicki, (863)956-5894.

DEPARTMENT OF EDUCATION

State Board of Education

The State Advisory Committee for the Education of Exceptional Students announces a public meeting to which all persons are invited.

DATES AND TIMES: State Advisory Committee for the Education of Exceptional Students' Executive Committee will meet Monday, July 11, 2016, 8:30 a.m.–9:00 a.m. The State Advisory Committee for the Education of Exceptional Students will meet Monday, July 11, 2016, 9:00 a.m.–5:00 p.m. and Tuesday, July 12, 2016, 8:00 a.m.–3:00 p.m. Opportunity for Public Comment will be provide Tuesday, July 12, 2016, 1:00 p.m. onsite or by phone: 1(888)670-3525, passcode: 4899886967

PLACE: Doubletree Hotel, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bureau of Exceptional Education and Student Services Update; 2016 Legislative Update, Bureau Strategic Plan, Restraint and Seclusion and Trends in Dispute Resolution.

A copy of the agenda may be obtained by contacting: State Advisory Committee, Bureau of Exceptional Education and Student Services, Florida Department of Education, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399-0400.

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 28 days before the workshop/meeting by contacting: April Katine, Bureau of Exceptional Education and Student Services, at (850)245-0475. 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 HIGHWAY SAFETY AND MOTOR VEHICLES

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

DATE AND TIME: June 2, 2016, 9:15 a.m. – 11:30 a.m., ET
 PLACE: Orlando Police Training Facility, 100 George DeSalvia Way, Orlando, FL 32807; ONLINE: GoToMeeting – 9:15 a.m. – 11:30 a.m., ET (Call-in information below)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FloridaNet Technical Committee is meeting to create a mechanism for Florida first responders to work with the Federal agency, FirstNet, in the design of the public safety broadband network.

Agenda:

1. Welcome & Roll call
2. Public Comment
3. FirstNet Update
4. FirstNet Consultations
5. Data Collection RFQ/Vendor
6. Upcoming Events
7. Around the table
8. Adjourn

GoToMeeting Info:

Computer, tablet or smartphone

<https://global.gotomeeting.com/join/547836893>

Phone

United States (Toll-free): 1(877)309 2070

United States : +1(669)224-3319

Access Code: 547-836-893

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Larry Gowen, 2900 Apalachee Parkway, MS-60,

Room B310, Tallahassee, FL 32399-0500, (850)617-2117, larrygowen@flhsmv.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA COMMISSION ON OFFENDER REVIEW

The Florida Commission on Offender Review announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, June 8, 2016 & Thursday, June 9, 2016, 9:00 a.m.; Wednesday, June 15, 2016 & Thursday, June 16, 2016, 9:00 a.m.; Wednesday, June 29, 2016 & Thursday, June 30, 2016, 9:00 a.m.

PLACE: Florida Commission on Offender Review, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Commission on Offender Review (850)488-1293.

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: Florida Commission on Offender Review at ada@fcor.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.

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Children and Youth Cabinet Technology Workgroup announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 26, 2016, 3:00 p.m. – 5:00 p.m.

PLACE: 1(888)670-3525; passcode: 450-816-1561#

GENERAL SUBJECT MATTER TO BE CONSIDERED: (This conference call was previously scheduled for May 20, 2016 from 3:00 p.m. – 5:00 p.m.). Members of the Technology Workgroup will meet to conduct regular business of the workgroup.

A copy of the agenda may be obtained by contacting: Tim Parson, Executive Director, Florida Children and Youth Cabinet, (850)717-4575 or tim.parson@myflfamilies.com.

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

agency at least 2 days before the workshop/meeting by contacting: Tim Parson, Executive Director, Florida Children and Youth Cabinet, (850)717-4575 or tim.parson@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Tim Parson, Executive Director, Florida Children and Youth Cabinet, (850)717-4575 or tim.parson@myflfamilies.com.

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: May 23, 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-15-16-099) for Satellite Voice Data Services for VSAT Systems.

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.

A copy of the agenda may be obtained by contacting: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, Phone: (850)410-1391, Email: Tara.Walters@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: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, Phone: (850)410-1391, Email: Tara.Walters@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).

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: May 23, 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 (RFP-DEM-15-16-103) for FDEM Radio Advertising Media Buy.

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.

A copy of the agenda may be obtained by contacting: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, Phone: (850)410-1391, Email: Tara.Walters@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: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399, Phone: (850) 410-1391, Email: Tara.Walters@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).

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The TBRPC Agency on Bay Management announces a public meeting to which all persons are invited.

DATE AND TIME: June 9, 2016, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, Florida 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency on Bay Management.

A copy of the agenda may be obtained by contacting: Wren Krahl, Director of Administration/Public Information, wren@tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl, Director of Administration/Public Information, wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, Director of Administration/Public Information, wren@tbrpc.org.

METROPOLITAN PLANNING ORGANIZATIONS

Martin Metropolitan Planning Organization

The Martin Metropolitan Planning Organization announces a public meeting to which all persons are invited.

DATE AND TIME: June 6, 2016, 10:00 a.m.

PLACE: 2401 SE Monterey Road, 4th Floor Workshop Conference Room, Stuart, FL 34996

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of the Community Transportation Coordinator (CTC) Evaluation; Transportation Disadvantaged Service Plan (TDSP) Annual Report and transportation services for the Transportation Disadvantaged.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Bolivar Gomez, Planner II, Title VI/Non-discrimination contact, (772)288-5412. 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: Bolivar Gomez, Planner II, Title VI/Non-discrimination contact, (772)288-5412.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIME: Tuesday, May 24, 2016, 9:00 a.m.

PLACE: 4049 Reid Street (Hwy 100 West), Palatka, FL 3177
GENERAL SUBJECT MATTER TO BE CONSIDERED: The May 24, 2016 Governing Board meeting published on May 16, 2016 (ID#17534513) to discuss Inspector General direction has been CANCELED because there is no longer a need for board action.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The Commission for the Transportation Disadvantaged announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 10, 2016, 9:00 a.m.

PLACE: Commission Headquarters, 2740 Centerview Drive, Room 1A, Tallahassee, Florida 32399, Dial-In Number: 1(888)670-3525; Conference Code: 7993168355

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss regular Commission business.

A copy of the agenda may be obtained by contacting: Emily Enfinger, 605 Suwannee, Street MS-49, Tallahassee, Florida 32399, (850)410-5700, 1(800)983-2435

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: Emily Enfinger, 605 Suwannee, Street MS-49, Tallahassee, Florida 32399, (850)410-5700, 1(800)983-2435. 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 ELDER AFFAIRS

Division of Volunteer and Community Services

The Department of Elder Affairs announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2016, 10:00 a.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Room 225 F, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Statewide Task Force to discuss the Department's Dementia Care and Cure Initiative.

A copy of the agenda may be obtained by contacting: Korinna MacNeill via telephone at (850)414-2341 or via e-mail at macneillk@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Korinna MacNeill via telephone at (850)414-2341 or via e-mail at macneillk@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida

Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Cory Livingston via telephone at (850)414-2165 or via e-mail at livingstonc@elderaffairs.org or Korinna MacNeill via telephone at (850)414-2341 or via e-mail at macneillk@elderaffairs.org.

DEPARTMENT OF ELDER AFFAIRS

Division of Volunteer and Community Services

The Department of Elder Affairs announces a public meeting to which all persons are invited.

DATE AND TIME: June 23, 2016, 2:00 p.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Room 225 F, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Statewide Task Force to discuss the Department's Dementia Care and Cure Initiative.

A copy of the agenda may be obtained by contacting: Korinna MacNeill via telephone at (850)414-2341 or via e-mail at macneillk@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Korinna MacNeill via telephone at (850)414-2341 or via e-mail at macneillk@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Cory Livingston via telephone at (850)414-2165 or via e-mail at livingstonc@elderaffairs.org or Korinna MacNeill via telephone at (850)414-2341 or via e-mail at macneillk@elderaffairs.org.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

The Department of Children and Families announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, May 24, 2016, 10:00 a.m. – 4:00 p.m.

PLACE: 4001 Pelee St., Hope Room, Orlando, FL, 32817

Conference Call Number: 1(888)670-3525, Participant Code: 6715356658#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Independent Living Services Advisory Council to conduct general Council business and continue their efforts of reviewing the implementation and operation of the Road-to-Independence Program.

A copy of the agenda may be obtained by contacting: Brandie McCabe, Department of Children and Families, phone (850)717-4218 or email: brandie.mccabe@myflfamilies.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 days before the workshop/meeting by contacting: Brandie McCabe, Department of Children and Families, phone: (850)717-4218 or email: brandie.mccabe@myflfamilies.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: Brandie McCabe, Department of Children and Families, phone: (850)717-4218 or email: brandie.mccabe@myflfamilies.com.

Section VII

**Notice of Petitions and Dispositions
Regarding Declaratory Statements**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Chief Alan R. Cominsky, Fire Marshal, In Re: Miami Dade County Fire Rescue Department, Docket No. 2016023622, filed on May 13, 2016. The petition seeks the agency's opinion as to the applicability of Sections 718.112 and 719.1055, Florida Statutes, as it applies to the petitioner.

Is it the intent of Sections 718.112 and 719.1055, Florida Statutes, to prohibit a local authority having jurisdiction from enforcing provisions of the Florida Fire Prevention Code to mixed use condominiums and cooperatives? Does the presence of short term residential rental units in a building define a condominium or cooperative as a mixed use condominium or cooperative instead of residential?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Tonia Blount, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217, (850)717-1476, Tonia.Blount@myfloridalicense.com.

Please refer all comments to: Robin E. Smith, Chief Attorney, Department of Business and Professional Regulation, Division

of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

NOTICE IS HEREBY GIVEN that on March 18, 2016, the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has received the petition for declaratory statement from Petitioner West Flagler Associates, LTD., in DBPR Case No. 2016016786 (DS 2016-020). The petition seeks the agency's opinion as to the applicability of Chapter 551, F.S., as it applies to the petitioner.

Petitioner seeks a determination as to whether section 23, art. X, Fla. Const., and Section 551.102(4), F.S., allow Petitioner to operate slot machines at its Facility were it to discontinue its greyhound operation and instead operate a full schedule of jai alai performances. Any person whose substantial interests may be affected by a declaratory statement on the subject matter of the Petition may file a motion to intervene within 21 days of the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, phone: (850)921-0342, agc.filings@myfloridalicense.com.

Additionally, the Division's publication entitled West Flagler Associates, LTD in vol. 42/93 of the Florida Administrative Register incorrectly mentioned West Volusia Racing, Inc. That publication is hereby replaced with this amended notice of petition for declaratory statement.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal (Department), has received the petition for declaratory statement from Chief Alan R. Cominsky (Petitioner) on May 17, 2016. The petition seeks the agency's opinion as to the applicability of Section 633.208(5), F.S. as it applies to the petitioner.

Whether Section 633.208(5), F.S. allows waivers of code requirements on existing buildings if not practical or require disproportionate expense with little increase in fire or life safety? Is term "modification" as used in NFPA 1:1.4.4, intended to allow the AHJ to modify requirement of the Code so as to completely waive the requirement? Is the language of 633.208(6), F.S., intended to allow the local fire official to require only existing features to be maintained in accordance to

Code? How is language of s. 633.208(3), F.S. affected by the language of s. 633.208(5), F.S., with regard to existing buildings?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Melissa E. Dembicer, Assistant General Counsel, Division of Legal Services, 612 Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, (850)413-5829, email: melissa.dembicer@myfloridacfo.com.

Please refer all comments to: Melissa E. Dembicer.

Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this Notice.

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has received the petition for declaratory statement from Palm Villas Reserve, LLC, on May 17, 2016. The petition seeks the agency's opinion as to the applicability of Chapter 494, Florida Statutes, specifically Section 494.00115(2), Part III, as it applies to the petitioner.

The petition seeks a declaratory statement from the Office on whether Petitioner's proposed business activities (of offering private financing as described in the Petition as "Seller Financing" be exempt from regulation under Section 494.00115(2) part III, the Florida Mortgage Brokerage and Mortgage Lending Act, Chapter 494, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643, Agency.Clerk@flofr.com

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643, Agency.Clerk@flofr.com by June 3, 2016.

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Office of Financial Regulation has received the petition for declaratory statement from Global Fidelity Corp on March 14, 2016. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

The original petition sought a declaratory statement from the Office on whether Petitioner's proposed business activities (of providing services to military personnel based overseas, through a third party) falls within Florida's money transmitting licensing statute Chapter 560, Florida Statutes. On March 14, 2016, the Office filed the Notice of receipt of Petition for Declaratory Statement in the Florida Administrative Register, Vol. 42, No. 51. On May 16, 2016, the Petition was withdrawn.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9643, Agency.Clerk@flofr.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

**BRASFIELD & GORRIE, LLC
UF O'CONNELL CENTER - CONCRETE PAVING SCOPE
BID ADVERTISEMENT**

Brasfield & Gorrie, LLC will now be taking sealed bid proposals for the CONCRETE PAVING SCOPE on the UF Stephen C. O'Connell Center Expansion and Renovation project in Gainesville, FL. Sealed Bids are due by no later than June 1, 2016. Sealed bids must either be hand delivered or mailed to the following address:

Brasfield & Gorrie, LLC

c/o Adam Cowan
941 West Morse Blvd., Suite 200
Winter Park, FL 32789

For any questions, please contact: Steven Nickels
snickels@brasfieldgorrie.com
(407)562-4661

**CITY OF NORTH MIAMI BEACH
NOTICE OF RECEIPT OF AN UNSOLICITED PROPOSAL
FOR EXPANSION OF THE PREVIOUSLY APPROVED
SOCCER DEVELOPMENT GROUP BOCA JUNIORS
SOCCER ACADEMY CLUBHOUSE FACILITY LOCATED
AT PATRICIA MISHCON PARK**

NOTICE IS HEREBY GIVEN THAT the City of North Miami Beach, Florida, has received an unsolicited proposal ("Proposal", the Proposal is available on the City's website: www.citynmb.com) for expansion of a public-private project from Soccer Development Group, LLC to expand the existing use to include an educational facility and to expand the approved Boca Juniors Soccer Academy Clubhouse Facility in North Miami Beach at Patricia Mishcon Park, (approved in Resolution No. 2015-19.) The Proposal is to add educational facility to the permitted uses and expand the second floor of the approved proposed clubhouse building by 11,500 square feet, which will consist of 16 classrooms and school related work areas. The Proposal provides for a minimum of an additional \$1 million dollars in capital investment in facilities and other related costs. The City intends to enter into comprehensive agreements for the Project and will accept other proposals for the Project until 2:00 PM EST , on June 2, 2016 .

Persons or entities wishing to submit alternative proposals may do so by delivering one (1) original, three (3) copies of said package and one (1) USB or CD copy to the City of North Miami Beach Procurement Management Division – Attention: Chief Procurement Officer, Joel Wasserman, 17011 N.E. 19th Avenue, 3rd Floor, North Miami Beach, FL 33162 on or before the date stipulated above. All packages shall be clearly marked "Unsolicited Proposal No. 2016- Public-Private Project Expansion of Previously Approved Soccer Facility". The City will not be responsible in the event the U.S. Postal Service or any other courier system fails to deliver any package by the above referenced deadline. Late submissions shall not be accepted. The City of North Miami Beach reserves the right to reject any and all submissions, to waive any and all irregularities in any submission, or as provided under Section 287.05712, Florida Statutes, to award to and negotiate with the firm whose proposal best serves the interests of the City. Responses will be publicly opened and firm names read aloud

in the City Hall 2nd Floor Council Chambers on the due date/time above. Nothing contained herein shall be interpreted as an obligation or binding agreement by the City regarding the project.

In ranking the proposals, the City will consider factors in accordance with Florida Statute 287.05712 that include, but are not limited to, professional qualifications, general business terms, innovative design techniques or cost-reduction terms, and finance plans. In accordance with Florida Statute 287.05712, negotiations for a comprehensive agreement with the highest ranked firm will be considered. The City will provide notice of a decision or proposed decision regarding the contract award. Any person who is, or claims to be, adversely affected by the City’s decision or proposed decision shall file a written Notice of Protest with the Purchasing Department of North Miami Beach within 72 hours after issuance of the notice of decision or proposed decision. For complete protest procedures, please contact Joel Wasserman at the address provided above.

All proposals received in response to this Notice will become the property of North Miami Beach and will not be returned. Such proposals and related information shall be subject to applicable provisions of the Florida Public Records Law.

Section XII Miscellaneous

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On May 17, 2016, Interim State Surgeon General issued an Order of Emergency Suspension of License with regard to the license of Charise Simone Seymour, L.P.N., License # 753121. This Emergency Suspension Order was predicated upon the Interim 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 Interim 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.

DEPARTMENT OF HEALTH

Board of Respiratory Care

Notice of Emergency Action

On May 17, 2016, Interim State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Kristen C. Garruto, C.R.T., License # 10902. This Emergency Restriction Order was predicated upon the Interim 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 Interim 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.

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.
