

Section I Notice of Development of Proposed Rules and Negotiated Rulemaking

NONE

Section II Proposed Rules

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.: RULE TITLE:
2A-8.005 Adjustments to Reflect Consumer Price Index

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

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

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 112.19 FS.

LAW IMPLEMENTED: 112.19 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

2A-8.005 Adjustments to Reflect Consumer Price Index.

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

(2) The Consumer Price Index amount in March ~~2016~~ 2017 ~~decreased~~ ~~increased~~ .03 ~~-.04~~ percent. Therefore, the statutory amount for the period July 1, 2017 ~~2016~~ through June 30, 2018 ~~2017~~, is:

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2); ~~\$65,576.04~~ \$65,773.24.

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2); ~~\$65,576.04~~ \$65,773.24.

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2); ~~\$197,677.91~~ \$198,272.73.

Rulemaking Authority 112.19 FS. Law Implemented 112.19 FS. History--New 12-10-03, Amended 8-17-04, 7-26-05, 7-26-06, 7-15-07, 7-20-08, 7-20-09, 7-4-10, 7-18-11, 8-21-12, 7-3-13, 7-2-14, 7-5-15, 12-24-15, 6-30-16, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rick Nuss, Chief, Bureau of Criminal Justice Programs, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Attorney General Pam Bondi

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 21, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 19, 2017

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Air Resource Management**

RULE NO.: RULE TITLE:
62-17.281 Newspaper Notice

PURPOSE AND EFFECT: The purpose of this proposed rule is to revise Rule 62-17.281, F.A.C., to create templates that will be used for various noticing requirements under the Electric Power Plant Siting Act. The templates will be adopted by reference and allow for streamlining of the rule. The

creation of the templates will enable regulated entities to utilize consistent language in publishing statutorily required newspaper notices pursuant to Section 403.5115, F.S.

SUMMARY: The proposed rule streamlines the newspaper notice requirements under the Electric Power Plant Siting Act. OTHER RULES INCORPORATING RULE 62-17.281, F.A.C.: None

EFFECT ON THOSE OTHER RULES: Not applicable, as there are no rules incorporating Rule 62-17.281, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The Department has determined that amendment of this rule will not have an adverse impact on small business or increase regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. The Department has not prepared a statement of estimated regulatory costs (SERC). The Department has determined that the proposed rule is not expected to require legislative ratification based on the SERC, or, if no SERC is required, the information expressly relied upon and described herein: The Department has determined that the amendments to these rules streamline public notice requirements for applicants under the Electric Power Plant Siting Act and will not increase costs to the regulated community. Any person who wishes to provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 403.504, 403.517, F.S.

LAW IMPLEMENTED: 403.504, 403.5063, 403.5115, 403.516, 403.517, 403.5175, F.S.

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

DATE AND TIME: May 31, 2017, 10:00 a.m.

PLACE: DEPARTMENT OF ENVIRONMENTAL PROTECTION, 2600 BLAIR STONE ROAD, CONFERENCE ROOM 195, TALLAHASSEE, FLORIDA 32399.

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: Terri Long at (850)717-9023 or email at Terri.Long@dep.state.fl.us.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ann Seiler, Florida Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee,

Florida, 32399-2400, (850)717-9113 or email at Ann.Seiler@dep.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-17.281 Newspaper Notice.

(1) The applicant shall provide and publish newspaper notices as required by, and in accordance with, Section 403.5115, F.S., ~~and as further specified herein using the templates and procedures listed below. Templates may be obtained from the Department of Environmental Protection, Siting Coordination Office, or at the hyperlinks provided below.~~ The map required under Section 403.5115(2), F.S., should occupy approximately one-quarter of the notice space. ~~After the notice has been published, the applicant shall forward to the department's Siting Coordination Office one copy of the applicable proofs of publication.~~ The content of any notice shall be approved by the Department and may differ from the content ~~be different than that provided~~ in this rule so long as the deviation does not materially and substantially alter the substance of such notice. All notice headings shall be in bold letters not less than three-eighths (3/8) inches high.

(a)~~(1)~~ Notice of the filing of a Notice of Intent to File an Application, DEP Template 62-17.281(1), effective _____, adopted and incorporated herein and available at (link). This notice shall be published within 21 days after the filing of the notice with the Department.

(a) ~~The notice shall bear a prominent heading in bold letters: "Notice of Intent to File Application for Power Plant Site Certification".~~

(b) ~~The notice shall contain at least the following information:~~

1. ~~The name and a brief description of the site including any associated facilities and corridors, and type and capacity of the power plant;~~

2. ~~A map showing the location of the proposed site;~~

3. ~~A statement that "a Notice of Intent to file an application seeking certification authorizing construction and operation of an electrical power plant near _____" <location> "Florida, has been received by the Department of Environmental Protection pursuant to the Florida Electrical Power Plant Siting Act, Chapter 403, Part II, Florida Statutes";~~

4. ~~The statement "The department and other affected agencies are authorized by Section 403.5063(2), F.S., to enter into binding written agreements with _____" <name of the applicant> "regarding the scope, quantity, and level of information to be provided in the application for certification which will be subsequently filed. The public may provide comments regarding the substance of such agreements. These~~

~~comments should be addressed to the Administrator, Siting Coordination Office, Department of Environmental Protection, _____ <current address> no later than 30 days from the date of this notice."~~

~~(b)(2) Notice of Proposed Binding Written Agreements, DEP Template 62-17.281(2), effective _____, adopted and incorporated herein and available at (link). This notice~~

~~Unless otherwise combined with the notice for the Notice of Intent as allowed under subsection 62-17.041(3), F.A.C., the following notice shall be published provided in the newspapers required for other notices under Section 403.5115(2), F.S., within 21 days after of the filing of the proposed agreement. The notice shall be 1/4 page in size, and shall consist of the following:~~

~~(a) The name and a brief description of the site, including type and capacity of the power plant;~~

~~(b) A list of places where the proposed agreements are available for public inspection;~~

~~(c) The statement "The Department of Environmental Protection and other affected agencies are authorized by Section 403.5063(2), F.S., to enter into binding written agreements with _____" <name of the applicant> "regarding the scope, quantity, and level of information to be provided in the application for certification which will subsequently be filed. The public may provide comments regarding the substance of such an agreement to the Administrator, Siting Coordination Office, Department of Environmental Protection, _____" <current address> " , within 30 days of the publication of this notice";~~

~~(d) A statement that any disagreements with the proposed binding written agreement may be submitted by an affected agency to the department and the applicant within 45 days of the publication of the notice.~~

~~(c)(3) Notice of Filing of Application, DEP Template 62-17.281(3), effective _____, adopted and incorporated herein and available at (link). The notice shall bear the heading "Notice of Filing of Application for Electrical Power Plant Site Certification" and be published within 21 days after the filing of the application with the Department, in bold letters not less than 3/8 inches high. The notice must substantially contain the following:~~

~~(a) A map of the site and any associated facilities and corridors in the counties in which the site, facilities and corridors are located, along with a portion of any adjoining county as deemed necessary by the department. A small "window" map which shows the entire route shall, where possible, be superimposed on a non relevant part of the main map. Where practicable, geographical and political boundaries, physical features and roadways, and selected sections, townships and ranges, should be shown on the main map. All patterns or other graphics used to indicate special~~

~~features must be bold enough to register legibly on newsprint. The map should occupy at least one quarter of the display advertisement.~~

~~(b) Text which is the same point size as standard news items and which substantially states the following:~~

~~1. "Application number _____ for certification to authorize construction and operation of a _____" <size of facility, type of fuels> "electrical power plant and site" <and where appropriate, a general description of any associated facilities such as rail spurs, transmissions lines, or fuel pipelines> "was filed with the Department of Environmental Protection on _____, _____" <date>. "The case is pending before the Division of Administrative Hearings, Case No. _____, prior to action by the Governor and Cabinet, or the Secretary, pursuant to the Florida Electrical Power Plant Siting Act, Chapter 403, Part II, F.S."~~

~~2. "The application for certification is available for public inspection during normal business hours at the following locations: _____." <Here list the addresses of the main and appropriate district offices of the department serving the area of the site and any associated facilities; the general business office of the applicant and the local business office of the applicant, if any, for the site and in every county which any associated facility may be located; and the main public libraries identified in paragraph 62-17.051(4)(b), F.A.C.>~~

~~3. "State agencies and local governments will be studying the application and preparing reports and recommendations on the proposed facility for the certification hearing. Interested individuals should review the application and bring matters of concern to the appropriate agency's attention as soon as possible. Information regarding the appropriate contact persons in the agencies may be obtained from the Department of Environmental Protection's Siting Coordination Office, _____" <provide address and phone number, and if known, case manager's name>."~~

~~(e) The text shall also include the following:~~

~~1. "Any person wishing to participate in the proceedings, either as a party or without party status, must follow either Section 403.508(3) or (4)(b), F.S." <Here list the language of Sections 403.508(3)(c) and (e), and 403.508(4)(b), F.S.>~~

~~2. "Any notice of intent to be a party or motion to intervene must be sent to _____, Administrative Law Judge, Division of Administrative Hearings, _____" <current address> " , Tallahassee, Florida, _____, and must contain the following: reference to the application number; the name, address, and telephone number of the agency or person; and, allegations sufficient to demonstrate the agency or person is entitled to participate in the proceeding. The notice or motion must be sent by mail to the applicant and to all parties. (A list of parties may be obtained from the department's Siting Coordination Office at the address above.) Those wishing to~~

intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be qualified to appear in administrative proceedings pursuant to Chapter 120, F.S., or Rule 28-106.106, F.A.C.

3. "In regard to variances or other relief, Section 403.507(3), F.S., requires that agency reports include a notice of any nonprocedural requirements not specifically listed in the application from which a variance, exemption, exception, or other relief is necessary in order for any proposed electrical power plant to be certified. Subsection 62-17.133(1), F.A.C., similarly requires that agencies identify in their reports any such needed variances or other relief. Failure to provide such notice shall be treated as a waiver from nonprocedural requirements of the department or any other agency. However, no variance shall be granted from standards or regulations of the department applicable under any federally delegated or approved permit program, except as expressly allowed in such program."

(d) Where applicable, the notice shall also state that issues relating to the use of, connection to, or the crossing of properties and works of agencies may be addressed under certification, with a listing of the agencies.

(e) Where applicable, the notice shall also state that a related application has been filed for:

1. A New Source Review or Prevention of Significant Deterioration Permit,
2. A Wastewater Permit, or
3. Any other permit issued by the department pursuant to a federally delegated or approved program.

(f) When the application for certification is accompanied by an applicant's Federal coastal zone consistency determination as required by the Federal Coastal Zone Management Act, the following statement shall be included: "This Public Notice is also provided in compliance with the federal Coastal Zone Management Act, as specified in 15 CFR Part 930, Subpart D. Public comments on the applicant's federal consistency certification should be directed to the Federal Consistency Coordinator, Department of Community Affairs" <current address>.

(d)(4) Notice of Land Use Consistency Determination, DEP Template 62-17.281(4), effective _____, adopted and incorporated herein and available at (link). The notice shall bear the heading "Notice of Land Use Consistency Determination on Electrical Power Plant Site" (and/or "Associated Facilities," if applicable) and be published within 21 days after the deadline for filing of the determination, in bold letters not less than 3/8 inches high. The notice must substantially contain the following:

- (a) Same as paragraph (3)(a).
- (b) Text which substantially states the following:

1. "Application number _____ for certification to authorize construction and operation of a _____" <size of facility, type of fuels> "electrical power plant and site" <and where appropriate, a general description of any associated facilities such as rail spurs, transmissions lines, or fuel pipelines> "was filed with the Department of Environmental Protection on _____, _____" <date>. "Pursuant to Section 403.50665, F.S., _____" <local government name>," is required to file a determination with the department, the applicant, the administrative law judge, and all parties on the consistency of the site or any directly associated facilities with existing land use plans and zoning ordinances that were in effect on the date the application was filed, based on the information provided in the application.

2. "On <date> <name of local government or governments> issued a determination that the proposed facility <is><is not> consistent with existing land use plans and zoning ordinances that were in effect on the date the application was filed, based on the information provided in the application."

3. If it has initially been determined that the electrical power plant is not compliant, the following language: "The applicant may apply to the local government for the necessary local approval to address the inconsistencies identified in the local government's determination. If the applicant applies to the local government for necessary local land use or zoning approval, the local government shall issue a revised determination within 30 days following the conclusion of any related hearing held by the local government."

4. "If any substantially affected person wishes to dispute the local government's determination, he or she shall file a petition with the Department of Environmental Protection, _____ <entity and address>, within 21 days after the publication of notice of the local government's determination. If a hearing is requested, the designated administrative law judge shall conduct a land use hearing in the county of the proposed site or directly associated facility, as applicable, as expeditiously as possible, but not later than 30 days after the department's receipt of the petition".

(e)(5) Notice of Land Use Hearing Before the Administrative Law Judge, DEP Template 62-17.281(5), effective _____, adopted and incorporated herein and available at (link). This notice shall be published at At least 15 days before prior to the public hearing on land use and zoning issues, notice shall be published as required by Section 403.5115, F.S., and shall bear the heading "Notice of Land Use Hearing on Proposed Power Plant Facility," in bold letters not less than 3/8 inches high. The notice shall contain the following information:

~~(a) A map meeting the requirements in paragraph (3)(a) above showing the location of the site, and of any associated facilities or corridors.~~

~~(b) Text which is the same point size as standard news items and which substantially states the following:~~

~~1. Same as subparagraph (3)(b)1. above.~~

~~2. A statement that: "Pursuant to Section 403.508, F.S., a land use public hearing will be held by the Division of Administrative Hearings on _____, _____," <date> "at _____" <address, room> "in _____ County, Florida, at _____:_____.m." <time> "to determine whether the site is consistent and in compliance with existing land use plans and zoning ordinances. No other issues will be heard at this land use hearing. A subsequent public hearing upon the application will be held to consider environmental and other impacts prior to final action by the Governor and Cabinet or the Secretary."~~

~~3. Same as subparagraph (3)(b)2. above.~~

~~4. "Any person wishing to participate in the proceedings, either as a party or without party status, must follow either Section 403.508(3) or (4), F.S." <Here list the language of Sections 403.508(3)(c) and (e), and 403.508(4)(b), F.S.>~~

~~5. "Any motion to intervene must be sent to _____, Administrative Law Judge, Division of Administrative Hearings, _____" <current address> "Tallahassee, Florida, _____, and must contain the following: reference to the application number; the case number of the Division of Administrative Hearing; the name, address, and telephone number; and, allegations sufficient to demonstrate the person is entitled to participate in the hearing. The request must be sent by mail to the applicant and all parties. (A list of parties may be obtained from the department's Siting Coordination Office, _____" <address> ". Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be qualified to appear in administrative proceedings pursuant to Chapter 120, F.S., or Rule 28-106.106, F.A.C."~~

~~(6) Notice of Zoning and Land Use Plan Appeal Hearing.~~

~~If the applicant intends to appeal to the Board for a variance, pursuant to Section 403.508(1)(f), F.S., because the proposed site is not in compliance with existing land use plans or zoning ordinances, newspaper notice shall be provided which complies with all the requirements of subsection (5) above, except that:~~

~~(a) The notice shall be published at least 30 days prior to the zoning or land use plan appeal hearing before the Board, in a newspaper in the jurisdiction of the local government which denied the zoning or land use plan approval;~~

~~(b) The heading of the notice shall read:~~

~~"Notice of Hearing Before the Governor and Cabinet to Determine Whether it is in the Public Interest to Authorize a~~

~~Nonconforming Use of Land in _____ County (or city) as a Site for an Electrical Power Plant."~~

~~(c) The following statement shall be included in lieu of subparagraphs (5)(a)2. and 4. above:~~

~~"Pursuant to Section 403.508, F.S., a zoning appeal or land use plan appeal hearing will be held before the Board on _____, 19__ at _____, in _____ County, Florida at _____m. An application for rezoning or change or amendment of the existing land use plan has been denied by _____" <name of local government> "and, upon a finding that it is in the public interest to authorize a nonconforming use of the land as a site for an electrical power plant at this hearing, the Governor and Cabinet are empowered to authorize a nonconforming use or variance. If such a change in land use is granted the responsible zoning or planning authority shall not thereafter change or apply such land use plans or zoning ordinances so as to impair or prevent the proposed use of the site unless certification of the site is subsequently denied."~~

~~(d) Identification of the land use plans or zoning ordinance which are the subject of the appeal shall be provided.~~

~~(f)(7) Notice of Certification Hearing, DEP Template 62-17.281(6), effective _____, adopted and incorporated herein and available at (link). This notice shall be published at least Not less than 65 days before prior to any scheduled certification hearing, notice shall be published as required by Section 403.5115, F.S., and shall bear the heading, "Notice of Certification Hearing on an Application to Construct and Operate an Electrical Power Plant on a Site to be located near _____, Florida." The heading shall be in bold letters not less than 3/8 inches high. The notice shall contain the following information:~~

~~(a) A map meeting the requirements in paragraph (3)(a) above showing the location of the site and any associated facilities or corridors.~~

~~(b) Text which is the same point size as standard news items and which substantially states the following:~~

~~1. Same as subparagraph (3)(b)1., above.~~

~~2. A statement that: "Pursuant to Section 403.508, F.S., the certification hearing is scheduled to be heard by the Division of Administrative Hearings on _____, _____" <date> "at _____" <location> "in _____" <county or city> "Florida, at _____:_____.m." <time> "in order to take written or oral testimony on the effects of the proposed electrical power plant or any other matter appropriate to the consideration of the site and associated facilities". The Public Service Commission has previously determined the need for the facility at a separate hearing and need will not be an issue at this hearing. Written comments may be sent to _____," <Administrative Law Judge> "at _____" <Address> "on or before _____" <date>.~~

3. Same as subparagraph (3)(b)2. above, pertaining to where a copy of the applicaton can be reviewed.

4. A statement indicating where the department's Written Analysis and any written direct testimony will be available for public inspection at least five days prior to the hearing, as required by subsection 62-17.141(2), F.A.C.

5. "Any person wishing to participate in the proceedings, either as a party or without party status, must follow either Section 403.508(3) or (4)(b), F.S." <Here list the language of Sections 403.508(3)(c) and (e), and 403.508(4)(b), F.S.>

6. A motion to intervene must be sent to _____, Administrative Law Judge, Division of Administrative Hearings, _____ " <current address> " , Tallahassee, Florida, _____, and must contain the following: reference to the application number; the case number of the Division of Administrative Hearings; the name, address, and telephone number of the person filing the motion; and, allegations sufficient to demonstrate that the person filing the motion is entitled to participate in the hearing. Copies must be sent by mail to the applicant and all parties. (A list of parties may be obtained from the department's Siting Coordination Office, _____ " <address> .) Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be qualified to appear in administrative proceedings pursuant to Chapter 120, F.S., or Rule 28-106.106, F.A.C."

7. "Pursuant to Section 403.508(6), F.S., the certification hearing may be cancelled if, within 29 days of the certification hearing, all parties to the proceeding stipulate that there are no disputed issues of fact or law to be raised, and the department or the applicant requests that the administrative law judge cancel the certification hearing. If the administrative law judge grants the request, the department shall prepare and issue a final order in accordance with Section 403.509(1)(a), F.S."

(e) Where applicable, the following statements:

1. "Certification of this power plant would allow construction and operation of a new source of air pollution which would consume an increment of air quality resources."

2. "The department's review has separately resulted in an assessment of the prevention of significant deterioration (PSD) impacts and a determination of the Best Available Control Technology (BACT)" <and, where applicable, the phrase: "an assessment of a non attainment area review and a determination of Lowest Achievable Emission Rate (LAER)"> "necessary to control the emission of air pollutants from this source. The certification hearing may be consolidated with any proceeding relating to the Department of Environmental Protection's preliminary determination for granting a federally required new source review, PSD, or Air Operation Permit."

3. "The certification hearing may include consideration of a federally required Wastewater Permit pursuant to Section 403.5055, F.S."

4. "Pursuant to Section 403.509(5), F.S., _____ " <Name of Applicant> "intends to use, connect to, or cross over properties or works of the following agencies: _____."

5. "Pursuant to Section 403.511(2), F.S., _____ " <Name of Applicant> "seeks a variance or other regulatory relief from _____ " <Rule, Agency> "for the purpose of _____."

6. A statement, where appropriate to the power plant project, that, while an associated facility corridor of up to one mile in width may be certified, the directly affected properties will be within a final right of way no greater than _____ feet in width within that corridor;

(d) Where appropriate, a statement shall be included indicating the status of the Coastal Zone Management consistency determination, if any.

(g)(8) Notice of Cancellation of Certification Hearing, DEP Template 62-17.281(7), effective _____, adopted and incorporated herein and available at (link). This notice shall be published no later than 3 days before the date of the originally scheduled certification hearing.

(a) A map which complies with the requirements of (3)(a) showing the location of the site.

(b) The text for the notice shall substantially read:

1. "The certification hearing originally scheduled for _____ <date>, has been cancelled. In accordance with the Florida Electrical Power Plant Siting Act, Section 403.508(6), F.S., on _____ <date> all parties to this proceeding stipulated that there are no disputed issues of material fact or law to be raised at the certification hearing. Accordingly, on _____ <date> Administrative Law Judge _____ <name> issued an order granting a request to cancel the hearing and relinquish jurisdiction to the department.

2. Pursuant to Section 403.509(1)(a), F.S., the department will issue a final order within 40 days of the Administrative Law Judge's order.

3. "For information, contact: _____ <name>, _____ <phone number and e-mail address> at the Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400."

(h)(9) Modifications Notices.

1.(a) Notice of Request for Modification, DEP Template 62-17.281(8), effective _____, adopted and incorporated herein and available at (link). If required by the Department, the applicant shall publish this notice within 21 days after the filing of a request for modification, the applicant shall publish notice of the request in a newspaper of general

circulation in the county or counties which the modification would affect.

2.(b) Notice of Modification Hearing, DEP Template 62-17.281(9), effective _____, adopted and incorporated herein and available at (link). If a hearing is to be conducted in response to a petition for modification, then, pursuant to Section 403.5115(1)(g)2., F.S., newspaper This notice shall be published no later than 30 days before prior to the hearing, and shall comply with the following:

1. The notice shall bear the heading, "Notice of Hearing on a Proposed Modification of the _____" <name of facility> "Certified Electrical Power Plant". The heading shall be in bold letters not less than 3/8 inches high.

2. The notice shall contain a map showing the location of the site or part of the site or of any associated facilities or transmission line corridor proposed to be modified.

3. The notice shall contain text which is the same point size as standard news items and which substantially provides the following information:

a. The name of the facility, a brief description of the proposed modification, the date the modification was proposed, and the appropriate case numbers.

b. A list of places where copies of the modification request and pertinent supporting documents are available for public inspection and copying at cost during normal business hours. The list shall include the addresses of the main and the local regulatory district office of the department, the general business offices of the applicant and the local business office of the applicant serving the area of the site and any associated facilities.

e. A statement that: "Pursuant to Section 403.516, F.S., the hearing will be held by the Division of Administrative Hearings on _____, _____" <date> "at _____" <location> "in _____" <county or city> "Florida, at _____: _____m." <time> "in order to receive evidence on the proposed modification of certification. Written comments may be sent to _____, Administrative Law Judge, at _____" <address> "on or before _____" <date>.

d. "Any person wishing to participate in the proceedings, either as a party or without party status, must follow either Section 403.508(3) or (4), F.S." <Here list the language of Sections 403.508(3)(c) and (4), F.S.>

e. "Any motion to intervene must be sent to _____, Administrative Law Judge, Division of Administrative Hearings, _____" <current address> "Tallahassee, Florida, _____. The motion must contain the following: reference to the application number; the case number of the Division of Administrative Hearings; the name, address, and telephone number of the person filing the motion; and, allegations sufficient to demonstrate that the person filing the motion is entitled to participate in the hearing. Copies must be

sent by mail to all parties. (A list of parties may be obtained from the department's Siting Coordination Office, _____" <address>.) "Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can determined to be qualified to appear in administrative proceedings pursuant to Chapter 120, F.S., or Rule 28 106.106, F.A.C."

f. Same as subparagraph (5)(b)6. above.

g. Where applicable, a statement reflecting that the modification would result in the use of, connection to, or the crossing over of properties and works of agencies, with a listing of the agencies.

h. Where applicable, a statement reflecting the licensee's request for a variance or other regulatory relief from the rule of an agency, with a listing of the name, the rule, and the purpose of the variance or other relief.

i. Where applicable, a statement pertaining to any new corridor or modified corridor proposed for certification under the modification explaining that, while an associated facility corridor of up to one mile in width may be approved under the modification, the directly affected properties will be within a final right of way no greater than _____ feet in width within that corridor.

(i)(10) Notices for a Supplemental Application.

1.(a) Filing of a Supplemental Application, DEP Template 62-17.281(10), effective _____, adopted and incorporated herein and available at (link).

4. The notice shall bear the heading, "Notice of Application for Construction and Operation of an Addition to the Power Plant Facility Located Near _____, Florida," in bold letters not less than three eighths (3/8) inches high. The applicant shall publish this notice within 21 days after filing of the notice with the Department.

2. The notice shall contain the following information:

a. The name and brief description of the new power plant facility to be located on the site, including type and capacity to be located on the site;

b. A map which complies with the requirements of paragraph (3)(a) showing the location of the site;

e. A list of places where copies of the application are available for public inspection and copying at cost during normal business hours. The list shall include the addresses of the mail and those local regulatory district offices of the department, those public libraries, those general business offices of the applicant, and those local business offices of the applicant nearest to the site;

3. Text which is the same point size as standard news items and which substantially states the following:

a. A statement that: "A supplemental application numbered _____ for certification to authorize construction and operation of an addition to an electrical power plant near

~~_____~~, Florida, is now pending before the Division of Administrative Hearings pursuant to the Florida Electrical Power Plant Siting Act, Chapter 403, Part II, Florida Statutes.”

~~b. A statement that: “A public hearing on the effects of the construction and operation of an additional electrical power plant that would be located on the previously certified site will be announced in the future. Any person wishing to participate in the proceedings, as a party or without a party status, must follow Sections 403.508(3) and (4)(b), F.S.”~~
~~<Here list the language of Section either 403.508(3)(c) or (e), and 403.508(4)(b), F.S.>~~

~~c. A statement that: Any notice of intent to be a party or motion to intervene must be sent to the Division of Administrative Hearings, _____” <current address> “, Tallahassee, Florida, _____, and must contain the following: reference to the application number; the case number of the Division of Administrative Hearings; the name, address, and telephone number of the person wishing to intervene; and, allegations sufficient to demonstrate the person is entitled to participate in the hearing. Copies must be sent by mail to all parties. A list of parties may be obtained from the department’s Siting Coordination Office, _____”~~
~~<address> “. Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be qualified to appear in administrative proceedings pursuant to Chapter 120, F.S., or Rule 28-106.106, F.A.C.”~~

2.(b) Notice of Certification Hearing, DEP Template 62-17.281(11), effective _____, adopted and incorporated herein and available at (link). The notice of certification hearing for a supplemental application shall be titled as such and be substantially the same as required in paragraph subsection (f)(7) above, with text approved by the department. This notice shall be published at least 65 days before any scheduled certification hearing.

(j)(11) Notices for Certification of an Existing Power Plant Site.

The same notices as specified in paragraphs subsections (a)(1) through (g)(8) above shall be published, as applicable, with text tailored to fit the specific project.

(2)(12) No change.

Rulemaking Authority ~~403.504(1), (2), 403.517(1)(a)~~ FS. Law Implemented ~~403.504(2), (5), (9), 403.5063, 403.5115(4), 403.516(4), 403.517, 403.5175~~ FS. History—New 2-1-99, 2-13-08, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Ann Seiler, Division of Air Resource Management
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ryan E. Matthews, Esq., Interim Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 19, 2017

DATE OF NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 17, 2017

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Air Resource Management

RULE NOS.: RULE TITLES:
 62-243.300 Exemptions
 62-243.500 Enforcement

PURPOSE AND EFFECT: Pursuant to Executive Orders 11-01, 11-72, and 11-211, which require the Department to identify and revise rules that are unnecessary, unnecessarily burdensome, or duplicative, the Department is proposing to repeal Rule 62-243.300, F.A.C., and revise Rule 62-243.500, F.A.C. The revisions to Rule 62-243.500, F.A.C., will consolidate the statutory exemptions currently listed in Rule 62-243.300, F.A.C., eliminate reference to a previously repealed rule, and delete provisions that are unnecessary for implementation of the Florida Statutes.

SUMMARY: The proposed rule amendments address tampering with motor vehicle air pollution control equipment.

OTHER RULES INCORPORATING RULE 62-243.300, F.A.C.: 62-243.500, F.A.C.

OTHER RULES INCORPORATING RULE 62-243.500, F.A.C.: 62-243.300, F.A.C.

EFFECT ON THOSE OTHER RULES: There will be no effect on other rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The Department has determined that amendment of this rule will not have an adverse impact on small business or increase regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. The Department has not prepared a statement of estimated regulatory costs (SERC). The Department has determined that the proposed rule is not expected to require legislative ratification based on the SERC, or, if no SERC is required, the information expressly relied upon and described herein: The Department has determined that the amendments to these rules remove unnecessary portions of the rules and therefore will not increase regulatory costs for any entity. Any person who wishes to provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 316.2935, F.S.

LAW IMPLEMENTED: 316.2935, F.S.

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

DATE AND TIME: May 31, 2017, 10:00 a.m.

PLACE: DEPARTMENT OF ENVIRONMENTAL PROTECTION, 2600 BLAIR STONE ROAD, CONFERENCE ROOM 195, TALLAHASSEE, FLORIDA 32399.

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: Terri Long at (850)717-9023 or email at Terri.Long@dep.state.fl.us.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Terri Long, Florida Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida, 32399-2400, (850)717-9023 or email at Terri.Long@dep.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-243.300 Exemptions.

Specific Authority 316.2935 FS. Law Implemented 316.2935, 325.209 FS. History—New 2-21-90, Amended 5-29-90, 1-2-91, Formerly 17-243.300, repealed.

62-243.500 Certification.

(1) Certification Statement.

(a) Except as provided in subsection 62-243.500(2) ~~62-243.300(4)~~, F.A.C., on and after January 1, 1991, at the time of sale, lease, or transfer of title of a nonexempt motor vehicle, the seller, lessor, or person transferring title shall provide a written certification to the purchaser, lessee, or transferee that the air pollution control equipment of the motor vehicle has not been tampered with by the seller, lessor, transferor, or by his or her agents, employees, or other representatives.

(b) ~~Except as provided in subsection 62-243.500(2) As provided in paragraph 62-243.500(1)(d)~~, F.A.C., a licensed motor vehicle dealer shall also visually observe and certify in writing that specific air pollution devices and systems are in place and appear properly connected and undamaged.

(c) through (e) No change.

(2) Exemptions from the certification requirements of subsection 62-243.500(1), F.A.C.

(a) The following motor vehicle transactions are exempt from the certification requirements of subsection 62-243.500(1), F.A.C.:

1. Sales, reassignments, or transfers of motor vehicles by endorsement or delivery of a manufacturer's or distributor's statement of origin to a motor vehicle dealer holding a

franchise agreement from the manufacturer or distributor issuing the statement of origin.

2. First-time retail sales or leases of new motor vehicles subject to certification under Section 207, Clean Air Act, 42 U.S.C., 7541.

3. Sales, reassignments, and trades to licensed motor vehicle dealers, where the dealer elects not to request the certification from the seller or person reassigning title.

4. Sales, reassignments, and trades by licensed motor vehicle dealers to licensed motor vehicle dealers.

5. Lease agreements for 30 days or less.

6. Sales of motor vehicles for salvage purposes only.

(b) The following motor vehicles are exempt from the certification requirements of subsection 62-243.500(1), F.A.C.:

1. Transactions involving motor vehicles which have net vehicle weights greater than 5,000 pounds or gross vehicle weights greater than 10,000 pounds.

2. Transactions involving motor vehicles which are designated as model year 1974 or older.

3. Transactions involving motorcycles, mopeds, scooters, and golf carts, as defined in Section 320.01, F.S.

4. Transactions involving farm vehicles, as defined in Section 320.51, F.S.

5. Transactions involving imported nonconforming motor vehicles which are documented to be exempt from federal emission control requirements by the U.S. Environmental Protection Agency under 40 CFR 85, Subpart P.

(2) Acknowledgment of Certification-

~~(a) All parties to a transaction, or their authorized agent(s) or attorney(s) in fact, shall acknowledge that the certification required by this section has been prepared, tendered and received. Such acknowledgment may be included on the face of the certification document and shall reflect the date of tender and receipt.~~

~~(b) Those persons authorized or empowered to execute motor vehicle title transactions shall also be authorized to execute the certification as described by subparagraph (a).~~

Rulemaking Authority 316.2935 FS. Law Implemented 316.2935 FS. History—New 5-29-90, Amended 1-2-91, _____. Formerly 17-243.500.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Terri Long, Division of Air Resource Management

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ryan E. Matthews, Esq., Interim Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 19, 2017

DATE OF NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 17, 2017

DEPARTMENT OF HEALTH**Board of Opticianry**

RULE NO.: RULE TITLE:

64B12-15.008 Courses Without Classroom Instruction

PURPOSE AND EFFECT: The Board proposes an amendment to the Rule to address the approval period of courses without classroom instruction.

SUMMARY: The proposed changes clarify the formats of courses without classroom instruction, amend the approval periods of these courses and correct the rule subsection cited.

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 concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board 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(7), (8), 484.005, 484.008(3) FS.

LAW IMPLEMENTED: 456.013(7), (8), 484.008(3) 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 Opticianry, 4052 Bald Cypress Way, Bin #C-08, Tallahassee, Florida 32399-3253, Jennifer.wenhold@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-15.008 Courses Without Classroom Instruction.

(1) Continuing professional education courses which do not provide a classroom experience for participants, and do not monitor attendance, including but not limited to digital media video cassette courses, mail-order courses, computer interactive courses, home-study, directed study and other self-education courses shall not qualify for credit hours, regardless of the provider, unless the following conditions are met:

(a) All materials to be provided to the participant for each course including the course examination shall be submitted to the Board for review, approval and designation of credit hours at least 90 days prior to its being offered to the public for continuing education credit.

(b) Each course shall be designed to maximize participant involvement in the learning process.

(c) Each course shall require an examination thoroughly testing the participant's knowledge of course material. Examination answers may not be provided to the participant. Examinations must be graded by the provider.

(d) Participants must pass the examination in order to receive continuing professional education credit for the course. Re-examination of a participant who has failed the examination is prohibited.

(2) Approval of a particular course may be granted for a period not to exceed 42 years. At the end of the approval period the course provider may request renewed approval by submitting the information required for initial approval.

(3) Providers of courses permitted by this rule shall comply with the requirements of subsections 64B12-15.003(1), (2), (3), (4), (5), and (6), F.A.C., and subsection 64B12-15.004(2), F.A.C., in that a provider application fee must be submitted and a providership number issued. Providers of digital media video cassette courses must sign the digital media video cassette course validation form required by subsection 64B12-15.001(5)(7), F.A.C., and send the form to the licensee after the licensee has completed the digital media video cassette course. Home study courses must be presented to the Board upon initial request for providership approval and upon any subsequent request for new course approval. Failure to comply with these requirements shall subject the course to rescission of approval as described in Rule 64B12-15.004, F.A.C.

Rulemaking Authority 456.013(7), (8), 484.005, 484.008(3) FS. Law Implemented 456.013(7), (8), 484.008(3) FS. History—New 3-5-87, Amended 3-30-89, 2-18-93, Formerly 21P-15.008, Amended 4-17-94, Formerly 61G13-15.008, Amended 4-6-97, Formerly 59U-15.008, Amended 12-31-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Opticianry
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Opticianry
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: April 25, 2017
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: February 13, 2017

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.:	RULE TITLES:
6A-10.051	Approval of Treatment Programs and Treatment Providers
6A-10.052	Participation in the Recovery Network Program

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. 43 No. 74, April 17, 2017 issue of the Florida Administrative Register.

6A-10.051 Approval of Treatment Providers by the Recovery Network Program.

(1) Treatment providers for the Recovery Network Program must be approved by the Recovery Network Program to treat or evaluate participants in the program and shall be either:

- (a) Individual treatment providers; or
- (b) Treatment programs.

(2)(4) The Recovery Network Program shall approve an individual treatment provider if the individual treatment provider meets the following criteria:

(a) through (d) No change.

(3)(2) The Recovery Network Program shall approve a treatment program if the treatment program:

(a) through (d) No change.

(4)(3) The Recovery Network Program shall may rescind approval of a treatment provider if the treatment provider:

(a) Fails to maintain all qualifications required by subsections (2) (4) and (3) (2) of this rule;

(b) Fails on two (2) occasions to comply with the terms of any contract entered into with a participant and ~~or~~ the Recovery Network Program in accordance with this rule;

(c) Fails on two (2) occasions to provide a participant with, at minimum, a monthly written progress report regarding treatment;

(d) Fails on two (2) occasions to ensure that participants under the treatment provider’s care receive treatment that meets or exceeds the standard of care required by law and by professional standards of practice;

(e) Receives a suspension, revocation, or other discipline resulting in the restriction of the scope of practice of a license, certification, or accreditation that is required for approval of the treatment provider pursuant to subsections (2) (4) and (3) (2) of this rule that limits the ability to provide services;

(f) Receives three (3) instances of disciplinary action of any kind against its license, certification, or accreditation that is required for approval of the treatment provider pursuant to subsections (2) (4) and (3) (2) of this rule;

(g) through (h) No change.

(i) Fails on two (2) occasions ~~Has failed~~ to contact a participant or the Recovery Network Program within two (2) business days of receiving an inquiry.

6A-10.052 Participation in the Recovery Network Program.

(1) No change.

(2) through (e) No change.

(f) Whether participant has proven to be incompetent as provided by section 1012.795(1)(c), Florida Statutes Performance of professional duties in a competent manner in any position requiring a Florida Educator’s Certificate and requiring direct contact with students;

(g) through (h) No change.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-35.009 Exemption from Basic Recruit Training

NOTICE IS HEREBY GIVEN that on May 2, 2017, the Criminal Justice Standards and Training Commission of the Florida Department of Law Enforcement received a petition for a permanent waiver of subsection 11B-35.009(8), F.A.C., from Thomas Verri. Petitioner wishes to permanently waive

that portion of the Rule that states: Individuals, who have qualified for an exemption from a Commission-approved Basic Recruit Training Program, pursuant to this rule section, shall become employed within four years from the beginning date of the required proficiency demonstration as entered on the Training Report form CJSTC-67. In justification of his petition for waiver, Petitioner asserts that he completed a commission-approved Equivalency of Training course in February of 2013 and subsequently passed the State Officer Certification Examination in March of 2013. Due to a family health crisis, Petitioner did not seek employment until 2014, when he applied for employment with the Jacksonville Police Department. Petitioner asserts that he completed a written exam, a physical fitness test, and a polygraph as part of his pre-employment screening; however, the Jacksonville PD was still processing his application when his certification expired on February 3, 2017. Petitioner further asserts that he is now a candidate for employment with the Jacksonville Sheriff's Office. Petitioner alleges that, should the waiver not be granted, Petitioner will suffer a substantial hardship as he would be unable to serve as a certified law enforcement officer until he completes a basic recruit training academy.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Tina Culbertson, Florida Department of Law Enforcement, Criminal Justice Professionalism Division, P.O. Box 1489, Tallahassee, FL 32302 or by telephone at (850)410-8647.

DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-30.006 State Officer Certification Examination General Eligibility Requirements

NOTICE IS HEREBY GIVEN that on April 26, 2017, the Criminal Justice Standards and Training Commission of the Florida Department of Law Enforcement, received a petition for a permanent waiver of paragraph 11B-30.006(2)(a), F.A.C., from Miracle Jackson. Petitioner wishes to permanently waive that portion of the Rule that states: The following individuals are eligible to take the State Officer Certification Examination (SOCE) for the requested criminal justice discipline: (a) Individuals who, within four years of beginning basic recruit training, have successfully completed a Commission-approved Basic Recruit Training Program, pursuant to paragraphs 11B-35.002(1)(a), (b) and (c), F.A.C. In justification of her petition for waiver, Petitioner asserts that she attended a commission-approved correctional basic recruit training program from January 16 through October 26, 2015, and she went on to sit for and pass the State Officer Certification Exam (SOCE). Petitioner subsequently learned that, due to an administrative error on the part of the training

program, Petitioner did not complete the defensive tactics portion of the program and thus had not been eligible to sit for the SOCE. On February 26, 2017, Petitioner completed and passed the defensive tactics portion of the program. Petitioner asserts that should the waiver not be granted, Petitioner would be unable to work as a corrections officer until she completed another correctional basic recruit training program and passed another SOCE.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Tina Culbertson, Florida Department of Law Enforcement, Criminal Justice Professionalism Division, P.O. Box 1489, Tallahassee, FL 32302 or by telephone at (850)410-8647.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The Statewide Council on Human Trafficking announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 16, 2017, 1:00 p.m. until conclusion

PLACE: Stetson University College of Law Tampa Law Center, Classrooms 135 & 136, 1700 N. Tampa Street, Tampa, Florida 33602; dial-in information: 1(888)670-3525, participant code: 7071360675

GENERAL SUBJECT MATTER TO BE CONSIDERED: Council Business.

A copy of the agenda may be obtained by contacting: Lynn Guyton at Lynn.Guyton@myfloridalegal.com or by accessing the Council's website at:

http://myfloridalegal.com/_85256CC5006DFCC3.nsf/0/8AEA5858B1253D0D85257D34005AFA72?Open&Highlight=0,satewide,council,meeting.

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: the Office of Attorney General Pam Bondi at (850)414-3300. 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: Lynn Guyton, Lynn.Guyton@myfloridalegal.com, (813)287-7950.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council
 The Heartland Regional Transportation Planning Organization (HRTPO) announces a public meeting to which all persons are invited.

DATE AND TIME: May 25, 2017, 2:00 p.m.
 PLACE: DeSoto County Administration Building, Commission Board Room, 201 East Oak Street, Suite 201, Arcadia, FL 34266

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Regular meeting of the HRTPO Citizens Advisory Committee (CAC).

A copy of the agenda may be obtained by contacting: Marybeth Soderstrom, Community Engagement Manager, (863)534-7130, msoderstrom@cfrpc.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: Marybeth Soderstrom, Community Engagement Manager, (863)534-7130, msoderstrom@cfrpc.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).

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.

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: May 16, 2017, 1:00 p.m. – 4:00 p.m. (MCAC Subcommittee Meetings 1:00 p.m. – 2:00 p.m., (MCAC Meeting 2:00 p.m. – 4:00 p.m.)

PLACE: Agency for Health Care Administration Headquarters, 2727 Mahan Drive, Tallahassee, FL

Telephone conference numbers:
 MCAC Meeting – Call-in number: 1(800)219-3192, participant code: 11468631#

Behavioral Health/Substance Use Subcommittee –Call-in number: 1(888)670-3525, participant code: 1043114408#
 Children, Including Safeguards and Performance Measures Related to Foster Children Subcommittee – Call-in number: 1(888)670-3525, participant code: 3948606224#

Dental Care for Children Subcommittee – Call-in number: 1(888)670-3525, participant code: 3927099717#

HIV/AIDS Subcommittee – Call-in number: 1(888)670-3525, participant code: 6399592069#

Managed Long-term Care Subcommittee – Call-in number: 1(800)219-3192, participant code: 11468631#. This call-in number is also the operator assisted line being used for the full MCAC meeting.

Following subcommittee breakout sessions, call-in participants in all subcommittees (except Managed Long-term Care) who wish to join the full MCAC meeting must hang up and dial-in to the MCAC meeting using call-in number: 1(800)219-3192 followed by participant code: 11468631#.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Medical Care Advisory Committee (MCAC) meeting, which will serve as a MEDS-AD Post Award Forum and Public Meeting for the 1115 Family Planning 5-year Extension Request.

A copy of the agenda may be obtained by contacting: Carla Sims in the Medicaid Director’s office at (850)412-4013 or Carla.Sims@ahca.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 7 days before the workshop/meeting by contacting: Carla Sims in the Medicaid Director’s office at (850)412-4013 or Carla.Sims@ahca.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).

For more information, you may contact: Carla Sims in the Medicaid Director’s office at (850)412-4013, or Carla.Sims@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board
 The Building Code Administrators and Inspectors Board announces public meetings to which all persons are invited.

DATES AND TIMES: June 13, 2017, 8:30 a.m.; June 14, 2017, 8:30 a.m.; June 15, 2017, 8:30 a.m.; June 16, 2017, 8:30 a.m.

PLACE: Embassy Suites By Hilton Orlando North, 225 Shorecrest Drive, Altamonte Springs, FL 32701, (407)834-2400

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Committee meetings, probable cause panel (portions of which

may be closed to the public), general board business.

A copy of the agenda may be obtained by contacting: MyFloridaLicense.com - Our Businesses and Professionals - Building Code Administrators and Inspectors.

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: Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee FL 32399 or by calling (850)717-1980. 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: Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee FL 32399 or call (850)717-1980.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

The Probable Cause Panel of the Florida Real Estate Commission announces a hearing to which all persons are invited.

DATE AND TIME: Monday, May 22, 2017, 3:00 p.m.

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will conduct a private meeting to review cases to determine probable cause and a public meeting to review cases where probable cause was previously found. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Probable Cause Panel or its counsel.

A copy of the agenda may be obtained by contacting: Michael Davis, Division of Real Estate, (407)481-5662. Only public portions of the agenda are available upon request.

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: Division of Real Estate, (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

The Department of Health, Board of Hearing Aid Specialists will hold a general business meeting to which all persons are invited:

DATE AND TIME: July 14, 2017, 10:00 a.m., ET

PLACE: Embassy Suites Orlando-Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746, (407)597-4000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained at www.floridashearingaidspecialists.gov. If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and the evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment, can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact the Board Office at least one week in advance by phone to (850)245-4474.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

The Board of Optometry announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 11, 2017, 9:00 a.m.

PLACE: Call-in number: 1(888)670-3525, participate code: 7342425515

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special meeting to discuss the urgent matter of the application of the Final Order issued by the Division of Administrative Hearings in Case No. 16-6663RX, on April 14, 2017, to current optometry students.

For more information or a copy of the agenda, you may contact: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, (850)245-4393.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

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

DATE AND TIME: May 16, 2017, 6:00 p.m. – 8:00 p.m., ET

PLACE: LeRoy Collins Leon County Public Library – 200 West Park Avenue, Tallahassee, Florida 32301

DATE AND TIME: May 18, 2017, 6:00 p.m. – 8:00 p.m., CT

PLACE: Sanders Beach-Corinne Jones Resource Center – Parks and Recreation Department, City of Pensacola, 913 South I Street, Pensacola, Florida 32502

DATE AND TIME: May 22, 2017, 6:00 p.m. – 8:00 p.m., CT
PLACE: Destin Community Center – 101 Stahlman Avenue, Destin, Florida 32541

DATE AND TIME: May 23, 2017, 6:00 p.m. – 8:00 p.m., CT
PLACE: Gulf Coast State College – Enrollment Services Building, “The Gardner Room” – Room #124, 5230 West US Highway 98, Panama City, Florida 32401

DATE AND TIME: May 24, 2017, 6:00 p.m. – 8:00 p.m., ET
PLACE: Statewide webinar and telephone conference call. Webinar: <http://fwc.adobeconnect.com/mfm/>. Voice-only access – contact Marine@MyFWC.com or (850)487-0554. More information about how to participate in the webinar or conference call will be available on FWC website prior to the webinar

date: <http://www.myfwc.com/fishing/saltwater/rulemaking/workshops/>. People interested in participating may also contact the Division of Marine Fisheries Management at (850)487-0554 for more information.

DATE AND TIME: May 25, 2017, 6:00 p.m. – 8:00 p.m., ET
PLACE: Florida Fish and Wildlife Research Institute – Karen A. Steidinger Auditorium, 100 8th Avenue Southeast, St. Petersburg, Florida 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Fish and Wildlife Conservation Commission is holding a series of public workshops to gather public input about management of the cobia fishery in the Gulf of Mexico. Discussion will include, but may not be limited to, size limits, daily vessel limits, and other potential harvest restrictions. Anyone involved in or who has concerns about the cobia fishery and would like to share their ideas about possible management changes is encouraged to attend.

A copy of the agenda may be obtained by contacting: Jessica McCawley, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

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: The ADA Coordinator at (850)488-6411. 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: Jessica McCawley, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

MID-FLORIDA AREA AGENCY ON AGING

The Mid Florida Area Agency on Aging announces a public meeting to which all persons are invited.

DATE AND TIME: June 7, 2017, 10:00 a.m.

PLACE: Elder Options Conference Room A, 100 SW 75th Street, Suite 301, Gainesville, FL 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Scheduled meeting of the Elder Options Board of Directors. The Board will take action on matters to be determined by the members of the Board, which may include matters such as the Executive Director’s Report. The Board will review, discuss, and take action regarding the applications received by Elder Options for funding for the program year beginning July 1, 2017 – June 30, 2018. Programs funded for this period include: Community Care for the Elderly (CCE), Alzheimer’s Disease Initiative (ADI), Home Care for the Elderly (HCE), Local Service Programs (LSP), and the Model Day Care program. The Board will also consider programs that begin in January 2018 that are funded through the Older Americans Act (OAA). The Board’s deliberation will include consideration of the recommendations of the Elder Options Grant Review Committee.

A copy of the agenda may be obtained by contacting: Kathy Dorminey, (352)692-5214, dormineyk@agingresources.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 48 hours before the workshop/meeting by contacting: (352)692-5214 or dormineyk@agingresources.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).

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: Kathy Dorminey, (352)692-5214, dormineyk@agingresources.org.

SUNSHINE STATE ONE CALL OF FLORIDA

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

DATES AND TIMES: Wednesday, May 17, 2017, 1:00 p.m. – 5:00 p.m., Committee Meetings; Thursday, May 18, 2017, 8:30 a.m. – 5:00 p.m., Annual, Committee, and Board of Directors Meetings

PLACE: Sunshine 811, 11 Plantation Road, DeBary, Florida 32713

GENERAL SUBJECT MATTER TO BE CONSIDERED: May 2017 Committee, Annual and Board of Directors meetings.

A copy of the agenda may be obtained by contacting: AGENDA FOR MAY 17 & 18, 2017: www.sunshine811.com/agenda.

For more information, you may contact: Lori Budiani, Executive Assistant, (386)575-2002.

CARPE DIEM COMMUNITY SOLUTIONS, INC.

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

DATE AND TIME: Thursday, May 18, 2017, 5:30 p.m. – 6:00 p.m. CT, informal open house; 6:00 p.m. CT, formal presentation and public comments

PLACE: City of Lynn Haven Council Chambers, 108 E. 9th Street, Lynn Haven, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The intent of this project is to increase the vehicular capacity of the corridor as well as accommodate bicycle and pedestrian traffic. Improvements include widening 1.5 miles of the existing roadway from two to six lanes while adding medians, buffered bicycle lanes and sidewalks, water quality and treatment facilities, and a closed drainage system. The widening of State Road (S.R.) 390 east of S.R. 77 will facilitate the transition to the existing two-lane roadway. A new pedestrian overpass will be built above the six-lane roadway at Mowat Middle School. Traffic signal modifications will be made at the existing signalized intersections with a new signal installed at S.R. 390 and 14th Street/Virginia Avenue. The project is funded for right-of-way acquisition and construction.

During the informal portion of the hearing, Florida Department of Transportation (FDOT) representatives will be available to discuss the project, answer questions, and receive your comments. A court reporter will also be available to receive your comments. During the formal portion of the hearing, FDOT will make a formal presentation which will be followed by public comments.

A copy of the agenda may be obtained by contacting: Sandra Lamb, P.E., FDOT Project Manager, toll-free 1(866)855-7275, email sandra.lamb@atkinsglobal.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Sandra Lamb, P.E., FDOT Project Manager, at the above phone number or email address. 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: Ian Satter, District Three Public Information Director, toll-free 1(888)638-0250, ext. 1205, email ian.satter@dot.state.fl.us.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-22.010 Enforcement

NOTICE IS HEREBY GIVEN that The Department of Children and Families has issued an order disposing of the petition for declaratory statement filed by Jacqueline Halyard, d/b/a Star Achievers Learning Center, Case No., 17-029CF. The Notice of Petition for Declaratory Statement was published in Volume 43, No. 57, F.A.R., on March 23, 2017. The following is a summary of the agency’s disposition of the petition:

Sub-subparagraph 65C-22.010(2)(e)2.a., Florida Administrative Code, and the Department’s January 31, 2017, Final Order of Dismissal, issued in Case No. 16-113CF, Rendition No. DCF-17-008-FO, do not require the Department to amend its inspection reports to delete the violations recited in the January and May 2016 Warning Letters issued to Star Achievers and then subsequently withdrawn by the Department. The Department’s Final Order of Dismissal stated that the two inspection reports remained, making it apparent that the Order concluded that the inspection reports were unaffected by the withdrawal of the two Warning Letters.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: the Agency Clerk in writing at Agency Clerk, Office of the General Counsel, Department of Children and Families, 1317 Winewood Boulevard, Building 2, Room 204, Tallahassee, Florida 32399-0700, by telephone at (850)488-2381 or via email to agency.clerk@myflfamilies.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

REGIONAL TRANSPORTATION AUTHORITIES

Hillsborough Transit Authority (HART)

Request for Proposal #RFP-24911 Autonomous Vehicle

The Hillsborough Transit Authority (HART) is soliciting for the following:

RFP-24911

Autonomous Vehicle

Please go to our website at <http://www.gohart.org/Pages/AboutUS-Opportunities.aspx>.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Building Construction

CM-Continuing Contracts-South

STATE OF FLORIDA DEPARTMENT OF MANAGEMENT SERVICES

DIVISION OF REAL ESTATE DEVELOPMENT AND MANAGEMENT

PUBLIC ANNOUNCEMENT FOR CONSTRUCTION MANAGEMENT SERVICES

FOR CONTINUING CONTRACTS - SOUTH FLORIDA REGION

May 3, 2017

Project Number: NA

Project Name: Continuing Contracts for Construction Management Services

Project Location: South Florida

The State of Florida, Department of Management Services Division of Real Estate Development and Management, requests qualifications from Construction Management at Risk firms located in South Florida. These contracts may be used for projects anywhere in the State of Florida; however, it is anticipated that the firms selected during this process will be activated for projects in the South Florida vicinity. The Department of Management Services may enter into a contract with no less than three (3) Construction Management firms with responsibility for performance of construction contracts which may vary in size up to \$2,000,000.00.

Please visit the Department's website http://www.myflorida.com/apps/vbs/vbs_www.main_menu and click on "Search Advertisements" – "Division of Real Estate Development and Management"; Look for "Opportunities for Design and Construction Firms" and click on link.

FISH AND WILDLIFE CONSERVATION COMMISSION

West Palm Beach County Public Shooting Sports Park Phase 2
 BID NO: FWC 16/17-130C

TITLE: West Palm Beach County Public Shooting Sports Park Phase 2

FOR: The intent of this invitation to bid is to obtain competitive pricing for grading, drainage structures and to construct a retention pond, site utilities, roads, parking lots, and sidewalks at West Palm Beach County Public Shooting Sports Park, in accordance with the specifications in this invitation to bid and the Construction Plans in accordance with Chapter 255, F.S.

SEALED BIDS WILL BE RECEIVED, PUBLICLY OPENED AND READ ALOUD ON:

DATE & TIME: June 7, 2017, 3:00 p.m.

Location: Florida Fish & Wildlife Conservation Commission, 2590 Executive Center Circle East, Suite 100, Tallahassee, Florida 32301

BID DOCUMENTS: Can be downloaded from the Vendor Bid System at the link below:

http://www.myflorida.com/apps/vbs/vbs_www.main_menu

Search by bid number FWC 16/17-130C

PURCHASING MANAGER: (Direct questions to the following)

Bryan Tucker, Procurement Manager

Florida Fish & Wildlife Conservation Commission

Tallahassee Purchasing Office

2590 Executive Center Circle

Tallahassee, Florida 32301

Phone: (850)488-6551

bryan.tucker@myfwc.com

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed
with the Secretary of State

Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8:00 a.m., Wednesday April 26, 2017 and 3:00 p.m., Tuesday May 2, 2017. An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
2A-9.004	4/26/2017	5/16/2017
2A-9.006	4/26/2017	5/16/2017
2A-9.007	4/26/2017	5/16/2017
5O-4.001	5/2/2014	5/22/2014
53ER17-24	4/27/ 2017	4/27/ 2017
53ER17-25	4/27/ 2017	4/27/ 2017
53ER17-26	4/27/ 2017	4/27/ 2017
59G-1.100	5/1/2017	5/21/2017
61C-1.008	4/26/2017	5/16/2017
61G19-7.001	4/27/ 2017	5/17/2017
61G19-7.0015	4/27/ 2017	5/17/2017
61G19-7.004	4/27/ 2017	5/17/2017
61G19-7.006	4/27/ 2017	5/17/2017
61G19-7.007	4/27/ 2017	5/17/2017
64B8-9.009	5/2/2014	5/22/2014
64B8-30.014	4/27/ 2017	5/17/2017
64B8-30.015	4/27/ 2017	5/17/2017
64B15-6.01051	4/27/ 2017	5/17/2017
64B15-6.011	4/27/ 2017	5/17/2017
69A-37.039	4/28/2017	5/18/2017
69A-37.065	4/28/2017	5/18/2017

69L-30.002	4/28/2017	5/18/2017
69L-30.003	4/28/2017	5/18/2017
69L-30.004	4/28/2017	5/18/2017
69L-30.006	4/28/2017	5/18/2017
69L-30.007	4/28/2017	5/18/2017
69L-30.010	4/28/2017	5/18/2017

**LIST OF RULES AWAITING LEGISLATIVE
APPROVAL SECTIONS 120.541(3), 373.139(7)
AND/OR 373.1391(6), FLORIDA STATUTES**

Rule No.	File Date	Effective Date
40B-9.021	12/21/2016	**/**/*****
40B-9.041	12/21/2016	**/**/*****
40B-9.126	12/21/2016	**/**/*****
40B-9.131	12/21/2016	**/**/*****
40B-9.1381	12/21/2016	**/**/*****
40B-9.1411	12/21/2016	**/**/*****
40B-9.142	12/21/2016	**/**/*****
40B-9.145	12/21/2016	**/**/*****
40B-9.123	12/9/2016	**/**/*****
58M-2.009	2/9/2017	**/**/*****
60FF1-5.009	7/21/2016	**/**/*****
64B8-9.009	6/15/2016	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
69L-7.100	12/19/2016	**/**/*****
69L-7.501	12/19/2016	**/**/*****

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

All About Scooters LLC for the establishment of JIAJ motorcycles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Bintelli LLC, intends to allow the establishment of

All About Scooters LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Jiajue Motorcycle Manufacturing Co., Ltd. (line-make JIAJ) at 2045 North Monroe Street, Tallahassee, (Leon County), Florida 32303, on or after June 5, 2017.

The name and address of the dealer operator(s) and principal investor(s) of All About Scooters LLC are dealer operator(s): Susan D. Smith, 756 Rhoden Cove Road, Tallahassee, Florida 32312 and Leroy E. Smith, 756 Rhoden Cove Road, Tallahassee, Florida 32312, principal investor(s): Susan D. Smith, 756 Rhoden Cove Road, Tallahassee, Florida 32312 and Leroy E. Smith, 756 Rhoden Cove Road, Tallahassee, Florida 32312.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Justin Jackrel, Bintelli LLC, 620 Dobbin Road, Charleston, South Carolina 29414.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Golf Car Depot, Inc. for the establishment of CITC low speed vehicles

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that CitEcar, LLC, intends to allow the establishment of Golf Car Depot, Inc., as a dealership for the sale of low-speed vehicles manufactured by CitEcar, LLC (line-make CITC) at 1751 A South Dixie Highway, Pompano Beach, (Broward County), Florida 33060, on or after June 5, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Golf Car Depot, Inc., are dealer operator(s): Jeffrey Wayne Blitman, 15920 Weatherly Road, Wellington, Florida 33414 and Christian Valiquette, 2382 Southwest 17 Drive, Deerfield Beach, Florida 33442; principal investor(s): Jeffrey Wayne Blitman, 15920 Weatherly Road, Wellington, Florida 33414 and Christian Valiquette, 2382 Southwest 17 Drive., Deerfield Beach, Florida 33442.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Ashley Jackrel, CitEcar, LLC, 620 Dobbin Road, Charleston, South Carolina 29414.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Jaguar Power Sports LLC for the establishment of HCHE motorcycle

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Bintelli LLC, intends to allow the establishment of Jaguar Power Sports, LLC, as a dealership for the sale of motorcycles manufactured by Her Chee Industrial Co., Ltd. (line-make HCHE) at 4680 Blanding Boulevard, Jacksonville, (Duval County), Florida 32210, on or after June 5, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Jaguar Power Sports, LLC are dealer operator(s): Shaun Jackrel, 4955 Northwest 21st Street, Gainesville, Florida 32605; principal investor(s): Shaun

Jackrel, 4955 Northwest 21st Street, Gainesville, Florida 32605.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Justin Jackrel, Bintelli LLC, 620 Dobbin Road, Charleston, South Carolina 29414.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

WBG Enterprises LLC for the establishment of CITC low-speed vehicles

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

Pursuant to Section 320.642, Florida Statutes, notice is given that CitEcar, LLC, intends to allow the establishment of WBG Enterprises LLC, as a dealership for the sale of low-speed vehicles manufactured by CitEcar, LLC (line-make CITC) at 27800 Old 41 Road, Bonita Springs, (Lee County), Florida 34135, on or after June 5, 2017.

The name and address of the dealer operator(s) and principal investor(s) of WBG Enterprises LLC are dealer operator(s): Robert Bachman, 24961 Winward Boulevard, Bonita Springs, Florida 34134 and Jeremy Bachman, 27328 Pinecrest Lane, Bonita Springs, Florida 34135; principal investor(s): Robert Bachman, 24961 Winward Boulevard, Bonita Springs, Florida 34134 and Jeremy Bachman, 27328 Pinecrest Lane, Bonita Springs, Florida 34135.

The notice indicates intent to establish the new point location in a county of more than 300,000 population,

according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

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

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

A copy of such petition or complaint must also be sent by US Mail to: Ashley Jackrel, CitEcar, LLC, 620 Dobbin Road, Charleston, South Carolina 29414.

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

DEPARTMENT OF JUVENILE JUSTICE

Policy and Procedure Updates

The Department of Juvenile Justice has posted two revised policies for comment and review: FDJJ 1205.10 Proprietary Software and FDJJ 1205.60 Provider Access to the Juvenile Justice Information System (JJIS) and JJIS Data. The policies will be posted until May 16, 2017, on the Department's web page at: <http://www.djj.state.fl.us/partners/policies-resources/department-policies/policies-under-review>.

Directions for submitting comments can be found at the above web page.

**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.