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

### **NONE**

### Section II Proposed Rules

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### **Division of Consumer Services**

RULE NOS.: RULE TITLE: 5J-4.004 Registration 5J-4.005 Exemption

5J-4.014 Security Requirements

PURPOSE AND EFFECT: The proposed rulemaking amends a form incorporated by reference, updates form references, and establishes a procedure for certain veterans, the spouses of such veterans, or business entities that have a majority ownership held by such veterans or spouses to obtain a waiver of their initial registration fee.

SUMMARY: The proposed rules update FDACS-10300, Health Studio Registration Application and provide guidance to applicants seeking a military veteran's waiver of an initial registration fee. These amendments will ensure statutory compliance with Chapter 2016-166, Laws of Florida and the health studios law.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed revisions update a department form and provide guidance on how military veterans may obtain a fee waiver. There are no increased regulatory costs associated with these revisions. Additionally, no interested party submitted additional information regarding the economic impact.

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: 501.014(2), 501.016(1), (2), (3), 570.07(23) FS.

LAW IMPLEMENTED: 501.013, 501.015(1), (2), (3), (4), 501.016(1), (2), (3), 501.017 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: Amy Topol, Director, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500, email at Amy.Topol@FreshFromFlorida.com or by phone (850)410-3662.

#### THE FULL TEXT OF THE PROPOSED RULE IS:

5J-4.004 Registration.

(1) Unless exempted pursuant to Section 501.013, F.S., any person who intends to open or operate as a health studio shall, prior to offering health studio services, register with the dDepartment using FDACS-10300, Health Studio Registration Application, Rev. 02/17 12/14, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Health Studios, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at: http://www.flrules.org/Gateway/reference.asp?No=Ref-

05115. At the time of registration, the registrant shall submit the applicable nonrefundable registration fee to the dDepartment for each health studio location. The registrant shall submit with FDACS-10300, Health Studio Registration Application, Rev. 02/17 12/14, a copy of each contract offered to the public relating to the sale of health studio services, as well as original security documents.

(2) An honorably discharged veteran, the spouse of such a veteran, or a business entity that has a majority ownership held by such a veteran or spouse requesting a waiver of the initial registration fee pursuant to Section 501.015(2), F.S., shall complete FDACS-10991, Military Veteran Fee Waiver Request, 10/16, incorporated by reference in Rule 5J-26.001, F.A.C. An applicant requesting a fee waiver shall submit a completed Military Veteran Fee Waiver Request and all required supporting documentation at the time the applicant submits the Health Studio Registration Application referenced in subsection (1).

Rulemaking Authority 501.014(2), 570.07(23) FS. Law Implemented 501.015(1), (2), (3), (4), 501.016(1), (2), 501.017 FS. History–New 2-9-93, Amended 7-10-94, 5-24-95, 1-20-03, 3-8-12, 1-19-14, 4-5-15.

### 5J-4.005 Exemption.

(1) Any person claiming an exemption from the health

studio laws pursuant to Section 501.013, F.S., shall, prior to offering health studio services, file with the department the executed Affidavit of Exemption, included in FDACS-10300, Health Studio Registration Application, Rev. <u>02/17</u>, <u>12/14</u> incorporated by reference in Rule 5J-4.004, F.A.C.

(2) No change.

Rulemaking Authority 501.014(2), 570.07(23) FS. Law Implemented 501.013 FS. History—New 2-9-93, Amended 7-10-94, 5-24-95, 1-20-03, 3-8-12, 1-19-14, 4-5-15.

#### 5J-4.014 Security Requirements.

- (1) If filing a bond, letter of credit, or assignment of certificate of deposit pursuant to Section 501.016, F.S., the applicant shall use the applicable forms included in FDACS-10300, Health Studio Registration Application, Rev. <u>02/17</u> 12/14, incorporated by reference in Rule 5J-4.004, F.A.C.
- (2) No change.

  Rulemaking Authority 501.014(2), 501.016(1), (2), (3), 570.07(23)

  FS. Law Implemented 501.016(2), (3) FS. History–New 4-5-15, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE: Amy Topol, Director, Division of Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Commissioner of Agriculture Adam H. Putnam

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 18, 2016

### DEPARTMENT OF CHILDREN AND FAMILIES

### **Family Safety and Preservation Program**

RULE NO.: RULE TITLE:

65C-28.018 Meeting the Child's Educational Needs

PURPOSE AND EFFECT: The Department intends to amend 65C-28.018, F.A.C., to comply with the provisions of the Elementary and Secondary Education Act, as amended by the Every Student Succeeds Act. The new provisions promote educational stability for children in foster care and took effect on December 10, 2016.

SUMMARY: The amendments (1) Set forth factors that must be considered prior to making a determination that remaining in the school of origin is not in the child's best interest; (2) Delete unnecessary language; (3) Incorporate a School Stability Checklist; and (4) Require documentation of the best interest determination to be provided to the child's new school.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the criteria in section 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 39.012, 39.0121(13), FS. LAW IMPLEMENTED: 39.0016, 39.6012(2)(b)4., FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jodi Abramowitz. Jodi can be reached at Jodi.abramowitz@myflfamilies.com or (850)717-4189.

### THE FULL TEXT OF THE PROPOSED RULE IS:

65C-28.018 Meeting the Child's Educational Needs.

- (1) Maintaining the child's school stability while in outof-home care is first priority, unless remaining in the same school of origin or educational setting is not in the best interest of the child as documented in the Florida Safe Families Network (FSFN).
- (a) The <u>child welfare professional earegiver</u> will work with the <u>caregiver ehild welfare professional</u>, child's parent or guardian, guardian ad litem, child's attorney, and educational surrogate, if appointed, <u>and school district representative or foster care liaison</u> to <u>ensure school stability for the child determine the best educational setting</u>:
  - 1. At the time of placement in out-of-home care; and
  - 2. At the time of any subsequent placement changes.; and,
- 3. When it is determined that it is not in the best interest for the child to remain in the child's current educational setting.
- (b) Educational settings include any setting set forth in Section 1002.20(6), F.S.
- (c) Factors to be considered in making a determination that remaining in the school of origin is not in the child's best

interest shall in determining the best educational setting for the child include:

- 1. The child's desire to remain in the school of origin.
- 2. The preference of the child's parent(s) or legal guardian.
- 3. Whether the child has a sibling(s), close friends, and/or a mentor at the school of origin.
- 4. The child's cultural and community connections in the school of origin.
- <u>5</u>4. The ability to implement <u>a 504 Plan</u>, <del>an</del> <u>Individual</u> <u>Education Plan (I.E.P)</u>, <u>or other special education services</u>, if applicable.
- <u>62</u>. The impact <u>a change would have</u> on academic credits and progress towards promotion.
- $\underline{73}$ . The availability of extracurricular activities important to the child.
  - 4. Course offerings.
  - 5. Cultural and community connections.
  - 86. The child's medical and behavioral health needs.
- <u>9</u>7. The child's permanency goal and timeframe for achieving permanency.
- 10. The child's history of school transfers and how they have impacted the child.
- 11. The length of the commute and how it would impact the child.
- 12. The length of time the child has attended the school of origin.
- (d) The cost of transportation cannot be a factor in making the best interest determination.
- (e) The child welfare professional shall document and upload in FSFN the best interest determination on the "School Stability Checklist for Children in Out-of-Home Care," CF-FSP 5417, October 2016, incorporated by reference and available at

https://www.flrules.org/gateway/reference.asp?NO=Ref-0XXX.

(f)(d) If remaining in the school of origin is deemed to not be in the child's best interest, then the change Changes in educational settings should be made at logical junctures, including during school breaks and at the end of a grading period. Once the decision to transfer the child to another educational setting has been made and a logical juncture identified, the child should be immediately enrolled in the new school at the identified time to avoid any absences in attendance.

(2) School Enrollment and Records. When a child enters care or changes schools as the result of a change in placement or any other reason, the child welfare professional responsible for the case shall immediately prepare and submit the necessary paperwork, in accordance with local agreement, to notify the child's school that the child is in out-of-home care.

If the child changes schools, the child welfare professional shall provide the child's new school with any documentation in the child's record that is required for enrollment.

- (3) Documentation of the best interest determination to change the child's school of origin shall be provided by the child welfare professional to the child's new school.
- (3) If no suitable out of home care placement is found within the same geographic boundaries as the school of origin, the child welfare professional shall review the child's educational progress, records, and the specifics of any special programs in which the child is enrolled or through which the child receives services, and compare the child's educational needs and current services with the services that are available in the school which serves the geographic area of the intended placement.
- (4) When a child remains If it is in the child's best interest to remain in the school of origin, the child welfare professional shall, in accordance with local agreement, contact the foster care liaison or other designees as identified within the school district for the child's school of origin to make arrangements for determine whether the child meets the requirements of the McKinney Vento Homeless Assistance Act, 42 U.S.C.A. §11431 et seq., as a "child awaiting foster care placement" or whether the school district will otherwise provide transportation to the school of origin, in accordance with local agreement even if the child is moved to another county.
- (a) If the school district agrees to provide transportation, the child welfare professional shall immediately arrange transportation to the school of origin in the interim period while awaiting the school district to begin providing the transportation.
- (b) If the school district refuses to provide transportation, or declines to define the child as homeless such that the child is not entitled to the protections of the McKinney Vento Act, the child welfare professional shall:
- 1. Discuss this denial with Children's Legal Services to determine whether the child should engage in the McKinney-Vento dispute resolution process; and,
- 2. Explore other transportation options to maintain school stability.
  - (5) Special Education Considerations.
- (a) When a child has, is suspected of having, or is identified in any assessment of having a disability, the child welfare professional shall <u>communicate with contact the Children's Legal Services attorney to determine whether the child's parent or legal guardian to determine if they are is willing and able to continue to serve as the child's educational decision maker.</u>
- (b) If the child's parent or legal guardian is unwilling or unable to serve as the child's educational decision maker, the

### child welfare professional CLS Attorney shall:

- 4. <u>dD</u>etermine whether the out-of-home caregiver, excluding child-caring agency staff and <u>therapeutic</u> theraputic foster parents, is willing and able to attend the necessary training and to serve as the child's surrogate parent.; or
- (c) If the child's parent, legal guardian, or out-of-home caregiver is able to serve as the child's surrogate parent, the child welfare professional shall request the Children's Legal Services (CLS) attorney seek the appointment of the parent, legal guardian, or out-of-home caregiver as a surrogate parent.
- (d) If the child's parent, legal guardian, or out-of-home caregiver is not able to serve as the child's surrogate parent, the child welfare professional shall request the CLS attorney to seek the appointment of a surrogate parent from the dependency court or the district school superintendent.
- 2. Seek the appointment of a surrogate parent by the court.
- (6) Documentation. The child welfare professional shall document in FSFN the following for each child:
- (a) Information about the current school or educational setting of the child.
- (b) All schools or educational settings the child has attended since the date the child has been in the custody of the Department.
- (c) The length of time the child has spent in each school or educational setting.
- (d) The number of high school credits each age child age 14 years or older has earned.
- (e) The child's surrogate parent, if one has been appointed.
- (f) The reason for any change in the child's educational setting.
- (g) Information regarding the child's educational records, which may include:
  - 1. Report cards;
  - 2. Transcripts;
  - 3. Individual Education Plan; and,
- 4. A 504 plan, developed under the provisions of Section 504 of the Rehabilitation Act of 1973.

Rulemaking Authority 39.012, 39.0121(13) FS. Law Implemented 39.0016, 39.6012(2)(b)4. FS. History–New 5-8-16, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE: Courtney Smith

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mike Carroll

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 21, 2016

### DEPARTMENT OF ECONOMIC OPPORTUNITY

### **Division of Community Development**

RULE NOS.: RULE TITLES: 73C-49.001 Purpose and Effect

73C-49.002 Schedule

PURPOSE AND EFFECT: Chapter 73C-49, F.A.C., establishes the due dates for the evaluation and appraisal notification letter to be submitted by local government body to the Department. Rule 73C-49.001, F.A.C., sets out the purpose of the rule chapter as establishing due dates, while Rule 73C-49.002, F.A.C., sets the due dates for each local government body. The Department proposes combining the two rules, updating the due dates that have passed with the exception of local governments that have not submitted the letter timely, and removing obsolete language.

SUMMARY: The amended and/or revised rule addresses the schedule for local government bodies to submit their evaluation and appraisal notification letters to the Department. SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The agency has previously performed a review of the statutory requirements and determined that Rules 73C-49.001-.002, F.A.C., have no adverse impact or regulatory costs which exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. The movement of the text from Rule 73C-49.002, F.A.C., to Rule 73C-49.001, F.A.C., does not have any impact. These rules are therefore expected to be able to take effect without the need of being ratified by the Legislature.

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: 163.3191(1), 163.3191(5), FS

LAW IMPLEMENTED: 163.3191, FS.

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: March 15, 2017; 10:00 a.m.

PLACE: Department of Economic Opportunity, Caldwell Building, 107 E. Madison Street, Tallahassee, Florida 32399, Conference Room 110, and by teleconference by calling: 1-(888)670-3525; Passcode: 9633615989 then #.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: M. Linville Atkins, Office of General Counsel, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399, (850)245-7150, Linville.atkins@deo.myflorida.com.

### THE FULL TEXT OF THE PROPOSED RULE IS:

73C-49.001 Purpose and Effect-; Schedule

(1) The purpose of this chapter is to establish the due dates for the evaluation and appraisal notification letter to be submitted by the local governing body and sent to the department pursuant to Section 163.3191(1), F.S. The evaluation and appraisal notification letter is the principal process for updating local comprehensive plans to reflect changes in state requirements in Chapter 163, Part II, F.S., since the last update of the comprehensive plan. The schedule divides the workload for the department over the submittal period and meets the required local governments deadlines set in Section 163.3191, F.S. Local governments which fail to submit the notification letter by their scheduled due date are subject to provisions of Section 163.3191(4), F.S.

(2) Local governing bodies shall submit their evaluation and appraisal notification letter to the Department of Economic Opportunity, Bureau of Community Planning, Caldwell Building, 107 East Madison Street, MSC 160, Tallahassee, FL 32399-6545, Attention Plan Processing Unit, in accordance with the schedule set forth below, and on the same day and month every seven years thereafter:

<u>LOCAL</u>	<b>NOTIFICATION</b>
GOVERNMENT	<b>DUE DATE</b>
ALACHUA CITY	<u>1/1/2019</u>
ALACHUA COUNTY	4/1/2018
<u>ALFORD</u>	<u>1/1/2020</u>
ALTAMONTE SPRINGS	10/1/2017
<u>ALTHA</u>	<u>5/1/2021</u>
ANNA MARIA	12/1/2021
<u>APALACHICOLA</u>	2/1/2019
<u>APOPKA</u>	8/1/2017
<u>ARCADIA</u>	<u>2/1/2019</u>
<u>ARCHER</u>	12/1/2020
<u>ASTATULA</u>	<u>2/1/2020</u>
ATLANTIC BEACH	3/1/2017
<u>ATLANTIS</u>	11/1/2020
<u>AUBURNDALE</u>	11/1/2017
<u>AVENTURA</u>	1/1/2021
AVON PARK	3/1/2022
BAKER COUNTY	4/1/2018

LOCAL	NOTIFICATION
LOCAL	NOTIFICATION
GOVERNMENT BALLIARDOUR	DUE DATE
BAL HARBOUR	<u>1/1/2020</u>
BALDWIN	6/1/2018
BARTOW	10/1/2017
BASCOM	<u>2/1/2020</u>
BAY COUNTY	10/1/2023
BAY HARBOR ISLAND	<u>2/1/2019</u>
BAY LAKE	<u>7/1/2017</u>
<u>BELL</u>	<u>11/1/2021</u>
BELLE GLADE	<u>2/1/2022</u>
BELLE ISLE	<u>2/1/2017</u>
<u>BELLEAIR</u>	<u>2/1/2022</u>
BELLEAIR BEACH	<u>2/1/2022</u>
BELLEAIR BLUFFS	<u>2/1/2022</u>
BELLEAIR SHORE	<u>3/1/2022</u>
<u>BELLEVIEW</u>	<u>6/1/2020</u>
BEVERLY BEACH	11/1/2020
BISCAYNE PARK	10/1/2017
<u>BLOUNTSTOWN</u>	3/1/2019
BOCA RATON	10/1/2017
BONIFAY	7/1/2022
BONITA SPRINGS	4/1/2023
BOWLING GREEN	10/1/2020
BOYNTON BEACH	8/1/2022
BRADENTON	9/1/2023
BRADENTON BEACH	7/1/2018
BRADFORD COUNTY	8/1/2018
BRANFORD	12/1/2020
BREVARD COUNTY	12/1/2023
BRINY BREEZES	4/1/2019
BRISTOL	11/1/2020
BRONSON	5/1/2019
BROOKER	4/1/2021
BROOKSVILLE	1/1/2023
BROWARD COUNTY	12/1/2020
BUNNELL	12/1/2020
BUSHNELL	6/1/2021
CALHOUN COUNTY	6/1/2019
CALLAHAN	11/1/2019
CALLAWAY	4/1/2023
CAMPBELLTON	<del>4/1/2023</del> 5/1/2020
CAPE CANAVERAL	10/1/2017
CAPE CORAL	10/1/2017 10/1/2021
<u>CARE CORAL</u> <u>CARRABELLE</u>	4/1/2019
	<u></u>
CARYVILLE CASSEL DEDDY	10/1/2017 7/1/2022
CEDAR KEY	7/1/2023 8/1/2023
CEDAR KEY	8/1/2023 7/1/2021
CENTURY	7/1/2021 10/1/2010
CHARLOTTE COUNTY	10/1/2019 4/1/2021
CHARLOTTE COUNTY	<u>4/1/2021</u>

LOCAL	NOTIFICATION	LOCAL	NOTIFICATION
GOVERNMENT	DUE DATE	GOVERNMENT	DUE DATE
CHATTAHOOCHEE	12/1/2022	EDGEWOOD	8/1/2019
CHIEFLAND	5/1/2017	EL PORTAL	3/1/2019
CHIPLEY	8/1/2019	ESCAMBIA COUNTY	6/1/2017
CINCO BAYOU	8/1/2023	ESTO	4/1/2020
CITRUS COUNTY	7/1/2020	EUSTIS	11/1/2017
CLAY COUNTY	10/1/2023	EVERGLADES CITY	3/1/2019
CLEARWATER	12/1/2022	FANNING SPRINGS	2/1/2021
CLERMONT	10/1/2021	FELLSMERE	7/1/2020
CLEWISTON	3/1/2021	FERNANDINA BEACH	9/1/2019
CLOUD LAKE	3/1/2022	FLAGLER BEACH	1/1/2019
COCOA	10/1/2017	FLAGLER COUNTY	12/1/2018
COCOA BEACH	1/1/2021	FLORIDA CITY	1/1/2022
COCONUT CREEK	5/1/2022	FORT LAUDERDALE	5/1/2022
COLEMAN	8/1/2021	FORT MEADE	10/1/2020
COLLIER COUNTY	1/1/2021	FORT MYERS	9/1/2021
COLUMBIA COUNTY	7/1/2019	FORT MYERS BEACH	8/1/2023
COOPER CITY	12/1/2021	FORT PIERCE	2/1/2018
CORAL GABLES	11/1/2023	FORT WALTON BEACH	1/1/2018
CORAL SPRINGS	8/1/2020	FORT WHITE	10/1/2020
COTTONDALE	6/1/2020	FRANKLIN COUNTY	5/1/2023
CRESCENT CITY	6/1/2021	FREEPORT	4/1/2019
CRESTVIEW	5/1/2017	FROSTPROOF	11/1/2017
CROSS CITY	2/1/2019	FRUITLAND PARK	11/1/2021
CRYSTAL RIVER	6/1/2018	GADSDEN COUNTY	5/1/2019
CUTLER BAY	4/1/2021	GAINESVILLE	5/1/2019
DADE CITY	4/1/2017	GILCHRIST COUNTY	9/1/2020
DANIA BEACH	2/1/2023	GLADES COUNTY	6/1/2017
DAVENPORT	10/1/2017	GLEN RIDGE	2/1/2023
DAVIE	8/1/2023	GLEN ST MARY	12/1/2019
DAYTONA BEACH	10/01/2023	GOLDEN BEACH	8/1/2023
DAYTONA BEACH SHORES	1/1/2024	GOLF	6/1/2021
DEBARY	10/1/2017	GRACEVILLE	3/1/2022
DEERFIELD BEACH	<u>5/1/2021</u>	GRAND RIDGE	7/1/2020
<b>DEFUNIAK SPRINGS</b>	<u>10/1/2017</u>	GRANT-VALKARIA	<u>4/1/2018</u>
<u>DELAND</u>	11/1/2023	GREEN COVE SPRINGS	9/1/2018
DELRAY BEACH	12/1/2022	<u>GREENACRES</u>	9/1/2022
<u>DELTONA</u>	<u>10/1/2017</u>	<u>GREENSBORO</u>	1/1/2021
DESOTO COUNTY	<u>9/1/2020</u>	<u>GREENVILLE</u>	<u>2/1/2021</u>
<u>DESTIN</u>	<u>1/1/2019</u>	GREENWOOD	8/1/2020
DIXIE COUNTY	11/1/2020	<u>GRETNA</u>	1/1/2021
DORAL	<u>6/1/2018</u>	GROVELAND	10/1/2017
<u>DUNDEE</u>	<u>10/1/2017</u>	GULF BREEZE	12/1/2018
<u>DUNEDIN</u>	12/1/2022	GULF COUNTY	12/1/2023
<u>DUNNELLON</u>	<u>12/1/2021</u>	<u>GULFPORT</u>	<u>4/1/2023</u>
<b>DUVAL/JACKSONVILLE</b>	11/1/2023	<u>GULFSTREAM</u>	7/1/2023
EAGLE LAKE	<u>5/1/2018</u>	HAINES CITY	<u>1/1/2018</u>
<u>EATONVILLE</u>	<u>12/1/2021</u>	HALLANDALE BEACH	9/1/2023
EBRO	<u>10/1/2017</u>	HAMILTON COUNTY	11/1/2019
<u>EDGEWATER</u>	<u>4/1/2018</u>	<u>HAMPTON</u>	6/1/2021

<u>LOCAL</u>	NOTIFICATION	<u>LOCAL</u>	NOTIFICATION
GOVERNMENT	DUE DATE	GOVERNMENT	DUE DATE
HARDEE COUNTY	10/1/2017	KEY COLONY BEACH	7/1/2021
HASTINGS	3/1/2019	KEY WEST	1/1/2019
HAVANA	1/1/2021	KEYSTONE HEIGHTS	6/1/2018
HAVERHILL	4/1/2016	KISSIMMEE	8/1/2017
HAWTHORNE	12/1/2021	LABELLE	10/1/2018
HENDRY COUNTY	10/1/2017	LA CROSSE	4/1/2021
HERNANDO COUNTY	12/1/2019	LADY LAKE	5/1/2020
HIALEAH	8/1/2021	LAFAYETTE COUNTY	11/1/2019
HIALEAH GARDENS	5/1/2021	LAKE ALFRED	10/1/2017
HIGH SPRINGS	6/1/2020	LAKE BUENA VISTA	7/1/2017
HIGHLAND BEACH	1/1/2018	LAKE BUTLER	8/1/2021
HIGHLAND PARK	11/1/2017	LAKE CITY	4/1/2021
HIGHLANDS COUNTY	9/1/2017	LAKE CLARKE SHORES	6/1/2023
HILLCREST HEIGHTS	2/1/2020	LAKE COUNTY	5/1/2017
HILLIARD	1/1/2020	LAKE HAMILTON	5/1/2018
HILLSBORO BEACH	4/1/2017	LAKE HELEN	7/1/2019
HILLSBOROUGH COUNTY	6/1/2022	LAKE MARY	7/1/2017
HOLLY HILL	9/1/2017	LAKE PARK	10/1/2022
HOLLYWOOD	<u>2/1/2022</u>	LAKE PLACID	1/1/2020
HOLMES BEACH	<u>2/1/2023</u> 2/1/2023	LAKE WALES	6/1/2019
HOLMES COUNTY	3/1/2020	LAKE WORTH	10/1/2023
HOMESTEAD	7/1/2023	LAKELAND	8/1/2017
HORSESHOE BEACH	<u>4/1/2019</u>	LANTANA	6/1/2023
HOWEY-IN-THE-HILLS	10/1/2017	LARGO	12/1/2022
HYPOLUXO	1/1/2023	LAUDERDALE-BY-THE-SEA	9/1/2022
INDIALANTIC	11/1/2023	LAUDERDALE LAKES	5/1/2018
INDIAN CREEK VILLAGE	12/1/2019	LAUDERHILL	6/1/2013
INDIAN HARBOUR BEACH	10/1/2017	LAUREL HILL	6/1/2018
INDIAN RIVER COUNTY	10/1/2017	LAWTEY	7/1/2014
INDIAN RIVER SHORES	10/1/2017	LAYTON	2/1/2022
INDIAN ROCKS BEACH	4/1/2017	LAZY LAKE	3/1/2019
INDIAN SHORES	7/1/2022	LEE TOWN	3/1/2021
INGLIS	7/1/2017	LEE COUNTY	5/1/2021
INTERLACHEN	8/1/2021	LEESBURG	9/1/2021
INVERNESS	4/1/2022	LEON/TALLAHASSEE	1/1/2023
ISLAMORADA	12/1/2022	LEVY COUNTY	12/1/2022
JACKSON COUNTY	11/1/2017	LIBERTY COUNTY	8/1/2020
JACKSONVILLE BEACH	5/1/2020	LIGHTHOUSE POINT	6/1/2023
JACOB CITY	8/1/2020	LIVE OAK	3/1/2021
JASPER	3/1/2020	LONGBOAT KEY	12/1/2021
JAY	11/1/2019	LONGWOOD	6/1/2023
JEFFERSON COUNTY	11/1/2023	LOXAHATCHEE GROVES	8/1/2021
JENNINGS	6/1/2020	LYNN HAVEN	2/1/2017
JUNO BEACH	5/1/2019	MACCLENNY	10/1/2017
<u>JUPITER</u>	6/1/2022	MADEIRA BEACH	5/1/2022
JUPITER INLET COLONY	9/1/2022	MADISON CITY	3/1/2021
JUPITER ISLAND	5/1/2018	MADISON COUNTY	5/1/2020
KENNETH CITY	5/1/2022	MAITLAND	9/1/2017
KEY BISCAYNE	7/1/2018	MALABAR	8/1/2023
			<del></del>

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LOCAL	NOTIFICATION	LOCAL	NOTIFICATION
GOVERNMENT	<u>DUE DATE</u>	GOVERNMENT	DUE DATE
MALONE	8/1/2020	NORTH PALM BEACH	<u>1/1/2024</u>
MANALAPAN	3/1/2022	NORTH PORT	12/1/2022
MANATEE COUNTY	<u>12/1/2020</u>	NORTH REDINGTON BEACH	11/1/2021
<u>MANGONIA PARK</u>	<u>5/1/2019</u>	<u>NOMA</u>	<u>4/1/2020</u>
<u>MARATHON</u>	<u>1/1/2019</u>	OAK HILL	<u>7/1/2019</u>
MARCO ISLAND	<u>3/1/2022</u>	<u>OAKLAND</u>	<u>9/1/2019</u>
<u>ARGATE</u>	<u>1/1/2024</u>	OAKLAND PARK	<u>12/1/2021</u>
<u>MARIANNA</u>	<u>8/1/2019</u>	<u>OCALA</u>	<u>8/1/2019</u>
<u>MARINELAND</u>	<u>10/1/2019</u>	OCEAN BREEZE PARK	<u>3/1/2020</u>
MARION COUNTY	<u>2/1/2018</u>	OCEAN RIDGE	<u>4/1/2017</u>
MARTIN COUNTY	<u>12/1/2023</u>	<u>OCOEE</u>	<u>1/1/2020</u>
MARY ESTHER	<u>3/1/2017</u>	OKALOOSA COUNTY	10/1/2023
<u>MASCOTTE</u>	<u>9/1/2020</u>	OKEECHOBEE CITY	9/1/2019
MAYO	<u>10/1/2020</u>	OKEECHOBEE COUNTY	<u>5/1/2019</u>
<u>MCINTOSH</u>	<u>5/1/2021</u>	<u>OLDSMAR</u>	8/1/2022
<u>MEDLEY</u>	<u>2/1/2023</u>	<u>OPA-LOCKA</u>	2/1/2019
<u>MELBOURNE</u>	<u>1/1/2024</u>	ORANGE CITY	1/1/2018
MELBOURNE BEACH	<u>10/1/2017</u>	ORANGE COUNTY	5/1/2023
MELBOURNE VILLAGE	<u>8/1/2012</u>	<u>ORANGE PARK</u>	1/1/2024
MEXICO BEACH	<u>6/1/2019</u>	<u>ORCHID</u>	10/1/2020
<u>MIAMI</u>	11/1/2022	<u>ORLANDO</u>	6/1/2023
MIAMI BEACH	4/1/2018	ORMOND BEACH	6/1/2017
MIAMI GARDENS	4/1/2021	OSCEOLA COUNTY	8/1/2017
MIAMI LAKES	9/1/2019	OTTER CREEK	6/1/2019
MIAMI SHORES	7/1/2022	OVIEDO	11/1/2017
MIAMI SPRINGS	<u>8/1/2016</u>	PAHOKEE	9/1/2023
MIAMI-DADE COUNTY	12/1/2019	PALATKA	7/1/2022
MICANOPY	5/1/2021	PALM BAY	3/1/2021
MIDWAY	1/1/2021	PALM BEACH TOWN	4/1/2023
MILTON	1/1/2020	PALM BEACH COUNTY	11/1/2019
MINNEOLA	9/1/2020	PALM BEACH GARDENS	12/1/2022
MIRAMAR	6/1/2017	PALM BEACH SHORES	12/1/2017
MONROE COUNTY	5/1/2021	PALM COAST	2/1/2021
MONTICELLO	<u>9/1/2020</u>	PALM SHORES	9/1/2017
MONTVERDE	10/1/2020	PALM SPRINGS	11/1/2023
MOORE HAVEN	9/1/2017	PALMETTO	11/1/2017
MOUNT DORA	4/1/2019	PALMETTO BAY	3/1/2021
MULBERRY	4/1/2019 4/1/2019	PANAMA CITY	8/1/2017
NAPLES	9/1/2023	PANAMA CITY BEACH	12/1/2023
NASSAU COUNTY	10/1/2017	PARKER	9/1/2017
NEPTUNE BEACH	11/1/2018	PARKLAND	8/1/2022
NEW PORT RICHEY	12/1/2021 12/1/2021	PASCO COUNTY	6/1/2020
· ·			<u>5/1/2019</u>
NEW SMYRNA BEACH	<u>4/1/2018</u> 7/1/2021	PAXTON PEMPROVE DARK	· · · · · · · · · · · · · · · · · · ·
NEWBERRY NICEVILLE	7/1/2021	PEMBROKE PARK	<u>8/1/2020</u>
NICEVILLE NORTH BAY	10/1/2017 12/1/2021	PEMBROKE PINES	10/1/2021 11/1/2017
NORTH LAUDERDALE	12/1/2021 5/1/2022	PENNEY FARMS	11/1/2017
NORTH MAME	<u>5/1/2022</u>	PENSACOLA PEDDY	11/1/2018 7/1/2020
NORTH MIAMI	<u>12/1/2021</u>	PERRY DIEDSON	<u>7/1/2020</u>
NORTH MIAMI BEACH	<u>4/1/2018</u>	PIERSON	<u>11/1/2019</u>

<u>LOCAL</u>	<u>NOTIFICATION</u>	<u>LOCAL</u>	<u>NOTIFICATION</u>
<u>GOVERNMENT</u>	<u>DUE DATE</u>	<u>GOVERNMENT</u>	<u>DUE DATE</u>
<u>PINECREST</u>	<u>5/1/2018</u>	<u>SPRINGFIELD</u>	<u>8/1/2017</u>
PINELLAS COUNTY	<u>3/1/2022</u>	ST. AUGUSTINE	12/1/2018
PINELLAS PARK	<u>6/1/2023</u>	ST. AUGUSTINE BEACH	<u>4/1/2018</u>
PLANT CITY	<u>4/1/2023</u>	ST. CLOUD	<u>2/1/2021</u>
<u>PLANTATION</u>	<u>11/1/2020</u>	ST. JOHNS COUNTY	8/1/2017
POLK CITY	6/1/2020	ST. LEO	8/1/2023
POLK COUNTY	8/1/2017	ST. LUCIE COUNTY	10/1/2017
POMONA PARK	10/1/2021	ST. LUCIE VILLAGE	7/1/2020
POMPANO BEACH	1/1/2024	ST. MARKS	1/1/2018
PONCE DE LEON	4/1/2020	ST. PETERSBURG	5/1/2023
PONCE INLET	11/1/2022	ST. PETE BEACH	7/1/2023
PORT ORANGE	10/1/2017	STARKE	<u>9/1/2020</u>
PORT RICHEY	11/1/2022		<u>6/1/2019</u>
PORT ST. JOE	3/1/2017	STUART SUMTED COUNTY	
		SUMTER COUNTY	<u>9/1/2019</u>
PORT ST. LUCIE	9/1/2019	SUNNY ISLES BEACH	<u>12/1/2021</u>
PUNTA GORDA	<u>11/1/2022</u>	SUNRISE	<u>7/1/2023</u>
PUTNAM COUNTY	10/1/2017	<u>SURFSIDE</u>	<u>1/1/2024</u>
QUINCY	1/1/2022	SUWANNEE COUNTY	<u>6/1/2019</u>
<u>RAIFORD</u>	<u>9/1/2021</u>	<u>SWEETWATER</u>	<u>7/1/2018</u>
<u>REDDICK</u>	<u>9/1/2021</u>	<u>TAMARAC</u>	<u>6/1/2022</u>
REDINGTON BEACH	<u>12/1/2022</u>	<u>TAMPA</u>	<u>2/1/2023</u>
REDINGTON SHORES	<u>1/1/2023</u>	TARPON SPRINGS	<u>8/1/2023</u>
REEDY CREEK	<u>7/1/2017</u>	<u>TAVARES</u>	<u>7/1/2021</u>
RIVIERA BEACH	<u>7/1/2017</u>	TAYLOR COUNTY	6/1/2017
<u>ROCKLEDGE</u>	<u>2/1/2018</u>	TEMPLE TERRACE	6/1/2023
ROYAL PALM BEACH	4/1/2023	TEQUESTA	2/1/2023
SAFETY HARBOR	4/1/2022	TITUSVILLE	6/1/2017
SAN ANTONIO	9/1/2016	TREASURE ISLAND	11/1/2019
SANFORD	11/1/2023	TRENTON	11/1/2021
SANIBEL	<u>8/1/2021</u>	<u>UMATILLA</u>	3/1/2020
SANTA ROSA COUNTY	12/1/2023	UNION COUNTY	10/1/2021
SARASOTA CITY	12/1/2022	VALPARAISO	2/1/2019
SARASOTA COUNTY	4/1/2020	VENICE	6/1/2017
·			
SATELLITE BEACH	<u>12/1/2023</u>	VERNON VERO DE A CH	<u>10/1/2017</u>
SEA RANCH LAKES	10/1/2019 8/1/2010	VERO BEACH	<u>2/1/2022</u>
SEBASTIAN SERRING	<u>8/1/2019</u>	VIRGINIA GARDENS	<u>8/1/2023</u>
SEBRING	<u>10/1/2017</u>	VOLUSIA COUNTY	11/1/2022 5/1/2017
SEMINOLE CITY	<u>3/1/2018</u>	WAKULLA COUNTY	<u>5/1/2017</u>
SEMINOLE COUNTY	12/1/2022	WALDO	<u>9/1/2021</u>
<u>SEWALL'S POINT</u>	<u>4/1/2020</u>	WALTON COUNTY	<u>3/1/2018</u>
<u>SHALIMAR</u>	<u>9/1/2019</u>	WASHINGTON COUNTY	<u>10/1/2017</u>
<u>SNEADS</u>	<u>8/1/2020</u>	<u>WAUCHULA</u>	<u>10/1/2018</u>
SOUTH BAY	<u>4/1/2018</u>	<u>WAUSAU</u>	<u>10/1/2017</u>
SOUTH DAYTONA	<u>5/1/2017</u>	<u>WEBSTER</u>	<u>1/1/2019</u>
SOUTH MIAMI	<u>4/1/2017</u>	WEEKI WACHEE	<u>4/1/2019</u>
SOUTH PALM BEACH	12/1/2022	<u>WELAKA</u>	10/1/2021
SOUTH PASADENA	<u>3/1/2022</u>	WELLINGTON	7/1/2023
SOUTHWEST RANCHES	12/1/2023	WEST MELBOURNE	10/1/2017
SOPCHOPPY	12/1/2019	WEST MIAMI	10/1/2022

LOCAL	<b>NOTIFICATION</b>
<u>GOVERNMENT</u>	<b>DUE DATE</b>
WEST PALM BEACH	12/1/2022
WEST PARK	6/1/2021
<u>WESTON</u>	1/1/2023
WESTVILLE	<u>4/1/2020</u>
<u>WEWAHITCHKA</u>	10/1/2018
WHITE SPRINGS	7/1/2020
WILDWOOD	<u>2/1/2020</u>
WILLISTON	7/1/2017
WILTON MANORS	6/1/2017
WINDERMERE	6/1/2017
WINTER GARDEN	6/1/2017
WINTER HAVEN	10/1/2018
WINTER PARK	2/1/2023
WINTER SPRINGS	9/1/2023
WORTHINGTON SPRINGS	10/1/2014
<u>YANKEETOWN</u>	7/1/2019
ZEPHYRHILLS	9/1/2017
ZOLFO SPRINGS	5/1/2022

Rulemaking Authority 163.3191(1), 163.3191(5) FS. Law Implemented 163.3191 FS. History-New 9-26-12, Amended

73C-49.002 Schedule.

Rulemaking Authority 163.3191(1), 163.3191(5) FS. Law Implemented 163.3191 FS. History—New 9-26-12, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: M. Linville Atkins

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cissy Proctor

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 2/6/17

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 2/15/17

# Section III Notice of Changes, Corrections and Withdrawals

### FISH AND WILDLIFE CONSERVATION COMMISSION

**Marine Fisheries** 

RULE NO.: RULE TITLE:

68B-14.0036 Recreational Bag Limits: Snapper, Grouper,

Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption

68B-14.005 Regulation and Prohibition of Certain

Harvesting Gear: Allowable Gear, Incidental

Bycatch, Violation

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 43 No. 5, January 9, 2017 issue of the Florida Administrative Register has been withdrawn.

### Section IV Emergency Rules

### **NONE**

# Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

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

On February 17, 2017, the Division issued an order. The Final Order was in response to a Petition for an emergency permanent Variance from The Landings, Building #2 at Ocean Reef Condos, filed November 30, 2015, and advertised on December 3, 2015, in Vol. 41, No. 233, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rules 2.1.1.3, 2.1.1.6, 2.1.1.7, 2.7.1, 2.10.1, A.S.M.E. A18.1, 2008 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, because the Petitioner has failed to meet its burden by not providing the information requested by the

Division, specifically the license number or application for a certificate of operation for the elevator. (VW2015-300).

A copy of the Order or additional information may be obtained by contacting Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. dhr.elevators@myfloridalicense.com.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

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

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

On February 17, 2017 the Division issued an order. The Final Order was in response to a Petition for an emergency permanent Variance from Tampa Riverwalk, filed August 5, 2015, and advertised on August 6, 2015, in Vol.41, No.152, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 2.2.2.5, A.S.M.E. A17.1b, 2009 edition, and Rule 2.27.3.2.1, A.S.M.E. A17.1b, 2009 edition as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a sump pump and Phase I emergency recall operation by fire alarm initiating devices because the Petitioner has failed to meet its burden by not providing the information requested by the Division, specifically the license number or application for a certificate of operation for the elevator (VW2015-193).

A copy of the Order or additional information may be obtained by contacting Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, dhr.elevators@myfloridalicense.com.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

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

NOTICE IS HEREBY GIVEN that on February 16, 2017, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Castaways Beach Resort located at 2043 S Atlantic Avenue, Daytona Beach, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 2.27.3.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses

a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2017-014).

A copy of the Petition for Variance or Waiver may be obtained by contacting Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. dhr.elevators@myfloridalicense.com.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

**Board of Professional Engineers** 

NOTICE IS HEREBY GIVEN that on January 27, 2017, the Board of Professional Engineers received a petition for permanent variance filed by Ari A. Sweetbaum, Esq., on behalf of Helmut Mueller, P.E., regarding the requirements of paragraphs 61G15-35.003(1)(b) and (c), F.A.C., that applicants have a minimum of 3 year's experience conducting threshold inspections pursuant to a threshold inspection plan under the supervision of a Special Inspector; that design services relate to new construction; and that inspection services be performed under the supervision of an SI within the preceding seven years; and/or that the certifications identified in Rule 35.004(2)(f) be obtained. Comments on this petition should be filed with the Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Zana Raybon, Executive Director, at the above address, (850)521-0050, or zraybon@fbpe.org.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

**Board of Accountancy** 

RULE NO.: RULE TITLE:

61H1-28.0052: Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

NOTICE IS HEREBY GIVEN that on February 14, 2017, the Board of Accountancy received a petition for variance or waiver filed by Samantha McGhee, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director,

Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

### DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that on February 16, 2017, the Board of Massage Therapy received a petition for Juli Turpin seeking a variance or waiver of Rule 64B7-32.002, F.A.C. regarding proof of graduation. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4162, kama.monroe@flhealth.gov.

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

#### EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

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

DATE AND TIME: April 7, 2017, 2:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Request for Proposal (RFP-DEM-16-17-048) for Hurricane Loss Mitigation Program.

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

A copy of the agenda may be obtained by contacting Tara Walters, Division Procurement Manager, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd, Tallahassee, FL 32399, (850)410-1391, Tara.Walters@em.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Tara Walters, Division Procurement Manager, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd, Tallahassee, FL 32399, (850)410-1391, Tara.Walters@em.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

### REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2017, 9:30 a.m.

PLACE: DeSoto City Fire Station 19, 6800 West George Boulevard, Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting of the Local Emergency Planning Committee (LEPC) and/or its subcommittees, to discuss provisions of the Emergency Planning Community Right-to-Know program. Items pertaining to the State Emergency Response Commission (SERC) may be discussed.

A copy of the agenda may be obtained by contacting Chuck Carter at ccarter@cfrpc.org or (863)534-7130.

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 Chuck Carter at ccarter@cfrpc.org or (863)534-7130. 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.

### METROPOLITAN PLANNING ORGANIZATIONS

Miami Urban Area

The Miami-Dade County Transportation Disadvantaged Local Coordinating Board announces a public meeting to which all persons are invited.

DATE AND TIME: March 7, 2017, 1:30 p.m.

PLACE: Stephen P. Clark Center, 111 NW 1st Street, 10th Floor CITT Conference Room, Miami, FL 33128

GENERAL SUBJECT MATTER TO BE CONSIDERED:

A. 2017-18 Trip & Equipment Grant Rate Model

B. CTC Annual Evaluation

C. Miami-Dade County TD Program Update

B. 5310 Grant Program Update

C. Florida CTD Meeting in Miami

A copy of the agenda may be obtained by contacting Elizabeth Rockwell at erockwell@miamidadempo.org or (305)375-1881.

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 Elizabeth Rockwell at erockwell@miamidadempo.org or (305)375-1881. 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: Elizabeth Rockwell at erockwell@miamidadempo.org or (305)375-1881.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

**Board of Pilot Commissioners** 

The Board of Pilot Commissioners Deputy Pilot Advancement Committee announces a telephone conference call to which all persons are invited.

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

PLACE: 1(888)670-3525, participant pass code: 7004064007# GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancement.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982

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: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982. 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: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

#### DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATE AND TIME: March 8, 2018, 9:00 a.m. ET

PLACE: Meet Me number 1(888)670-3525, participant code 2597709961

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board.

A copy of the agenda may be obtained by contacting the Board office at (850)245-4161 or on the Board website at www.floridasmassagetherapy.gov/meeting-information.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days in advance by contacting William Spooner at William.Spooner@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

### DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Tallahassee Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 14, 2017; 10:00 a.m. – 12:00 Noon

PLACE: Department of Children and Families, 1317 Winewood Blvd., Build 4, Conference Room, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Tallahassee Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting Theresa Leslie at (850)778-4065 or Taddese Fessehaye at (407)317-7335.

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 Theresa Leslie at (850)778-4065 or Taddese Fessehaye at (407)317-7335. 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 Theresa Leslie at (850)778-4065 or Taddese Fessehaye at (407)317-7335.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Edward L. Green, In Re: Walden Woods Mobile Homeowners Association, Inc., Docket No. 2017007672, filed on February 16, 2017. The petition seeks the agency's opinion as to the applicability of section 83.40, Florida Statutes, as it applies to the petitioner.

Who has ownership of in-ground utilities and ownership of landscaping and its underground root systems of which cause damage to a "premise" offered for rent of private property, pursuant to section 83.40, Florida Statutes?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Danielle Walker, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850)717-1539;

Danielle.Walker@myfloridalicense.com.

Please refer all comments to: Robin E. Smith, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

### 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

### MSFM-16007150-Ft Pierce

ADVERTISEMENT TO BID CONSTRUCTION STATE OF FLORIDA DEPARTMENT OF MANAGEMENT **SERVICES** 

DIVISION OF REAL ESTATE DEVELOPMENT AND MANAGEMENT

PUBLIC ANNOUNCEMENT REQUESTING BIDS FROM QUALIFIED MECHANICAL CONTRACTORS **FEBRUARY 21, 2017** 

PROPOSALS ARE REQUESTED FROM QUALIFIED MECHANICAL CONTRACTORS BY THE DEPARTMENT OF **MANAGEMENT** SERVICES. PROJECT NUMBER: MSFM-16007150

PROJECT NAME: Fort Pierce Regional Service Center,

Benton Building, Replace AAON Fresh Air Unit, IAQ

PROJECT LOCATION: Fort Pierce, Florida PRE-BID MEETING: February 28, 2017

BID OPENING: March 21, 2017

ESTIMATED CONSTRUCTION BUDGET: \$200,000.00 PREQUALIFIED BIDDERS: Refer to DMS website (below)

for further details

The award will be made in accordance with Section 255.29, Florida Statutes, and the procedures and criteria of the Departments Division of Real Estate Development and Management.

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.

# DEPARTMENT OF ENVIRONMENTAL PROTECTION BDC50-16/17, Paynes-Prairie Preserve State Park – Gainesville-Hawthorne Trail Improvements

NOTICE OF INVITATION TO BID: The Florida Department of Environmental Protection, Bureau of Design and Construction is soliciting formal, competitive, sealed bids from contractors for bid number BDC50-16/17, Paynes-Prairie Preserve State Park – Gainesville-Hawthorne Trail Improvements. More info is available at http://tinyurl.com/BDC50-16-17.

### OTHER AGENCIES AND ORGANIZATIONS

Brasfield & Gorrie, LLC

### UF 608 - PARKING GARAGE XIV INVITATION TO BID

Brasfield & Gorrie will now be taking sealed bid proposals for the Structural Precast trade package for the University of Florida Parking Garage XIV project in Gainesville, FL.

Please contact Chris Evans at Brasfield & Gorrie, <a href="mailto:cevans@brasfieldgorrie.com">cevans@brasfieldgorrie.com</a>, (407)562-4500 for additional information on the project and proposal requirements.

Sealed proposals are due by no later than 12:00 Noon on March 6, 2017. Sealed proposals must either be hand delivered or mailed to the following address:

Brasfield & Gorrie, LLC

c/o Chris Evans

941 West Morse Blvd. Suite 200

Winter Park, FL 32789

# 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, February 14, 2017 and 3:00 p.m., Monday, February 20, 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
14-26.00411	2/17/2017	3/9/2017
14-26.012	2/17/2017	3/9/2017
14-26.01311	2/17/2017	3/9/2017
14-26.014	2/17/2017	3/9/2017
14-26.015	2/17/2017	3/9/2017
53ER17-7	2/15/2017	2/15/2017
53ER17-8	2/15/2017	2/15/2017
53ER17-9	2/15/2017	2/15/2017
64B16-27.450	2/17/2017	3/9/2017
65C-27.001	2/20/2017	3/12/2017
65C-27.002	2/20/2017	3/12/2017
69A-37.039	2/15/2017	3/7/2017
69A-37.501	2/15/2017	3/7/2017
69A-37.502	2/15/2017	3/7/2017
73A-2.002	2/20/2017	3/12/2017
73A-2.003	2/20/2017	3/12/2017
73A-2.004	2/20/2017	3/12/2017

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

Gulfside Motorsports LLC establishment of JIAJ motorcycles Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Bintelli LLC intends to allow the establishment of Gulfside Motorsports LLC as a dealership for the sale of motorcycles manufactured by Zhejiang Jiajue Motorcycle Manufacturing Co (line-make JIAJ) at 4237 US Highway 19, New Port Richey, (Pasco County), Florida 34652, on or after March 20, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Gulfside Motorsports LLC are dealer operator(s): Beth Tarchis, Swan Lake Drive, New Port Richey, Florida 34655; principal investor(s): Beth Tarchis, Swan Lake Drive, New Port Richey, Florida 34655.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: 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

Sky Powersports North Orlando LLC, d/b/a Royal Enfield of Seminole Couthy for the establishment of ROEN motorcycles Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Royal Enfield North America Limited Corp., intends to allow the establishment of Sky Powersports North Orlando LLC, d/b/a Royal Enfield of Seminole County as a dealership for the sale and service of motorcycles manufactured by Royal Enfield Motors (line-make ROEN) at 855 North US Highway 17-92, Longwood, (Seminole County), Florida 32750, on or after March 22, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Sky Powersports North Orlando LLC, d/b/a Royal Enfield of Seminole County are dealer operator(s): Charles R. Northey, 246 Mclean Point, Winter Haven, Florida 33884, Nathan D. Stickney, 709 Elkhorn Fern Lane, Deland, Florida 32720; principal investor(s): Charles R. Northey, 246 Mclean Point, Winter Haven, Florida 33884, Nathan D. Stickney, 709 Elkhorn Fern Lane, Deland, Florida 32720.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Rodney Copes, Royal Enfield North America Limited Corp., 226 North Water Street, Milwaukee, Wisconsin 53202. 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

Arrigo F Sawgrass, Inc. d/b/a Arrigo FIAT Sawgrass for the Relocation of FIAT vehicles

Notice of Publication for the Relocation of a

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

Pursuant to Section 320.642, Florida Statutes, notice is given that FCA US LLC, intends to allow the relocation of Arrigo F Sawgrass, Inc. d/b/a Arrigo FIAT Sawgrass ("Arrigo Sawgrass") as a dealership for the sale of FIAT passenger cars and light trucks (line-make FIAT) from 5901 Madison Avenue, Tamarac, (Broward County), Florida 33321-6412 to 2250 N. State Road 7, Margate, Florida 33063-5716. Concurrent with the relocation, Arrigo Margate, LLC d/b/a Arrigo Alfa Romeo FIAT Margate ("Arrigo Margate") will purchase the assets of Arrigo Sawgrass. Also concurrent with the relocation, Arrigo Sawgrass will cease to be a FIAT dealer at 5901 Madison Avenue, Tamarac, Florida 33321-6412. FCA US anticipates the existing Lincoln Dealer at the location will vacate the premises by April 30, 2017. FCA US intends to

engage in business with Arrigo Margate on or after April 30,

2017 after the existing Lincoln dealer vacates the proposed

location, assuming that no protest is filed.

The name and address of the dealer operator(s) and principal investor(s) of Arrigo Margate, LLC d/b/a Arrigo Alfa Romeo FIAT Margate are dealer operator(s): James J. Arrigo, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411, John Arrigo, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411; principal investor(s): The James J. Arrigo Revocable Trust I dated June 9, 2011, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701, James J. Arrigo, Trustee and Beneficiary; The John J. Arrigo 2012 Irrevocable Trust dated December 27, 2012, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701, Trustees: John J. Arrigo and Kevin Richardson, Beneficiaries: John J.

Arrigo, Alyssa Arrigo, Angela Arrigo and Amanda Arrigo, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701; The Virginia A. Landrum 2012 Irrevocable Trust dated December 27, 2012, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701, Trustees: Virginia A. Landrum and Kevin Richardson, Beneficiaries: Virginia A. Landrum, Don Landrum, Frances Landrum, Gina Landrum and Ashley Landrum, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701.

The notice indicates intent to relocate the franchise 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, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by US Mail to: Chris Chandler, FCA US LLC, 10300 Boggy Creek Road, Orlando, Florida 32824.

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

Arrigo Margate, LLC d/b/a Arrigo Alfa Romeo Margate for the establishment of Alfa Roameo 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 FCA US LLC, intends to allow the establishment of Arrigo Margate, LLC d/b/a Arrigo Alfa Romeo Margate ("Arrigo") as a dealership for the sale of Alfa Romeo passenger cars and light trucks (line-make ALFA) at 2250 N. State Road 7, Margate, (Broward County), Florida 33063-5716. FCA US anticipates the existing Lincoln Dealer at this location will vacate the premises by April 30, 2017. FCA US intends to engage in business with Arrigo on or after April 30,

2017 after the existing Lincoln Dealer vacates the proposed location, assuming that no protest is filed.

The name and address of the dealer operator(s) and principal investor(s) of Arrigo Margate, LLC d/b/a Arrigo Alfa Romeo Margate are dealer operator(s): James J. Arrigo, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411, John Arrigo, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411; principal investor(s): The James J. Arrigo Revocable Trust I dated June 9, 2011, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701, James J. Arrigo, Trustee and Beneficiary; The John J. Arrigo 2012 Irrevocable Trust dated December 27, 2012, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701, Trustees: John J. Arrigo and Kevin Richardson, Beneficiaries: John J. Arrigo, Alyssa Arrigo, Angela Arrigo and Amanda Arrigo, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701; The Virginia A. Landrum 2012 Irrevocable Trust dated December 27, 2012, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701, Trustees: Virginia A. Landrum and Kevin Richardson, Beneficiaries: Virginia A. Landrum, Don Landrum, Frances Landrum, Gina Landrum and Ashley Landrum, 6500 Okeechobee Boulevard, West Palm Beach, Florida 33411-2701.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Chris Chandler, FCA US LLC, 10300 Boggy Creek Road, Orlando, Florida 32824.

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

Austin Global Enterprises LLC, d/b/a New Scooter 4 Less for the establishment of HCHE 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 Austin Global Enterprises LLC, d/b/a New Scooters 4 Less as a dealership for the sale of motorcycles manufactured by Her Chee Industrial Co., Ltd. (line-make HCHE) at 633 Northwest 13th Street, Gainesville, (Alachua County), Florida 32601, on or after March 22, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Austin Global Enterprises LLC, d/b/a New Scooters 4 Less are dealer operator(s): Collin Austin, 3833 Northwest 65th Avenue, Gainesville, Florida 32653, principal investor(s): Collin Austin, 3833 Northwest 65th Avenue, Gainesville, Florida 32653.

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, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: 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

Georges Scooters, Inc. for the establishment of TAOI motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Taotao USA, Inc., intends to allow the establishment of Georges Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Taotao Group Co., Ltd. (linemake TAOI) at 1200 North Dixie Freeway, New Smyrna Beach, (Volusia County), Florida 32168, on or after March 15, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Georges Scooters, Inc., are dealer operator(s): Dylan George, 1200 North Dixie Freeway, New Smyrna Beach, Florida 32168; principal investor(s): Dylan George, 1200 North Dixie Freeway, New Smyrna Beach, Florida 32168.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Jennifer Wallace, Taotao USA, Inc., 2425 Camp Avenue, Suite 100, Carrollton, Texas 75006.

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 HEALTH

Board of Nursing

### **Emergency Action**

On February 17, 2017, the State Surgeon General issued an Order Lifting Emergency Restriction of License with regard to the license of Holly Carine Bowie, R.N., License No. RN

2900932. The Department orders that the Emergency Restriction of License be lifted.

### DEPARTMENT OF HEALTH

**Board of Nursing** 

#### **Emergency Action**

On February 20, 2017, the State Surgeon General issued an Emergency Restriction Order with regard to the license of Raymond Kyle Wedge, L.P.N., License # PN 5199361. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

### DEPARTMENT OF HEALTH

**Board of Nursing** 

### **Emergency Action**

On February 20, 2017, the State Surgeon General issued an Emergency Restriction Order with regard to the license of Diane M. Buerger Fryefield, R.N., License # RN 1268622. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

### DEPARTMENT OF HEALTH

**Board of Nursing** 

#### **Emergency Action**

On February 20, 2017, the State Surgeon General issued an Emergency Suspension Order with regard to the license of Elizabeth G. Goddard, R.N., License # RN 1381432. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

### DEPARTMENT OF HEALTH

**Board of Nursing** 

#### **Emergency Action**

On February 17, 2017, the State Surgeon General issued an Emergency Suspension Order with regard to the license of Gwendolyn D. Grange, R.N., License # RN 9386870. This Emergency Suspension Order was predicated upon the State

Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

#### DEPARTMENT OF HEALTH

**Board of Nursing** 

### **Emergency Action**

On February 17, 2017, the State Surgeon General issued an Emergency Restriction Order with regard to the license of Bryan Christopher Haber, R.N., License # RN 9349028. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

### DEPARTMENT OF ECONOMIC OPPORTUNITY

**Division of Community Development** 

Poinciana O&I Park 1 SB

NOTICE IS HEREBY GIVEN that the Division of Community Planning and Development, Department of Economic Opportunity, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLIM-06-2017-004

DATE RECEIVED: February 17, 2017

DEVELOPMENT NAME: POINCIANA OFFICE &

INDUSTRIAL PARK 1 SECTION B

DEVELOPER/AGENT: AV Homes, Inc.

DEVELOPMENT TYPE: 28-24-023 F.A.C., 28-24-031

F.A.C.

LOCAL GOVERNMENT: Osceola County

# Section XIII Index to Rules Filed During Preceeding Week

### INDEX TO RULES FILED BETWEEN FEBRUARY 13, 2017 AND FEBRUARY 17, 2017

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

# DEPARTMENT OF AGRCULTURE AND CONSUMER SERVICES

### **Division of Consumer Services**

5J-15.001 2/16/2017 3/8/2017 42/230

### DEPARTMENT OF TRANSPORTATION

14-26.00411	2/17/2017	3/9/2017	43/07
14-26.012	2/17/2017	3/9/2017	43/07
14-26.01311	2/17/2017	3/9/2017	43/07
14-26.014	2/17/2017	3/9/2017	43/07
14-26.015	2/17/2017	3/9/2017	43/07

### DEPARTMENT OF THE LOTTERY

53ER17-7	2/15/2017	2/17/2017	43/33
53ER17-8	2/15/2017	2/17/2017	43/33
53ER17-9	2/15/2017	2/17/2017	43/33

# DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### **Building Code Administrators and Inspectors Board**

61G19-6.0036 2/13/2017 3/5/2017 43/08 61G19-6.017 2/13/2017 3/5/2017 43/08

#### DEPARTMENT OF HEALTH

### **Board of Pharmacy**

64B16-27.450 2/17/2017 3/9/2017 42/223 43/09

#### DEPARTMENT OF FINANCIAL SERVICES

### Division of State Fire Marshal

69A-37.039	2/15/2017	3/7/2017	42/227	43/12
69A-37.501	2/15/2017	3/7/2017	42/227	43/12
69A-37.502	2/15/2017	3/7/2017	42/227	43/12

### LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO SECTION 120.541(3), 373.139(7) AND 373.1391(6), FLORIDA STATUTES

### WATER MANAGEMENT DISTRICTS

### **Suwannee River Water Management District**

40B-9.021	12/21/2016	**/**/***	42/221
40B-9.041	12/21/2016	**/**/***	42/221
40B-9.123	12/9/2016	**/**/***	42/221
40B-9.126	12/21/2016	**/**/***	42/221
40B-9.131	12/21/2016	**/**/***	42/221
40B-9.1381	12/21/2016	**/**/***	42/221
40B-9.1411	12/21/2016	**/**/***	42/221
40B-9.142	12/21/2016	**/**/***	42/221
40B-9.145	12/21/2016	**/**/***	42/221

#### DEPARTMENT OF ELDER AFFAIRS

#### Guardianship

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

### **Divsion of Worker's Compensation**

69L-7.100	12/19/2016	**/**/***	42/191	42/218
69L-7.501	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.