

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:
14-15.012 Manual on Speed Zoning for Highways,
 Roads, and Streets in Florida

PURPOSE AND EFFECT: To update Speed Zoning Manual incorporated by reference.

SUBJECT AREA TO BE ADDRESSED: Establishment of design speeds and signage requirements for roadways.

RULEMAKING AUTHORITY: 316.006(1), 316.187, 316.1893, 316.1895, 316.555, 334.044(2),(10)(a) FS.

LAW IMPLEMENTED: 316.0745, 316.187, 316.1893(2), (3), 316.1895, 316.555, 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: Susan Schwartz, Assistant General Counsel, Department of Transportation, 605 Suwannee Street, Tallahassee, FL 32399, susan.schwartz@dot.state.fl.us.

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:
40D-8.624 Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: The purpose is to amend Rule 40D-8.624 F.A.C., to adopt new minimum and guidance levels for Lakes Allen, Harvey, and Virginia, located in Hillsborough County.

SUBJECT AREA TO BE ADDRESSED: Establish guidance and minimum levels for Lakes Allen, Harvey, and Virginia pursuant to Section 373.042, F.S.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.086, 373.709 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.

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: SWFWMD Human Resources Director, (352)796-7211, ext. 4702; 1(800)423-1476 (FL only), ext. 4702 or email to ADACoordinator@swfwmd.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Donna Campbell, Staff Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236. T2018021-2

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

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
65C-13.025 Initial Licensing and Unified Home Study

PURPOSE AND EFFECT: The Department intends to amend Rule 65C-13.025, F.A.C., to align the information required in the initial licensing unified home study for prospective foster parents with the requirements for adoption applicants.

SUBJECT AREA TO BE ADDRESSED: Initial Licensing and Unified Home Study for Foster Care

RULEMAKING AUTHORITY: 409.145(5), 409.175(5)(a), 435.01(2), FS.

LAW IMPLEMENTED: 409.145(2), 409.175(5)(a), (f), (6)(a), (b), 435.04, 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: Jodi Abramowitz. Jodi can be reached at Jodi.abramowitz@myflfamilies.com or (850)717-4470.

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 TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-86.001	Purpose
14-86.002	Definitions
14-86.003	Permit, Assurance Requirements, and Exceptions
14-86.004	Permit Application Procedure
14-86.005	General Conditions for a Drainage Permit
14-86.006	Permit Suspension or Revocation

PURPOSE AND EFFECT: To update requirements for drainage connections entering Department of Transportation right-of-way.

SUMMARY: Revises process for drainage connection applications to on-line portal and updates drainage manual incorporated by reference.

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 rule is expected to decrease the regulatory cost of the application process.

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: 334.044(2)(15), FS.

LAW IMPLEMENTED: 334.044(15), 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: Susan Schwartz, Assistant General Counsel, Department of Transportation, 605 Suwannee Street, Tallahassee, Fl 32399, susan.schwartz@dot.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

14-86.001 Purpose.

The purpose of this rule chapter is to regulate and prescribe conditions for the transfer of stormwater to the Department of Transportation's right-of-way ~~right of way~~ as a result of manmade changes to adjacent property(ies), through a permitting process designed to ensure the safety and integrity of the Department of Transportation's facilities and to prevent an unreasonable burden on adjacent and downstream ~~lower~~ properties. This rule chapter does not regulate dewatering activities.

Rulemaking Authority 334.044(2), (15) FS. Law Implemented 334.044(15) FS. History--New 11-12-86, Amended 1-20-09,_____.

14-86.002 Definitions.

As used in this rule chapter the following terms shall have the following meanings:

(1) "Adjacent Property" means any real property or easement with a shared boundary to the Department's right-of-way.

(2) "Applicant" means the owner of adjacent property or the owner's authorized representative.

(3) "Applicable Water Quality Standards" means rules and regulations of state or federal governmental entity(ies) pertaining to stormwater discharges from the Department's facilities to which the drainage connection is made.

~~(4) "Approved Stormwater Management Plan" or "Master Drainage Plan" means a plan adopted or approved by a city, county, water management district, or other agency with specific drainage or stormwater management authority provided that:~~

~~(a) Such plan is actively being implemented;~~

~~(b) Any required construction is substantially complete;~~

~~(c) Downstream mitigation measures have been provided for in the plan; and,~~

~~(d) The use of any Department facilities either existing or planned, which are part of such plan, have been approved by the Department.~~

~~(5) "Closed Basin" means a basin without any positive outlet, for the design storms applicable to this rule.~~

~~(4)(6) "Critical Duration" means the length of time of a specific storm frequency which creates the largest volume or highest rate of net stormwater runoff (post-improvement runoff less pre-improvement runoff) for typical durations up through and including the 10-day duration for closed basins, i.e. without a positive outlet, and up through the 3-day duration for basins with positive outlets. The critical duration for a given storm frequency is determined by calculating the peak rate and volume of stormwater runoff for various storm durations and then comparing the pre-improvement and post-improvement conditions for each of the storm durations. The duration resulting in the highest peak rate or largest net total stormwater~~

volume is the “critical duration” storm (volume is not applicable for basins with positive outlets).

~~(5)(7)~~ “Department” means the Florida Department of Transportation.

~~(6)(8)~~ “Discharge” means the event or result of stormwater draining or otherwise transferring from one property to another or into surface waters.

~~(7)(9)~~ “Drainage Connection” means any structure, pipe, culvert, device, paved or unpaved area, swale, ditch, canal, or other appurtenance or feature, whether naturally occurring or created, which is used or functions as a link to convey stormwater.

~~(8)(10)~~ “Facility” or “Facilities” means anything built, installed, or maintained by the Department within the Department’s right-of-way.

~~(9)(11)~~ “Impervious Area” means surfaces which do not allow, or minimally allow, the penetration of water. Examples of impervious areas are building roofs, all concrete and asphalt pavements, compacted traffic-bearing areas such as limerock roadways, lakes, retention/detention areas, wet ponds, pond liners, and other standing water areas, ~~including some retention/detention areas.~~

~~(10)(12)~~ “Improvement” means any man-made change(s) to adjacent property which establishes or alters the rate, volume, or quality of stormwater.

~~(11)(13)~~ “Licensed Professional” means an individual licensed under Chapter 471, Florida Statutes, by a Florida professional licensing board, authorized by law to design and certify the stormwater management system under review.

~~(14)~~ “~~Man made Change~~” means ~~any intentional physical change to or upon adjacent property resultant from an intentional physical change, which establishes or alters the rate, volume, or quality of stormwater.~~

~~(12)(15)~~ “Permit” or “Drainage Connection Permit” means an authorization to establish or alter a drainage connection to the Department’s right-of-way issued pursuant to this rule chapter.

~~(13)(16)~~ “Permittee” means the individual or entity to which a Drainage Connection Permit is issued.

~~(14)(17)~~ “Positive Outlet” means a point of stormwater runoff into surface waters which under normal conditions would drain by gravity through surface waters ultimately to the Gulf of Mexico, ~~or~~ the Atlantic Ocean, or into sinks, closed lakes, or recharge wells provided the receiving waterbody has been identified by the appropriate Water Management District as functioning as if it recovered from runoff by means other than transpiration, evaporation, percolation, or infiltration.

~~(15)(18)~~ “Post-improvement” means the condition of property after improvement.

~~(16)(19)~~ “Pre-improvement” means the condition of property:

(a) Before November 12, 1986; or

(b) On or after November 12, 1986, with connections which have been permitted under this rule chapter or permitted by another governmental entity based on stormwater management requirements equal to or more stringent than those in this rule chapter.

~~(17)(20)~~ “Right-of-Way” “~~Right of Way~~” means land in which the Department owns the fee ~~or less than the fee~~, or for which the Department has an easement, devoted to or required for use as a transportation or stormwater management system facility.

~~(18)(21)~~ “Stormwater” or “Stormwater Runoff” means the flow of water which results from and occurs immediately following a rainfall event.

~~(19)(22)~~ “Stormwater Management System” means a facility system which is designed and constructed or implemented to control stormwater, incorporating methods to collect, convey, store, infiltrate, treat, use, or reuse stormwater to prevent or reduce flooding, ~~overdrainage~~, pollution, and otherwise affect the quantity or quality for the receiving water body or downstream property of stormwater in the system.

~~(20)(23)~~ “Surface Water” means water upon the surface of the earth whether contained in bounds created naturally or artificially or diffused. Water from natural springs shall be classified as surface water when it exits onto the earth’s surface.

~~(21)(24)~~ “Watershed” means the region draining or contributing water to a common outlet, such as a stream, lake, or other receiving area.

Rulemaking Authority 334.044(2), (15) FS. Law Implemented 334.044(15) FS. History—New 11-12-86, Amended 1-20-09,

14-86.003 Permit, Assurance Requirements, and Exceptions.

(1) Permit.

~~(a) No permits are required for properties without improvements on or after November 12, 1986.~~

~~(b) All improvements on or after November 12, 1986, require a Drainage Connection Permit, Form 850-040-06, rev. 9/18 (10/08), and incorporated herein by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-10118> is required for all improvement(s) on an adjacent property~~ whether or not the work is done in conjunction with a driveway connection, and whether or not the improvement retains stormwater runoff on the adjacent property up to and including the 100 year event of critical duration.

(2) Assurance Requirements.

(a) The applicant for a drainage connection permit shall provide reasonable assurances that :

1. The adjacent property has an approved stormwater management plan or master drainage plan adopted or approved

by a city, county, water management district, or other agency with specific drainage or stormwater management authority, which plan includes downstream mitigation measures. To the extent the plan relies on the use of any Department facilities, such use must have Department approval.

2.4. The peak discharge rates and total volumes of stormwater discharging from the adjacent property to the Department's right-of-way ~~right of way~~ are those provided for in an approved stormwater management plan or master drainage plan; otherwise the post-improvement stormwater runoff discharging from the adjacent property to the Department's right-of-way ~~right of way~~ shall not exceed the more stringent of the following:

a. the peak discharge rates and total volumes allowed by applicable local regulation; or

b. ~~the improvement shall not increase stormwater discharge rate above the pre-improvement discharge rate, and in watersheds which do not have a positive outlet, the post-improvement total volume of stormwater runoff shall not be increased beyond the pre-improvement volume considering worst case storms for up to the frequencies and durations contained in Rule paragraph 14-86.003(2)(c), F.A.C.~~

3.2. Any discharge pipe establishing or constituting a drainage connection from the adjacent property to the Department's right-of-way ~~right of way~~ is limited in size based on the pre-improvement discharge rate, downstream conveyance limitations, downstream tailwater influences, and design capacity restrictions imposed by other governmental entities.

4.3. If the improvement changes the inflow pattern of stormwater or method of drainage connection to the Department's right-of-way ~~right of way~~, post-improvement discharge will not exceed the pre-improvement discharge to the Department's right-of-way ~~right of way~~, any new drainage connection will not threaten the safety or integrity of the Department's right-of-way ~~right of way~~, and will not increase maintenance costs to the Department. At a minimum pavement hydraulics, ditch hydraulics, storm drain hydraulics, cross drain hydraulics, and stormwater management ~~systems~~ facilities shall be analyzed by the applicant. The analysis must follow the methodology used in the design of the Department's drainage facilities receiving the discharge and meet the criteria in ~~chapters 2, 3, 4, and 6 of the Department's Drainage Manual, Topic Number 625-040-002-c, eff. 1/19 May 2008,~~ incorporated herein by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref-10117> and ~~The Drainage Manual is~~ available from the Department at <http://www.fdot.gov/roadway/Drainage/Manuals> and Handbooks

<http://www.dot.state.fl.us/rddesign/dr/Manualsandhandbooks.shtm>.

5.4. The quality of water conveyed by the proposed connection will meet ~~meets~~ all applicable water quality standards, ~~and such assurance shall be certified in writing.~~ In the event the discharge is identified as potentially causing or contributing to a violation of applicable water quality standards, the applicant ~~permittee~~ will be required to incorporate such abatement as necessary to bring the ~~permittee's~~ discharge into compliance with applicable water quality standards.

(b) If the requirements set forth in paragraph 14-86.003(2)(a), F.A.C., cannot be fully complied with, the applicant may submit alternative drainage connection designs. The analysis supporting the proposed alternative drainage connection must follow the methodology used in the design of the Department's drainage facilities receiving the proposed alternative drainage connection and meet the criteria in ~~chapters 2, 3, 4, and 6 of the Department's Drainage Manual.~~ Deviation from a standard in the *Drainage Manual* is subject to approval by ~~must be approved by~~ the District Drainage Engineer. Acceptance of any alternative design must serve the purpose of this rule chapter and shall be based upon consideration of the following:

1. The type of stormwater management practice proposed;
2. The efficacy and costs of alternative controls;
3. The impact upon the operation and maintenance of the Department's facilities; and,
4. The public interest served by the drainage connection.

(c) In providing reasonable assurances, the applicant shall:

1. Use a methodology which is compatible with the methodology employed in the design of the Department's drainage facilities receiving the stormwater;
2. Determine the peak discharge rates considering various rainfall event frequencies up to and including a 100 year event of critical duration of up to three days; and,
3. In watersheds without a positive outlet, determine the stormwater runoff total volumes considering various rainfall amounts up to a 100 year rainfall frequency of critical durations of up to ten days. The pond retention volume must recover at a rate such that one-half of the volume is available in seven days with the total volume available in 30 days, with a sufficient amount recovered within the time necessary to satisfy applicable water treatment requirements.

(3) ~~Exemptions~~ Exceptions. The following ~~exceptions~~ do not require a Drainage Connection Permit:

- (a) Adjacent properties without improvements.
- (b) Improvements to adjacent properties made before November 12, 1986.

~~(c)(a)~~ Improvements to adjacent properties not draining to the Department's right-of-way in the pre-improvement and post-improvement condition.

~~(d)(b)~~ Single-family residential improvements which are not part of a larger common plan of development improvement or larger common plan of sale.

~~(e)(e)~~ Agricultural and silvicultural improvements that:

1. Are subject to regulation by the Department of Environmental Protection or regional Water Management Districts;

2. Are exempt under the provisions of Section 373.406, F.S.; or

3. Are implementing applicable best management practices adopted by the Florida Department of Agriculture and Consumer Services in Rule Chapter 5M or 5I-6, F.A.C.

~~(f)(d)~~ Any other improvement, provided that all of the following apply:

1. The total impervious area, after improvement, is less than 5,000 square feet of cumulative impervious area and is less than 40% of that portion of the property that naturally drained to the Department's right-of-way;

2. The improvement does not create or alter a drainage connection;

3. The improvement does not change flow patterns of stormwater to the Department's right-of-way ~~right of way~~, and does not increase the surface area draining to the Department's right-of-way;

4. The property is located in a watershed which has a positive outlet; and,

5. The site or improvement is not part of a larger common plan of development improvement or larger common plan of sale.

(4) An exemption ~~exception~~ provided in subsection 14-86.003(3), F.A.C., shall not apply if any drainage connection from the adjacent property threatens the safety and integrity of the Department's facilities or creates an unreasonable burden on downstream ~~lower~~ properties, including violations of applicable water quality standards.

Rulemaking Authority 334.044(2), (15) FS. Law Implemented 334.044(15) FS. History--New 11-12-86, Amended 1-20-09,_____.

14-86.004 Permit Application Procedure.

(1) An applicant shall submit a Drainage Connection Permit, Form 850-040-06 rev. 9/18 ~~(10/08)~~, incorporated herein by reference ~~at~~ at <https://www.flrules.org/Gateway/reference.asp?No=Ref-10118> and available for electronic submittal through <https://osp.fdot.gov>. ~~This form may be obtained from any of the Department's local area Maintenance Offices, District Offices, or on the internet at the Department's website: http://www.dot.state.fl.us/onestoppermitting/.~~

~~(2) The applicant shall submit four completed Drainage Connection Permit packages. Each completed Drainage Connection Permit package shall include all applicable attachments. All applicable plans and supporting documentation shall be submitted on no larger than 11" x 17" multipurpose paper and included in PDF format on a compact disk.~~

~~(3) The Drainage Connection Permit shall be accompanied by:~~

(a) A location map, included in the construction plans, sufficient to show the location of the improvement and any drainage connection to the Department's right-of-way ~~right of way~~, and shall include the state highway number, county, city, and section, range, and township.

(b) A grading plan drawn to scale showing pre-improvement and post-improvement site conditions including all pervious and impervious surfaces, land contours, spot elevations, and all drainage facilities of the Department and of the adjacent property. The bench mark datum for the plans ~~(whether NGVD 29 or NAVD 88)~~ shall be noted on the plans. Contour information shall extend 50 feet beyond the property boundaries or be sufficient to clearly define the portion of the watershed which drains through the property to the Department's right-of-way.

(c) Photographs which accurately depict pre-improvement and present conditions.

(d) Soil borings and water table data and, where percolation or infiltration is utilized in the design, appropriate percolation test methodology and results.

(e) Computations as required by subsection 14-86.003(2), F.A.C.

(f) The Drainage Connection Certification, Part 2 of the permit must be certified by a Licensed Professional that the complete set of plans and computations comply with either paragraph 14-86.003(2)(a) or 14-86.003(2)(b), F.A.C.

~~(3)(4)~~ Improvements which otherwise meet the criteria of subparagraphs 14-86.003(3)~~(f)(d)~~1. and 14-86.003(3)~~(f)(d)~~4., F.A.C., but which create or alter a drainage connection to the Department's right-of-way, will not require submittal of the information required by paragraphs 14-86.004~~(2)(3)~~(d) through (f), F.A.C., but will otherwise require the submittal of all other required information.

~~(4)(5)~~ The Department recognizes that regulatory and permitting programs exist or may be developed ~~in the future~~ by local units of government, and state or federal agencies which may overlap with ~~some or all of~~ the requirements of this rule chapter. In order to avoid duplication the Department will:

(a) In lieu of the requirements in Rule 14-86.003; and subsection 14-86.004~~(2)(3)~~, F.A.C., accept a permit that accomplishes the purposes of this rule chapter so long as the permit is issued by a governmental entity with specific

stormwater management authority and is based on requirements equal to or more stringent than those in Rule 14-86.003, F.A.C.; or

(b) Accept any form, plans, specifications, drawings, calculations, or other data developed to support an application for a permit required by a governmental entity, pursuant to any rule which establishes requirements equal to or more stringent than Rule 14-86.003, F.A.C.

~~(5)(6) The Drainage Connection Permit serves as the application.~~ Once approved by the Department, the drainage connection application form and supporting documents become the Drainage Connection Permit.

Rulemaking Authority 334.044(2), (15) FS. Law Implemented 334.044(15) FS. History—New 11-12-86, Amended 1-20-09,_____.

14-86.005 General Conditions for a Drainage Permit.

(1) A Drainage Connection Permit does not exempt the permittee from meeting all other applicable regulations and ordinances governing stormwater management.

(2) All work done in conjunction with the Drainage Connection Permit shall meet and adhere to all general and specific conditions and requirements contained in ~~on~~ the Permit.

(3) Within 15 working days after completion of the work authorized by an approved Drainage Connection Permit, the permittee shall notify the Department in writing of the completion; and for all design work that originally required certification by a Licensed Professional, this notification shall contain the As Built Certification, Part 8 of the Permit. The certification shall state that work has been completed in substantial compliance with the Drainage Connection Permit.

(4) The permittee or property owner, will be required to reimburse the Department for any fines, penalties and costs, e.g., abatement costs, mitigation costs, remediation costs, ~~etc.~~ incurred by the Department in the event the permittee's discharge fails to meet the applicable water quality standards or minimum design and performance standards ~~contrary to the permittee's assurances provided in subsection 14-86.003(2), F.A.C.~~

Rulemaking Authority 334.044(2), (15) FS. Law Implemented 334.044(15) FS. History—New 11-12-86, Amended 1-20-09,_____.

14-86.006 Permit Suspension or Revocation.

A permit will be suspended or revoked if:

(1) The permitted drainage connection is not constructed, operated, or maintained in accordance with the permit;

(2) Emergency conditions or hazards exist;

(3) False or misleading information is submitted to the Department in the Drainage Connection Permit package;

(4) Another governmental entity revokes or suspends a permit which was the basis upon which a Department Drainage Connection Permit was obtained;

(5) The As-built Certificate required for the Drainage Connection Permit is not submitted in accordance with Rule subsection 14-86.005(3), F.A.C.; or

(6) Any discharge occurs above the permitted design discharge.

Rulemaking Authority 334.044(2), (15) FS. Law Implemented 334.044(15) FS. History—New 11-12-86, Amended 1-20-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Carlos Spirio, P.E., Drainage Engineer

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Mike Dew, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: November 07, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: 8/24/18

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Employees' Insurance

RULE NO.: RULE TITLE:

60P-6.011 Shared Savings Program

PURPOSE AND EFFECT: To implement the statutory requirement that enrollees share in savings through the benefit programs set forth in section 110.12303, F.S.

SUMMARY: Description of the Shared Savings Program.

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 economic review conducted by the agency.

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: 110.1055, 110.123(5), FS.

LAW IMPLEMENTED: 110.12303, 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: December 7, 2018, 2:00 p.m.

PLACE: Department of Management Services, Division of State Group Insurance, 4050 Esplanade Way, Suite 101, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting:

Martina Rogers,

Martina.Rogers@dms.myflorida.com or (850)487-1812. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Debbie Shoup, Department of Management Services, Division of State Group Insurance, 4050 Esplanade Way, Suite 215, Tallahassee, Florida, 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

60P-6.011 Shared Savings Program.

(1) The Shared Savings Program allows the enrollee of a state group health insurance plan or state-contracted health maintenance organization (HMO) to collect a Reward for receiving a healthcare service or bundled service provided through the online transparency platform established under section 110.12303(3), F.S., or receive a bundled surgery or other bundled medical procedure through the use of the Department's contracted entity authorized under section 110.12303(2), F.S. A "Reward" is the amount that will be credited to an enrollee's account or reimbursed to the enrollee for out-of-pocket healthcare expenses based on the date the enrollee or eligible dependent receives the healthcare service. An enrollee is limited to one Reward for receiving a healthcare service or bundled service.

(2) To earn a Reward by utilizing the online transparency platform, the enrollee or the enrollee's eligible dependent must have:

(a) Complied with any prior approval or prior authorization required under the enrollee's HMO or State group health insurance plan for the healthcare service;

(b) Received a covered healthcare service under the enrollee's health insurance plan; and

(c) Shopped for the healthcare service through the online transparency portal within 12 months from the date of the healthcare service.

(3) A Reward for a healthcare service or bundled service received pursuant to section 110.12303(2), F.S., is available to a member enrolled in Medicare if the sum of the cost of the healthcare service or bundled service and the Reward is less

than the Medicare reimbursement rate for a comparable bundled service.

(4) A Reward will be credited to the account(s) selected by the enrollee as of the date that the administrator receives notice that the Reward has been earned.

(a) A enrollee may designate the following accounts for the Reward to be credited to: a medical reimbursement account (healthcare flexible spending account or a limited purpose flexible spending account), a health savings account, a health reimbursement account, or a post-deductible health reimbursement account.

(b) If an enrollee fails to designate an account within thirty (30) days of availability of a Reward, the Reward will be credited as follows:

1. To a health reimbursement account for enrollees not enrolled in a high deductible health plan.

2. To a health savings account for enrollees enrolled in a high deductible health plan and receiving a state contribution to a health savings account.

3. To a post-deductible health reimbursement account for enrollees enrolled in a high deductible health plan and not receiving a state contribution to a health savings account.

(c) Once a Reward is credited to an account, funds cannot be credited to a different account, except as provided by these rules.

(5) Rewards credited to a health reimbursement account:

(a) Shall not be used to pay for insurance premiums; and

(b) Will roll over to the following Plan Year if not used.

(6) Rewards credited to a post-deductible health reimbursement account:

(a) Are available only after the enrollee satisfies the minimum federal deductible for high deductible health plans; and

(b) Are limited as set forth in (9)(a) of this rule.

(7) Rewards designated to be credited to a medical reimbursement account will be credited on January 1 of the following Plan Year. If the enrollee designates a Reward to be credited to a medical reimbursement account but fails to elect a medical reimbursement account for the following Plan Year, Rewards will be credited as set forth in (3)(b) of this rule.

(8) The annual maximum amount of Rewards that can be credited to a medical reimbursement account is \$500.

(9) If any portion of a Reward remains after a Reward is designated to an account, the remaining portion will be credited to:

(a) A health reimbursement account for enrollees not enrolled in a high deductible health plan.

(b) A health savings account for enrollees enrolled in a high deductible health plan and receiving a state contribution to a health savings account.

(c) A post-deductible health reimbursement account for enrollees enrolled in a high deductible health plan and not receiving a state contribution to a health savings account.

(10) An enrollee may request the administrator of the health reimbursement account or post-deductible health reimbursement account to debit the account and provide the enrollee with a payment in an amount not to exceed the amount of the enrollee’s out-of-pocket medical expenses.

(11) Funds maintained within a health reimbursement account at the end of the Plan Year will be converted to a post-deductible health reimbursement account if the enrollee enrolls in a high deductible health plan. Funds maintained within a post-deductible health reimbursement account at the end of the Plan Year will be converted to a health reimbursement account if the enrollee is no longer enrolled in a high deductible health plan.

(12) Once an enrollee is no longer enrolled in a state group health insurance plan or HMO plan, all health reimbursement accounts and post-deductible health reimbursement accounts terminate and any funds contained therein are forfeited.
Rulemaking Authority 110.1055, 110.123(5), FS. Law Implemented Section 110.12303, FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Tami Fillyaw, Director, Division of State Group Insurance
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Erin Rock, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 13, 2018
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 1, 2018

DEPARTMENT OF HEALTH

RULE NO.: 64-4.013
 RULE TITLE: Pesticide Use on Medical Marijuana
 PURPOSE AND EFFECT: To amend existing rule language to conform with updated Department of Agriculture and Consumer Services recommendations regarding which certain pesticides may be legally used on marijuana by approved medical marijuana treatment centers and to make technical changes.
 SUMMARY: Use of pesticides on marijuana by medical marijuana treatment centers.
 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 \$200,000.00 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: Pursuant to sections 381.986(17), Florida Statutes, rules adopted before July 1, 2019 are not subject to section 120.541(3), Florida Statutes. In addition, based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 381.986(8)(k), FS.

LAW IMPLEMENTED: 381.986(8)(e)6.a., 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: Courtney Coppola at Courtney.Coppola@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64-4.013 Pesticide Use on Medical Marijuana.

(1) through (2) No change.

(3) Any pesticide registered with the Florida Department of Agriculture and Consumer Services may be used for the cultivation of cannabis for medical use in the State of Florida when applied in accordance with its label or labeling directions under the following conditions:

(a) For pesticides classified as “minimum-risk” and exempted from federal registration under 40 C.F.R. 152.25(f) (07/01/2017), incorporated herein by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-09524>;

1. The active and inert ingredients found in the pesticide are exempt from the is approved for tolerance requirements set forth exemptions pursuant to 40 C.F.R. 180 subpart D 180.950(e) (07/01/2017), incorporated herein by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX> <https://www.flrules.org/Gateway/reference.asp?No=Ref-09525> and

2. The pesticide is registered with the Florida Department of Agriculture and Consumer Services pursuant to section 487.041, Florida Statutes, and Rule 5E-2.031 of the Florida Administrative Code, with a label that indicates that the pesticide had been approved for use on low-THC cannabis or

medical marijuana. Rule 5E-2.031, F.A.C., “Pesticide Registration: Exemptions from Registration; Experimental Use Permits” (11/30/2014), is incorporated herein by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-09527>.

(b) For pesticides registered with the United States Environmental Protection Agency (U.S. EPA) under section 3 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), the following conditions must be met:

1. through 4. No change.

Rulemaking Authority 381.986(8)(k) FS. Law Implemented 381.986(8)(e)6.a. FS. History—New 7-23-18, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Courtney Coppola

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, State Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 1, 2018

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 26, 2018

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: 65C-29.006
RULE TITLE: Foster Care Referrals

PURPOSE AND EFFECT: The Department intends to amend Rule 65C-29.006, F.A.C., to align the types of cases which can be accepted as foster care referrals with those in Rule 65C-29.002, F.A.C., and establish requirements in assessing foster care referrals involving licensed and unlicensed care.

SUMMARY: The amendments will accomplish the following:

(1) Regulatory infractions for children in an emergency shelter or out-of-home placement, or placement disruptions, case plan, and safety plan violations for children under the supervision of the department or its authorized agents shall be accepted by the Hotline as foster care referrals; (2) In cases involving licensed care, the licensing unit or agency staff shall complete the assessment and determine any corrective actions required; and (3) In cases involving unlicensed relatives, non-relative caregivers, or families under the supervision of the department or its authorized agents, the assigned child welfare professional shall complete the assessment and determine any corrective actions required.

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, 409.175, FS.
LAW IMPLEMENTED: 39.201, 409.175(8)(b), 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 (850)717-4470 or Jodi.abramowitz@myflfamilies.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

65C-29.006 Foster Care Referrals.

(1) Foster care referrals involve concerns about possible licensing violations and regulatory infractions for children in an emergency shelter or out-of-home placement, or placement disruptions, case plan, and safety plan violations for children under the supervision of the department or its authorized agents the manner of care provided for children in emergency shelter, foster, or group homes. Foster care referrals do not contain allegations of abuse, neglect or abandonment. If child maltreatment is identified or suspected during assessment of the foster care referral, the responder shall contact the Florida Abuse Hotline for the purpose of reporting the maltreatment and initiating a separate child protective investigation.

(2) The unit or agency responsible for licensing the foster home, group home or emergency shelter home shall initiate the assessment within 72 hours of receipt of the referral.

(3) In cases involving licensed care, the licensing unit or agency staff shall complete the assessment and determine corrective actions required, if any, within five (5) working days of the receipt of the referral.

(4) In cases involving unlicensed relatives, non-relative caregivers, or families under the supervision of the department or its authorized agents, the assigned child welfare professional

shall complete the assessment and determine corrective actions required, if any, within five (5) working days of the receipt of the referral.

Rulemaking Authority 39.012, 39.0121, 409.175 FS. Law Implemented 39.201, 409.175(8)(b) FS. History—New 5-4-06, Amended 12-31-14,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Atarri Hall
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Rebecca Kapusta
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 6, 2018
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 9, 2018

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF CITRUS

RULE NO.: RULE TITLE:
20-13.004 Classification of Newly Developed Varieties and Hybrids

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 44 No. 217, November 6, 2018 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CITRUS

RULE NO.: RULE TITLE:
20-44.001 Intrastate Shipments

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 44 No. 217, November 6, 2018 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-27.797 The Standards of Practice for Compounding Sterile Products

NOTICE OF PUBLIC HEARING

The Board of Pharmacy announces a hearing regarding the above rule, as noticed in Vol. 44 No. 177, September 11, 2018 Florida Administrative Register.

DATE AND TIME: Tuesday, December 11, 2018, 1:30 p.m., or as soon thereafter as can be heard.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Lake Mary, Florida 32746, (407)995-7016

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss proposed text of the rule.

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 five days before the workshop/meeting by contacting: C. Erica White, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Prescription Drug Monitoring Program

RULE NOS.:	RULE TITLES:
64K-1.001	Patient Advisory Alerts and Reports
64K-1.004	Management and Operation of Database
64K-1.007	Indicators of Controlled Substance Abuse
64K-1.008	Electronic Health Recordkeeping System Integration

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 44 No. 153, August 7, 2018 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NOS.:	RULE TITLES:
69K-11.001	Disciplinary Guidelines
69K-11.002	Minor Violations; Notice of Non-Compliance
69K-11.003	Citations

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 211, October 29, 2018 issue of the Florida Administrative Register.

The correction is as follows:

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ellen Simon, Assistant Director, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361, (850)413-4985, Ellen.Simon@MyfloridaCFO.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on September 28, 2018, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from Arden Courts of W. Palm Beach FL, LLC d/b/a Arden Courts of West Palm Beach. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on September 28, 2018, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from Manor Care-Lely Palms of Naples FL (SH), LLC d/b/a Manorcare at Lely Palms. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on November 14, 2018, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an

Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2009 FDA Food Code from Delta Air Lines-Sky Club located in Fort Lauderdale. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daisy.Aleman@myfloridalicense.com Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

NOTICE IS HEREBY GIVEN that on November 9, 2018, the Florida Real Estate Appraisal Board, received a petition for Elie Allen Edmondson seeking a variance or waiver of Rule 61J1-10.004, F.A.C. regarding approved academic courses. Comments on this petition should be filed with Lori Crawford, Executive Director, Florida Real Estate Appraisal Board, 400 West Robinson Street, #N801, Orlando, FL 32801; (850)487-1395, or by electronic mail – Lori.Crawford@myfloridalicense.com, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lori Crawford, Executive Director, at the above address.

Section VI Notice of Meetings, Workshops and Public Hearings

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 5, 2018, 1:00 p.m. (ET) via webinar.

PLACE: Public access to the webinar will be made available at the following location: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida, 32308. For instructions on how to access the meeting via webinar call, please call (850)488-8514.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a regular business meeting of the Florida ABLE, Inc. Board.

A copy of the agenda may be obtained by contacting: <http://www.myfloridaprepaid.com> or by calling (850)488-8514 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: fax a written request to the Florida Prepaid College Board at (850)488-3555. 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).

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 5, 2018, 2:30 p.m., until completion.

PLACE: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a regular business meeting of the Florida Prepaid College Foundation Board.

A copy of the agenda may be obtained by contacting: <http://www.myfloridaprepaid.com> or by calling (850)488-8514 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: fax a written request to the Florida Prepaid College Board at (850)488-3555. 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).

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIMES: Thursday, December 6, 2018. The Florida Prepaid College Board Audit and Risk Committee meeting will begin at 8:00 a.m., or soon thereafter, until completion. The Florida Prepaid College Board Investment Committee meeting will begin at 9:00 a.m., or soon thereafter, until completion, followed by the Florida Prepaid College Board meeting.

PLACE: The Hermitage Centre, Hermitage Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct regular business meetings of the Florida Prepaid College Board Audit and Risk Committee, the Florida Prepaid College Board Investment Committee, and the Florida Prepaid College Board.

A copy of the agenda may be obtained by contacting: <http://www.myfloridaprepaid.com> or by calling (850)488-8514.

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: fax a written request to the Florida Prepaid College Board at (850)488-3555. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

EXECUTIVE OFFICE OF THE GOVERNOR

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Division of Bond Finance
- Financial Services Commission
- Office of Insurance Regulation
- Office of Financial Regulation
- Department of Veterans' Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Administration Commission
- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

DATE AND TIME: November 20, 2018, 2:00 p.m. - CANCELLED

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting has been cancelled. It was published on 11/13/2018 in Vol. 44/221.

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; reports on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations;

investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968.

The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the Office of Insurance Regulation concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the Office of Financial Regulation relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders, certified capital companies, money services businesses, and the securities industry.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S. The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, administrative procedure matters, and consideration of other matters within its authority.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to various statutes including Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters and other matters within its authority.

The Department of Environmental Protection will present for consideration those matters required by law to be reviewed by the Governor and Cabinet, sitting as the Siting Board, which may include, but are not limited to siting of power plants and electric and natural gas transmission lines.

A copy of any of the above agendas submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/> or by contacting each individual agency.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to provide at least 48 hours' notification before the meeting by contacting: the Governor's Cabinet Affairs Office, (850)488-5152.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, November 29, 2018, 10:00 a.m.

PLACE: GoToWebinar -

<https://attendee.gotowebinar.com/register/3667364254541429250>; dial-in number provided at registration.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The HIECC will meet to assess the current state of the HIE, as well as future changes.

A copy of the agenda may be obtained by contacting: Dana Watson at: (850)412-3784; 2727 Mahan Dr., M.S.#16, Tallahassee, FL 32308; dana.watson@ahca.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Dana Watson at: (850)412-3784; 2727 Mahan Dr., M.S.#16, Tallahassee, FL 32308; dana.watson@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Dana Watson at: (850)412-3784; 2727 Mahan Dr., M.S.#16, Tallahassee, FL 32308; dana.watson@ahca.myflorida.com.

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

The Department of Health, Board of Physical Therapy announces a public meeting to which all persons are invited.

DATES AND TIMES: February 14, 2019, 6:30 p.m. E.T.; February 15, 2019, 8:00 a.m. E.T.

PLACE: CORRECTED LOCATION: Four Points by Sheraton Suites Tampa Airport Westshore, 4400 West Cypress Street, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: The Board of Physical Therapy, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255, by calling the board office at (850)245-4373 or by visiting the website: <http://floridaspysicaltherapy.gov/>.

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

Division of Medical Quality Assurance

The Department of Health, Board of Respiratory Care announces a public meeting to which all persons are invited.

DATE AND TIME: April 12, 2019, 8:30 a.m. E.T.

PLACE: CORRECTED LOCATION: Mission Inn Resort & Club, 10400 County Road 48, Howey-In-The-Hills, Florida 34737

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: The Board of Respiratory Care, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255, by calling the board office at (850)245-4373 or by visiting the website: <http://floridasrespiratorycare.gov/>.

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

Division of Medical Quality Assurance

The Department of Health, Board of Physical Therapy announces a public meeting to which all persons are invited.

DATES AND TIMES: November 14, 2019, 6:30 p.m. E.T.; November 15, 2019, 8:00 a.m. E.T.

PLACE: CORRECTED LOCATION: GALLERYone- A DoubleTree Suites by Hilton Hotel, 2670 East Sunrise Boulevard, Fort Lauderdale, Florida 33304

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: The Board of Physical Therapy, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255, by calling the board office at (850)245-4373 or by visiting the website: <http://floridaspysicaltherapy.gov/>.

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

Division of Medical Quality Assurance

The Dietetics and Nutrition Practice Council under the Board of Medicine announces a public meeting to which all persons are invited.

DATES AND TIMES: January 31, 2019, 9:30 a.m. E.T.; May 2, 2019, 9:30 a.m. E.T.; August 1, 2019, 9:30 a.m. E.T.; November 7, 2019, 9:30 a.m. E.T.

PLACE: Conference calls: 1(888)585-9008; then enter Conference Room Number: 564-341-766 followed by the # sign.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: The Department of Health, Council for Dietetics and Nutrition, 4052 Bald Cypress Way, Bin C05, Tallahassee, FL 32399-3255, by calling the council office at (850)245-4373 or by visiting the website: <http://www.floridahealth.gov/licensing-and-regulation/dietetic-nutrition/index.html>

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

Division of Medical Quality Assurance

The Department of Health, Board of Respiratory Care announces a telephone conference call to which all persons are invited.

DATES AND TIMES: February 5, 2019, 8:00 a.m. E.T.; April 16, 2019, 8:00 a.m. E.T.; June 18, 2019, 8:00 a.m. E.T.; August 20, 2019, 8:00 a.m. E.T.; October 15, 2019, 8:00 a.m. E.T.; December 10, 2019, 8:00 a.m. E.T.

PLACE: Conference Calls: 1(888)585-9008; then enter Conference Room Number: 564-341-766 followed by the # sign.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting. A meeting or portion of a probable cause panel meeting is public only if a case or cases are public by reason of reconsideration.

A copy of the agenda may be obtained by contacting: The Board of Respiratory

Care, 4052 Bald Cypress Way, BIN C-05, Tallahassee, FL 32399, by visiting our website at: www.floridasrespiratorycare.gov or by calling the board office at (850)245-4373.

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

Division of Medical Quality Assurance

The Department of Health, Board of Physical Therapy announces a telephone conference call to which all persons are invited.

DATES AND TIMES: February 5, 2019, 11:30 a.m. E.T.; April 16, 2019, 11:30 a.m. E.T.; June 18, 2019, 11:30 a.m. E.T.; August 20, 2019, 11:30 a.m. E.T.; October 15, 2019, 11:30 a.m. E.T.; December 10, 2019, 11:30 a.m. E.T.

PLACE: Conference Calls: 1(888)585-9008; then enter Conference Room Number 564-341-766 followed by the # sign.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting.

A meeting or portion of a probable cause panel meeting is public only if a case or cases are public by reason of reconsideration.

A copy of the agenda may be obtained by contacting: The Board of Physical Therapy, 4052 Bald Cypress Way, BIN C-05, Tallahassee, FL 32399, by visiting our website at:

<http://floridasphysicaltherapy.gov/> or by calling the board office at (850)245-4373.

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

Board of Medicine

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

DATE AND TIME: Thursday, December 6, 2018, 3:00 p.m. or soon thereafter.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819. The hotel phone number (407)996-9700.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board. Meetings may be cancelled prior to the meeting date. Please check the Board website at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine at

<https://flboardofmedicine.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 10 days before the workshop/meeting by contacting: BOM Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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: BOM Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

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

DATE AND TIME: Friday, December 7, 2018, 8:00 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819. The hotel phone number (407)996-9700.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board. Meetings may be cancelled prior to the meeting date. Please check the Board website at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine at

<https://flboardofmedicine.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 10 days before the workshop/meeting by contacting: BOM Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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: BOM Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine – Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 5, 2018, 1:00 p.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819. The hotel phone number (407)996-9700.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.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 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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 Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Anesthesiologist Assistant Joint Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 6, 2018, 1:00 p.m., immediately following the Council on Physician Assistants meeting or soon thereafter.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819. The hotel phone number (407)996-9700.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.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 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-

4131. 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 Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine – Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 6, 2018, 8:00 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819. The hotel phone number (407)996-9700.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.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 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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 Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Council on Physician Assistants announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 6, 2018, 1:00 p.m. or soon thereafter.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819. The hotel phone number (407)996-9700.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.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 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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 Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Probation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 6, 2018, 8:00 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819. The hotel phone number (407)996-9700.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the

Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.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 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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 Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Rules/Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 6, 2018, immediately following the Anesthesiologist Assistant Joint Committee meeting or soon thereafter.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819. The hotel phone number (407)996-9700.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at <https://flboardofmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine at <https://flboardofmedicine.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 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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 Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: December 13, 2018, 3:00 p.m. – 5:00 p.m.

PLACE: Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: 1. The Committee will meet regarding the general business of the Committee.

2. Such other matters as may be included on the Agenda for the December 13, 2018, Audit Committee Meeting.

A copy of the agenda may be obtained by contacting: Approximately two days prior to the meeting by contacting Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197, or by visiting the Corporation’s website at www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation at (850)488-4197.

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, he or she may need to ensure that a verbatim record of the proceedings be made, which record includes the

testimony and evidence upon which the appeal is to be based. 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 HOUSING FINANCE CORPORATION

The FHFC III, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2018, 11:00 a.m., or upon adjournment of the FHFC II, Inc. Board of Directors meeting, until adjourned.

PLACE: Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: 1. Conduct business necessary for the organization of FHFC III, INC.

2. Consider adopting resolutions delegating operational authority to the Executive Director.

3. Consideration of all necessary actions with regard to any property owned or held by FHFC III, Inc.

4. Consideration of approval of underwriters for inclusion on approved master list and teams.

5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.

6. Consideration of status, workouts, or modifications for existing projects.

7. Consideration of matters relating to the statutory purpose of FHFC III, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.

8. Such other matters as may be included on the Agenda for the December 14, 2018, Board Meeting.

A copy of the agenda may be obtained by contacting: Approximately two days prior to the meeting by contacting Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197, or by visiting the Corporation’s website at www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation at (850)488-4197.

If any person decides to appeal any decision made by FHFC III, Inc., with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, he or she may need to ensure that a verbatim record of

the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based. 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.

FLORIDA HOUSING FINANCE CORPORATION

The FHFC II, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2018, 11:00 a.m., or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting, until adjourned.

PLACE: Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: 1. Conduct business necessary for the organization of FHFC II, INC.

2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC II, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.
5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
6. Consideration of status, workouts, or modifications for existing projects.
7. Consideration of matters relating to the statutory purpose of FHFC II, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
8. Such other matters as may be included on the Agenda for the December 14, 2018, Board Meeting.

A copy of the agenda may be obtained by contacting: Approximately two days prior to the meeting by contacting Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197, or by visiting the Corporation's website at www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation at (850)488-4197.

If any person decides to appeal any decision made by FHFC II, Inc., with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, he or she may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based. 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 HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2018, 8:30 a.m. until adjourned.

PLACE: Hyatt Regency Orlando Airport, 9300 Jeff Fuqua Blvd., Orlando FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: 1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.

2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.

14. Consideration of all necessary actions with regard to the Homeownership Programs.
15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Requests for Applications funding selection with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the December 14, 2018, Board Meeting.

A copy of the agenda may be obtained by contacting: Approximately two days prior to the meeting by contacting Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850)488-4197, or by visiting the Corporation’s website at www.floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation at (850)488-4197.

If any person decides to appeal any decision made by the Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, he or she may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based. 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).

SOUTH DADE SOIL AND WATER CONSERVATION DISTRICT

The South Dade Soil & Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday November 15, 2018, 9:30 a.m.
 PLACE: USDA Florida City Service Center, 1450 N. Krome Ave., #102, Florida City, FL 33034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Agenda Items for presentation to the Board of Supervisors, Ag Lab Report, MIL Report and District Projects. A copy of the agenda may be obtained by contacting: Wendy Canty, (305)242-1288.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 days before the workshop/meeting by contacting: SDSWCD, (305)242-1288. 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: Cooper McMillan, (305)242-1288.

INFINITE SOURCE COMMUNICATIONS GROUP, LLC
 The Florida Department of Transportation District Six announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, November 29, 2018, 5:00 p.m. – 7:00 p.m.

PLACE: Antonio Maceo Park, 5135 NW 7 Street, Miami, FL 33126

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a Public Hearing for a roadway safety project along State Road (SR) 959/NW 57 Avenue from NW 3 Street to NW 7 Street, in Miami-Dade County. The project identification number is 431635-5-52-01. The hearing will be an open house from 5:00 p.m. to 7:00 p.m. with a formal presentation starting at 5:30 p.m. Graphic displays will be shown and FDOT representatives will be available to discuss the project and answer questions.

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: Community Outreach Specialist, Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@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: Hong Benitez, P.E. at (305)470-5219 or in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email at: Hong.Benitez@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).

For more information, you may contact: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that the Board of Massage Therapy has received the petition for declaratory statement from Jennifer E. Kane. The petition seeks the agency's opinion as to the applicability of Sections 480.032 and 480.033, Florida Statutes, as it applies to the petitioner.

Petitioner seeks a determination from the Board regarding performing Ancient Hawaiian Healing which Petitioner states is a form of spiritual healing, sometimes referred to as energy medicine or energy healing. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement 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, or by electronic mail - kama.monroe@flhealth.gov.

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

NONE

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 3:00 p.m., Thursday, November 8, 2018 and 3:00 p.m., Wednesday, November 14, 2018.

Rule No.	File Date	Effective Date
6A-1.001	11/8/2018	11/28/2018
6A-1.004	11/8/2018	11/28/2018
6A-1.0071	11/8/2018	11/28/2018
6A-1.0503	11/8/2018	11/28/2018
6A-4.0012	11/8/2018	11/28/2018
6A-4.0021	11/8/2018	11/28/2018
6A-4.00821	11/8/2018	11/28/2018
6A-5.071	11/8/2018	11/28/2018
6A-5.081	11/8/2018	11/28/2018
6A-6.0573	11/8/2018	11/28/2018
6A-7.0710	11/8/2018	11/28/2018
6A-10.0342	11/8/2018	11/28/2018
6M-4.610	11/9/2018	11/29/2018
6M-4.740	11/9/2018	11/29/2018

6M-4.741	11/9/2018	11/29/2018
6M-8.301	11/9/2018	11/29/2018
53ER18-65	11/9/2018	11/9/2018
59A-10.0065	11/8/2018	11/28/2018
62B-33.002	11/8/2018	11/28/2018
62B-33.004	11/8/2018	11/28/2018
62B-33.005	11/8/2018	11/28/2018
62B-33.008	11/8/2018	11/28/2018
62B-33.0086	11/8/2018	11/28/2018
62B-33.013	11/8/2018	11/28/2018
62B-34.010	11/8/2018	11/28/2018
62B-34.050	11/8/2018	11/28/2018
62B-34.055	11/8/2018	11/28/2018
62B-34.060	11/8/2018	11/28/2018
62B-34.080	11/8/2018	11/28/2018
62B-34.090	11/8/2018	11/28/2018
64B1-4.001	11/13/2018	12/3/2018
64B2-11.001	11/9/2018	11/29/2018
64B5-17.0045	11/14/2018	12/4/2018
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
60FF1-5.009	7/21/2016	*/*/****
64B8-10.003	12/9/2015	*/*/****

Application No. PA15-58, OGC Case No. 18-1358 On August 3, 2018, the Department received a petition to modify the COC for the OCEC from Florida Power & Light Company pursuant to paragraph 403.516(1)(c), F.S., to request a change in the potable water supply system classification pursuant to Rules 62-550.200 and 64E-8, Florida Administrative Code. A copy of the proposed modification may be obtained by contacting the Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Rd., M.S. 5500, Tallahassee, Florida 32399-2400, (850)717-9000. Pursuant to subparagraph 403.516(1)(c)2., F.S., parties to the certification proceeding have 45 days from issuance of notice to such party’s last address of record in which to object to the requested modification. Failure of any of the parties to file a response will constitute a waiver of objection to the requested modification. Any person who is not already a party to the certification proceeding and whose substantial interest is affected by the requested modification has 30 days from the date of publication of this public notice to object in writing. The written objection must be filed (received) with the Department’s Agency Clerk in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida, 32399-3000, fax: (850)245-2298, agency_clerk@dep.state.fl.us. If no objections are received, then a Final Order approving the modification shall be issued by the Department.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Office of the Secretary
Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by subsection 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments and deadlines, and the address for providing comments, are available at: <https://fldep.dep.state.fl.us/clearinghouse/>. For information, call (850)717-9076. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Siting Coordination Office
NOTICE OF INTENT TO ISSUE PROPOSED MODIFICATION OF POWER PLANT CERTIFICATION
The Florida Department of Environmental Protection (Department) hereby provides notice of an intent to modify the Power Plant Conditions of Certification (COC) issued pursuant to the Florida Electrical Power Plant Siting Act, Chapter 403.501 et seq., Florida Statutes (F.S.), concerning: Okeechobee Clean Energy Center (OCEC), Power Plant Siting

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Workforce Services
Final Order No. DEO-18-062
IN RE:
EMERGENCY FINAL ORDER DEO FINAL ORDER NO.: DEO-18-062 RELATING TO UNEMPLOYED INDIVIDUALS ELIGIBLE TO RECEIVE BENEFITS UNDER CHAPTER 443, FLORIDA STATUTES, IN RESPONSE TO HURRICANE MICHAEL

EMERGENCY FINAL ORDER

AMENDING DEO FINAL ORDER NO. DEO-18-056

Pursuant to subsection 120.569(2)(n), and Sections 252.36, and 252.46, Florida Statutes, and upon consideration of the State of Florida Executive Order Nos. 18-276 and 18-277 (collectively the “Executive Orders”) and the following findings of fact, the State of Florida Department of Economic Opportunity (Department) enters this Emergency Final Order Amending DEO Final Order No. DEO-18-056 (this “Order”), including findings of fact and conclusions of law, in response to the imminent or immediate danger to the public health, safety, and welfare of the citizens of the State of Florida posed by Hurricane Michael (hereinafter “the Hurricane”).

FINDINGS OF FACT

1. The Department has the ultimate authority over the administration of Florida’s Reemployment Assistance (“RA”) Program pursuant to subparagraph 20.60(5)(c)(3) and paragraph 443.1317(1)(a), Florida Statutes, and Chapters 73B-10 and 73B-11, Florida Administrative Code.
2. By and through the Executive Orders the Governor has declared that a state of emergency exists throughout the State of Florida based upon the serious threat to the public health, safety, and welfare posed by the Hurricane.
3. On October 15, 2018, the Department publicly announced that Disaster Unemployment Assistance (“DUA”) was available to Florida residents whose employment or self-employment was lost or interrupted as a direct result of the Hurricane.
4. On October 15, 2018, the Department also issued Emergency Final Order No. 18-056 (the “Emergency Final Order”) which waived certain portions of section 443.091, Florida Statutes, for applicants for DUA claims.
5. DUA is available for individuals whose employment was lost or interrupted as a direct result of the Hurricane and who are not eligible for regular RA benefits, pursuant to Chapter 443, Florida Statutes. This benefit covers individuals who would not typically be eligible for regular RA benefits.
6. DUA is not available for individuals whose employment was lost or interrupted as a direct result of the Hurricane but who are eligible for regular RA benefits, pursuant to Chapter 443,

Florida Statutes. The one week waiting period requirement pursuant to paragraph 443.091(1)(f), Florida Statutes, generally applies to individuals who are eligible for regular RA benefits.1

7. The online work registration and reporting requirements of paragraph 443.091(1)(b), Florida Statutes, generally apply to claimants seeking DUA and regular RA benefits.2
8. The work search requirements of paragraph 443.091(1)(d), Florida Statutes, generally apply to claimants seeking DUA and regular RA benefits.
9. Special duties and responsibilities rest upon some State, regional, and local agencies and other governmental bodies in responding to emergencies, and such response may require waiver or deviation from the statutes, rules, ordinances, and orders those agencies and governmental bodies administer. Pursuant to the Executive Orders, the Department, as a State agency, may suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business or the orders or rules of the Department, if strict compliance with the provisions of any such statute, order, or rule would in any way prevent, hinder, or delay necessary action in coping with the effects of the Hurricane.
10. The Department finds that the Hurricane creates a state of emergency threatening the public health, safety, and welfare throughout the State. As a result of the emergency and for the administration of DUA, it is necessary to immediately waive: (a) the online work registration and reporting requirements of paragraph 443.091(1)(b), Florida Statutes, for DUA and regular RA claims; (b) the work search requirement of paragraph 443.091(1)(d), Florida Statutes, for DUA and regular RA claims, which shall apply retroactively for regular RA claims back to the regular RA benefit week beginning October 7, 2018, and which shall apply for DUA claims beginning on October 15, 2018; and (c) the one week waiting period requirement pursuant to paragraph 443.091(1)(f), Florida Statutes, for regular RA claims.
11. The Department finds that immediate, strict compliance with paragraphs 443.091(1)(b) and 443.091(1)(d), Florida Statutes, for DUA and regular RA claims and paragraph 443.091(1)(f), Florida Statutes, for regular RA claims would prevent, hinder, or delay necessary action in coping with the

1 Any individual who is eligible for regular RA benefits is not eligible for DUA benefits. However, if an individual’s unemployment was caused by the Hurricane and that individual exhausts the regular RA benefits for which that individual was eligible, then that individual may be eligible to receive DUA benefits.

2 The online work registration and reporting requirements in paragraph 443.091(1)(b), Florida Statutes, generally do not apply to persons falling within one or more of the five enumerated categories in that section. This Order and the waiver effectuated hereby does not affect those exemptions as they currently exist in paragraph 443.091(1)(b), Florida Statutes.

emergency, and the actions authorized under this Order are narrowly tailored to address the immediate need for action and are procedurally appropriate under the circumstances.

12. On November 13, 2018, the Department received authorization from the United States Department of Labor to extend the application period for DUA claims until December 7, 2018.

CONCLUSIONS OF LAW

13. Based on the findings recited above, it is hereby concluded that the emergency caused by the Hurricane poses an immediate danger to the public health, safety, or welfare and requires an immediate order of the Department.

14. Pursuant to the Executive Orders and paragraph 120.569(2)(n) and Sections 252.36, and 252.46, Florida Statutes, the Executive Director, or designee, of the Department is authorized to issue this Order amending Final Order No. DEO-18-056.

15. The waiver of paragraphs 443.091(1)(b) and 443.091(1)(d), Florida Statutes, for DUA and regular RA claims, and paragraph 443.091(1)(f), Florida Statutes, for regular RA claims, and the extension effectuated by this Order, are required so as not to prevent, hinder, or delay necessary action in coping with the emergency caused by the Hurricane.

THEREFORE, IT IS ORDERED that the online work registration and reporting requirements of paragraph 443.091(1)(b), Florida Statutes, and the work search requirement of paragraph 443.091(1)(d), Florida Statutes, are hereby waived for DUA and regular RA claims. The one week waiting period requirement pursuant to paragraph 443.091(1)(f), Florida Statutes, is hereby waived for regular RA claims. This Order shall take effect immediately upon execution by the Executive Director, or designee, and shall expire on December 7, 2018, unless modified or extended by further order.

DONE AND ORDERED on this 13th day of November, 2018, in Tallahassee, Florida.

FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY

/s/

Cissy Proctor, Executive Director, 107 E. Madison St., Tallahassee, Florida 32399

Filed on this 13th day of November, 2018, with the designated Agency Clerk, receipt of which is hereby acknowledged.

/s/

Stephanie Webster, Agency Clerk

NOTICE OF RIGHT TO APPEAL

THIS FINAL ORDER CONSTITUTES FINAL AGENCY ACTION UNDER CHAPTER 120, FLORIDA STATUTES. A PARTY WHO IS ADVERSELY AFFECTED BY FINAL AGENCY ACTION IS ENTITLED TO JUDICIAL REVIEW IN ACCORDANCE WITH SECTION 120.68, FLORIDA

STATUTES, AND FLORIDA RULES OF APPELLATE PROCEDURE 9.030(B)(1)(C) AND 9.110.

TO INITIATE AN APPEAL OF THIS FINAL AGENCY ACTION, A NOTICE OF APPEAL MUST BE FILED WITH THE DEPARTMENT'S AGENCY CLERK, AGENCY.CLERK@DEO.MYFLORIDA.COM, 107 EAST MADISON STREET, CALDWELL BUIDLING, MSC 110, TALLAHASSEE, FLORIDA 32399-4128, WITHIN THIRTY (30) CALENDAR DAYS OF THE DATE THIS FINAL AGENCY ACTION IS FILED WITH THE AGENCY CLERK, AS INDICATED ABOVE. A DOCUMENT IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK. THE NOTICE OF APPEAL MUST BE SUBSTANTIALLY IN THE FORM PRESCRIBED BY FLORIDA RULE OF APPELLATE PROCEDURE 9.900(A). A COPY OF THE NOTICE OF APPEAL MUST ALSO BE FILED WITH THE DISTRICT COURT OF APPEAL AND MUST BE ACCOMPANIED BY THE FILING FEE SPECIFIED IN SUBSECTION 35.22(3), FLORIDA STATUTES.

AN ADVERSELY AFFECTED PARTY WAIVES THE RIGHT TO JUDICIAL REVIEW IF THE NOTICE OF APPEAL IS NOT TIMELY FILED WITH BOTH THE DEPARTMENT'S AGENCY CLERK AND THE APPROPRIATE DISTRICT COURT OF APPEAL.

Section XIII
Index to Rules Filed During Preceding
Week

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