

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

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Workforce Services**

RULE NOS.:	RULE TITLES:
73B-10.025	Reports Required of Liable Employers
73B-10.026	Determinations to Liable Employers
73B-10.027	Payment of Contributions
73B-10.028	Delinquent Accounts
73B-10.031	Succession and Transfer of Reemployment Experience
73B-10.032	Employing Unit Records
73B-10.035	Protests of Liability, Assessment, Reimbursements, and Tax Rate - Special Deputy Hearings
73B-10.037	Public Use Forms

**PURPOSE AND EFFECT:** Chapter 73B-10, Fla. Admin. Code (“F.A.C.”) sets forth procedures for the implementation of Florida’s Reemployment Assistance Program pursuant to Chapter 443, Florida Statutes. The Department seeks to update these rules through rule amendment. Specifically, the Department is amending Rule 73B-10.025, F.A.C., to remove an expiration date that no longer applies to a form. Rule 73B-10.026, F.A.C., is being amended to correct a statutory reference and remove unnecessary wording, while Rule 73B-10.027, F.A.C., is being amended to delete information about a procedure that is not performed. Rule 73B-10.028, F.A.C., is being amended to remove the requirement of the employer providing written requests for waivers, and 73B-10.031, F.A.C., changes the word “employees” to “unit.” Rule 73B-10.032, F.A.C., is being amended to correct a grammatical error, and Rule 73B-10.035, F.A.C., seeks to add an applicable statutory reference and delete a provision concerning benefit determinations which is unnecessary.

**SUBJECT AREA TO BE ADDRESSED:** The amended rules update the procedures governing the implementation of Florida’s Reemployment Assistance Program.

**RULEMAKING AUTHORITY:** 443.1317, FS.

**LAW IMPLEMENTED:** 443.036(1) and (20), 443.071(2), 443.121, 443.1215, 443.1216, 443.131, 443.131(3), 443.1312, 443.1313, 443.141, 443.141(2), (2)(b), and (3), 443.151, 443.151(3)(c), (d), (4)(b), 443.163, 443.171, 443.171(1), (5), (6), and (7), 443.191, FS.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.**

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: M. Linville Atkins, Office of General Counsel, Department of Economic Opportunity, linville.atkins@deo.myflorida.com, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399, (850)245-7150.

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

## Section II Proposed Rules

**DEPARTMENT OF STATE**

RULE NO.:	RULE TITLE:
1-1.010	Style and Form for Filing Rules; Certification Accompanying Materials

**PURPOSE AND EFFECT:** The purpose of this amendment is to modify the rule certification form.

**SUMMARY:** The certification form for rule adoption will be modified to allow agencies to certify that a rule is designated as a rule the violation of which would be a minor violation pursuant to section 120.695, F.S.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Upon completing an SERC checklist, it was determined that the proposed amendment will not have a direct or indirect adverse financial impact on small business.

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:** 20.10(3), 120.54(1)(i)6, 120.54(1)(j), 120.55(1)(c) FS.

**LAW IMPLEMENTED:** 120.54(1)-(4), (6), 120.55, 403.8055 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: Carlos A. Rey, 500 S. Bronough St., Tallahassee, FL 32399, (850)245-6536, carlos.rey@dos.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

1-1.010 Style and Form for Filing Rules; Certification Accompanying Materials.

(1) through (2): No change.

(3) An agency adopting a rule shall file the original and two copies of the rule certification form as specified in paragraphs (3)(a) through (e) of this rule. More than one rule may be listed on a rule certification form so long as the rules are from the same rule chapter, and so long as the adoption packet includes rules that were included in the same notice in the Florida Administrative Register. A separate rule certification form shall be filed for each rule chapter affected.

(a) The following rule certification form shall be used in filing new, amended or repealed rules under the provisions of Section 120.54(3), F.S.:

CERTIFICATION OF (NAME OF AGENCY) ADMINISTRATIVE RULES FILED WITH THE DEPARTMENT OF STATE

I hereby certify:

[ ] (1) That all statutory rulemaking requirements of Chapter 120, F.S., and all rulemaking requirements of the Department of State have been complied with; and

[ ] (2) That there is no administrative determination under Section 120.56(2), F.S., pending on any rule covered by this certification; and

[ ] (3) All rules covered by this certification are filed within the prescribed time limitations of Section 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by Section 120.54(3)(a), F.S.; and

[ ] (a) Are filed not more than 90 days after the notice; or

[ ] (b) Are filed more than 90 days after the notice, but not more than 60 days after the administrative law judge files the final order with the clerk or until 60 days after subsequent judicial review is complete; or

[ ] (c) Are filed more than 90 days after the notice, but not less than 21 days nor more than 45 days from the date of publication of the notice of change; or

[ ] (d) Are filed more than 90 days after the notice, but not less than 14 nor more than 45 days after the adjournment of the final public hearing on the rule; or

[ ] (e) Are filed more than 90 days after the notice, but within 21 days after the date of receipt of all material authorized to be submitted at the hearing; or

[ ] (f) Are filed more than 90 days after the notice, but within 21 days after the date the transcript was received by this agency; or

[ ] (g) Are filed not more than 90 days after the notice, not including days the adoption of the rule was postponed following notification from the Joint Administrative Procedures Committee that an objection to the rule was being considered; or

[ ] (h) Are filed more than 90 days after the notice, but within 21 days after a good faith written proposal for a lower cost regulatory alternative to a proposed rule is submitted which substantially accomplishes the objectives of the law being implemented; or

[ ] (i) Are filed more than 90 days after the notice, but within 21 days after a regulatory alternative is offered by the ombudsman in the Executive Office of the Governor.

[ ] (4) It is further certified that this rule is designated as a rule the violation of which would be a minor violation pursuant to Section 120.695, F.S.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule No(s).

(List in Columns)

Under the provision of Section 120.54(3)(e)6., F.S., the rules take effect 20 days from the date filed with the Department of State or a later date as set out below:

Effective Date: \_\_\_\_\_ (month) (day) (year)

Signature, Person Authorized to Certify Rules

Title

Number of Pages Certified

(b) through (e): No change.

(4) through (10): No change.

Rulemaking Authority 20.10(3), 120.54(1)(i)6., 120.54(1)(j), 120.55(1)(c) FS. Law Implemented 120.54(1)-(4), (6), 120.55, 403.8055 FS. History—New 5-29-80, Formerly 1-1.02, Amended 12-30-81, 2-9-84, 10-1-84, 11-14-85, 10-19-86, 4-10-90, 6-17-92, 10-1-

96, 9-13-98, 8-23-99, 6-20-02, Formerly 1S-1.002, Amended 3-8-09, 1-1-11, Formerly 1B-30.002, Amended 10-1-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Carlos A. Rey  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Detzner  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 06/16/17  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 06/06/2017

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-15.008      RULE TITLE: Testing and Competency Evaluation  
 PURPOSE AND EFFECT: The purpose of the rule amendment is to evaluate testing and competency criteria.  
 SUMMARY: Evaluate criteria.  
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule has no impact on any persons or businesses; 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: 464.202, 464.203 FS.  
 LAW IMPLEMENTED: 464.202, 464.203, 464.2085 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: Joe R. Baker, Jr., Executive Director,

Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

- 64B9-15.008 Testing and Competency Evaluation.  
 (1) through (2) No change.  
 (3) For the written exam, the Board adopts a passing minimum score on the base form of 76%, equating for subsequent forms. ~~The Board adopts a passing score as set by the National Nurse Aide Examination Council.~~  
 (4) No change.  
 (5) For the Clinical Skills Test, ~~t~~The recommended minimum passing level for each task is 3 Standard Errors of Measure below the mean. The minimum passing level of the Clinical Skills Test varies depending on the difficulty of the items selected by the testing service for each form of the examination and will be established by the testing service for each form of the examination based on its testing expertise. The candidate must have a minimum passing score on each of the five tasks on an examination form to pass the Clinical Skills Test.  
 (6) through (7) No change.  
Rulemaking Specific Authority 464.202, 464.203 FS. Law Implemented 464.202, 464.203, 464.2085 FS. History–New 5-25-03, Amended 6-26-05, 1-31-08,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Board of Nursing  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Nursing  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 8, 2017  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 1, 2017

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

**DEPARTMENT OF HEALTH**

**Division of Children’s Medical Services**

RULE NOS.:      RULE TITLES:  
 64C-7.001      Definitions  
 64C-7.002      Collection Procedures for Newborn Screening

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. 69, April 10, 2017 issue of the Florida Administrative Register.

64C-7.001 Definitions.  
No change.

64C-7.002 Collection Procedures for Newborn Screening.  
(1) through (4) No change.

(5) When a live birth occurs in a location outside of a licensed birth center and the infant is not admitted to a hospital following the birth, the professional person in attendance at the birth must:

(a) No change.

(b) A pulse oximeter device must be used to test the oxygen level in the right hand and either foot. Newborns must be at least 24 hours of age to obtain the oxygen level. Pulse oximetry screening results must be documented on a specimen card, DOH Form DH 677 or submitted electronically to the State Public Health Laboratory. Testing procedures must be consistent with the American Academy of Pediatrics ~~current~~ screening algorithm as described in "Strategies for Implementing Screening for Critical Congenital Heart Disease," in Figure 1, page e1262, effective November 40, 2011, incorporated by reference and available at <http://pediatrics.aappublications.org/content/128/5/e1259.full> and <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

Rulemaking Authority 383.14(2) FS. Law Implemented 383.14 FS. History--New 10-25-79, Formerly 10D-76.03, Amended 12-5-84, Formerly 10J-8.03, Amended 3-29-92, 9-20-94, 3-28-96, Formerly 10J-8.003, Amended 4-1-08, 3-26-15, Amended \_\_\_\_\_.

**Section IV  
Emergency Rules**

NONE

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

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:

14-46.001 Utilities Installation or Adjustment

The Department of Transportation hereby gives notice that on June 19, 2017, FDOT entered an Order Denying Variance from Rule 14-46.001, F.A.C. On March 24, 2017, Tampa Electric Company (TECO) filed a petition for an emergency variance from Rule 14-46.001, F.A.C., specifically the Utility Accommodation Manual (UAM) Section 4.8.3.3 Underground Crossings as incorporated into Rule 14-46.001. The variance request is to allow the placement of a gas line under a portion of I-295 to avoid a bridge structure. Notice of the Petition for

Variance was published in the March 27, 2017, edition of the Florida Administrative Register. FDOT denied the variance, because TECO did not demonstrate that the strict application of Rule 14-46.001, F.A.C, would create a substantial hardship on TECO and that the customer could not be served without installation of a gas line crossing near or under a FDOT bridge or MSE wall, nor has TECO demonstrated that enforcement of Rule 14-46.001 violates principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, MS 58, Tallahassee, Florida 32399-0458, FDOT.AgencyClerk@dot.state.fl.us.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: RULE TITLE:

40B-4.3030 Conditions for Issuance of Works of the District Permits

NOTICE IS HEREBY GIVEN that on June 05, 2017, the Suwannee River Water Management District, received a petition for variance from Van Humphreys, Florida Department of Transportation, 1109 South Marion Avenue, Lake City, FL. Pursuant to Section 120.542, F.S. Petitioner is seeking a variance from paragraph 40B-4.3030(1)(e) and subsection 40B-4.3030(7), F.A.C., as to New roads within a work of the district which at any point along the road, have a driving surface greater than one foot above adjacent natural ground elevation, or result in a net fill within the floodway and no fill material shall be placed above the natural grade of the ground except for minor amounts of fill which are less than or equal to 100 square feet of the cross-sectional area of the floodway. The vast majority of fill being placed in the floodplain is the result of the widening of substandard roadway lanes and shoulders to improve safety. Since this project will be perpetually owned and maintained by a public entity, a permanent waiver is being requested. These rules are intended to set forth criteria for development activities within a Works of the District. The petition has been assigned ERP Number ERP-067-230260-1, CR 250 Bridge Replacement.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Tilda Musgrove, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on June 14, 2017, the Southwest Florida Water Management District, received a petition for a variance or waiver.

Petitioner’s Name: M. Christine H. Joines  
 Rule No.: 40D-22.201  
 Nature of the rule for which variance or waiver is sought: Lawn and landscape irrigation  
 The Petition has been assigned tracking No. 17-4263.  
 A copy of the Petition for Variance or Waiver may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, Ext. 2298, water.variances@watermatters.org. Any interested person or other agency may submit written comments within 14 days after the publication of this notice. (R2017039).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
 Beaches and Coastal Systems  
**RULE NOS.:RULE TITLES:**  
 62B-33.002 Definitions  
 62B-33.0051 Coastal Armoring and Related Structures  
**NOTICE IS HEREBY GIVEN** that on June 8, 2017, the Department of Environmental Protection received a petition for variance from Petitioner, Ocean Villas at Serenata Beach Condominium. The petition requested a permanent variance/waiver from rule provisions of subsections 62B-33.002(55), F.A.C., 62B-33.002(56), F.A.C., 62B-33.002(63), F.A.C., (definitions of “shoreline”, “shoreline rate change”, and “vulnerability”, respectively), and sub-subparagraph 62B-33.0051(1)(a)2.c., F.A.C., a rule applicable to coastal armoring, which requires that when an eligible structure located on a dune or escarpment demonstrates that the structure would be in danger of imminent collapse following the occurrence of erosion from a 15-year return interval storm, construction of coastal armoring shall be authorized by the Department. The property is located at 110-240 South Ponte Vedra Drive, Ponte Vedra Beach, Florida 32082. The petition has been assigned File No. SJ-1369AR-V; OGC No. 17-0247.  
 A copy of the Petition for Variance or Waiver may be obtained by contacting: Kaelyn Massey, Department of Environmental Protection, MS 3522, 2600 Blair Stone Road, Tallahassee, Florida 32399, (850)245-8486 or by email at cccl@dep.state.fl.us, during normal business hours, 8:00 a.m. – 5:00 p.m. Monday through Friday, except legal holidays. Written comments must be received by the Department of Environmental Protection no later than 14 days from the date of publication of this notice.

**DEPARTMENT OF HEALTH**  
 Board of Clinical Laboratory Personnel  
**RULE NO.: RULE TITLE:**  
 64B3-5.003 Technologist  
**NOTICE IS HEREBY GIVEN** that on June 16, 2017, the Board of Clinical Laboratory Personnel received a petition for variance or waiver filed by Sonia Velasquez. Petitioner is seeking a variance or waiver of paragraph 64B3-5.003(3)(a),

Florida Administrative Code, which sets forth the education, training/experience and examination requirements for a specialty licensure as a medical technologist.  
 A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

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

**DEPARTMENT OF TRANSPORTATION**  
 The Florida Department of Transportation, District 2 announces a hearing to which all persons are invited.  
**DATE AND TIME:** June 27, 2017, 4:30 p.m. – 6:30 p.m.  
**PLACE:** Clay County Supervisor of Elections Office, 500 North Orange Avenue, Green Cove Springs, FL 32043.  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This Florida Department of Transportation invites you to a public hearing regarding State Road 15 (U.S. 17) at State Road 16 intersection, Financial Project ID: 436118-1 in Clay County, Florida. The proposed recommended improvements include: Replacement of the traffic signal and pedestrian features at the intersection; Installation of a new traffic separator on State Road 16; Construct dual southbound left turn lanes on US 17 and widen State Road 16 to four lanes; Construction of a westbound left turn lane on State Road 16; Construct a northbound left-turn lane on US 17 at the median opening north of State Road 16; Extend the westbound right-turn lane on State Road 16; and adjust drainage to accommodate the proposed improvements. This hearing will begin with an open house from 4:30 to 6:30 p.m. A formal presentation will begin at 6:30 p.m., followed by a public comment period. Public participation is sought without regard to race, color, religion, sex, age, national origin, disability or family status.  
 A copy of the agenda may be obtained by contacting: Amy Williams, P.E., Florida Department of Transportation District 2, 1109 S. Marion Avenue, Lake City, Florida 32025-5874.  
 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: Amy Williams, P.E., Florida Department of Transportation District 2, 1109 S. Marion Avenue, Lake City, Florida 32025-5874. 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: Amy Williams, P.E., Florida Department of Transportation District 2, 1109 S. Marion Avenue, Lake City, Florida 32025-5874.

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Florida Children and Youth Cabinet Policy Impact Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 23, 2017, 10:00 a.m.

PLACE: Telephone conference#: 1(888)670-3525; participant code: 450-816-1561

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Committee will continue discussions regarding Children and Youth Cabinet Retreat.

A copy of the agenda may be obtained by contacting: Lindsey Zander, Executive Director, Florida Children and Youth Cabinet, (850)921-4875 or Lindsey.zander@myflfamilies.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Lindsey Zander, Executive Director, Florida Children and Youth Cabinet, (850)921-4875 or Lindsey.zander@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Lindsey Zander, Executive Director, Florida Children and Youth Cabinet, (850)921-4875 or Lindsey.zander@myflfamilies.com.

**REGIONAL PLANNING COUNCILS**

**Treasure Coast Regional Planning Council**

The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 13, 2017, 2:00 p.m.

PLACE: Treasure Coast Regional Planning Council, 421 SW Camden Avenue, Stuart, FL 34994

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct a meeting of Council's Comprehensive Economic Development Committee.

A copy of the agenda may be obtained by contacting: Kim Koho Vaday, (772)221-4060.

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: Kim Koho Vaday, (772)221-4060. 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: Kim Koho Vaday, (772)221-4060.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Building Commission**

**RULE NO.:** **RULE TITLE:**

61G20-1.001 Florida Building Code Adopted

The Florida Building Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Cancelled for June 29, 2017, 2:00 p.m., cancelled

PLACE: Cancelled - Meetings to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/410547109>. Join the conference call: United States 1(877)309-2073; Meeting ID / Access Code: 410-547-109; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting Scheduled for June 29, 2017 has been cancelled. Meeting ID 19086804, 6/15/17, Vol. 43/116, cancelled

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Building Commission**

The Florida Building Commission, Energy Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: June 28, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications

media technology, specifically teleconference and webinar: join the meeting at <https://global.gotomeeting.com/join/979922301>. Join the conference call: United States (toll-free): 1(866)899-4679; meeting ID/access code: 979-922-301; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review and accept draft report for project titled “Energy Simulation Tool Approval Technical Assistance Manual Florida Building Code, Energy Conservation, 6th Edition (2017) Residential Performance Method (Draft)”.

A copy of the agenda may be obtained by contacting: Norman Bellamy, as set forth below or on the Commission website.

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: Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436. 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: Norman Bellamy, Energy Technical Advisory Committee, Office of Building Codes and Standards, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436 or access information on the Commission’s website: <https://floridabuilding.org/c/default.aspx>.

---

#### DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

**DATE AND TIME:** June 28, 2017, 9:30 a.m.

**PLACE:** Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman’s report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne

Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

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 24 hours before the workshop/meeting by contacting Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. 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: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

---

#### MRGMIAMI

The Florida Department of Transportation, District Four, announces a workshop to which all persons are invited.

**DATE AND TIME:** June 28, 2017, 5:30 p.m. Open House, 6:30 p.m. Presentation

**PLACE:** Homewood Suites West Palm Beach, 2455 Metrocentre Boulevard, West Palm Beach, Florida 33407

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Department of Transportation (FDOT), District Four, will be holding a Public Workshop for the State Road 710/ Bee Line Highway, from Northlake Blvd. to Blue Heron Blvd., Project. The Public Workshop will begin at 5:30 p.m. as an informal open house with a formal presentation at 6:30 p.m. Drawings and other pertinent information will be available for public review.

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

A copy of the agenda may be obtained by contacting: Mr. Donovan Pessoa, P.E., Project Manager, Florida Department of Transportation District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4442 toll-free: 1(800)336-8435, ext. 4442, [Donovan.pessoa@dot.state.fl.us](mailto:Donovan.pessoa@dot.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Mr. Donovan Pessoa, P.E., Project Manager, Florida Department of Transportation District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4442, toll-free: 1(800)336-8435, ext. 4442, [Donovan.pessoa@dot.state.fl.us](mailto:Donovan.pessoa@dot.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

---

**FLORIDA IS FOR VETERANS INC.**

The Florida is for Veterans, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: June 26, 2017, 9:00 a.m.

PLACE: UNF Student Union, Northstar Ballroom, 1 UNF Drive, Jacksonville, FL 32224

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

- General Board Business
- Approval of FY17-18 Operating Budget
- Approval of FY18-19 Legislative Budget Request
- Approval of Strategic Planning RFP
- Approval of FY17-18 Marketing and Media Plan
- Approval of Entrepreneurship Program Structure Changes
- Approval of Entrepreneurship Program Contracts for FY17-18
- Approval of Revised Sponsorship Levels
- Appointment of Officers and Committee Members

A copy of the agenda may be obtained by contacting: Bobby Carbonell, Executive Director, carbonell@veteransflorida.org, (850)898-1444.

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

**DEPARTMENT OF CORRECTIONS**

**RULE NO.: RULE TITLE:**

33-501.401 Admissible Reading Material

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has issued an order disposing of the petition for declaratory statement filed by inmate Rexford Tweed, DC# 116365 on May 10, 2017. The following is a summary of the agency’s disposition of the petition:

As an inmate of the Florida Department of Corrections, Rexford Tweed, DC# 116365, may only participate in administrative proceedings that are brought pursuant to sections 120.54(3)(c) and (7), Florida Statutes. Pursuant to Section 120.81(3), Florida Statutes, the Petitioner lacks standing to bring a Petition for Declaratory Statement, and the Department lacks jurisdiction to issue a declaratory statement in this case.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Valerie Robinson, 501 South Calhoun Street, Tallahassee, Florida 32399, valerie.robinson@fdc.myflorida.com, (850)717-3605.

**DEPARTMENT OF CORRECTIONS**

**RULE NO.: RULE TITLE:**

33-601.105 Restoration of Forfeited Gain Time

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has issued an order disposing of the petition for

declaratory statement filed by inmate Dathan Gray, DC# 137495 on May 8, 2017. The following is a summary of the agency’s disposition of the petition:

As an inmate of the Florida Department of Corrections, Dathan Gray, DC# 137495, may only participate in administrative proceedings that are brought pursuant to sections 120.54(3)(c) and (7), Florida Statutes. Pursuant to Section 120.81(3), Florida Statutes, the Petitioner lacks standing to bring a Petition for Declaratory Statement, and the Department lacks jurisdiction to issue a declaratory statement in this case.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Valerie Robinson, 501 South Calhoun Street, Tallahassee, Florida 32399, valerie.robinson@fdc.myflorida.com, (850)717-3605.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**RULE NOS.:RULE TITLES:**

- 61-30.801 Standards of Practice, General
- 61-30.802 Standards of Practice, Structure
- 61-30.803 Standards of Practice, Electrical Systems
- 61-30.804 Standards of Practice, HVAC Systems
- 61-30.805 Standards of Practice, Roof Covering
- 61-30.806 Standards of Practice, Plumbing System
- 61-30.807 Standards of Practice, Interior Components
- 61-30.808 Standards of Practice, Fireplaces and Solid Fuel Burning Appliances
- 61-30.809 Standards of Practice, Household Appliances
- 61-30.810 Standards of Practice, Exterior Components
- 61-30.811 Standards of Practice, Site Conditions that Affect the Structure

NOTICE IS HEREBY GIVEN that the Department of Business and Professional Regulation has received the petition for declaratory statement from Robert R. Sheppard on June 12, 2017. The petition seeks the agency’s opinion as to the applicability of Sections 468.8311(2), (3), and (4) and 468.8319(1)(a) and (b), F.S., and Rules 61-30.801 through 61-30.811, Florida Administrative Code, as they apply to the petitioner.

Petitioner asks whether the Standards of Practice for licensed Florida home inspectors potentially affect the Petitioner’s ability to meet the definition of “home inspection services,” or legally use the name or title “home inspector,” as it relates to inspections performed outside the scope of home inspections as defined by Chapter 468, Part XV, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk’s Office, 2601 Blair Stone Road, Tallahassee, Florida 32399-2203, (850)921-0342, AGC.Filing@myfloridalicense.com.



Please refer all comments to: Thomas J. Izzo, Assistant General Counsel, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202, (850)488-0062.

Except for good cause shown, motions for leave to intervene must be filed within 21 days of this notice.

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

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

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF MANAGEMENT SERVICES  
 Division of Building Construction  
 Continuing Contract for CM-Northeast  
 STATE OF FLORIDA DEPARTMENT OF MANAGEMENT SERVICES  
 DIVISION OF REAL ESTATE DEVELOPMENT AND MANAGEMENT  
 PUBLIC ANNOUNCEMENT FOR CONSTRUCTION MANAGEMENT SERVICES

**FOR CONTINUING CONTRACTS - NORTHEAST FLORIDA REGION**

June 20, 2017

Project Number: N/A

Project Name: Continuing Contract for Construction Management Services-Northeast FL

Project Location: Northeast Florida Region

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 Northeast 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 northeast part of Florida. The Northeast Region is defined as all counties north of and including Levy, Marion and Volusia and east of Taylor and Madison Counties. 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 not to exceed \$2,000,000.00 per project. Please visit the Department's website [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](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.

**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., Tuesday June 13, 2017 and 3:00 p.m., Monday June 19, 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
1B-2.011	6/16/2017	7/6/2017
58L-1.007	6/14/2017	7/4/2017
58L-1.008	6/14/2017	7/4/2017
61G4-16.001	6/14/2017	7/4/2017

61G16-9.001	6/13/2017	7/3/2017
64B8-8.0011	6/13/2017	7/3/2017
64B9-4.0025	6/15/2017	7/5/2017
64B17-6.001	6/14/2017	7/4/2017
64B17-6.002	6/14/2017	7/4/2017
73C-10.011	6/13/2017	7/3/2017
73C-42.006	6/13/2017	7/3/2017
73C-42.010	6/13/2017	7/3/2017
73C-42.023	6/13/2017	7/3/2017
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
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	**/**/****

32399-3000, calling (850)245-2966 or emailing Bryan.Goff@dep.state.fl.us.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
**State Revolving Fund Program**  
**NOTICE OF AVAILABILITY**  
**FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)**  
 City of Lake Wales

The Florida Department of Environmental Protection (DEP) has determined that the City of Lake Wales' project involving the construction of drinking water storage and transmission facilities is not expected to generate controversy over potential environmental effects. The estimated construction cost is \$4,616,000. The project may qualify for a Drinking Water State Revolving Fund loan comprised of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the FCEN can be obtained by writing to: Bryan Goff, SRF Program, DEP, 3900 Commonwealth Boulevard, MS#3505, Tallahassee, Florida 32399-3000 or calling (850) 245-2966 or emailing Bryan.Goff@dep.state.fl.us.

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

**INDEX TO RULES FILED BETWEEN**  
**JUNE 12, 2017 AND JUNE 16, 2017**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

**DEPARTMENT OF STATE**  
**Division of Library and Information Services**  
 1B-2.011 6/16/2017 7/6/2017 43/76

**DEPARTMENT OF THE LOTTERY**  
 53ER17-32 6/12/2017 6/12/2017 43/114

**DEPARTMENT OF ELDER AFFAIRS**  
**Long-Term Care Ombudsman Program**  
 58L-1.007 6/14/2017 7/4/2017 43/85  
 58L-1.008 6/14/2017 7/4/2017 43/85

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Certificate of Need**  
 59C-1.039 6/12/2017 7/2/2017 43/52

**Medicaid**  
 59G-4.020 6/12/2017 7/2/2017 43/72

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
**State Revolving Fund Loan**  
**NOTICE OF AVAILABILITY**  
**FLORIDA CATEGORICAL EXCLUSION NOTICE**  
 City of Lake Wales

The Florida Department of Environmental Protection (DEP) has determined that the City of Lake Wales' project involving the construction of reclaimed water and wastewater collection facilities and gravity sewer rehabilitation is not expected to generate controversy over potential environmental effects. The total estimated construction cost is \$3,430,000. The project may qualify for a Clean Water State Revolving Fund loan comprised of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Bryan Goff, SRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS 3505, Tallahassee, Florida

69L-7.501 12/19/2016 \*\*/\*\*/\*\*\*\* 42/191 42/218

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

61G4-16.001 6/14/2014 7/4/2017 43/91

**Board of Professional Geologists**

61G16-9.001 6/13/2017 7/3/2017 43/45 43/93

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-8.0011 6/13/2017 7/3/2017 43/89

**Board of Physical Therapy Practice**

64B17-6.001 6/14/2017 7/4/2017 43/42 43/96

64B17-6.002 6/14/2017 7/4/2017 43/96

**Board of Nursing**

64B9-4.0025 6/15/2017 7/5/2017 43/96

64B9-15.0096 6/12/2017 7/2/2017 43/92

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Community Development**

73C-42.006 6/13/2017 7/3/2017 43/21

73C-42.010 6/13/2017 7/3/2017 43/21 43/85

73C-42.011 6/13/2017 7/3/2017 43/21

73C-42.023 6/13/2017 7/3/2017 43/21 43/85

73C-42.024 6/13/2017 7/3/2017 43/21

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

**DEPARTMENT OF ELDER AFFAIRS**

**Guardianship**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
58M-2.009	2/9/2017	**/**/****	42/203	43/11

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

60FF1-5.009 7/21/2016 \*\*/\*\*/\*\*\*\* 42/105

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-9.009 6/15/2016 \*\*/\*\*/\*\*\*\* 42/89

64B8-10.003 12/9/2015 \*\*/\*\*/\*\*\*\* 39/95 41/49

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

69L-7.100 12/19/2016 \*\*/\*\*/\*\*\*\* 42/191 42/218

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.