

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-2.0020 Charter School Capital Outlay.

PURPOSE AND EFFECT: To implement changes to section 1013.62, Florida Statutes, the charter school capital outlay law, some of which are new as a result of the House Bill 7029, which passed the Florida Legislature in the 2016 legislative session.

SUBJECT AREA TO BE ADDRESSED: Charter School Capital Outlay.

RULEMAKING AUTHORITY: 1001.02, 1013.62 FS.

LAW IMPLEMENTED: 1013.62. 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: Adam Emerson, Charter Schools Director, Department of Education, (850)245-9631. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or e-mail: cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>.

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

RULE NO.: RULE TITLE:

60FF1-5.010 Allocation Percentages

PURPOSE AND EFFECT: The Board proposes the development of a new rule to consider modification of allocation percentages for distribution of the E911 fund.

SUBJECT AREA TO BE ADDRESSED: To determine percentage of allocated funds for distribution.

RULEMAKING AUTHORITY: 365.172(6)(a)(11), FS.

LAW IMPLEMENTED: 365.172(8)(g),(h), 365.173(2), FS.

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

DATE AND TIME: May 11, 2016, 2:00 and continuing through end of business May 12, 2016

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

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: Charles Hadley, E911 Board, 4030 Esplanade Way, Suite 135F, Tallahassee, Florida 32399-0950. 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: Charles Hadley, E911 Board, 4030 Esplanade Way, Suite 135F, Tallahassee, Florida 32399-0950

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

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 licensees.

SUBJECT AREA TO BE ADDRESSED: Continuing Education as a Condition for Renewal.

RULEMAKING AUTHORITY: 456.013(6), (8), 484.044, 484.047(1), (4) FS.

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

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:
64B8-44.004 Documentation

PURPOSE AND EFFECT: To make rule consistent with HB 951 (2015).

SUBJECT AREA TO BE ADDRESSED: Dietitian privileges.
RULEMAKING AUTHORITY: 468.507 FS.

LAW IMPLEMENTED: 468.503(3), (4), (8), (9), 468.516, 468.518(1)(f), (h), (j), (k) 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: Allen Hall, Executive Director, Board of Medicine, Dietetics and Nutrition Practice Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NOS.: RULE TITLES:
64D-3.029 Diseases or Conditions to be Reported
64D-3.033 Notification by Others

PURPOSE AND EFFECT: The purpose and effect is to adjust the timeframe for reporting cases of the Zika virus as provided in Emergency Rule 64DER16-1, F.A.C. and to reduce and clarify rule language.

SUBJECT AREA TO BE ADDRESSED: Communicable Disease Reporting.

RULEMAKING AUTHORITY: 381.0011(2), 381.003(2), 381.0031(8), 384.33, 392.53(2), 392.66 FS.

LAW IMPLEMENTED: 381.0011(3), (4), 381.003(1), 381.0031(2),(3), (4), (5), (6), (8), 383.06, 384.25, 385.202, 392.53 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: Janet Hamilton, Bureau of Epidemiology, Florida Department of

Health, Bin A12, 4052 Bald Cypress Way, Tallahassee, FL 32399-1720, (850)245-4401, Janet.Hamilton@flhealth.gov
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**Section II
Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Florida Forest Service

RULE NOS.: RULE TITLES:
5I-4.002 Purpose and Definitions
5I-4.003 Vehicular, Animal and Pedestrian Control
5I-4.005 Protection of Managed Lands
5I-4.006 Recreational Activities and Facilities
5I-4.008 Vendors; Authorizations; Fees

PURPOSE AND EFFECT: The purpose and effect is to provide guidance and clarity to the public and Florida Forest Service State Forest Managers regarding the use of managed lands. Revisions provide guidance and clarity on the matters of aircraft and camping on managed lands. The proposed rule also adopts an updated fee schedule.

SUMMARY: Revisions provide guidance and clarity on the matters of aircraft, helispot, and runway use; provide clarification on landing aircraft at Florida Forest Service designated locations; provide clarification of camping use on managed lands; add that any device as specified in Paragraph 934.50(2)(a), F.S., cannot be used without meeting certain criteria and potentially issuing a State Forest Use Permit for their use; and adopt an updated fee schedule.

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 performed an economic analysis of all the fee revisions and has determined they will not meet the SERC threshold.

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: 570.07(23), 589.011(4), 589.071, 589.12 FS.

LAW IMPLEMENTED: 589.011(3), 589.071 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: Steve Bohl, 3125 Conner Blvd., Tallahassee, FL 32399-1650, (850)681-5871

THE FULL TEXT OF THE PROPOSED RULE IS:

5I-4.002 Purpose and Definitions.

The purpose of this chapter is to provide information regarding the utilization of lands and facilities managed or controlled by the Department of Agriculture and Consumer Services, Florida Forest Service. The following words have the meaning indicated:

(1) Access: The Florida Forest Service designated entrance or access to or from managed lands by the general public.

(2) Aircraft: A powered or unpowered machine or device capable of atmospheric flight including, but not limited to, airplanes, helicopters, ultra lights, gliders, hang gliders, and any device as specified in Paragraph 934.50(2)(a), F.S., except a parachute or other such device used primarily as safety equipment.

(2) through (12) renumbered (3) through (13) No change.

(14) Helispot: Any Service designated location where a helicopter (or powered-lift craft) can safely take off and land.

(13) through (28) renumbered (15) through (30) No change.

(31) Runway: A Service designated area that is a leveled strip of smooth ground along which aircraft take off and land.

~~(32)(29)~~ Schedule of Fees: The Florida Forest Service is authorized under Section 589.011(3), F.S., to set and charge fees for the use or operation of facilities on state forest or any lands leased to the Service for management purposes. A list of the current fees can be found in the document entitled “Fees on Florida Forest Service Managed Lands, April 14, 2016 ~~July 17, 2015~~” which is hereby adopted and incorporated by reference. This fee schedule can be obtained by contacting any State Forest office, the Florida Forest Service, Bureau of Forest Management, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, or by visiting <http://www.flrules.org/>.

(30) through (34) renumbered as (33) through (37) No change.

Rulemaking Authority 570.07(23), 589.011(4), 589.071, 589.12 FS. Law Implemented 589.04, 589.011(3), 589.071 FS. History—New 5-24-92, Amended 1-19-95, 11-6-95, 5-31-04, 3-2-09, 11-23-10, 5-16-12, 9-30-15, _____.

5I-4.003 Vehicular, Animal and Pedestrian Control.

(1) through (10) No change.

(11) No person shall takeoff or land an aircraft on managed lands, except at a runway or a helispot and only with authorization from the Service. Authorization from the Service is not required in an emergency or for Service official business.

(11) through (17) renumbered (12) through (18) No change.

Rulemaking Authority 589.011(4), 589.071 FS. Law Implemented 589.04, 589.071 FS. History—New 5-24-92, Amended 1-19-95, 11-6-95, 5-31-04, 5-16-12, 9-30-15, _____.

5I-4.005 Protection of Managed Lands.

(1) No person shall:

(a) through (n) No change.

(2) The Service will allow certain activities on state forest lands through issuance of a State Forest Use Permit (FDACS-11228, Rev. 07/15), hereby incorporated and adopted by reference, _____ available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-05745>. A person wishing to engage in one of the activities listed in this section must contact the local Florida Forest Service office of the forest on which the person is requesting to engage in the proposed activity. The Service will issue a State Forest Use Permit (FDACS-11228, Rev. 07/15) provided the proposed use does not interfere with management objectives of that forest as provided in that forest’s management plan; create a nuisance to wildlife, other forest users, or Service staff; pose a threat to public safety; or create a risk of wildfire. Authorization to conduct the activity will be valid only for the time, place, and manner contained in the State Forest Use Permit (FDACS-11228, Rev. 07/15) issued and only for the individual or group listed. Unless authorized by a State Forest Use Permit (FDACS-11228, Rev. 07/15), no person shall do the following:

(a) through (f) No change.

(g) Operate any device as specified in Paragraph 934.50 (2)(a), F.S. Any such device will only carry a nonlethal payload.

~~(h)(g)~~ Operate a commercial enterprise on managed lands. Written permission to operate a commercial enterprise shall be granted from the Service only if the commercial enterprise will provide a compatible service to forest visitors, the applicable fee has been paid in accordance with subsection 5I-4.002~~(32)(29)~~, F.A.C., to the Service and the proposed operation meets the criteria of subsection (2).

Rulemaking Authority 589.011(4) FS. Law Implemented 589.04, 589.011 FS. History—New 5-24-92, Amended 1-19-95, 5-15-95, 11-6-95, 5-31-04, 5-16-12, 9-30-15, _____.

5I-4.006 Recreational Activities and Facilities.

(1) through (3) No change.

(4) Camping and Day-Use:

(a) through (d) No change.

(e) Camping within managed lands, except in designated hunt camps, is limited to 14 consecutive nights ~~days during any 30-day period~~ to prevent any camper from taking up long term camping at any one campsite and possibly displacing other campers. After 14 consecutive nights, the camper must leave the state forest for at least three nights before returning for a new stay. Changing the registered name of an individual or group to circumvent the 14 consecutive nights, maximum length of stay is prohibited. However, based upon medium ~~low~~ occupancy at any campground the district or center manager has the authority to extend campsite use between 15 and 29 consecutive nights ~~days~~.

(f) through (i) No change.

(j) The earliest check-in time for campsites is 3:00 p.m., and the latest checkout ~~Checkout~~ time for campsites ~~campers~~ is 1:00 p.m., 2 p.m. unless otherwise posted.

(k) through (l) No change.

(m) Quiet time is 10:00 p.m. until 6:00 a.m. sunrise. Noise should not carry beyond the visitor's campsite during quiet time. Examples include pet noise, generator noise, music, closing car doors, setting car alarms, etc., from within the campsite.

(n) No change.

(5) through (8) No change.

Rulemaking Authority 589.011(4), 589.071, 589.12 FS. Law Implemented 589.04, 589.071, 589.19 FS. History--New 5-24-92, Amended 1-19-95, 11-6-95, 5-31-04, 3-2-09, 5-16-12, 9-30-15, _____.

5I-4.008 Vendors; Authorizations; Fees.

Any commercial enterprise desiring to provide animals or equipment such as horses, canoes, or bicycles to any person for use on managed lands shall pay any applicable fees in accordance with subsection 5I-4.002(32)(29), F.A.C., to the Service. The commercial enterprise shall post or provide all customers with copies of general information governing use of the forest.

Rulemaking Authority 589.011(4) FS. Law Implemented 589.04, 589.011 FS. History--New 5-24-92, Amended 11-6-95, 5-31-04, 5-16-12, 9-30-15, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

James R. Karels, Director, Florida Forest Service

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

Adam H. Putnam, Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

04/18/2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:

04/20/2016 Vol. 42 and No. 77

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-18.004 Approval of Continuing Education Courses

PURPOSE AND EFFECT: Clarification of continuing education course requirements.

SUMMARY: Clarification.

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

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

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

RULEMAKING AUTHORITY: 455.2123, 489.108, 489.115 FS.

LAW IMPLEMENTED: 455.213, 455.2179, 489.115 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: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-18.004 Approval of Continuing Education Courses.

(1) through (2) No change.

(3) The application shall include the total number of classroom or interactive distance learning hours, the course syllabus, a detailed outline of the contents of the course, the name and qualifications of all instructors known at the time of the application and the minimum qualifications of any

instructors not known at the time of the application. Course instruction time shall be separated into intervals of ~~no less than ten (10) and~~ no more than twenty-five (25) minutes. Each interval shall contain a descriptive outline stating the subject matter in such detail so as to describe the content of the interval. In addition, a course provider making application to offer interactive distance learning must submit documents indicating the following:

- (a) through (f) No change.
- (4) through (11) No change.

Rulemaking Authority 455.213, 455.2123, 489.108, 489.115 FS. Law Implemented 455.213, 455.2123, 455.2179, 489.115 FS. History—New 12-2-93, Amended 7-20-94, 1-18-95, 7-2-95, 11-25-97, 5-30-00, 3-25-01, 11-10-03, 1-24-05, 8-28-05, 4-17-08, 9-20-15, .

NAME OF PERSON ORIGINATING PROPOSED RULE:
Construction Industry Licensing Board
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 11, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 15, 2016

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.: RULE TITLES:
68B-14.0035 Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper
68B-14.0039 Recreational Grouper Seasons

PURPOSE, EFFECT AND SUMMARY: NOAA Fisheries approved rules setting the federal recreational season for gag grouper to be June 1 through December 31 each year and increasing the recreational minimum size limit from 22 to 24 inches total length for both gag and black groupers in federal waters of the Gulf of Mexico (see 50 C.F.R. §622.34(e), §622.37(b)(1)(ii), and §622.37(b)(5)(ii) as of May 25, 2016). These federal rule changes are based on a 2014 gag grouper stock assessment, which indicated the stock is neither overfished nor undergoing overfishing, and important for fishermen and stakeholders. Opening the season June 1 was seen as a way to help eliminate discards of gag grouper during the red snapper season in June. The recreational size limit for both gag and black groupers was modified because anglers commonly confuse these two species. At its February 2016 meeting, the Florida Fish and Wildlife Conservation Commission approved a June 1 through December 31 gag grouper season in state waters of the Gulf (excluding state waters of Franklin, Wakulla, Taylor, Jefferson, and Monroe

counties), and an increase to the recreational minimum size limit for gag and black groupers from 22 to 24 inches total length in state waters of the Gulf of Mexico. Anglers fishing for gag grouper in state waters off Franklin, Wakulla, Taylor, and Jefferson counties have an April 1 through June 30 season which would not be changed to continue to allow for harvest of gag grouper in Big Bend state waters when gag grouper are available in this area. Anglers harvesting grouper in state waters off Monroe County follow Atlantic regulations for grouper. The purpose of these rules is to achieve consistency between the Commission’s gag and black grouper regulations and regulations in federal waters of the Gulf of Mexico.

The effect of the rule amendment is that state and federal regulations can be applied more consistently to recreational fishing activity for gag and black grouper in the Gulf of Mexico. A longer recreational season for gag grouper in the Gulf of Mexico provides additional fishing opportunities for southwest Florida anglers during December. Southwest Florida anglers and for-hire businesses have emphasized that being able to harvest gag grouper in late December is important because of the increased tourism in the area during that time of year. In addition, a 24-inch total length recreational size limit for gag and black groupers in state waters of the Gulf of Mexico would match the current recreational size limit for gag and black grouper recreationally harvested in state waters of the Atlantic Ocean, making regulations more consistent across both coasts which would improve enforceability and angler understanding of rules.

68B-14.0035 (Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper.) would be amended to specify a 24 inch total length minimum size limit for both gag and black groupers recreationally harvested in the Gulf of Mexico.

68B-14.0039 (Recreational Grouper Seasons.) would be amended to specify a June 1 through December 31 season for gag grouper recreationally harvested in state waters of the Gulf of Mexico, excluding Franklin, Wakulla, Taylor, Jefferson, and Monroe Counties.

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION

120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN

OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-14.0035 Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper. No person shall land, possess, unnecessarily destroy, purchase, exchange, sell or offer for sale any of the following species harvested in or from state waters, of a length less than set forth as follows:

- (1) through (3) No change.
- (4) Grouper (measured in terms of total length).
 - (a)1. Black grouper harvested recreationally from the Atlantic Ocean and all waters of Monroe County 24 inches.
 - 2. Black grouper harvested recreationally from the Gulf of Mexico except from all waters of Monroe County 24 ~~22~~ inches consistent with the Federal Standards established in 50 C.F.R. §622.37(b)(5)(ii) as of May 25, 2016.
 - (b) Black grouper harvested commercially 24 inches.
 - (c)1. Gag harvested recreationally from the Atlantic Ocean and all waters of Monroe County 24 inches.
 - 2. Gag harvested recreationally from the Gulf of Mexico except from all waters of Monroe County 24 ~~22~~ inches consistent with the Federal Standards established in 50 C.F.R. §622.37(b)(1)(ii) as of May 25, 2016.
 - (d)1. Gag harvested commercially from the Atlantic Ocean and all waters of Monroe County 24 inches.
 - 2. Gag harvested commercially from the Gulf of Mexico except from all waters of Monroe County 22 inches.
 - (e) through (h) No change.
 - (5) through (7) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-31-98, Amended 3-1-99, Formerly 46-14.0035, Amended 1-1-00, 1-1-01, 1-1-01, 1-1-03, 9-16-05, 7-1-06, 7-1-07, 4-1-08, 1-6-09, 8-27-09, 3-23-12, 6-10-13, 7-9-15, 1-4-16, 6-1-16.

- 68B-14.0039 Recreational Grouper Seasons.
- (1)(a) In all state waters of the Gulf of Mexico, except in all waters of Monroe County, and the waters described in paragraph (b), the season for the recreational harvest and possession of gag grouper shall be June ~~July~~ 1 through December 31 each year consistent with the Federal Standards established in 50 C.F.R. §622.34(e) as of May 25, 2016. Except for persons harvesting gag grouper for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., from January 1 ~~December 4~~ through May 31 ~~June 30~~, no person shall harvest in or from state waters of the Gulf of Mexico, except

in all waters of Monroe County, nor possess while in or on state waters of the Gulf of Mexico, except in all waters of Monroe County, any gag grouper.

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

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 1-6-09, Amended 8-27-09, 1-19-10, 6-17-11, 3-23-12, 5-9-13, 10-31-13, 6-1-16.

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

NONE

**Section IV
Emergency Rules**

NONE

**Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver**

DEPARTMENT OF STATE
Division of Historical Resources
RULE NO.: RULE TITLE:

1A-31.0092 Permit Area
NOTICE IS HEREBY GIVEN that on April 28, 2016, the Florida Department of State received a petition for Variance of F.A.C. Rule 1A-31.0092 from Amelia Research & Recovery, LLC, Represented by: Marlow White, Lewis & White, P.L.C., Attorneys at Law.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Brandy Hedges, Agency Clerk, (850)245-6536, brandy.hedges@doh.state.fl.us.

PUBLIC SERVICE COMMISSION
RULE NO.: RULE TITLE:
25-6.0423 Nuclear or Integrated Gasification Combined Cycle Power Plant Cost Recovery

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition from Florida Power & Light Company in Docket No. 160009-EI filed April 27, 2016, seeking waiver from subparagraph 25-6.0423(6)(c)5, Florida Administrative Code. The rule requires that a utility seeking alternative cost recovery of costs incurred in the siting, design, licensing, and construction of nuclear or integrated gasification combined cycle power plants to annually submit

for Commission review and approval, a detailed analysis of the long-term feasibility of completing the power plant.

A copy of the petition can be obtained from: the Office of Commission Clerk. Comments on the petition should be filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice. For additional information, please contact: Kyesha Mapp, Office of the General Counsel, at the above address or (850)413-6230.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 28, 2016, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from St. Johns River Power Park, Boiler 31, filed April 6, 2016, and advertised on April 8, 2016 in Vol. 42, No. 69, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.27.3.2.1, ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires phase I emergency recall operation by fire alarm initiating devices because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2016-080).

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, dhr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 28, 2016, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Emerald Isle Club, filed March 24, 2016, and advertised on March 28, 2016, in Vol. 42, No. 60, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for

Variance grants the Petitioner a variance from 2.4.6.2, and 2.10.2.1, and 2.15.9, ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires that the pit be 5 feet deep, and are seeking permission to use a retractable toe guard and folding car top rail because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2016-070).

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, dhr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on April 27, 2016, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for CP 125 Worth Ave, LLC. Petitioner seeks a variance of the requirements of 2.27.3.3.7, A17.1, 2007 edition as adopted by subsection 61C-5.001(1), Florida Administrative Code, because the repairs would pose a significant economic/financial hardship. 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 (VW2016-100).

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, dhr.elevators@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on April 12, 2016, the Construction Industry Licensing Board received a petition for variance or waiver filed by Richard Albert Stolte. The Petitioner is seeking a permanent variance or waiver from the requirement of achieving a passing score on the Business and Finance Exam. Comments on this petition should be filed with Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daniel Biggins, Executive Director,

Construction Industry Licensing Board, at above address or (850)487-1395.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Board of Professional Engineers hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on July 23, 2015, by Pedram Zohrevand. The Notice of Petition for Variance or Waiver was published in Vol. 41, No. 146, of the July 29, 2015, Florida Administrative Register. Petitioner sought a variance from or a waiver of subparagraph 61G15-20.007(1)(a)2., F.A.C., and seeks licensure as a professional engineer by endorsement. The Board considered the instant Petition at a duly-noticed public meeting held on August 13, 2015, in Daytona Beach, Florida. The Board's Order, filed on August 31, 2015, granted the Petition for a Variance or Waiver because the petition was in substantial compliance with the provisions of Section 120.542, Florida Statutes, and Chapter 28-104, Florida Administrative Code, the Applicant met the purpose of the underlying statute based upon his attempts to comply with the Board's licensure requirements, and the Applicant has otherwise shown that the application of the rule would violate principles of fairness as applied.

A copy of the Order or additional information may be obtained by contacting: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303, (850)521-0050.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Board of Professional Engineers hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on September 22, 2015, by Ellen H. Kucharik. The Notice of Petition for Variance or Waiver was published in Vol. 41, No. 185, of the September 23, 2015, Florida Administrative Register. Petitioner sought a variance from or a waiver of paragraph 61G15-21.001(1)(a), F.A.C. and licensure as a professional engineer by endorsement. The Board considered the instant Petition at a duly-noticed public meeting held on October 8, 2015, in Daytona Beach, Florida. The Board's Order, filed on November 5, 2015, granted the Petition for a Variance or Waiver because the petition was in substantial compliance with the provisions of Section 120.542, Florida Statutes, and Chapter 28-104, Florida Administrative Code, the Petitioner met the purpose of the underlying statute based upon her passage of a state Fundamentals of Engineering Examination which is substantially equivalent to Part I of the NCEES licensure examination, and application of the rule would present a substantial hardship on Petitioner.

A copy of the Order or additional information may be obtained by contacting: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303, (850)521-0050.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

NOTICE IS HEREBY GIVEN that on April 26, 2016, the Board of Nursing Home Administrators, received a petition for Christopher Brookshire, seeking a variance or waiver of subsection 64B10-15.001(2), Florida Administrative Code, which requires licensees to have specified hours of continuing education as a condition of biennial licensure renewal. Petitioner is seeking to have either a waiver of required hours, to be allowed to complete hours via home study/web based courses, or to have an extension of time to complete required hours. Comments on this petition should be filed with the Board of Nursing Home Administrators at the address below within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, (850)245-4393.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

The Board of Nursing Home Administrators hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on November 3, 2015 by Negovan Mamic. The Notice of Petition for Variance or Waiver was published in Vol. 41, No. 215, of the November 4, 2015, Florida Administrative Register. Petitioner sought a variance or waiver regarding the requirement of subsection 64B10-16.003(3), F.A.C., that Petitioner's Administrator-in-Training program take place in a facility with at least 60 beds. The Board considered the instant Petition at a duly-noticed public meeting held on November 20, 2015 by telephone conference call.

The Board's Order, filed on December 2, 2015, granted the Petition because the Petitioner has demonstrated he meets purpose of the underlying statute by other means and has demonstrated that application of the rule at issue would violate principles of fairness as defined by Section 120.542, F.S. and Chapter 28-104, F.A.C.

A copy of the Order or additional information may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, (850)245-4393.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

The Board of Nursing Home Administrators hereby gives notice of the issuance of an Order regarding the Petition for Permanent Variance, filed on October 3, 2014 and supplemented March 30, 2015, by Carolyn Moore. The Notice of Petition for Variance or Waiver was published in Vol. 40, No. 207, of the October 23, 2014, Florida Administrative Register. Petitioner sought a permanent variance from the requirements of subsection 64B10-15.0021(1), F.A.C., and award of CE credit for the total number of requested hours for the licensure renewal biennium ended September 30, 2014. The Board considered the Petition at a duly-noticed public meeting held on April 17, 2015 by telephone conference call. The Board's Order, filed on April 23, 2015, denied the Petition because the Petitioner has not demonstrated how the purpose of the underlying statute has been achieved by other means, nor how application of the rule would create a substantial hardship on Petitioner or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, (850)245-4393.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice hereby gives notice of issuance of an Order regarding the Petition for Variance or Waiver, filed October 7, 2015, by Sandipkumar Patel. The Notice of Petition for Waiver or Variance was published October 21, 2015, in Vol. 41, No. 205, of the Florida Administrative Register. Petitioner sought a variance from or waiver of the provision of paragraph 64B17-3.003(2)(a), F.A.C., which requires foreign credentialing evaluations used by other states to be on the appropriate FSBPT coursework tool. The Board considered the Petition at a duly-noticed public meeting held on November 6, 2015, in Safety Harbor, Florida. The Board's Order, filed November 24, 2015, denied the petition finding that the Petitioner had failed to demonstrate how he has met the purpose of the underlying statute by other means.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF REVENUE

Property Tax Oversight Program

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

DATE AND TIME: May 10, 2016, during a regular meeting of the Governor and Cabinet which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, the Capitol, Tallahassee, Florida. Please refer to the Cabinet Agenda posted to the Department's Internet site at <http://dor.myflorida.com/dor/rules/> prior to attending a meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of and approval to file and certify with the Secretary of State under Chapter 120, Florida Statutes, proposed revisions to Chapter Rule 12D-9 (Requirements for Value Adjustment Boards in Administrative Reviews; Uniform Rules of Procedure for Hearings Before Value Adjustment Boards) and Rule 12D-16.002 (Index to Forms) to amend associated forms.

Notices of Proposed Rule were published for these rules in the March 15, 2016 (Vol. 42, No. 51, pp. 1088-1092), edition of the Florida Administrative Register. Subsequently, the Department held a public hearing on April 6, 2016, at which the public provided comments.

A copy of the agenda may be obtained by contacting: Mike Cotton at CottonM@dor.state.fl.us or by going to the Department's website at <http://dor.myflorida.com/opengovt/Pages/meetings.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 48 hours before the workshop/meeting by contacting: Mike Cotton at (850)617-8870 or CottonM@dor.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).

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 5, 2016, 2:30 p.m.

PLACE: William E. Sadowski Office Building, 2555 Shumard Oak Blvd., Room 120L, 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 Request for Proposal (RFP-DEM-15-16-066) for Hurricane Loss Mitigation Program, Residential Construction Mitigation Program (RCMP).

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, (850)410-1391, 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, (850)410-1391, 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 Tampa Bay Regional Planning Council's Agency on Bay Management announces a public meeting to which all persons are invited.

DATE AND TIME: May 12, 2016, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the business of the Agency on Bay Managements Habitat Restoration Committee.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Wren Krahl, (727)570-5151, ext. 22, 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: Maya Burke, (727)570-5151, ext. 40, maya@tbrpc.org.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIME: Tuesday, May 17, 2016, 10:00 a.m.

PLACE: UF/IFAS Brevard County Extension, 3695 Lake Drive, Cocoa, FL 32926

GENERAL SUBJECT MATTER TO BE CONSIDERED: SJRWMD staff along with Representative Steve Crisafulli and Representative Tom Goodson will hold a workshop discussing cattle grazing leases on district lands.

NOTE: One or more Governing Board members may attend.

A copy of the agenda may be obtained by contacting: the St. John's River Water Management District, Attn: Nick Abrahams, 4049 Reid Street, Palatka, FL 32177 or by phone at (407)659-4885.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority

Tampa Bay Water - A Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, May 16, 2016, 9:00 a.m.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, FL 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee Meeting.

A copy of the agenda may be obtained by contacting: the Records Department, (727)796-2355.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: the Records Department, (727)796-2355. 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: the Records Department, (727)796-2355.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: RULE TITLE:

61A-3.0141 Special Restaurant Licenses

The Department of Business and Professional Regulation announces a hearing to which all persons are invited.

DATE AND TIME: May 17, 2016, 1:00 p.m. – 3:00 p.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Building 4075, Room 152, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The license requirements for special restaurant licenses.

A copy of the agenda may be obtained by contacting: Renita Walton-Hayes, Department of Business and Professional Regulation; 1940 North Monroe Street; Tallahassee, Florida 32399-1026, (850)717-1118, renita.walton-hayes@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Mobile Home Relocation Corporation

The Florida Mobile Home Relocation Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 3, 2016, 9:00 a.m.

PLACE: Telephone conference: 1(888)909-7654, participant code: 128126

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Board will address official business of the Florida Mobile Home Relocation Corporation which will include, among other matters, a review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use and such other business as may come before the Board. A schedule for future meetings will be determined.

A copy of the agenda may be obtained by contacting: Vicky Krentz at (888)862-7010.

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 days before the workshop/meeting by contacting: Vicky Krentz at 1(888)862-7010. 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: Vicky Krentz, Executive Director, FMHRC, PO Box 7848, Clearwater, FL, 33758, 1(888)862-7010, vicky@fmhrc.org.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

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

DATE AND TIME: Friday, June 3, 2016, 8:00 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, FL 32819, (407)996-9700

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General board business.

A copy of the agenda may be obtained by contacting: Edith Rogers at edith.rogers@flhealth.gov, or by visiting the Board's website at <http://floridaschiropracticmedicine.gov/meeting-information/>.

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: Edith Rogers at edith.rogers@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Edith Rogers at edith.rogers@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Psychology

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

DATE AND TIME: July 22, 2016, 8:00 a.m., ET

PLACE: St. Petersburg Marriott Clearwater, 12600 Roosevelt Blvd., St. Petersburg, Florida 33716

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General Business Meeting.

A copy of the agenda may be obtained by contacting: The Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255, by calling the board office at (850)245-4373, ext. 3482 or by visiting the website: www.floridaspsychology.gov.

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

3418. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-28.008 Relative Caregiver Program

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

DATE AND TIME: May 16, 2016, 2:00 p.m. – 4:00 p.m.

PLACE: Florida Department of Children and Families, 1317 Winewood Boulevard, Bldg. 1, Room 301G, Tallahassee, FL 32399-0700; telephone conference: 1(888)670-3525, participant code: 312 614 9586 #

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The workshop will address the proposed rulemaking of Rule 28.008, F.A.C.

A copy of the agenda may be obtained by contacting: Jodi Abramowitz at (850)717-4189 or Jodi.abramowitz@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: Jodi Abramowitz. 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 Contact: Jodi Abramowitz, (850)717-4189 or Jodi.abramowitz@myflfamilies.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Office on Homelessness

The Office on Homelessness announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 4, 2016, 10:00 a.m.

PLACE: Toll-free: 1(888)670-3525, participant code: 701-539-8451 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Executive Committee call: this conference call will address the committees' continued development of policy recommendations and work tasks to address the Council's Annual Report on recommendations to end homelessness in Florida.

A copy of the agenda may be obtained by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@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 48 hours before the workshop/meeting by contacting: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@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: Erik Braun, Director, Office on Homelessness, (850)922-9850, erik.braun@myflfamilies.com.

WILLIAM W. "BILL" HINKLEY CENTER FOR SOLID AND HAZARDOUS WASTE MANAGEMENT

The William W. "Bill" Hinkley Center for Solid and Hazardous Waste Management announces a public meeting to which all persons are invited.

DATES AND TIMES: May 18, 2016, 8:00 a.m. – 5:00 p.m.; May 19, 2016, 8:00 a.m. – 5:00 p.m.

PLACE: Avanti Resort, 8738 International Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Hinkley Center for Solid & Hazardous Waste Management's Research Selection Committee will meet to hear presentations on invited research proposals. The purpose of the meeting is to formulate funding recommendations for FY 2016-2017 which will be made to the Center's Advisory Board.

A copy of the agenda may be obtained by contacting: center@hinkleycenter.org or (352)392-6264.

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: center@hinkleycenter.org or (352)392-6264. 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: center@hinkleycenter.org or (352)392-6264.

FLORIDA PORTS COUNCIL

The Florida Seaport Transportation and Economic Development Council (FSTED) announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, May 18, 2016, 10:00 a.m.

PLACE: Call-in number: 1(605)475-5950, access code: 9348585

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General business.

A copy of the agenda may be obtained by contacting: Toy Keller in the Florida Ports Council offices at (850)222-8028.

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: Toy Keller in the Florida Ports Council offices at (850)222-8028. 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: Toy Keller in the Florida Ports Council offices at (850)222-8028.

FLORIDA WORKERS' COMPENSATION INSURANCE GUARANTY ASSOCIATION, INC.

The Audit Committee of the Florida Workers' Compensation Insurance Guaranty Association announces a public meeting to which all persons are invited.

DATE AND TIME: May 16, 2016, 2:00 p.m.

PLACE: Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Audit Committee will meet to discuss the general business of the Committee. The agenda will include but not be limited to: Minutes, Audit Report and Charter/Checklist.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

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: Cathy Irvin, (850)386-9200. 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 WORKERS' COMPENSATION INSURANCE GUARANTY ASSOCIATION, INC.

The Investment Committee of the Florida Workers' Compensation Insurance Guaranty Association announces a public meeting to which all persons are invited.

DATE AND TIME: May 17, 2016, 8:30 a.m.

PLACE: Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Investment Committee will meet to discuss the general

business of the Committee. The agenda will include but be not limited to: Minutes, Investment Report and Investment Policy.

A copy of the agenda may be obtained by contacting: Cathy Irvin, (850)386-9200.

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: Cathy Irvin, (850)386-9200. 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).

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN that the Public Employees Relations Commission (Commission) has received the petition for declaratory statement from The International Union of Painters and Allied Trades, AFL-CIO, Local Union 2301 (Local 2301), and the City of Fort Myers (City). The petition seeks the agency's opinion as to the applicability of Order No. 16E-107 (Case No. AC-2016-002) as it applies to the petitioner.

Local 2301 and the City were parties to an amendment to certification petition in the case of: In re Petition of the Fort Myers City Employees Union, to Amend Certification No. 614, case number AC-2016-002 (Fla. PERC Apr. 13, 2016). In that case, Certification 614 was amended to designate Local 2301 as the certified bargaining agent in place of the Fort Myers City Employees Union (City Employees Union). In the first full paragraph at page nine of the "Order Amending Certification 614," the Commission explained the duties of the City with regard to deducting and remitting dues and uniform assessments prior and subsequent to the issuance of its order. The City interprets the language in the order to require that Local 2301 obtain new cards specifically authorizing dues deductions on behalf of itself. Until such time as it receives new authorization cards, the City contends that it has no duty to further deduct dues. The Union interprets the language in the order to require that the City continue to deduct dues on behalf of employees who signed authorization cards prior to the filing of the amendment to certification petition, but that the City is to forward the dues to Local 2301, rather than to the City Employees Union. Local 2301 contends that the City should continue to deduct dues under the existing authorization cards because there has been no replacement of one bargaining agent by another, but merely an amendment to

the existing certification. Local 2301 and the City are seeking a Declaratory Statement by the Commission regarding their respective rights and responsibilities with regard to dues deductions. Except for good cause shown, motions to intervene by persons whose substantial interests may be affected by the disposition of the declaratory statement must be filed within twenty-one (21) days after publication of the notice in the Florida Administrative Register. Persons whose substantial interests may be affected may file a petition for an administrative hearing.

A copy of the Petition for Declaratory Statement may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle NW, Suite 300, Tallahassee, Florida 32303-7256.

Please refer all comments to: The Clerk, Public Employees Relations Commission, 4708 Capital Circle NW, Suite 300, Tallahassee, Florida 32303-7256.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Donnie S. Herron on October 13, 2015. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 41, No. 209, of the October 27, 2015, Florida Administrative Register. The petitioner seeks a declaratory statement as to how much, if there is a percentage, a roofing contractor is allowed to change under a roofing license. The Construction Industry Licensing Board considered the Petition at its meeting held on January 15, 2016, in Cocoa Beach, Florida. The Board's Order, filed on March 31, 2016, stated that the Board declines to issue a declaratory statement in that the petition relates to an ongoing controversy and that the question is already answered in statute, negating the need for a declaratory statement.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Dan Biggins, Executive Director, Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, Florida 32399 or (850)487-1395.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by James Bifulco on November 6, 2015. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 41, No. 221, of the November 13, 2015, Florida Administrative Register. The Petitioner seeks a declaratory statement as to whether a general contractor's license is required to construct temporary structures such as outrigger safety netting, perimeter guardrails and netting systems, protection decks and scaffolds used to stage significant material loads, and shaft and floor hold opening protections used in the course of constructing residential and commercial buildings greater than 1, 2, or 3 family dwellings, and greater than 3 stories in height. The Construction Industry Licensing Board considered the Petition at its meeting held on January 15, 2016, in Cocoa Beach, Florida. The Board's Order, filed on March 31, 2016, declines to issue a declaratory statement in that the petition is facially insufficient as it does not comply with Section 120.565, Florida Statutes and Rule 28-105, Florida Administrative Code.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, (850)487-1395 or by email to Amanda.Wynn@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

Notice is hereby given that the Construction Industry Licensing Board has received a Petition for Declaratory Statement filed on behalf of Larry Carnley on April 5, 2016. The Petitioner seeks a declaratory statement on Chapter 489.105, FS, regarding the scope of practice of a commercial pool/spa contractor, a residential pool/spa contractor, or a swimming pool/spa servicing contractor in performing electrical work. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice. Copies of the petition may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, (850)487-1395 or by email to Amanda.Wynn@myfloridalicense.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

Section XII
Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Clean Water State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

Edgewater, Florida

The Florida Department of Environmental Protection (DEP) has determined that the City of Edgewater's projects involving the construction of a new reclaimed water main from the wastewater treatment facility to a proposed eight-acre pond at the public works facility, and the extension of an existing reclaimed water main along SR 442 are not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$3,946,800. These projects may qualify for Clean Water State Revolving Fund (CWSRF) loans comprised of federal or state funds. DEP will consider public comments about the environmental impacts of the proposed projects that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to Pankaj Shah, CWSRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS 3505, Tallahassee, Florida 32399-3000, (850)245-2962, Pankaj.Shah@dep.state.fl.us.

DEPARTMENT OF JUVENILE JUSTICE

Policy and Procedure Updates

The Department of Juvenile Justice has posted one revised policy for comment and review: FDJJ 1925, Human Trafficking. The policy will be posted until May 13, 2016, on the Department's webpage at <http://www.djj.state.fl.us/partner/policies-resources/department-policies/policies-under-review>. Directions for submitting comments can be found at the above webpage.

Section XIII

Index to Rules Filed During Preceding Week

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