

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

**State Boxing Commission**

RULE NO.:       RULE TITLE:

61K1-4.021       Kickboxing Conduct of Bout; Rounds

PURPOSE AND EFFECT: This rule amendment is proposed to update the language regarding fouls.

SUBJECT AREA TO BE ADDRESSED: The rule text.

RULEMAKING AUTHORITY: 548.003(2) FS.

LAW IMPLEMENTED: 548.003, 548.0065 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: Patrick Cunningham, Executive Director, Florida State Boxing Commission, 2601 Blair Stone Road, Tallahassee, FL 32399-1016 or telephone (850)488-8500.

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

**DEPARTMENT OF HEALTH**

**Board of Massage Therapy**

RULE NO.:       RULE TITLE:

64B7-30.002       Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposed the rule amendment to clarify and simplify the rule text.

SUBJECT AREA TO BE ADDRESSED: The rule text.

RULEMAKING AUTHORITY: 456.072(2), 456.079(1), (3), 480.035(7) FS.

LAW IMPLEMENTED: 456.072(2), 456.079(1), (3), 480.041, 480.043, 480.046, 480.047 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: Kama Monroe, Executive Director, Board of Massage Therapy/MQA,

4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3253.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

Substantial rewording of Rule 64B7-30.002 follows. See Florida Administrative Code for present text.

64B7-30.002 Disciplinary Guidelines.

(1) When the Board finds that an applicant, apprentice, or licensee whom it regulates under chapter 480, F.S., has committed any of the acts set forth in sections 480.041, 480.043, 480.0485, 480.046, and 456.072, F.S., and/or division 64B7, F.A.C., it shall issue a final order imposing appropriate penalties within the ranges recommended in the following disciplinary guidelines after consideration of the aggravating and mitigating factors set forth in subsection (4) of this rule. Discipline may include any of the following: letter of concern, reprimand, license with conditions, probation, suspension, revocation and/or fines.

(2) Disciplinary Guidelines:

<u>VIOLATION</u>	<u>FIRST OFFENSE</u>	<u>ADDITIONAL OFFENSE</u>
<u>(a) Section 480.046(1)(a), F.S. Attempting to procure a license to practice massage by bribery or fraudulent misrepresentation or section 456.072(1)(h), F.S. Attempting to obtain, obtaining, or renewing a license to practice a profession by bribery, by fraudulent misrepresentation, or through an error of the department or the board.</u>	<u>Denial of application, or reprimand, \$250 to \$1,500 fine, continuing education.</u>	<u>\$10,000 fine and revocation</u>
<u>(b) Section 480.046(1)(b), F.S. Having a</u>	<u>Comparable to the penalty or action imposed</u>	<u>Suspension to revocation</u>

<p><u>license to practice massage revoked, suspended, or otherwise acted against, including the denial of licensure, by the licensing authority of another state, territory, or country. Section 456.072(1)(f), F.S. Having a license or the authority to practice any regulated profession revoked, suspended, or otherwise acted against, including the denial of licensure, by the licensing authority of any jurisdiction, including its agencies or subdivisions, for a violation that would constitute a violation under Florida law. The licensing authority's acceptance of a relinquishment of licensure, stipulation, consent order, or other settlement, offered in response to or in anticipation of the filing of charges against the license, shall be construed as</u></p>	<p><u>in other jurisdiction.</u></p>		<p><u>action against the license.</u></p>	<p><u>(c) Section 480.046(1)(c), F.S. Being convicted or found guilty, regardless of adjudication, of a crime in any jurisdiction which directly relates to the practice of massage or to the ability to practice massage. Any plea of nolo contendere shall be considered a conviction for purposes of this chapter. Section 456.072(1)(c), F.S. Being convicted or found guilty of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the practice of, or the ability to practice, a licensee's profession.</u></p> <p><u>Misdemeanors</u></p> <p><u>Felonies</u></p> <p><u>Crimes having a factual basis related to prostitution, or</u></p>	<p><u>Reprimand and \$250 fine</u></p> <p><u>\$500 fine and probation</u></p> <p><u>\$1,000 fine and revocation</u></p> <p><u>\$10,000 fine and suspension</u></p> <p><u>\$500 fine and probation or suspension</u></p> <p><u>\$500 fine and suspension</u></p> <p><u>\$10,000 fine and revocation</u></p>
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<p><u>solicitation for prostitution, or assault, battery, abuse, or which otherwise caused bodily harm.</u></p> <p><u>Crimes involving fraudulent misrepresentation</u></p>		
<p><u>(d) Section 480.046(1)(d), F.S. False, deceptive, or misleading advertising.</u></p>	<p><u>Reprimand and \$500 fine to probation and \$750.00 fine</u></p>	<p><u>Probation, \$1,000 fine to revocation</u></p>
<p><u>(e) Section 480.046(1)(e), F.S. Advertising to induce or attempt to induce, or to engage or attempt to engage, the client in unlawful sexual misconduct as described in section 480.0485, F.S.</u></p>	<p><u>Reprimand and \$1,000 fine or suspension up to revocation</u></p>	<p><u>Revocation</u></p>
<p><u>(f) Section 480.046(1)(f), F.S. Aiding, assisting, procuring, or advising any unlicensed person to practice massage contrary to the provisions of this chapter or to a rule of the department or the board.</u></p> <p><u>Section 456.072(1)(j), F.S. Aiding, assisting, procuring, employing, or</u></p>	<p><u>Reprimand and \$1,000 to \$2,500 fine</u></p>	<p><u>\$2,500 fine and suspension to revocation</u></p>

<p><u>advising any unlicensed person or entity to practice a profession contrary to this chapter, the chapter regulating the profession, or the rules of the department or the board.</u></p>		
<p><u>(g) Section 480.046(1)(g), F.S. Making deceptive, untrue, or fraudulent representations in the practice of massage.</u></p> <p><u>Section 456.072(1)(a), F.S. Making misleading, deceptive, or fraudulent representations in or related to the practice of the licensee's profession.</u></p> <p><u>Section 456.072(1)(m), F.S. Making deceptive, untrue, or fraudulent representations in or related to the practice of a profession or employing a trick or scheme in or related to the practice of a profession.</u></p>	<p><u>Reprimand and \$500 to \$1,000 fine</u></p> <p><u>If fraudulent misrepresentation found reprimand and \$10,000 fine</u></p>	<p><u>\$2,500 fine and suspension to revocation</u></p> <p><u>If fraudulent misrepresentation found \$10,000 fine and revocation</u></p>

<p>(h) Section 480.046(1)(h), F.S. Being unable to practice massage with reasonable skill and safety by reason of illness or use of alcohol, drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition. Section 456.072(1)(z), F.S. Being unable to practice with reasonable skill and safety to patients by reason of illness or use of alcohol, drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition.</p>	<p><u>Suspension until ability to practice with reasonable skill and safely shown to Board through evaluation by a licensed health care practitioner qualified by skill and training to address respondent's condition</u></p>	<p><u>Revocation</u></p>
<p>(i) Section 480.046(1)(i), F.S. Gross or repeated malpractice or the failure to practice massage with that level of care, skill, and treatment which is recognized by a reasonably prudent massage therapist as being acceptable under similar</p>	<p><u>Reprimand, \$1,000 fine, and continuing education</u></p>	<p><u>\$2,500 fine, suspension to revocation</u></p>

<p><u>conditions and circumstances.</u></p>		
<p>(j) Sections 480.046(1)(j), 456.072(1)(o), F.S. Practicing or offering to practice beyond the scope permitted by law or accepting and performing professional responsibilities which the licensee knows or has reason to know that she or he is not competent to perform.</p>	<p><u>Reprimand, \$1,000 fine, and continuing education</u></p>	<p><u>\$2,500 fine, suspension to revocation</u></p>
<p>(k) Sections 480.046(1)(k), 456.072(1)(p), F.S. Delegating or contracting for the performance of professional responsibilities by a person when the licensee delegating or contracting for performance of the responsibilities knows, or has reason to know, the person is not qualified by training, experience, and authorization when required to perform them.</p>	<p><u>Reprimand and \$1,000 to \$2,500 fine</u></p>	<p><u>\$2,500 fine and suspension to revocation</u></p>
<p>(l) Section 480.046(1)(l), F.S. Violating a lawful order of the board or department</p>	<p><u>\$250 fine and suspension until compliant</u></p>	<p><u>\$500 fine and suspension until compliant to revocation</u></p>

<p>previously entered in a disciplinary hearing, or failing to comply with a lawfully issued subpoena of the department. Section 456.072(1)(q), F.S. Violating a lawful order of the department or the board, or failing to comply with a lawfully issued subpoena of the department.</p>			<p>(o) Section 480.046(1)(o), F.S. Practicing massage at a site, location, or place which is not duly licensed as a massage establishment, except that a massage therapist, as provided by rules adopted by the board, may provide massage services, excluding colonic irrigation, at the residence of a client, at the office of the client, at a sports event, at a convention, or at a trade show.</p>	<p>Reprimand, \$250 to \$750 fine and continuing education</p>	<p>\$2,500 fine, six months suspension to revocation</p>
<p>(m) Section 480.046(1)(m), F.S. Refusing to permit the department to inspect the business premises of the licensee during regular business hours. Section 456.072(1)(r), F.S. Improperly interfering with an investigation or inspection authorized by statute, or with any disciplinary proceeding.</p>	<p>\$500 to \$1,000 fine, suspension until compliant</p>	<p>\$2,500 fine, suspension until compliant to revocation</p>	<p>(p) Section 480.046(1)(p), F.S. Violating any provision of this chapter or chapter 456, F.S. or any rules adopted pursuant thereto. Section 456.072(1)(b), F.S. Intentionally violating any rule adopted by the board or the department, as appropriate. Section 456.072(1)(dd), F.S. Violating any provision of this chapter, the applicable practice act, or</p>	<p>Reprimand, \$250 to \$1,000 fine, and continuing education</p>	<p>\$1,000 to \$2,500 fine, suspension to revocation</p>
<p>(n) Section 480.046(1)(n), F.S. Failing to keep the equipment and premises of the massage establishment in a clean and sanitary condition.</p>	<p>Reprimand, \$250 to \$1,000 fine, suspension until satisfactory re-inspection</p>	<p>\$2,500 fine, suspension until satisfactory re-inspection to revocation</p>			

<u>any rules adopted pursuant thereto.</u>		
<u>1. Section 480.0465, F.S. Each massage therapist or massage establishment licensed under the provisions of this act shall include the number of the license in any advertisement of massage services appearing in a newspaper, airwave transmission, telephone directory, or other advertising medium.</u>	<u>Reprimand and \$250 fine</u>	<u>\$1,000 fine and suspend until compliant</u>
<u>2. Section 480.0485, F.S. Sexual misconduct in the practice of massage therapy. Section 456.072(1)(v), F.S. Engaging or attempting to engage in sexual misconduct as defined and prohibited in 456.063(1), F.S., or 64B7-26.010, F.A.C., Sexual Activity Prohibited.</u>	<u>\$2,500 fine and revocation</u>	
<u>3. Section 456.036(1), F.S. Practicing with an inactive status license, a retired status license, a delinquent or</u>	<u>Reprimand, \$250 to \$1,000 fine, and continuing education</u>	<u>\$2,500 fine to revocation</u>

<u>suspended license.</u>		
<u>(q) Section 456.072(1)(g), F.S. Having been found liable in a civil proceeding for knowingly filing a false report or complaint with the department against another licensee.</u>	<u>Reprimand and \$500 to \$1,000 fine</u>	<u>\$1,500 fine and suspension to revocation</u>
<u>(r) Section 456.072(1)(i), F.S. Failing to report to the department any person who the licensee knows is in violation of this chapter, the chapter regulating the alleged violator, or the rules of the department or the board.</u>	<u>Reprimand and \$250 to \$1,000 fine and suspension</u>	<u>\$1,500 fine and suspension to revocation</u>
<u>(s) Section 456.072(1)(k), F.S. Failing to perform the statutory or legal obligation of a student loan.</u>	<u>Suspension of the license until new payment terms are agreed upon or the scholarship obligation is resumed, followed by probation for the duration of the student loan or remaining scholarship obligation period, and a fine equal to 10 percent of the defaulted loan amount.</u>	<u>Suspension of the license until new payment terms are agreed upon or the scholarship obligation is resumed, followed by probation for the duration of the student loan or remaining scholarship obligation period, and a fine equal to 15 percent of the defaulted loan amount.</u>

<p>(t) Section 456.072(1)(l), F.S. Making or filing a report which the licensee knows to be false, intentionally or negligently failing to file a report or record required by state or federal law, or willfully impeding or obstructing another person to do so.</p>	<p>Reprimand and \$500 to \$1,000 fine  If fraudulent misrepresentation found \$10,000 fine</p>	<p>\$2,500 fine and suspension to revocation  If fraudulent misrepresentation found \$10,000 fine</p>
<p>(u) Section 456.072(1)(n), F.S. Exercising influence on the patient or client for the purpose of financial gain of the licensee or a third party.</p>	<p>\$1,000 to \$2,500 fine, and suspension to revocation</p>	<p>Revocation</p>
<p>(v) Section 456.072(1)(t), F.S. Failing to identify through written notice, which may include the wearing of a name tag, or orally to a patient the type of license under which the practitioner is practicing. Any advertisement for health care services naming the practitioner must identify the type of license the practitioner holds.</p>	<p>Reprimand and \$250 fine</p>	<p>\$1,000 fine and reprimand</p>

<p>(w) Section 456.072(1)(x), F.S. Failing to report to the board, or the department if there is no board, in writing within 30 days after the licensee has been convicted or found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction.</p>	<p>Reprimand, \$250 fine and continuing education</p>	<p>\$1,000 fine and suspension to revocation</p>
<p>(x) Section 456.072(1)(y), F.S. Using information about people involved in motor vehicle accidents which has been derived from accident reports made by law enforcement officers or persons involved in accidents under section 316.066, F.S. or using information published in a newspaper or other news publication or through a radio or television broadcast that has used information gained from such reports, for the purposes of commercial or any other solicitation</p>	<p>\$500 to \$1,000 fine and suspension</p>	<p>Revocation</p>

<u>whatsoever of the people involved in the accidents.</u>		
<u>(y) Section 456.072(1)(aa), F.S. Testing positive for any drug, as defined in section 112.0455, F.S. on any confirmed preemployment or employer-ordered drug screening when the practitioner does not have a lawful prescription and legitimate medical reason for using the drug.</u>	<u>Suspension until evaluation by a licensed health care practitioner qualified by skill and training to address respondent's condition, compliance with all recommendation s to revocation</u>	<u>\$500 fine and suspension until PRN evaluation, compliance with all recommendation s to revocation</u>
<u>(z) Section 456.072(1)(bb), F.S. Performing or attempting to perform health care services on the wrong patient, a wrong-site procedure, a wrong procedure, or an unauthorized procedure or a procedure that is medically unnecessary or otherwise unrelated to the patient's diagnosis or medical condition.</u>	<u>Reprimand and \$500 fine, and continuing education</u>	<u>Revocation</u>
<u>(aa) Section 456.072(1)(cc), F.S. Leaving a foreign body in a patient, such as a</u>	<u>Reprimand and \$1,000 fine to revocation</u>	<u>Revocation</u>

<u>sponge, clamp, forceps, surgical needle, or other paraphernalia commonly used in surgical examination, or other diagnostic procedures.</u>		
<u>(bb) Section 456.072(1)(ee), F.S. With respect to making a personal injury protection claim as required by s. 627.736, intentionally submitting a claim, statement, or bill that has been "upcoded" as defined in s. 627.732.</u>	<u>Revocation</u>	
<u>Section 456.072(1)(ff), F.S. With respect to making a personal injury claim as required by s. 627.736, intentionally submitting a claim, statement, or bill for payment of services that were not rendered.</u>		
<u>(cc) Section 456.072(1)(hh), F.S. Being terminated from an impaired practitioner program that is overseen by a consultant as described in section 456.076, F.S. for failure to comply, without</u>	<u>Suspension until ability to practice with reasonable skill and safety shown to Board through evaluation by a licensed health care practitioner qualified by skill and training to address</u>	<u>Revocation</u>



<p><u>good cause, with the terms of the monitoring or participant contract entered into by the licensee, or for not successfully completing any drug treatment or alcohol treatment program.</u></p>	<p><u>respondent's condition</u></p>	
<p><u>(dd) Section 456.072(1)(ii), F.S. Being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication under 18 U.S.C. s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518 or 42 U.S.C. ss. 1320a-7b, related to the Medicaid program. Section 456.072(1)(II), F.S. Being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, a crime in any jurisdiction which relates to health care fraud.</u></p>	<p><u>Revocation</u></p>	

<p><u>(ee) Section 456.072(1)(nn), F.S. Violating any of the provisions of section 790.338, F.S.</u></p>	<p><u>Reprimand, \$250 fine and continuing education to suspension</u></p>	<p><u>\$1,000 fine and 6 months suspension to revocation</u></p>
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(3) Based upon consideration of aggravating or mitigating factors, present in an individual case, the Board may deviate from the penalties for the violations charged. The Board shall consider as aggravating or mitigating factors the following:

- (a) The danger to the public;
- (b) The length of time since the violation;
- (c) The number of times the licensee has been previously disciplined by the Board;
- (d) The length of time licensee has practiced;
- (e) The actual damage, physical or otherwise, caused by the violation;
- (f) The deterrent effect of the penalty imposed;
- (g) The effect of the penalty upon the licensees' livelihood;
- (h) Any effort of rehabilitation by the licensee;
- (i) The actual knowledge of the licensee pertaining to the violation;
- (j) Attempts by licensee to correct or stop violation or refusal by licensee to correct or stop violation;
- (k) Related violations against licensee in another state including findings of guilt or innocence, penalties imposed and penalties served;
- (l) Actual negligence of the licensee pertaining to any violation;
- (m) Penalties imposed for related offenses under subsections (1) and (2), above;
- (n) Any other mitigating or aggravating circumstances.

Rulemaking Authority 456.072(2), 456.079(1), (3), 480.035(7) FS. Law Implemented 456.072(2), 456.079(1), (3), 480.041, 480.043, 480.046, 480.047 FS. History--New 3-26-87, Formerly 21L-30.002, Amended 9-30-93, 12-12-93, 8-16-94, 10-1-95, 2-5-96, 5-12-96, 5-29-97, Formerly 61G11-30.002, Amended 2-18-98, 11-4-98, 1-26-00, 10-7-02, 10-12-03, 12-13-05, 5-19-13, 12-2-14, 1-2-19, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE NO.: 64B18-17.001      RULE TITLE: Continuing Education Required for License Renewal

PURPOSE AND EFFECT: The Board proposes an amendment that updates the rule to be consistent with the language of the laws implemented and designates additional continuing education options for licensees.

SUBJECT AREA TO BE ADDRESSED: The proposed amendment pertains to continuing education requirements for the biennial renewal of a Podiatric Physician license.

RULEMAKING AUTHORITY: 456.013(6), 456.033, 456.0301(2), 461.005, 461.007(3) FS.

LAW IMPLEMENTED: 456.013(6), (7), 456.033, 456.0301(1), 461.007 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: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708.

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

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE NO.: 64B18-17.005 RULE TITLE: Continuing Education Requirements After Initial Licensure

PURPOSE AND EFFECT: The Board proposes a rule amendment that ensures each new licensee will take a human trafficking course and be aware of the requirements set forth in 456.0341, F.S.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment addresses continuing education requirements for the first renewal biennium by podiatric physicians.

RULEMAKING AUTHORITY: 456.013(6), 461.005, 461.007(3) FS.

LAW IMPLEMENTED: 456.013(6), 456.033(1) 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: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708.

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 CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

RULE NO.: 65C-41.002 RULE TITLE: Application Procedures

PURPOSE AND EFFECT: The Department intends to amend rule 65C-41.002, F.A.C., to add clarifying language to incorporated forms.

SUMMARY: Language will be added to forms CF-FSP 5377, Extended Foster Care Voluntary Placement Agreement, and CF-FSP 5432, Extended Foster Care Agreement, clarifying the responsibilities of staff in aiding a young adult in securing required documentation.

**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, 39.6251, 409.1451, FS.

LAW IMPLEMENTED: 39.6251, 409.1451, 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-41.002 Application Procedures.

(1) Children in the legal custody of the Department on the date of their 18th birthday do not need to apply for Extended Foster Care. If the child exercises his or her option to remain in foster care under the jurisdiction of the court, the child and designated staff shall complete an “Extended Foster Care Agreement,” CF-FSP 5432, (insert date) ~~Sept—2018~~, incorporated by reference, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX40160>. The agreement and any supporting documentation must be attached to the transition plan that is updated during the 90-day period immediately prior to the date on which the youth will attain 18 years of age, uploaded in Florida Safe Families Network (FSFN), and be filed with court at the last review hearing before the child’s 18th birthday.

(2) A young adult may apply for readmission to extended foster care at any time before his or her 21st birthday. Prior discharge from the program is not a barrier to readmission. A young adult shall be admitted provided the young adult meets the eligibility requirements of section 39.6251, F.S. Young adults who voluntarily re-enter foster care after turning 18 years of age following dismissal of dependency are considered to be entering a new foster care episode. Applications for admission must be readily available to young adults. The application form to be used is “Extended Foster Care Voluntary Placement Agreement,” CF-FSP 5377, (insert date) ~~Sept—2018~~, incorporated by reference, and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXX40156>.

(a) through (c) No change.

Rulemaking Authority 39.012, 39.0121, 39.6251, 409.1451 FS. Law Implemented 39.6251, 409.1451 FS. History—New 11-2-15, Amended 1-7-19,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Brandi McCabe

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 6, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 16, 2019

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.: 68B-30.003      RULE TITLE: Commercial Harvest Limits; Recreational Bag Limit; Gear Specifications

PURPOSE, EFFECT AND SUMMARY: The commercial king mackerel fishery is managed through a complex series of seasons, vessel limits, and quotas that vary regionally and throughout the year. Many of these regulations are based on seasonal and geographical variations in fish availability, fishing practices, and market demand. This fishery occurs in both state and federal waters, and FWC rules for commercial king mackerel harvest mirror regulations for adjacent federal waters. NOAA Fisheries recently approved revised commercial vessel limits for king mackerel harvest off east Florida, which were requested by commercial fishermen from that area. These changes balance the need for vessel limits that are large enough to make commercial fishing economically feasible with the desire for continuous access to king mackerel during the months of March through September.

At its February 2019 meeting, the FWC Commissioners modified the king mackerel Atlantic fishery commercial vessel limits to be consistent with federal regulations. The purpose of the proposed action is to maintain uniform regulations for commercial harvest of king mackerel in Atlantic state and federal waters. The effect of the proposed federal consistency action is to ensure state and federal vessel limits continue to be consistent, thereby easing compliance and eliminating confusion for commercial harvesters.

The federal consistency action will update the reference to federal commercial vessel limits in 68B-30.003 to refer to the new federal vessel limits that took effect September 11, 2019.

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION

120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Emily Norton, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-30.003 Commercial Harvest Limits; Recreational Bag Limit; Gear Specifications.

(1) Commercial Harvest Limits. Persons holding a Florida resident, nonresident, or alien saltwater products license with a restricted species endorsement and a federal commercial permit to harvest king mackerel from the Atlantic Migratory Group, may harvest king mackerel from the Atlantic fishery upon the following conditions:

(a) The season for harvest of king mackerel from the Atlantic fishery has not been closed pursuant to Rule 68B-30.004, F.A.C.; and,

(b) Persons harvesting king mackerel for commercial purposes from the Atlantic fishery shall be subject to commercial vessel limits in adjacent federal waters pursuant to 50 C.F.R. §622.385(a)(1) (as of September 11, 2019~~May 11, 2017~~) unless adjacent federal Exclusive Economic Zone (EEZ) waters are closed to commercial harvest of king mackerel.

(2) Recreational Bag Limit. Any person harvesting king mackerel from the Atlantic fishery who does not meet the requirements and conditions established in subsection (1), shall be subject to a bag limit of two fish per person, per day.

(3) Possession of king mackerel in excess of the bag limits established in this rule by any person aboard a vessel fishing in the Atlantic fishery shall constitute a violation of this rule.

(4) Prohibited Gear. No person shall harvest king mackerel in the Atlantic fishery other than with hook and line gear, or by spearing.

(5) Transit provisions – A vessel that has onboard king mackerel harvested from an open area in either state or federal waters may transit through and land king mackerel in state waters that are closed to the harvest of king mackerel pursuant to Rule 68B-30.004, F.A.C., under the following conditions:

(a) The king mackerel have been legally harvested from state or federal waters pursuant to Chapters 68B-12 and 68B-30, F.A.C., or pursuant to Part 622 CFR for king mackerel;

(b) The king mackerel have been harvested pursuant to a Florida saltwater products license and restricted species endorsement (Section 379.362, F.S.) and a federal king mackerel permit (Part 622 CFR);

(c) The transport of king mackerel through the closed state waters is direct, continuous and expeditious from the area open

to harvest to the place where the vessel is regularly docked, moored, or otherwise stored or to the place of the licensed wholesale dealer where the catch is to be sold; and,

(d) All fishing gear must be stowed during transit through the closed area. For the purpose of this section appropriately stowed means a rod and reel must be stowed securely. Terminal gear (i.e., hooks, leaders, sinkers, flashers, or baits) must be disconnected and stowed separately from the fishing apparatus. Sinkers must be disconnected from the down rigger and stowed separately. Gillnets must be rolled, folded, or otherwise properly and securely stowed in sealed containers or compartments so as to make their immediate use as fishing implements impracticable.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 3-15-87, Amended 11-1-88, 1-1-97, 1-1-98, Formerly 46-30.003, Amended 12-21-00, 10-12-15, 5-11-17,           .

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

#### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Agricultural Environmental Services

RULE NO.:           RULE TITLE:  
5E-4.016            Certified Hemp Seed  
                          NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45 No. 198, October 10, 2019 issue of the Florida Administrative Register.

5E-4.016 Certified Hemp Seed and Cultivars.

(1) Definitions. The definitions provided in ss. 578.011, 581.217, F.S., and the following shall apply to s. 581.217, F.S., and this rule:

~~(1) A certifying agency or an institution or university conducting an industrial hemp pilot project pursuant to s. 1004.4473, F.S., may certify hemp seed.~~

~~(2) “Certified hemp cultivars” means a clone or propagule certified by a certifying agency or an institution or university conducting an industrial hemp pilot project pursuant to s. 1004.4473, F.S.~~

~~(a)(3) “Certified hemp seed” means a class of hemp seed which is the progeny of breeder, foundation, or registered hemp seed certified by a certifying agency. or an institution or university conducting an industrial hemp pilot project pursuant to s. 1004.4473, F.S.~~

(b) “Pilot project hemp cultivar” is a clone or propagule of hemp approved by an institution or university conducting an industrial hemp pilot project pursuant to s. 1004.4473, F.S.

(c) “Pilot project hemp seed” is hemp seed approved by an institution or university conducting an industrial hemp pilot project pursuant to s. 1004.4473, F.S.

(d) “Total delta-9-tetrahydrocannabinol concentration” means  $\frac{[\text{delta-9-tetrahydrocannabinol}]}{[\text{tetrahydrocannabinolic acid}]} + (0.877 \times [\text{tetrahydrocannabinolic acid}])$ .

(2) Pilot project hemp cultivars.

(a) An institution or university conducting an industrial hemp pilot project pursuant to s. 1004.4473, F.S., may approve pilot project hemp cultivars by complying with the following:

1. Obtain a sample of the hemp cultivar and documentation evidencing the identity and origin of the hemp cultivar to be approved; and

2. Following at least one growth cycle of a minimum of twelve (12) weeks, harvest all viable plants from the sample hemp cultivars, and perform testing on a representative sample to ensure the total delta-9-tetrahydrocannabinol concentration does not exceed 0.3 percent on a dry-weight basis. If the total delta-9-tetrahydrocannabinol concentration of the representative sample does not exceed 0.3 percent on a dry-weight basis, it may be approved by the institution or university. Collection of the representative sample must be done in accordance with the Hemp Field Sampling Manual, FDACS-08119, 12/19, incorporated herein by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>. The Hemp Sample Submission Form FDACS-08113 rev. 12/19 is incorporated herein by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>; and

3. ~~(b)~~ Maintain records of all pilot project hemp cultivars approved by the institution or university for a minimum of two years.

(b) Approved pilot project hemp cultivars must be labeled as “Pilot Project Hemp Cultivar” and clearly identify the university or institution that granted the approval.

(3) Pilot project hemp seed.

(a) ~~(4)~~ An institution or university conducting an industrial hemp pilot project pursuant to s. 1004.4473, F.S., shall follow all requirements found in ch. 578, F.S. and rule chapter 5E-4, F.A.C., when approving pilot project hemp seed. ~~that elect to certify hemp seed must:~~

(a) Follow the standards for seed certification in 7 CFR Part 201.67—201.78 (Revised July 1, 2019) hereby incorporated by reference and available online at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>; and

(b) An institution or university conducting an industrial hemp pilot project pursuant to s. 1004.4473, F.S., may approve pilot project hemp seed by complying with the following:

1. Obtain a sample of the hemp seed and documentation evidencing the identity and origin of the hemp seed to be approved; and

2. Perform testing to determine purity, germination, and noxious weed seed content as set forth in rules 5E-4.003, and 5E-4.006. The manner of sampling, laboratory testing, and the tolerances to be applied to the results shall be the same as that set forth in the “2019 AOSA Rules for Testing Seed” published by The Association of Official Seed Analysts which is hereby incorporated by reference. Copies may be obtained from AOSA 653 Constitution Avenue NE, Washington DC, 20002, USA or <https://www.analyze-seeds.com/publications/>, and are also available for public inspection during regular business hours at the Florida Administrative Code and Register, R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250 and at the Florida Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, 3125 Conner Boulevard, Tallahassee, FL 32399-1650. Posting of the aftermentioned materials on the internet for purposes of public examination would violate federal copyright law; and

3. Following at least one growth cycle of a minimum of twelve (12) weeks, harvest all viable plants from the sample hemp seed, and perform testing on a representative sample of the plants to ensure the total delta-9-tetrahydrocannabinol concentration does not exceed 0.3 percent on a dry-weight basis. If the total delta-9-tetrahydrocannabinol concentration of the representative sample does not exceed 0.3 percent on a dry-weight basis, it may be approved by the institution or university. Collection of the representative sample must be done in accordance with the Hemp Field Sampling Manual, FDACS-08119, 12/19; and

4. ~~(b)~~ Maintain records of all pilot project hemp seed approved ~~certified~~ by the institution or university pursuant to s. 578.23, F.S.

(c) Approved pilot project hemp seed must be labeled according to rule 5E-4.002, include the statement “Pilot Project Hemp Seed” and clearly identify the university or institution that granted the approval.

Rulemaking Authority 570.07(23), 578.11(2), 581.217(12) FS. Law Implemented, 578.011(8), 578.23, 581.217(6), 581.217(12) FS. History—New \_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Massage Therapy**

RULE NO.: 64B7-26.003      RULE TITLE: Massage Establishment Operations  
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45 No. 92, May 10, 2019 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at a public meeting held October 24-25, 2019. The changes are as follows:

64B7-26.003 Massage Establishment Operations.

(1) Each establishment must meet the following facility requirements:

(a) through (c) No change.

(d) When equipped with a whirlpool bath, sauna (including wet, dry and infrared) ~~sauna~~, steam cabinet or steam room, provide shower facilities which include at a minimum:

1. through 2. No change.

(e) through (f) No change

(2) Each establishment must meet the following safety requirements:

(a) Maintain a fire extinguisher on premises, which meets standards for inspection and maintenance as required by Rule 69A-21.237, F.A.C., effective October 20, 1993, incorporated by reference at <https://www.flrules.org/Gateway/reference.asp?No=Ref->

(b) No change.

(3) Each establishment must meet the following sanitary requirements:

(a) No change.

(b) Use effective control measures to prevent entry and harborage of vermin and pests.

(4) Each establishment must meet the following requirements for equipment and supplies used in the practice of massage therapy:

(a) All equipment intended for use in the performance of massage services must be maintained in a safe and sanitary condition.

~~(b)(a)~~ Massage table surface must be made of, or covered by, a non-porous, non-absorbent material that is free from rips or tears or cracks.

(c) Non-porous, non-absorbent massage table surface or covering must be disinfected after each client.

(d) If the massage table is additionally covered by sheets, towels, or other coverings in addition to a non-porous, non-absorbent material, such covering must be changed after each client.

~~(e)(b)~~ Maintain ~~The establishment must have~~ a sufficient supply of clean drapes for each client while massage services are performed.

~~4-~~ "Drapes," as used herein, may include, but shall not be limited to: towels, gowns, sheets and linens.

(f) Drapes and other materials furnished for use by the client must be laundered before reuse.

~~(e) All equipment intended for use in the performance of massage services must be maintained in a safe and sanitary condition.~~

~~1. For massage table surfaces where direct contact with a client is made solely with a non-porous, non-absorbent surface, the surface must be disinfected after each client.~~

~~2. For massage tables where the surface is additionally covered by sheets, towels, or other coverings which make direct contact with clients, such covering must be changed after each client, and the non-porous, non-absorbent material must be disinfected on a regular basis.~~

~~3. Drapes and other materials furnished for use by the client must be laundered before reuse.~~

(5) through (6) No change.

Rulemaking Authority 480.035(7), 480.043(3)(2) FS. Law Implemented 480.043(3)(2) FS. History—New 11-27-79, Amended 10-13-81, 9-10-84, 9-25-85, Formerly 21L-26.03, Amended 4-30-87, 6-12-89, 8-15-89, 5-31-92, 11-2-92, Formerly 21L-26.003, 61G11-26.003, Amended 2-16-99, 11-4-99, 6-8-00,

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kama Monroe, Executive Director, Board of Massage Therapy/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3253.

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE NO.: RULE TITLE:

64B18-14.009 Minor Violations; Notices of Compliance  
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45 No. 194, October 4, 2019 issue of the Florida Administrative Register.

The changes are based upon written comments received by the staff of the Joint Administrative Procedure Committee.

The changes are as follows:

64B18-14.009 Minor Violations; Notices of Noncompliance.

(1) Through (2) No change.

(3) A notice of noncompliance in lieu of other actions is authorized only if the violation is not a repeat violation and only if there is only one violation. If there are multiple violations, then the Department may not issue a notice of noncompliance, but must prosecute the violation under the other provisions of Section 456.073, F.S. There is only one exception to the prohibition against use of a notice of noncompliance when there is more than one violation. A notice of noncompliance may be issued to a registered dispensing practitioner for a first time violation of one or more of the violations listed in subsection

(4), paragraphs (k), (l), (m), and (n), if there is not evidence of diversion.

(4) The Board hereby establishes the following as minor violations which the Department may act upon by issuing notices of noncompliance for an initial offense:

(a) Through (c) No change.

(d) Section 893.02, F.S., which provides that a prescription order for a controlled substance shall not be issued on the same prescription blank with another prescription order for a controlled substance which is named or described in a different schedule, nor shall any prescription order for a controlled substance be issued on the same prescription blank as a prescription order for a medicinal drug, as defined in Section 465.003(87), F.S., which does not fall within the definition of a controlled substance as defined in Chapter 893, F.S.

(e) No change.

(f) Failure of a certified x-ray assistant to notify the supervising podiatric physician(s) of any changes to the certification status prior to continuing to perform the duties of a certified podiatric x-ray assistant, contrary to Rule 64B18-24.003, F.A.C.

(g) For a practitioner who is not required to register as a dispensing practitioner, failing to dispense drugs in the manufacturer's labeled packaged with the practitioner's name, patient's name, and the date dispensed or, if such drugs are not dispensed in the manufacturer's labeled package, failing to dispense the medication in a container which bears the following information: practitioner's name; patient's name; date dispensed; name and strength of the drug; and directions for use, contrary to Section 465.0276, F.S.

(h) Failing to properly store medications which require refrigeration, contrary to Rule 64B16-28.102(3)4, F.A.C., Sink and Running Water, Sufficient Space, Refrigeration, Sanitation, Equipment, effective 5-4-05, incorporated herein and available at <https://www.flrules.org/gateway/RuleNo.asp?title=GENERAL%20REQUIREMENTS%20-%20PERMITS&ID=64B16-28.102>.

(i) Failing to remove outdated medications from stock, contrary to Rule 64B16-28.110, F.A.C., Outdated Pharmaceuticals, effective 4-4-19, incorporated herein and available at <https://www.flrules.org/gateway/RuleNo.asp?title=GENERAL%20REQUIREMENTS%20-%20PERMITS&ID=64B16-28.110>.

(j) Failing to have proper labeling on all stock medications, contrary to Section 499.007, F.S.

(k) Failing to post the generic drug sign, contrary to Section 465.025(7), F.S. This applies to dispensing practitioners only.

(l) Failing to initial and date all controlled substances dispensed and all refills thereof, contrary to Section

893.04(1)(c)6., F.S. This applies to dispensing practitioners only.

(m) Filling controlled substance prescriptions which do not have the patient's address on them, contrary to Section 893.04(1)(c)1., F.S. This applies to dispensing practitioners only.

(n) Filling controlled substance prescriptions which do not have the practitioner's DEA number on them, contrary to Section 893.04(1)(c)2., F.S. This applies to dispensing practitioners only.

(o) Failing to maintain records relating to controlled substances in a readily retrievable form, contrary to Section 893.07(4), F.S., and 21 C.F.R. §\_1304.04, Maintenance of Records and Inventories, effective 9-9-14, incorporated herein and available at <https://www.govinfo.gov/content/pkg/CFR-2019-title21-vol9/pdf/CFR-2019-title21-vol9-sec1304-04.pdf> and [\[insert flrules.org URL\]](#).

(p) Failing to dispense medication in a childproof container, contrary to 16 C.F.R. §\_1700.14(a)(10), Substances Requiring Special Packaging, effective 8-7-73, incorporated herein and available at <https://www.govinfo.gov/content/pkg/CFR-2019-title16-vol2/pdf/CFR-2019-title16-vol2-sec1700-14.pdf> and [\[insert flrules.org URL\]](#).

(5) No change.

Rulemaking Authority 456.072(3), 456.073, 461.005 FS. Law Implemented 120.695, 456.073 FS. History—New 4-1-91, Formerly 21T-14.009, 61F12-14.009, Amended 2-25-96, 6-17-97, Formerly 59Z-14.009, Amended 8-8-99, 10-7-07,\_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708.

Section IV  
Emergency Rules

NONE

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-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Westchester of Sunrise to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019019211. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing [assistedliving@ahca.myflorida.com](mailto:assistedliving@ahca.myflorida.com).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing [assistedliving@ahca.myflorida.com](mailto:assistedliving@ahca.myflorida.com).

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on December 11, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Westchester of Winter Park to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019019254. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing [assistedliving@ahca.myflorida.com](mailto:assistedliving@ahca.myflorida.com).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing [assistedliving@ahca.myflorida.com](mailto:assistedliving@ahca.myflorida.com).

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on December 6, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Deerwood Place to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019019249. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing [assistedliving@ahca.myflorida.com](mailto:assistedliving@ahca.myflorida.com)

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30,

Tallahassee, Florida 32308 or e-mailing [assistedliving@ahca.myflorida.com](mailto:assistedliving@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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Casa Mora Rehabilitation and Extended Care to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019257. 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](mailto: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](mailto: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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from First Coast Health and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019256. 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](mailto: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](mailto: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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Titusville Rehabilitation and Nursing Center to implement the



Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019255. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Regents Park of Winter Park to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019252. 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-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on December 11, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Grand Court ALF, LLC to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019019267. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Regents Park of Sunrise to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019251. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Winter Haven Health and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019250. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Oaks at Avon to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019247. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Bay Pointe Nursing Pavilion to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019244. 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 December 9, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from The Gardens Health & Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019242. 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 December 9, 2019, the Agency for Health Care Administration, received a petition for

variance from subsection 59A-4.1265(5), F.A.C. from Lady Lake Specialty Care Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019241. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Livewell at Courtyard Plaza to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019228. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Clermont Health and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019225. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Deerfield Beach Health and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019223. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Pompano Health and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019220. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Cypress Care Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019272. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from North Campus Rehabilitation and Nursing Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019270. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from North Dade Nursing and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019264. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Alpine Health & Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019275. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from South Heritage Health & Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019271. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Tarpon Bayou Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019268. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Concordia Manor to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019273. 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 December 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Whispering Oaks to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019262. 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 HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on December 11, 2019, the Board of Optometry, received a petition for waiver or variance

filed by Shawn D. Westbrook, with regards to paragraph 64B13-4.001(2)(a), F.A.C., that states an applicant for licensure must achieve a passing score on all four (4) parts of the licensure examination in order to be licensed in Florida

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

**FLORIDA HOUSING FINANCE CORPORATION**

**RULE NO.: RULE TITLE:**

67-48.002 Definitions

The Florida Housing Finance Corporation hereby gives notice: On December 16, 2019, the Florida Housing Finance Corporation issued an order granting Fair Oaks, LLC a waiver of subsection 67-48.002(95) F.A.C. (2017) and the 2016 QAP incorporated therein, permitting Petitioner to exchange its 2018 credits for an allocation of 2019 credits. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on October 3, 2019 and notice of the receipt of petition was published on October 7, 2019 in Vol. 45, Number 195, F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

**FLORIDA HOUSING FINANCE CORPORATION**

**RULE NO.: RULE TITLE:**

67-48.004 Selection Procedures for Developments

The Florida Housing Finance Corporation hereby gives notice: On December 16, 2019, the Florida Housing Finance Corporation issued an order granting Jordan Bayou, LLC a waiver of paragraphs 67-48.004(3)(b), (d), and (i) F.A.C., allowing Petitioner to become a Non-Profit Applicant, admit National CORE as a member of MHP Jordan Bayou, LLC and MHP Jordan Bayou Developer, LLC, restructure as proposed in the Petition, and reduce the total number of units from 50 to 39 while maintaining all of the HOME-assisted units, subject to the requirements of credit underwriting. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waivers were not granted. The petitions were filed on November 8 and November 12, 2019, and notices of the receipt of petitions were published on November 12 and November 14, 2019 in Vol. 45, Numbers 220 and 222, F.A.R respectively.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

**Section VI**

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

**DEPARTMENT OF TRANSPORTATION**

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

**DATES AND TIMES:** January 13, 2020, 1:00 p.m. Central Time; February 10, 2020, 1:00 p.m. Central Time; March 9, 2020, 1:00 p.m. Central Time; April 13, 2020, 1:00 p.m. Central Time; May 11, 2020, 1:00 p.m. Central Time; June 8, 2020, 1:00 p.m. Central Time; July 13, 2020, 1:00 p.m. Central Time; August 10, 2020, 1:00 p.m. Central Time; September 14, 2020, 1:00 p.m. Central Time; October 5, 2020, 1:00 p.m. Central Time; November 9, 2020, 1:00 p.m. Central Time; December 7, 2020, 1:00 p.m. Central Time

**PLACE:** FDOT District Three Office, 1074 Highway 90, Chipley, FL 32428

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Access Management issues not settled at the field office/design level.

A copy of the agenda may be obtained by contacting: NA  
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: Kim Weaver (850)330-1438. 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: Kim Weaver (850)330-1438.

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Correctional Medical Authority (CMA) announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** December 27, 2019, 2:00 p.m. – 2:30 p.m.  
**PLACE:** The Capitol, Room 705, 400 South Monroe St., Tallahassee, FL 32399, Telephone conference: 1(888)585-9008 (toll-free), Conference Room Number: 820659826#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** CMA Board approval of annual and aging reports.

A copy of the agenda may be obtained by contacting: Executive Director, Correctional Medical Authority, 400 South Monroe St., Tallahassee, FL 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 48 hours before the workshop/meeting by contacting: (850)717-9500. 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 BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Professional Engineers Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: January 8, 2020, 8:30 a.m. or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Although this meeting is open to the public, the Probable Cause Panel meeting may be closed consistent with law. If you wish to participate in any public portion of the Probable Cause Panel Meeting, please contact Rebecca Sammons at least 10 days prior to the meeting.

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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: Rebecca Sammons. 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 BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Professional Engineers Mechanical Rules Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 21, 2020, 10:00 a.m. or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: general business of the committee. If you would like to participate in the call, please contact Rebecca Sammons at (850)521-0500 ext. 114 at least 10 days prior to the date of the meeting. The call in number is 1(888)392-4560 (you will need to contact Ms. Sammons for the participant code).

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.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 10 days before the workshop/meeting by contacting: Rebecca Sammons, rsammons@fbpe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Professional Engineers announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 8, 2020, 1:00 p.m. or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: general business of the board including to review and approve or deny applications for licensure and any old or new business of the Board. If you would like to participate in the call, please contact Rebecca Sammons at (850)521-0500 ext. 114 at least 10 days prior to the date of the meeting. The call-in number is 1(888)392-4560 (you will need to contact Ms. Sammons for the participant code).

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.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 10 days before the workshop/meeting by contacting: Rebecca Sammons, rsammons@fbpe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Rebecca Sammons, [rsammons@fbpe.org](mailto:rsammons@fbpe.org).

#### DEPARTMENT OF HEALTH

##### Board of Nursing

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

DATE AND TIME: December 30, 2019, 9:00 a.m.

PLACE: Toll Free Number: 1(888)585-9008, 275-112-502

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider cases where Probable Cause has previously been found.

A copy of the agenda may be obtained by contacting: <https://floridasnursing.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 48 hours before the workshop/meeting by contacting: 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 Children's Medical Services

The Child Abuse Death Review Circuit 3 Committee 2020 Meeting Schedule announces a public meeting to which all persons are invited.

DATES AND TIMES: February 18, 2020, 10:00 a.m. – 12:00 Noon; April 21, 2020, 10:00 a.m. – 12:00 Noon; June 16, 2020, 10:00 a.m. – 12:00 Noon; September 15, 2020, 10:00 a.m. – 12:00 Noon; December 15, 2020, 10:00 a.m. – 12:00 Noon

PLACE: Florida Department of Health-Suwannee County, 915 Nobles Ferry Road, Live Oak, Florida 32064

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Kerry Waldron: [Kerry.waldron@flhealth.gov](mailto:Kerry.waldron@flhealth.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 7 days before the workshop/meeting by contacting: 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: [Kerry.waldron@flhealth.gov](mailto:Kerry.waldron@flhealth.gov).

#### DEPARTMENT OF HEALTH

##### Division of Children's Medical Services

The Child Abuse Death Review Circuit 11 Committee announces a public meeting to which all persons are invited.

DATES AND TIMES: January 8, 2020, 12:00 Noon – 4:00 p.m.; February 12, 2020, 12:00 Noon – 4:00 p.m.; March, 10, 2020, 12:00 Noon – 4:00 p.m.; April 8, 2020, 12:00 Noon – 4:00 p.m.; May 13, 2020, 12:00 Noon – 4:00 p.m.; June 10, 2020, 12:00 Noon – 4:00 p.m.; July 8, 2020, 12:00 Noon – 4:00 p.m.; August 12, 2020, 12:00 Noon – 4:00 p.m.; September 9, 2020, 12:00 Noon – 4:00 p.m.; October 14, 2020, 12:00 Noon – 4:00 p.m.; November 10, 2020, 12:00 Noon – 4:00 p.m.; December 9, 2020, 12:00 Noon – 4:00 p.m.;

PLACE: Medical Examiner's Office, Downstairs in the large Conference Room, 1851 Northwest 10th Avenue, Miami, FL 33136

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Lauren Villalba-Cruz: [lvillalba@jud11.flcourts.org](mailto:lvillalba@jud11.flcourts.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 7 days before the workshop/meeting by contacting: Lauren Villalba-Cruz: [lvillalba@jud11.flcourts.org](mailto:lvillalba@jud11.flcourts.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lauren Villalba-Cruz: [lvillalba@jud11.flcourts.org](mailto:lvillalba@jud11.flcourts.org).

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Child Abuse Death Review Circuit 9 Committee announces a public meeting to which all persons are invited.

DATES AND TIMES: January 24, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; February 28, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; March 27, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; April 24, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; May 22, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; June 26, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; July 24, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; August 28, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; September 25, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; October 23, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; November 27, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session; December 25, 2020, 1:00 p.m. – 2:00 p.m., open to public; 2:00 p.m., closed door session

PLACE: District 9 Medical Examiner's Office, 2350 East Michigan Street, Orlando, FL 32806

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Joy Chuba: Joy.Chuba@cbc-ci.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 7 days before the workshop/meeting by contacting: Joy Chuba: Joy.Chuba@cbc-ci.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Joy Chuba: Joy.Chuba@cbc-ci.org.

Section VII

Notice of Petitions and Dispositions  
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

NOTICE IS HEREBY GIVEN that Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco has issued an order disposing of the petition for declaratory statement filed by QAC, LLC d/b/a Eagle Brands on November 15, 2019. The following is a summary of the agency's disposition of the petition:

Petitioner QAC, LLC d/b/a Eagle Brands' petition for declaratory statement was granted.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk's Office, 2601 Blair Stone Road, Tallahassee, FL 32399-2202; (850)717-1183; AGC.Filing@MyFloridaLicense.com

Please refer all comments to: Rebecca Hays, Senior Attorney, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 2601 Blair Stone Road, Tallahassee, FL 32399-2202; (850) 717-1314; rebecca.hays@myfloridalicense.com. (DS #2019-073; DBPR Case Ref # 2019-058557)

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has received a Notice of Withdrawal of Petition for Declaratory Statement filed by Gregory Arias on December 11, 2019. On November 18, 2019, the Petitioner sought the agency's opinion as to the applicability of paragraph 489.129(1)(e), F.S., as it applies to the petitioner. The petition has been withdrawn upon request of Petitioner.

The Notice of Declaratory Statement was published in Vol. 45, No. 231, on November 27, 2019 in the Florida Administrative Register. No comments were received on the Petition.

The person to be contacted regarding this petition is 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.



**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 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, December 9, 2019 and 3:00 p.m., Monday, December 16, 2019.

Rule No.	File Date	Effective Date
5E-3.003	12/12/2019	1/1/2020
5E-3.004	12/12/2019	1/1/2020
5E-3.005	12/12/2019	1/1/2020
5J-12.007	12/12/2019	1/1/2020
5K-5.014	12/12/2019	1/1/2020
5K-6.010	12/12/2019	1/1/2020
5K-4.034	12/12/2019	1/1/2020
5K-10.006	12/12/2019	1/1/2020
25-6.0141	12/10/2019	12/30/2019
25-6.033	12/10/2019	12/30/2019
25-6.036	12/10/2019	12/30/2019
25-6.037	12/10/2019	12/30/2019
61G3-16.006	12/12/2019	1/1/2020
61G19-9.001	12/11/2019	12/31/2019
61J2-1.011	12/11/2019	12/31/2019
64ER19-7	12/10/2019	12/10/2019
64ER19-8	12/10/2019	12/10/2019
64B3-2.003	12/11/2019	12/31/2019
64B3-5.0011	12/11/2019	12/31/2019
64B4-2.002	12/13/2019	1/2/2020
64B8-51.006	12/11/2019	12/31/2019
64B8-52.003	12/16/2019	1/5/2020
64B9-3.002	12/13/2019	1/2/2020
64B9-3.008	12/13/2019	1/2/2020
64B9-3.016	12/13/2019	1/2/2020
64B13-4.004	12/13/2019	1/2/2020
64B13-4.007	12/13/2019	1/2/2020
64B13-10.001	12/13/2019	1/2/2020
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

AGENCY FOR HEALTH CARE ADMINISTRATION  
Medicaid

State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan. The amendment updates the Drug Utilization Review (DUR) program and makes technical and editorial changes. This amendment to the State Plan will have no fiscal impact for federal fiscal year (FFY) 2019-20 and FFY 2020-21. The effective date for this amendment will be October 1, 2019.

Interested parties may contact the following staff for further information: Susan Williams, located at 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407; by telephone at: (850)228-5893 or by e-mail at: Susan.Williams@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Medicaid

State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan. The amendment seeks approval to apply an income disregard for the eligibility determination process for individuals with disabilities with earned income through paid employment. This amendment to the State Plan will have no federal fiscal impact for federal fiscal year (FFY) 2019-20 and FFY 2020-21. The effective date for this amendment will be January 1, 2020.

Interested parties may contact the following staff for further information: Kimberly Quinn, Bureau of Medicaid Policy, located at 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407; by telephone at: (850)412-4284 or by e-mail at: Kimberly.Quinn@ahca.myflorida.com.

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 issued pursuant to the Florida Electrical Power Plant Siting Act, §403.501 et seq., Florida Statutes (F.S.), concerning: Big Bend Power Station (Big Bend), Power Plant Siting Application No. PA79-12T OGC Case No. 19-1800. On October 22, 2019, the Department received a request from Tampa Electric Company to modify the Conditions of Certification for Big Bend extending the December 31, 2019, deadline to complete the lining of the East Coalfield Runoff Pond. 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 §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.

MEDITERRA COMMUNITY DEVELOPMENT DISTRICT  
NOTICE OF RULEMAKING REGARDING THE  
AMENDED AND RESTATED RULES OF PROCEDURE OF  
THE MEDITERRA COMMUNITY DEVELOPMENT  
DISTRICT

A public hearing will be conducted by the Board of Supervisors of the Mediterra Community Development District ("District") on January 15, 2020, 3:00 p.m., at the Sports Club at Mediterra (Bella Vita I), 15735 Corso Mediterra Circle, Naples, Florida 34110.

In accord with Chapters 120 and 190, Florida Statutes, the District hereby gives the public notice of its intent to adopt its proposed Amended and Restated Rules of Procedure. The purpose and effect of the proposed Amended and Restated Rules of Procedure is to provide for efficient and effective District operations and to ensure compliance with recent changes to Florida law. Prior notice of rule development was published in the News-Press on December 16, 2019.

The Amended and Restated Rules of Procedure may address such areas as the Board of Supervisors, officers and voting, district offices, public information and inspection of records, policies, public meetings, hearings and workshops, rulemaking proceedings and competitive purchase including procedure under the Consultants Competitive Negotiation Act, procedure regarding auditor selection, purchase of insurance, pre-qualification, construction contracts, goods, supplies and materials, maintenance services, contractual services and protests with respect to proceedings, as well as any other area of the general operation of the District.

Specific legal authority for the adoption of the proposed amended and Restated Rules of Procedure includes Sections 190.011(5), 190.011(15) and 190.035, Florida Statutes (2019). The specific laws implemented in the Amended and Restated Rules of Procedure include, but are not limited to, Sections 112.08, 112.3143, 112.31446, 112.3145, 119.07, 119.0701,

189.053, subparagraph 189.069(2)(a)16, 190.006, 190.007, 190.008, subsections 190.011(3), 190.011(5), 190.011(15), and Sections 190.033, 190.035, 218.33, 218.391, 255.05, 255.0518, 255.0525, 255.20, 286.0105, 286.011, 286.0113, 286.0114, 287.017, 287.055 and 287.084, Florida Statutes (2019).

A copy of the proposed Amended and Restated Rules of Procedure may be obtained by contacting the District Manager’s Office at 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431 or by calling 561-571-0010.

Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by subsection 120.541(1), Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice to the District Manager’s Office.

This public hearing may be continued to a date, time, and place to be specified on the record at the hearing without additional notice. If anyone chooses to appeal any decision of the Board with respect to any matter considered at a public hearing, such person will need a record of the proceedings and should accordingly ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which such appeal is to be based. At the hearing, staff or Supervisors may participate in the public hearing by speaker telephone.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the District Manager’s Office at least forty-eight (48) hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service at 1(800)955-8771 or 1(800)955-8770 for aid in contacting the District Office.

Mediterra Community Development District, Chuck Adams, District Manager

**Section XIII**

**Index to Rules Filed During Preceding Week**

INDEX TO RULES FILED BETWEEN  
DECEMBER 9, 2019 AND DECEMBER 13, 2019

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Environmental Services**

5E-3.003	12/12/2019	1/1/2020	45/198	
5E-3.004	12/12/2019	1/1/2020	45/198	

5E-3.005	12/12/2019	1/1/2020	45/198	
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**Division of Consumer Services**

5J-12.007	12/12/2019	1/1/2020	45/214	
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**Division of Food Safety**

5K-4.034	12/12/2019	1/1/2020	45/198	45/219
5K-5.014	12/12/2019	1/1/2020	45/200	
5K-6.010	12/12/2019	1/1/2020	45/200	
5K-10.006	12/12/2019	1/1/2020	45/198	45/219

**PUBLIC SERVICE COMMISSION**

25-6.0141	12/10/2019	12/30/2019	45/219	
25-6.033	12/10/2019	12/30/2019	45/219	
25-6.036	12/10/2019	12/30/2019	45/219	
25-6.037	12/10/2019	12/30/2019	45/219	

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

61G3-16.006	12/12/2019	1/1/2020	45/121	45/223
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**Board of Professional Engineers**

61G15-19.001	12/9/2019	12/29/2019	45/177	
61G15-19.004	12/9/2019	12/29/2019	45/197	
61G15-19.0051	12/9/2019	12/29/2019	45/177	
61G15-19.0071	12/9/2019	12/29/2019	45/177	
61G15-20.001	12/9/2019	12/29/2019	45/177	
61G15-20.0010	12/9/2019	12/29/2019	45/192	45/220
61G15-20.0015	12/9/2019	12/29/2019	45/192	45/220
61G15-20.002	12/9/2019	12/29/2019	45/177	45/211
61G15-20.006	12/9/2019	12/29/2019	45/177	
61G15-20.007	12/9/2019	12/29/2019	45/177	
61G15-20.008	12/9/2019	12/29/2019	45/188	45/221
61G15-20.100	12/9/2019	12/29/2019	45/177	
61G15-22.0002	12/9/2019	12/29/2019	45/193	
61G15-22.001	12/9/2019	12/29/2019	45/188	45/220
61G15-22.006	12/9/2019	12/29/2019	45/188	
61G15-22.009	12/9/2019	12/29/2019	45/188	
61G15-23.001	12/9/2019	12/29/2019	45/197	
61G15-24.001	12/9/2019	12/29/2019	45/177	
61G15-27.001	12/9/2019	12/29/2019	45/177	
61G15-32.002	12/9/2019	12/29/2019	45/195	

**Building Code Administrators and Inspectors Board**

61G19-9.001	12/11/2019	12/31/2019	45/216	
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**Florida Real Estate Commission**

61J2-1.011	12/11/2019	12/31/2019	45/188	45/220
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**DEPARTMENT OF HEALTH**

64ER19-4 12/9/2019 12/9/2019 45/238  
 64ER19-5 12/9/2019 12/9/2019 45/238  
 64ER19-6 12/9/2019 12/9/2019 45/238  
 64ER19-7 12/10/2019 12/10/2019 45/239  
 64ER19-8 12/10/2019 12/10/2019 45/239

**Board of Clinical Laboratory Personnel**

64B3-2.003 12/11/2019 12/31/2019 45/211  
 64B3-5.0011 12/11/2019 12/31/2019 45/200

**Board of Clinical Social Work, Marriage and Family Therapy**

64B4-2.002 12/13/2019 1/2/2020 45/208

**Board of Medicine**

64B8-51.006 12/11/2019 12/31/2019 45/44 45/187  
 45/216

**Board of Nursing**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
64B9-3.002	12/13/2019	1/2/2020	45/220	
64B9-3.008	12/13/2019	1/2/2020	45/220	
64B9-3.016	12/13/2019	1/2/2020	45/220	

**Board of Optometry**

64B13-4.004 12/13/2019 1/2/2020 45/197  
 64B13-4.007 12/13/2019 1/2/2020 45/197  
 64B13-10.001 12/13/2019 1/2/2020 45/197

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

65C-25.003 12/9/2019 12/29/2019 45/179 45/218

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

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

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

**Division of State Employees' Insurance**

60P-1.003 11/5/2019 \*\*/\*\*/\*\*\*\* 45/191  
 60P-2.002 11/5/2019 \*\*/\*\*/\*\*\*\* 45/191  
 60P-2.003 11/5/2019 \*\*/\*\*/\*\*\*\* 45/191

**DEPARTMENT OF HEALTH**

**Board of Medicine**

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

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.