

## Section I

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.:       RULE TITLE:

33-208.004      Employment of Relatives

PURPOSE AND EFFECT: Rulemaking is necessary to align the language of the rule with relevant statutes in order to better serve the needs of the Department as it relates to the employment of relatives. The new language is intended to clarify that staff are not permitted to directly supervise family members within the Department.

SUBJECT AREA TO BE ADDRESSED: Employment and supervision of relatives within the Department.

RULEMAKING AUTHORITY: 945.0311 FS.

LAW IMPLEMENTED: 112.3135, 945.0311 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: Paul Vazquez, 501 South Calhoun Street, Tallahassee, Florida 32399.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

Substantial rewording of Rule 33-208.004, F.A.C., follows. See Florida Administrative Code for present text.

33-208.004 Employment of Relatives.

(1) Definitions.

(a) "Direct supervision" means being an employee's immediate supervisor, or the rater or reviewer of the employee's performance.

(b) "Employee" means any individual on the payroll of the Department of Corrections.

(c) "Line of authority" means any position having supervisory authority within the direct chain of command or supervisory path that organizationally links any position in the Department to the Secretary.

(d) "Organizational unit" includes:

1. A unit of a state correctional institution such as security, medical, dental, classification, maintenance, personnel, or business. A work camp, boot camp, or other annex of a state correctional institution is considered part of the institution and not a separate unit.

2. An area of a regional office such as personnel, medical, administrative services, probation and parole, or community facilities.

3. A correctional work center, road prison, or work release center.

4. A probation and parole circuit office or a sub-office within a circuit.

5. A bureau of the Office of the Secretary or of any of the assistant secretaries.

(e) "Public Official" means an employee of an agency in whom is vested the authority by law, rule, or regulation, or to whom the authority has been delegated, to appoint, employ, promote, or advance individuals or to recommend individuals for appointment, employment, promotion, or advancement in connection with employment in an agency.

(f) "Relative" means any individual who is related to another as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister.

(2) Direct supervision of a relative employee is prohibited.

(3) An employee must not appoint, promote, advance, advocate for, or discipline any relative employee within their line of authority or organizational unit.

(4) In accordance with Section 112.3135, F.S., a public official may not appoint, employ, promote, or advance, or advocate for appointment, employment, promotion, or advancement, in or to a position in the Department in which the official exercises jurisdiction or control of the employee relative. Mere approval of budgets shall not be sufficient to constitute "jurisdiction or control" for the purposes of this section. In the event of an emergency as defined in Section 252.34(3), F.S., the Secretary is authorized to approve the temporary employment of individuals whose employment would otherwise be prohibited by Section 112.3135, F.S.

Rulemaking Authority 945.0311 FS. Law Implemented 112.3135, 945.0311 FS. History—New 3-3-13, \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.:       RULE TITLE:

33-402.101      Dental Services - General

PURPOSE AND EFFECT: Rulemaking is necessary to amend Form DC4-698A to ensure that it is ADA compliant.

SUBJECT AREA TO BE ADDRESSED: Inmate dental services.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 466.001, 466.003, 466.017, 466.023, 466.024, 944.09, 945.6034, 945.6037 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: Paul Vazquez, 501 South Calhoun Street, Tallahassee, Florida 32399.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-402.101 Dental Services – General.

(1) through (7) No change.

(8) Dental Care Requests, Complaints and Formal Grievances.

(a) Inmate requests for dental services shall be submitted on Form DC6-236, Inmate Request or Form DC4-698A, Inmate Sick-Call ~~Sick-Call~~ Request, and submitted to the Senior Dentist or his or her designee. Form DC4-698A is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, Bureau of Policy Development, 501 South Calhoun Street, Tallahassee, Florida 32399-2500,

<http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. The effective date of this form is XX/XX 6-11-08. Form DC6-236 is incorporated by reference in Rule 33-103.005, F.A.C.

(b) No change.

(9) through (10) No change.

Rulemaking Authority 944.09 FS. Law Implemented 466.001, 466.003, 466.017, 466.023, 466.024, 944.09, 945.6034, 945.6037 FS. History–New 6-11-08,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-601.215  
 RULE TITLE: Classification - Transfer of Inmates

PURPOSE AND EFFECT: Rulemaking is necessary to formally establish the good adjustment transfer process and to incorporate Form DC6-187 into the rule. The rule will modify and enhance the criteria for participation in the process. This includes requiring inmates to maintain compliance with the eligibility criteria during the process until a good adjustment transfer is completed. The goals are to increase the likelihood that inmates will be timely transferred, to reduce the familiarity between good adjustment transfer recipients and Department staff, and to reduce the introduction of contraband into Department institutions.

SUBJECT AREA TO BE ADDRESSED: Good adjustment transfer of inmates.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09, 944.17, 945.12 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: Paul Vazquez, 501 South Calhoun Street, Tallahassee, Florida 32399.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

Substantial rewording of Rule 33-601.215, F.A.C., follows. See Florida Administrative Code for present text.

33-601.215 Classification – Transfer of Inmates.

(1) Upon completion of the reception process, each inmate will be assigned and transferred to the institution approved by Classification that is most likely to facilitate the inmate’s institutional progress. An inmate may subsequently be transferred from one institution to another to serve the Department’s mission as it relates to the classification and management of the state prison population and to best serve the needs of the inmate.

(2) An inmate participating in an academic, vocational, substance abuse, or betterment program will not be transferred to another institution prior to completion of the program unless the program is available at the receiving institution, or for purposes of population management or security and safety concerns specifically set forth in writing.

(3) An inmate that meets specified criteria may request a good adjustment transfer from his or her current Department institution or facility to certain other Department institutions or facilities in another part of the state. An inmate may request a transfer by completing Form DC6-187, Inmate Request for Good Adjustment Transfer, which is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. The effective date of this form is XX/XX. The criteria for a good adjustment transfer are set forth in Form DC6-187. The criteria set forth in Form DC6-187 must be met by an inmate at the time he or she requests a transfer and must continue to be met until the transfer occurs. The Department does not guarantee that an inmate will be transferred to one of his or her preferred locations as requested on Form DC6-187. In the event the Department does not transfer the inmate to one of his or her preferred locations, the inmate will be transferred to another institution or facility in the geographical location

near one of the preferred locations based on the Department's interest in population management, security, and safety, and the inmate's needs.

Rulemaking Authority 944.09 FS. Law Implemented 944.09, 944.17, 945.12 FS. History—New 10-8-76, Formerly 33-6.03, Amended 7-21-91, 10-11-95, Formerly 33-6.003, Amended 9-19-00, 12-13-15, \_\_\_\_\_

## DEPARTMENT OF CORRECTIONS

RULE NO.:       RULE TITLE:

33-601.250       Specialized Programs Institution

PURPOSE AND EFFECT: Rulemaking is necessary to create a new rule to establish institutions with specialized programs and progressive housing. The rule will establish the operating procedure of institutions designated as "Specialized Programs Institutions" to facilitate the housing needs of the Department. The rule will establish the criteria for assignment to or removal from a "Specialized Programs Institution," and address the programmatic needs of the inmates at such institutions.

SUBJECT AREA TO BE ADDRESSED: The creation and operation of institutions with specialized housing programs.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.17, 944.801, 944.803, 944.1905 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: Paul Vazquez, 501 South Calhoun Street, Tallahassee, Florida 32399.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

### 33-601.250 Specialized Program Institutions

#### (1) Definitions.

(a) Incentivized Prison Program – refers to a voluntary prison program located a Department institution or dorms for inmates who meet a strict admission criteria based on their demonstrated positive behavior while incarcerated. Enhanced opportunities will exist throughout an incentivized prison setting to provide inmates with resources and tools to build knowledge sets that will positively transform their lives and the lives of, and relationships with, their families and communities. The program will focus on quality of life and life skills improvements, education, recreation, leisure, wellness opportunities, and re-integration into the community.

(b) Institutional Classification Team (ICT) – refers to the team consisting of the warden or assistant warden, classification supervisor, chief of security, and other members as necessary when appointed by the warden or designated by rule. The ICT is responsible for making work, program, housing, and inmate status decisions at a facility, and for making other classification recommendations to the State Classification Office. At private facilities, the Department of Corrections representative is to be considered a fourth member of the ICT when reviewing all job or program assignments, transfers, and custody recommendations or decisions. If a majority decision by the ICT is not possible, the decision of the Department of Corrections representative is final.

(c) Security Threat Group (STG) – refers to formal or informal ongoing inmate or offender groups, gangs, organizations, or associations consisting of three or more members who have:

1. A common name or common identifying signs, colors, or symbols;

2. Members or associates who individually or collectively engage in or have engaged in a pattern of gang activity, criminal activity, or Department rule violations; or

3. Potential to act in concert to pose a threat or potential threat to the public, staff, visitors, other inmates or offenders, or the secure and orderly operations of an institution, probation office, other Department property, or Department activity or function.

(d) State Classification Office (SCO) – refers to the office or office staff at the central office level that is responsible for the review of inmate classification decisions. Duties include approving, disapproving, or modifying ICT recommendations, and approving program transfers.

(2) Inmates must meet the following criteria to be placed in an incentivized prison program:

(a) Must not have been assigned to Close Management within the last four years.

(b) Must not have been found guilty of a disciplinary report for any of the following behaviors within the past four years:

1-5 Sexual battery or attempted sexual battery;

1-6 Lewd or lascivious exhibition by intentionally masturbating, intentionally exposing genitals in a lewd or lascivious manner, or intentionally committing any other sexual act in the presence of a staff member, contracted staff member or visitor;

1-7 Aggravated battery or attempted aggravated battery on a correctional officer;

1-8 Aggravated battery or attempted aggravated battery on staff other than a correctional officer;

1-9 Aggravated battery or attempted aggravated battery on someone other than staff or inmates (vendor, etc.);

1-10 Aggravated battery or attempted aggravated battery on an inmate;

1-11 Aggravated assault or attempted aggravated assault on a correctional officer;

1-12 Aggravated assault or attempted aggravated assault on staff other than a correctional officer;

1-13 Aggravated assault or attempted aggravated assault on someone other than staff or inmates (vendor, etc.);

1-14 Aggravated assault or attempted aggravated assault on an inmate;

1-15 Battery or attempted battery on a correctional officer;

1-16 Battery or attempted battery on staff other than a correctional officer;

1-17 Battery or attempted battery on someone other than staff or inmates (vendor, etc.);

1-18 Battery or attempted battery on an inmate;

1-19 Assault or attempted assault on a correctional officer;

1-20 Assault or attempted assault on staff other than a correctional officer;

1-21 Assault or attempted assault on someone other than staff or inmates (vendor, etc.);

1-22 Assault or attempted assault on an inmate;

2-1 Participating in riots, strikes, mutinous acts, or disturbances;

2-2 Inciting or attempting to incite riots, strikes, mutinous acts, or disturbances – conveying any inflammatory, riotous, or mutinous communication by word of mouth, in writing or by sign, symbol, or gesture;

2-3 Creating, participating in, or inciting a minor disturbance;

2-4 Fighting;

3-1 Possession of or manufacture of weapons, ammunition, or explosives;

3-2 Possession of escape paraphernalia;

3-3 Possession of narcotics, unauthorized drugs and drug paraphernalia;

3-4 Trafficking in drugs or unauthorized beverages;

3-5 Manufacturing of drugs or unauthorized beverages;

3-6 Possession of unauthorized beverages;

3-7 Possession of aromatic stimulants or depressants, such as paint thinner, glue, toluene, etc.;

3-8 Possession of negotiables – unauthorized amounts of cash where cash is permitted, cash where cash is not permitted, other inmate's canteen coupons, other inmate's cashless canteen or identification cards or gift certificates, checks, credit cards or any other negotiable item which is not authorized;

3-13 Introduction of any contraband;

3-14 Unauthorized possession or use of a cellular telephone or any other type of wireless communication device, or any components or peripherals to such devices, including but not

limited to SIM cards, Bluetooth items, batteries, and charging devices; any other technology that is found to be in furtherance;

3-15 Possession of gang related paraphernalia or related material, gang symbols, logos, gang colors, drawings, hand signs, or gang related documents;

4-1 Escape or escape attempt;

7-6 Arson or attempted arson;

9-20 Extortion or attempted extortion;

9-22 Robbery or attempted robbery;

9-26 Refusing to submit to substance abuse test;

9-27 Use of unauthorized drugs – as evidenced by positive results from urinalysis test, or observable behavior;

9-31 Use of Alcohol – as evidenced by positive results from authorized tests, or by observable behavior;

9-33 Tampering with, defeating or depriving staff of any security device. Security devices include: locks; locking devices; electronic detection systems; personal body alarm transmitters and receivers; handheld radios; restraint devices such as handcuffs, waist chains, leg irons and handcuff covers; keys; video and audio monitoring and recording devices; security lighting; weapons; and any other device utilized to ensure the security of the institution;

9-34 Tampering with or defeating any fire or other safety device. Safety devices include: fire, smoke, and carbon dioxide detection devices; alarm systems; fire suppression systems and devices such as fire sprinklers, fire extinguishers, and dry chemical systems; safety and emergency lighting; exit lights; evacuation route and warning placards; self-contained breathing apparatuses; personal protective equipment; first aid kits; eye wash stations; and any other device utilized to ensure the safety of the institution, staff and inmates;

9-36 Gang related activities, including recruitment; organizing; display of symbols, groups, or group photos; promotion or participation;

10-1 Failure to directly and promptly proceed to and return from designated area by approved method; or

10-9 Tampering with, damaging, losing, or destroying any electronic monitoring equipment.

(c) Must not have been found guilty of a disciplinary report for any behavior listed in Rule 33-601.314, F.A.C., that resulted in disciplinary confinement placement within the past 2 years.

(d) Are not otherwise a documented security or disciplinary risk preventing placement as determined by the SCO based on a review of available records.

(e) Are compatible with the institution's mission and profile where the incentivized prison program is located.

(3) An inmate can voluntarily request placement in an incentivized prison program through his or her Classification Officer by submitting Form DC6-236, Inmate Request, or during his or her annual progress review. Form DC6-236 is incorporated by reference in Rule 33-103.005, F.A.C.

(4) The selection of an inmate to participate in an incentivized prison program will be based on a number of factors, including the inmate’s disciplinary history, past transfers, length of incarceration, overall adjustment to the incarceration experience, STG affiliation or activity, and past program participation. The SCO will be responsible for the review and selection of inmates that will maintain a balanced population with regard to race, custody, sex offender status, gang membership, and other factors that impact the security of the institution or compromise the structure of the program.

(5) An inmate will be removed from an incentivized prison program for any of the following reasons:

(a) Being found guilty of any disciplinary report for any behavior listed in Rule 33-601.314, F.A.C., that results in disciplinary confinement placement.

(b) Being found guilty of any disciplinary report listed in paragraph (2)(b) of this rule regardless of the penalty.

(c) By requesting removal in writing on Form DC6-236, Inmate Request.

(d) If determined to be a documented threat to the safety, security, and orderly operation of an institution as evidenced by written investigative reports or electronic records documenting behavior not congruent with the institution’s mission and purpose. In such case, removal can be initiated by the Warden, Assistant Warden, Colonel, or ICT in conjunction with the SCO. Subsequent transfer locations will be determined by the SCO.

(6) In addition to the visitation schedule established in Rule 33-601.722, F.A.C., the visitation for inmates participating in an incentivized prison program will be modified to allow for two additional visitation days per week. Otherwise, all visitation rules and restrictions related to visitation approval or denial and related to visitor and inmate conduct will continue to be in effect. The Secretary, or his or her designee, will approve or disapprove any request for changes to visiting hours or days as submitted by the Warden of the facility.

(7) Inmates participating in an incentivized prison program will have access to the canteen in the morning and afternoon, and in the evening during the summer.

(8) An institution with an incentivized prison program will be permitted to structure its internal movements to meet daily program needs, including education, call outs, canteen, recreation, and other programs.

Rulemaking Authority 944.09 FS. Law Implemented 944.17, 944.1905, 944.801 FS. History—New

**DEPARTMENT OF HEALTH**

RULE NO.: 64-4.013  
 RULE TITLE: Pesticide Use on Medical Marijuana  
 PURPOSE AND EFFECT: To update the pesticide rule to clarify that pesticides must include a label that expressly has

directions for use on crops or plants intended for human consumption and to add that the active ingredient(s) are allowed for use on tobacco by the U.S. EPA.

SUBJECT AREA TO BE ADDRESSED: Pesticide use on medical marijuana

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

LAW IMPLEMENTED: 381.986(8)(e)6.a., 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: Courtney Coppola (850)245-4274 or Courtney.Coppola@flhealth.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT 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) No change.

(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, the following conditions must be met:

1. The pesticide product label bears a U.S. EPA-approved logo and/or language indicating the pesticide is allowed for use in organic crop production safe for human consumption;

2. The active ingredient found in the pesticide is either exempt from the tolerance requirements set forth pursuant to 40 C.F.R. 180 subpart D (07/01/2017) or does not require an exemption from the tolerance requirement pursuant to 40 C.F.R. 180 subpart E (07/01/2017), both of which are incorporated herein by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-09526>;

3. The pesticide product label does not prohibit use within an enclosed structure for the site of application; ~~and~~

4. The pesticide product label expressly has directions for use on unspecified crops or unspecified plants; ~~intended for human consumption.~~

5. The pesticide product label expressly has directions for use on crops or plants intended for human consumption; and

6. The active ingredient(s) of the pesticide product are allowed for use on tobacco by the U.S. EPA.  
 Rulemaking Authority 381.986(8)(k) FS. Law Implemented 381.986(8)(e)6.a. FS. History—New 7-23-18, Amended 1-10-19,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NO.: RULE TITLE:  
 64B13-4.004 Manner of Application Approved Schools or Colleges

PURPOSE AND EFFECT: The Board proposes the rule amendment to revise the incorporated form.

SUBJECT AREA TO BE ADDRESSED: Manner of Application; Approved Schools or Colleges.

RULEMAKING AUTHORITY: 456.013, 463.005, 463.006 FS.

LAW IMPLEMENTED: 456.013, 456.0635, 463.002(3)(c), 463.006 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: Dr. Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

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

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NO.: RULE TITLE:  
 64B13-4.007 Optometry Faculty Certificate

PURPOSE AND EFFECT: The Board proposes the rule amendment to revise the incorporated form.

SUBJECT AREA TO BE ADDRESSED: Optometry Faculty Certificate.

RULEMAKING AUTHORITY: 463.005 FS.

LAW IMPLEMENTED: 463.0057 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: Dr.

Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

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

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NO.: RULE TITLE:  
 64B13-10.001 Application for Certification

PURPOSE AND EFFECT: The Board proposes the rule amendment to revise the incorporated form.

SUBJECT AREA TO BE ADDRESSED: Application for Certification.

RULEMAKING AUTHORITY: 456.013, 456.025, 463.005(1), 463.006 FS.

LAW IMPLEMENTED: 463.013, 456.025, 456.0635, 463.002(3)(c), 463.006 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: Dr. Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

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 EDUCATION**

**Office of Early Learning**

RULE NO.: RULE TITLE:  
 6M-4.610 Statewide Provider Contract for the School Readiness Program

PURPOSE AND EFFECT: The proposed revisions to the rule and the contract update and clarify existing requirements.

SUMMARY: The rule and incorporated forms outline school readiness provider eligibility requirements to deliver the school readiness 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 office's economic analysis of the adverse impact or potential regulatory costs of the proposed rule does not exceed any of the criteria established in s. 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 1001.213(2), 1002.82(2)(m) FS.

LAW IMPLEMENTED: 1002.82(2)(m), (6), 1002.84(7), (8), (10), 1002.87(2), 1002.88, 1002.91, 1002.97(3) FS.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Tuesday, October 15, 2019, 2:00 p.m. – 3:00 p.m. ET, or at the conclusion of business whichever is earlier.

PLACE: via GoToWebinar only. To register for the webinar, please visit: <https://attendee.gotowebinar.com/register/2955563523423747331>

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: Katerina Maroney (850)717-8614; [Katerina.maroney@oel.myflorida.com](mailto:Katerina.maroney@oel.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Katerina Maroney, Early Learning Policy Manager, Office of Early Learning, 250 Marriott Dr., Tallahassee, Florida 32399, (850)717-8614; [Katerina.maroney@oel.myflorida.com](mailto:Katerina.maroney@oel.myflorida.com)

THE FULL TEXT OF THE PROPOSED RULE IS:

6M-4.610 Statewide Provider Contract for the School Readiness Program

- (1) General Provisions.
- (a) Forms.

~~1. The State of Florida Statewide School Readiness Provider Contract, Form OEL-SR 20 with exhibits 1 through 5 (October 2016), is hereby adopted and incorporated by reference. Form OEL-SR 20L entitled “State of Florida Statewide School Readiness Provider Contract Licensed Provider Responsibilities” (October 2016), Form OEL-SR 20LE entitled “State of Florida Statewide School Readiness Provider Contract License Exempt Provider Responsibilities” (October 2016), Form OEL-SR 20FFN entitled “State of Florida Statewide School Readiness Provider Contract Informal Provider Responsibilities” (October 2016), and Form OEL-SR 20A entitled “State of Florida Amendment of the Statewide School Readiness Provider Contract” (October 2016) are hereby adopted and incorporated by reference. A copy of Form OEL-SR 20 including exhibits 1 through 5, Form OEL-SR 20FFN, OEL-SR 20LE and OEL-SR 20L may be obtained at [http://www.floridaeearlylearning.com/oel\\_resources/rules\\_guidance\\_technical\\_assistance.aspx](http://www.floridaeearlylearning.com/oel_resources/rules_guidance_technical_assistance.aspx) or from the Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399. The incorporated forms are also available at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-07583>.~~

~~12. The State of Florida Statewide School Readiness Provider Contract, Form OEL-SR 20 with exhibits 1 through 7 (July 2019), is hereby adopted and incorporated by reference. Form OEL-SR 20L entitled “State of Florida Statewide School Readiness Provider Contract Licensed Provider Responsibilities” (July 2019), Form OEL-SR 20LE entitled “State of Florida Statewide School Readiness Provider Contract License Exempt Provider Responsibilities” (July 2019), Form OEL-SR 20FFN entitled “State of Florida Statewide School Readiness Provider Contract Informal Provider Responsibilities” (July 2019), and Form OEL-SR 20A entitled “State of Florida Amendment to the Statewide School Readiness Provider Contract” (July 2019) are hereby adopted and incorporated by reference. A copy of Form OEL-SR 20 including exhibits 1 through 7, Form OEL-SR 20FFN, OEL-SR 20LE and OEL-SR 20L may be obtained at [http://www.floridaeearlylearning.com/oel\\_resources/rules\\_guidance\\_technical\\_assistance.aspx](http://www.floridaeearlylearning.com/oel_resources/rules_guidance_technical_assistance.aspx) or from the Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399. The incorporated forms are also available at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-10020>.~~

~~2. The State of Florida Statewide School Readiness Provider Contract, Form OEL-SR 20 with exhibits 1 through 7 (July 2020), is hereby adopted and incorporated by reference. Form OEL-SR 20L entitled “State of Florida Statewide School Readiness Provider Contract Licensed Provider Responsibilities” (July 2020), Form OEL-SR 20LE entitled “State of Florida Statewide School Readiness Provider Contract License Exempt Provider Responsibilities” (July 2020), Form OEL-SR 20FFN entitled “State of Florida Statewide School~~

Readiness Provider Contract Informal Provider Responsibilities” (July 2020), and Form OEL-SR 20A entitled “State of Florida Amendment to the Statewide School Readiness Provider Contract” (July 2020) are hereby adopted and incorporated by reference. A copy of Form OEL-SR 20 including exhibits 1 through 7, Form OEL-SR 20FFN, OEL-SR 20LE and OEL-SR 20L may be obtained at [http://www.floridaearlylearning.com/oel\\_resources/rules\\_guidance\\_technical\\_assistance.aspx](http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance.aspx) or from the Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399. The incorporated forms are also available at: [\[placeholder for DFS hyperlink\]](#).

(b) To request participation in the SR Program, a provider must complete a copy of the Statewide School Readiness Provider Contract, the appropriate provider responsibility form, and submit all required documentation as indicated in the Statewide School Readiness Provider Contract to the early learning coalition under which the provider will operate. Providers shall register and execute the contract using the single statewide information system.

(c) All forms referenced in subparagraph (1)(a)1. above, shall be used by the early learning coalitions to enter into provider contracts with an end effective date of June 30, 2020 ~~2019~~. All forms reference in subparagraph (1)(a)2. above, shall be used by the early learning coalitions to enter into provider contracts with a beginning effective date of July 1, 2020 ~~2019~~ and all dates thereafter until a new contract form is subsequently adopted. All SR providers that register to offer the SR Program must execute Form OEL-SR-20 including exhibits, and Form OEL-SR 20FFN, OEL-SR 20LE or OEL-SR 20L for the appropriate contract year.

(d) The Statewide School Readiness Provider Contract shall be in effect for the fiscal year in which the contract is effective ~~a term of one year~~. A school district may sign a single Statewide School Readiness Provider Contract on behalf of all public schools in the district offering the SR Program. The owner, officer, principal or other authorized representative of multiple private child care providers may sign a single Statewide School Readiness Provider Contract on behalf of all of his or her private providers within an early learning coalition service area in which it operates.

- (e) No change.
- (f) No change.
- (2) Inspections.
- (a) No change.

(b) For all new providers that are not regulated by the department or local licensing that request participation in the SR Program and have not previously provided SR Program services or have had a one year lapse in providing SR Program services, a fully compliant pre-contractual health and safety inspection must be conducted prior to the execution of a Statewide School Readiness Provider Contract ~~school readiness contract~~. Upon determination by the coalition that a provider is eligible to participate in the SR Program, an early learning coalition shall complete and execute the Statewide School Readiness Provider Contract with the provider.

(c) For new SR Program providers that are currently regulated by the department or local licensing agency, an inspection conducted by the department or local licensing agency within four (4) months for center-based programs and six (6) months for family child care homes prior to the execution of the Statewide School Readiness Provider Contract will be sufficient to meet the pre-contractual health and safety inspection requirement. However, prior to execution of an initial Statewide School Readiness Provider Contract ~~school readiness contract~~ a provider must not have any outstanding violations or issues of noncompliance pending from their most recent inspection. Upon determination by the coalition that a provider is eligible to participate in the SR Program, an early learning coalition shall complete and execute the Statewide School Readiness Provider Contract with the provider.

- (3) No change.
- (4) No change.

Rulemaking Authority 1001.213(2), 1002.82(2)(m) FS. Law Implemented 1002.82(2)(m), (6), 1002.82, 1002.84(8), (10), (15), (17), 1002.85(2)(h), 1002.87(2), 1002.88, 1002.91, 1002.97(3) FS. History—New 2-18-15, Amended 12-18-16, 11-29-18, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Katerina Maroney, School Readiness Policy Supervisor  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Shan Goff, Executive Director  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 19, 2019  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 11, 2019

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

NONE



## Section IV Emergency Rules

**DEPARTMENT OF HEALTH**

**Division of Disease Control**

RULE NO.:       RULE TITLE:

64ER19-3       Pesticide Use on Medical Marijuana

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC, HEALTH, SAFETY OR WELFARE:** Pursuant to Chapter 2019-116, § 41, at 31, Laws of Florida, the Department is not required to make findings of an immediate danger to the public, health, safety, or welfare.

**REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES:** The Department of Health is directed by Chapter 2019-116, § 41, at 31, Laws of Florida, to adopt emergency rules to implement section 381.986, Florida Statutes.

**SUMMARY OF THE RULE:** Emergency rule 64ER19-3 (64-4.013) adds that pesticides must include a label that expressly has directions for use on crops or plants intended for human consumption and that the active ingredient(s) are allowed for use on tobacco by the U.S. EPA.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Courtney Coppola at Courtney.Coppola@flhealth.gov.

**THE FULL TEXT OF THE EMERGENCY RULE IS:**

64ER19-3 (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) No change.

(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, the following conditions must be met:

1. The pesticide product label bears a U.S. EPA-approved logo and/or language indicating the pesticide is allowed for use in organic crop production safe for human consumption;

2. The active ingredient found in the pesticide is either exempt from the tolerance requirements set forth pursuant to 40 C.F.R. 180 subpart D (07/01/2017) or does not require an exemption from the tolerance requirement pursuant to 40 C.F.R. 180 subpart E (07/01/2017), both of which are incorporated herein by reference and available at

<https://www.flrules.org/Gateway/reference.asp?No=Ref-09526>;

3. The pesticide product label does not prohibit use within an enclosed structure for the site of application; ~~and~~

4. The pesticide product label expressly has directions for use on unspecified crops or unspecified plants; ~~intended for human consumption.~~

5. The pesticide product label expressly has directions for use on crops or plants intended for human consumption; and

6. The active ingredient(s) of the pesticide product are allowed for use on tobacco by the U.S. EPA.

Rulemaking Authority 381.986(8)(k) FS. Law Implemented 381.986(8)(e)6.a. FS. History—New 7-23-18, Amended 1-10-19, 9-19-19.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
EFFECTIVE 9-19-2019

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

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.:       RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from The Gardens Court to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014704. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.:       RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Life

Care Center of Inverrary to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014705. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

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AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Life Care Center of Wells Crossing to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014700. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

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AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Life Care Center of Wells Crossing to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014700. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Life Care Center of Citrus County to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014701. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

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AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Life Care Center of Palm Bay to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014699. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

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AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from AdventHealth Care Center Zephyrhills South to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014698. Any interested person or other agency may submit written comments on the petition

within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from AdventHealth Care Center Orlando North to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014697. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from AdventHealth Care Center Apopka South to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014696. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from AdventHealth Care Center Orlando East to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014695. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from AdventHealth Care Center Apopka North to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014694. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from AdventHealth Care Center Zephyrhills North to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014693. Any interested person or other agency may submit written comments on the petition

within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on September 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Children’s Comprehensive Care Center, Inc. to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019014674. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice: On September 12, 2019 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Bye Bye Bananas located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 45/179 on September 13, 2019. The Order for this Petition was signed and approved on September 19, 2019. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service

establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer’s specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting: Daisy.Lee@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on September 18, 2019, the Construction Industry Licensing Board, received a petition for variance or waiver filed by Anthony Lance Alred. Petitioner is seeking a variance or waiver of Rule 61G4-16.005, Florida Administrative Code, that requires for the purpose of certification, a passing grade shall be valid only for a period of four (4) years from the date of the most recently passed portion of the exam.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039 or telephone: (850)487-1395, or by electronic mail to Donald.Shaw@myfloridalicense.com. Comments on this petition should be filed with the Construction Industry Licensing Board within 14 days of publication of this notice.

**FLORIDA HOUSING FINANCE CORPORATION**

RULE NO.: RULE TITLE:

67-48.023 Housing Credits General Program Procedures and Requirements

NOTICE IS HEREBY GIVEN that on September 19, 2019, the Florida Housing Finance Corporation, received a petition for variance from subsection 67-48.023(2) Florida Administrative Code (2016) from Residences at GM Silver Creek, Ltd., requesting a variance from the provisions of rules to allow for calculation of the minimum set aside percentage based on income averaging.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also been posted on Florida Housing's website at [floridahousing.org](http://floridahousing.org). Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

## Section VI

### Notice of Meetings, Workshops and Public Hearings

#### PUBLIC SERVICE COMMISSION

The FLORIDA PUBLIC SERVICE COMMISSION announces its regularly scheduled Commission Conference, to which all interested persons are invited.

DATE AND TIME: Thursday, October 3, 2019, 9:30 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S. Persons who may be affected by Commission action on certain items on the Conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C. The Commission Conference Notice, Agenda, related documents, and FPSC contact information are available at [www.floridapsc.com](http://www.floridapsc.com).

ADA: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

EMERGENCY CANCELLATION OF CONFERENCE: If a named storm or other disaster requires cancellation of the Conference, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission's website ([www.floridapsc.com](http://www.floridapsc.com)) under the Hot Topics link on the home page. Cancellation can also be

confirmed by calling the Office of Commission Clerk at (850)413-6770.

#### SPACE FLORIDA

The Space Florida announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 10, 2019, 1:30 p.m.

PLACE: Dial In Number: 1(866)528-2256, Guest Code: 4875556#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Board of Directors Teleconference

A copy of the agenda may be obtained by contacting: Elizabeth Loving at [eloving@spaceflorida.gov](mailto:eloving@spaceflorida.gov) or (321)730-5301, ext. 241.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Elizabeth Loving at [eloving@spaceflorida.gov](mailto:eloving@spaceflorida.gov) or (321)730-5301, ext. 241. 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: Elizabeth Loving at [eloving@spaceflorida.gov](mailto:eloving@spaceflorida.gov) or (321)730-5301, ext. 241.

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

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

DATE AND TIME: Wednesday October 9, 2019, 9:00 a.m.; Thursday, October 10, 2019, 9:00 a.m.

PLACE: Embassy Suites by Hilton 202 North Tamiami Trail, Sarasota, Florida 34236

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting

A copy of the agenda may be obtained by contacting: Lina Hurtado, Division of Professions, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984.

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: Lina Hurtado, Division of Professions, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984. 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: Lina Hurtado, Division of Professions, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984.

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

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

**DATE AND TIME:** September 27, 2019, 9:00 a.m. ET

**PLACE:** Four Points by Sheraton Downtown Tallahassee, 316 West Tennessee Street, Tallahassee, Florida 32301 (850)422-4201

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
General business of the board

A copy of the agenda may be obtained by contacting: [www.floridasacupuncture.gov/meeting-information](http://www.floridasacupuncture.gov/meeting-information).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Christa Peace at [christa.peace@flhealth.gov](mailto:christa.peace@flhealth.gov) or (850)245-4161. 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**

**Prescription Drug Monitoring Program**

**RULE NOS.:RULE TITLES:**

- 64K-1.001 Patient Advisory Alerts and Reports
- 64K-1.003 Accessing Database
- 64K-1.004 Management and Operation of Database
- 64K-1.005 Privacy of Controlled Substance Prescription Dispensing Information
- 64K-1.007 Indicators of Controlled Substance Abuse
- 64K-1.008 Electronic Health Recordkeeping System Integration

The Prescription Drug Monitoring Program announces a hearing to which all persons are invited.

**DATE AND TIME:** Monday, October 7, 2019, 1:00 p.m.

**PLACE:** Department of Health, 4042 Bald Cypress Way, Tallahassee, FL 32311

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Portions of the proposed rules, including but not limited to the definition of these rules and the effect of the rules on Collective Medical’s ability to operate its business.

A copy of the agenda may be obtained by contacting: Rebecca Poston, Program Manager, Prescription Drug Monitoring program, 4052 Bald Cypress Way, Bin #C-16, Tallahassee, Florida 32399 or [Rebecca.Poston@FIHealth.gov](mailto:Rebecca.Poston@FIHealth.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 5 days before the workshop/meeting by contacting: Rebecca Poston, Program Manager, at the contact information shown above. 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).

**ATKINS - TAMPA**

The Florida Department of Transportation (FDOT), District Seven announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, September 30, 2019, 1:30 p.m. – 2:30 p.m.

**PLACE:** Online at: <https://attendee.gotowebinar.com/register/8062556440093458> 178 OR at the following viewing locations: FDOT, District Seven, Flamingo Conference Room, 11201 N. McKinley Drive, Tampa, FL, 33612, OR the Brandon Regional Public Library, 619 Vonderburg Drive, Brandon, FL, 33511.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This Virtual Public Hearing (VPH) is conducted to afford affected property and business owners, interested persons, organizations, and local governments the opportunity to provide comments to FDOT regarding the proposed median change to SR 60/Brandon Boulevard from Brandon Town Center Drive to Gornto Lake Road, Brandon, FL, Financial Project Identification (FPID) No: 436041-1-52-01. The existing full median opening at Lake Kathy Drive will be modified and a concrete separator constructed.

This VPH is held pursuant to Chapters 120, 335.18, and 335.199, Florida Statutes. FDOT, District Seven, will receive verbal and written comments online and at each of the VPH viewing locations. Written comments not received at the hearing can be emailed to: [kevin.lee@dot.state.fl.us](mailto:kevin.lee@dot.state.fl.us) or mailed to: Kevin Lee, Project Manager, FDOT, District Seven, 11201 N. McKinley Drive, MS 7-600, Tampa, FL 33612. All comments must be emailed or postmarked by October 4, 2019 to become part of the official VPH record. Participation via webinar is also considered part of the official VPH record.

A copy of the agenda may be obtained by contacting: Kevin Lee, Project Manager at 1(800)226-7220, 1(813)975-6426; or by email: kevin.lee@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 3 days before the workshop/meeting by contacting: Alex Henry, at 1(800)226-7220, 1(813)975-6405, or alex.henry@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: Kevin Lee, Project Manager at 1(800)226-7220, 1(813)975-6426; or by email: kevin.lee@dot.state.fl.us.

**AECOM**

The FLORIDA DEPARTMENT OF TRANSPORTATION, DISTRICT SEVEN announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 3, 2019, 4:00 p.m. – 6:30 p.m.

PLACE: Bruton Memorial Library, 302 W McLendon St., Plant City, FL 33563

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation invites you to attend a construction open house regarding the widening and reconstruction of Sam Allen Road (CR 580) from west of SR 39A (Paul Buchman Highway) to Park Road (Financial Project Number 257862-3-52-01). The improvements for the project include widening from two lanes to a four-lane divided roadway with a raised median, sidewalks, bicycle lanes, and underground drainage.

There will be no formal presentation at the open house; therefore, we encourage you to drop in at your convenience during the above listed hours to review the project display boards and talk with project staff. If you are unable to attend the meeting but would like information about the project, please email the department at roadwork@dot.state.fl.us.

Project Web Site:  
<http://www.fdottampabay.com/project/233/257862-3-52-01>

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: John McShaffrey at john.mcshaffrey@dot.state.fl.us or 1(813)975-6930.

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: Alex Henry, Public Involvement Coordinator at 1(813)975-6405, or by email: alex.henry@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: John McShaffrey at john.mcshaffrey@dot.state.fl.us or 1(813)975-6930.

**ATKINS - LAKE CITY**

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

DATE AND TIME: September 30, 2019, 4:30 p.m. – 6:30 p.m.

PLACE: South Mandarin Jacksonville Public Library, 12125 San Jose Boulevard, Jacksonville, Florida 32223

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation invites you to a public hearing to discuss a proposed median modification on State Road 13/San Jose Boulevard. We will present the recommended improvements at the above referenced public hearing. The Department of Transportation proposes to change a full median opening to a directional median opening on San Jose Boulevard between Marbon Road and Orange Picker Road as part of a project to construct a Daily's Convenience Facility at 12227 San Jose Boulevard. The proposed modifications are required by FDOT to reduce conflicts and meet current median opening spacing standards and would be funded by the private developer, not FDOT.

The hearing will begin with an open house from 4:30 p.m. – 6:30 p.m., followed by a public comment period at 6:30 p.m. Public participation is sought without regard to race, color, religion, sex, age, national origin, disability or family status.

A copy of the agenda may be obtained by contacting: Julian McKinley, Florida Department of Transportation District Two, 838 Ellis Road S., Jacksonville, FL 32205, (904)360-5205 or julian.mckinley@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: Derrick Richardson, 2198 Edison Avenue, Jacksonville, Florida, 32204, (904)360-5457 or derrick.richardson@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).

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has received the petition for declaratory statement from Global Fidelity LLC. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

On 9/18/2019, the Florida Office of Financial Regulation (Consumer Finance) received a Petition for declaratory statement from Global Fidelity LLC. The petition seeks a declaratory statement from the Office whether its business model (to provide services to a foreign entity that will be created, which foreign entity will market bill payment services to U.S. military and government personnel living outside the United States.) falls under the Florida Money Transmitter Statute, Chapter 560, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

University of North Florida

ITB 20-01 Child Development Center HVAC Replacement

NOTICE TO CONTRACTORS

The University of North Florida Board of Trustees, a public body corporate, is soliciting bids to mechanical contractors for the replacement of heating, ventilation and air conditioning units (HVAC) at the UNF Child Development Center Building 49 located at the University of North Florida, 1 UNF Drive, Jacksonville, FL 32224.

The scope of work includes all labor, materials, equipment and supervision required for the replacement of the HVAC units at the Child Development Center. The awarded contractor will demo the existing DX split units and replace with Variable Refrigerant Flow (VRF) units per plans and specifications. This work is to be scheduled after hours, weekends or holidays. The facility must have air conditioning during the entire project. See the construction drawings for complete plans and specifications and the full scope of work.

The preliminary schedule for this ITB:

Advertisement, FAW ad: September 23, 2019

Mandatory Pre-Bid Meeting: October 1, 2019, 2:30 p.m.

Deadline for questions: October 8, 2019

Response to questions: October 10, 2019

Bids due: October 15, 2019, 2:00 p.m.

Minority business participation is strongly recommended and supported by the University of North Florida.

A performance and payment bond for 100 percent of the amount of the bid will be required of the successful contractor for any project with a cost that exceeds \$100,000.

As required by §287.133, Fla. Stat., a contractor may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.



Contractor shall have established equal opportunity practices which conform to all laws against discrimination and prohibits discrimination based on race, creed, color, sex, age, national origin, marital status or religion; neither contractor nor any subcontractor or other person, firm or business entity with whom it would be engaged in a combined effort to perform the services has hired any person who is an officer or employee of UNF.

Full sets of bidding documents and descriptive project information may be obtained online at the UNF Procurement Services website:

[http://www.unf.edu/procurement/Bids\\_and\\_Notices.aspx](http://www.unf.edu/procurement/Bids_and_Notices.aspx).

Submit one complete copy of your bid response in full accordance with the requirements of the bid documents to:

University of North Florida Procurement Services, 4892 First Coast Technology Parkway, Hicks Hall, Suite 2950, Jacksonville, Florida 32224

Sealed bids must be received no later than 2:00 p.m. Eastern Standard Time on October 15, 2019. Facsimile (fax) or email submittals are not acceptable and will not be considered.

**EXPRESSWAY AUTHORITIES**

Miami-Dade Expressway Authority "MDX"

INVITATION TO BID (ITB)

MDX PROCUREMENT/CONTRACT NO.: ITB-20-02

MDX WORK PROGRAM NO.: 40045.060

MDX PROJECT/SERVICE TITLE: CONSTRUCTION SERVICES FOR WRONG WAY DRIVING COUNTERMEASURES ON THE MDX SYSTEM

This Procurement Process is subject to the Cone of Silence in accordance with MDX's Procurement Policy. A Pre-Bid Conference is scheduled at 10:00 a.m. Eastern Time on October 15, 2019. The Deadline for submitting a Bid Package is 2:00 p.m. Eastern Time on November 5, 2019.

For detailed information please visit the MDX Procurement Department website at <https://www.mdxway.com/business/solicitations>, or call the MDX Procurement Department at (305)637-3277 for assistance.

**EXPRESSWAY AUTHORITIES**

Miami-Dade Expressway Authority "MDX"

REQUEST FOR QUALIFICATIONS (RFQ)

MDX PROCUREMENT/CONTRACT NO.: RFQ-20-01

MDX WORK PROGRAM NO.: 40045.051

MDX PROJECT/SERVICE TITLE: CONSTRUCTION ENGINEERING AND INSPECTION (CE&I) SERVICES FOR WRONG WAY DRIVING COUNTERMEASURES ON THE MDX SYSTEM

This Procurement Process is subject to the Cone of Silence in accordance with MDX's Procurement Policy. A Non-Mandatory Pre-Proposal Conference is scheduled at 10:00 a.m.

Eastern Time on October 1, 2019. The Deadline for submitting a Proposal is 2:00 p.m. Eastern Time on October 22, 2019.

For detailed information please visit the MDX Procurement Department website at <https://www.mdxway.com/business/solicitations>, or call the MDX Procurement Department at (305)637-3277 for assistance.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

Big Bend Freeman House Bridge Replacement

BID NO: FWC 19/20-15C

The intent of this Invitation to Bid (ITB) is to obtain competitive pricing for the Big Bend Freeman House Bridge Replacement, in accordance with the contract documents and Chapter 255 of the Florida Statutes.

**SEALED BIDS WILL BE PUBLICLY OPENED AND READ ALOUD**

**BID OPENING DATE AND TIME:** November 1, 2019, 10:00 a.m.

**BID OPENING LOCATION:** Florida Fish & Wildlife Conservation Commission, 1875 East Orange Avenue, Tallahassee, Florida 32301

To review the bid details for FWC 19/20-15C:

- Visit [http://www.myflorida.com/apps/vbs/vbs\\_www.pui?pui=7700](http://www.myflorida.com/apps/vbs/vbs_www.pui?pui=7700) to view a list of FWC's formal solicitations and agency decisions.
- Choose the FWC 19/20-15C solicitation link to view the advertisement details.
- From the Advertisement Details page, you can download the PDF bid file for your reference.
- If the link doesn't take you directly to the project listing, you can manually search for it by:
- Visit [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu).
- Select Search Advertisements.
- Choose FL Fish and Wildlife Conservation Commission from the Agency dropdown box.
- Click the Advertisement Search button.
- Choose the FWC 19/20-15C solicitation link to view the advertisement details.
- From the Advertisement Details page, you can download the PDF bid file for your reference.

NOTE: The Vendor Bid System (link provided above) is the posting location for all new and changing information regarding this solicitation. Interested bidders should continue to monitor this site for the entirety of the solicitation process.

For an electronic copy of construction plans and all other associated documents:

Submit a completed Confidentiality Exemption Form (Attachment A) located in the solicitation document to Alisha Morgan at [alisha.morgan@myfwc.com](mailto:alisha.morgan@myfwc.com).

Direct all questions to the Procurement Manager: Alisha Morgan, Procurement Manager, Florida Fish & Wildlife, Conservation Commission, Tallahassee Purchasing Office, 2590 Executive Center Circle, Tallahassee, Florida 32301, Phone: (850)488-6551, [alisha.morgan@myfwc.com](mailto:alisha.morgan@myfwc.com).

## Section XII Miscellaneous

### DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State

Pursuant to subparagraph 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., Monday, September 16, 2019 and 3:00 p.m., Friday, September 20, 2019.

Rule No.	File Date	Effective Date
6A-10.082	9/16/2019	10/6/2019
59A-3.242	9/20/2019	10/10/2019
60FF1-5.012	9/16/2019	10/6/2019
61-24.004	9/18/2019	10/8/2019
61-30.501	9/18/2019	10/8/2019
61-31.501	9/18/2019	10/8/2019
61-35.004	9/18/2019	10/8/2019
64B19-11.001	9/18/2019	10/8/2019
64ER19-3	9/19/2019	9/19/2019
69K-1.001	9/16/2019	10/6/2019
69K-7.009	9/16/2019	10/6/2019
69K-7.0095	9/16/2019	10/6/2019
69K-7.012	9/16/2019	10/6/2019
69K-7.0125	9/16/2019	10/6/2019
69K-7.013	9/16/2019	10/6/2019

**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	**/**/****
69L-3.009	12/5/2018	6/25/2019

### DEPARTMENT OF MANAGEMENT SERVICES

Division of Administrative Hearings

Notice of Publication of Agency Regulatory Plan

Pursuant to subparagraph 120.74(2)(a)3., Florida Statutes, notice is hereby given that on September 19, 2019, the Division of Administrative Hearings published its 2019 Regulatory Plan. The Regulatory Plan is available on both websites of the Division of Administrative Hearings at <https://www.doah.state.fl.us/ALJ/reports/RegulatoryPlans/2019AgencyRegulatoryPlan.pdf>.

### DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

Notice of Publication of the Reemployment Assistance Appeals Commission's 2019-2020 Annual Regulatory Plan

NOTICE IS HEREBY GIVEN that on September 20, 2019, the Reemployment Assistance Appeals Commission published a hyperlink to its 2019-2020 Annual Regulatory Plan on its primary website homepage in accordance with subparagraph 120.74(2)(a)1., F.S. The 2019-2020 Annual Regulatory Plan is available at: <http://www.floridajobs.org/docs/default-source/ra-appeals-commission/annual-regulatory-plan-2019-2020.pdf?sfvrsn=2>

## 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.