

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NOS.:	RULE TITLES:
61J2-3.008	Pre-licensing Education for Broker and Sales Associate Applicants
61J2-3.009	Continuing Education for Active and Inactive Broker and Sales Associate Licensees

PURPOSE AND EFFECT: The purpose of the rule development is to update the pre-licensure and CE course rules, including criteria for course approval.

SUBJECT AREA TO BE ADDRESSED: Pre-licensure course and continuing education courses.

RULEMAKING AUTHORITY: 455.2123, 475.05 FS.

LAW IMPLEMENTED: 455.2123, 475.04, 475.17, 475.182, 475.183, 475.451 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Wednesday, October 16, 2019, 8:30 a.m., or as soon thereafter as can be heard.

PLACE: Florida Real Estate Commission Office, 400 W. Robinson Street, #N901, Orlando, FL 32801.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: Lori Crawford, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, FL 32801, Lori.Crawford@myfloridalicense.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lori Crawford, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, FL 32801, Lori.Crawford@myfloridalicense.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.:	RULE TITLES:
69O-193.001	Purpose and Scope
69O-193.002	Definitions
69O-193.003	Applications
69O-193.005	Required Financial Reports
69O-193.006	Financial Viability
69O-193.007	Manager or Management Company
69O-193.010	Place
69O-193.012	Phases
69O-193.015	Expansion of a Facility
69O-193.023	Escrow Agreements and Amendments
69O-193.028	Feasibility Studies
69O-193.030	Updated Feasibility Study
69O-193.035	Certificate of Occupancy
69O-193.040	Advertisement Enforcement Procedures
69O-193.045	Administrative Supervision Proceedings
69O-193.048	Letters of Credit
69O-193.050	Calculation of the Minimum Liquid Reserve Requirement
69O-193.053	Waiver of Minimum Liquid Reserves
69O-193.055	Accreditation
69O-193.058	Continuous Updates
69O-193.060	Background Information
69O-193.065	Forms Incorporated by Reference
69O-193.066	Corrective Action Plan

PURPOSE AND EFFECT: The Office of Insurance Regulation is updating Chapter 69O-193.

SUBJECT AREA TO BE ADDRESSED: Continuing Care Contracts

RULEMAKING AUTHORITY: 651.015(3), 651.021(2), 651.022(2), 651.0245(3), (5), (6), 651.0246(1), 651.026(2), (3), (9), 651.0261(1), (2), (4), 651.028, 651.034(6) FS.

LAW IMPLEMENTED: 651.011, 651.021, 651.0215, 651.022, 651.023, 651.0235, 651.024, 651.0245, 651.0246, 651.026, 651.0261, 651.028, 651.033, 651.034, 651.035, 651.055, 651.091, 651.095, 651.105, 651.106, 651.1151, 651.118, 651.002 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: October 15, 2019, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida. To join by telephone, call (850)413-1558 and enter conference ID# 5490161.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

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

Section II Proposed Rules

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: RULE TITLE:

40B-2.301 Conditions for Issuance of Permits

PURPOSE AND EFFECT: The purpose of this rulemaking is to amend Section 3.2 of the Water Use Permitting Applicant’s Handbook to rename the Eastern Water Resource Caution Area delineation as the Eastern Water Supply Planning Area; and to add a new Western Water Supply Planning Area delineation map. The effect will be the expansion of planning areas with existing water resource problems or areas in which water resource problems are projected to develop in the next 20 years.

SUMMARY: Water Resource Caution Areas

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 District has completed for the Governor’s Office of Fiscal Accountability and Regulatory Reform (OFARR) the “Is a SERC Required?” form and prepared a summary of the proposed rule amendment, which are both available upon request. Based on the completed “Is a SERC Required?” form

and summary and the analysis performed by the District, the proposed rule amendment is not expected to require legislative ratification pursuant to subsection 120.541(3), F.S.

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

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.185, 373.219, 373.223, 373.226, 373.227, 373.228, 373.229, 373.232, 373.236, 373.239, 373.250 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Suwannee River Water Management District, 9225 CR 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Warren Zwanka, P.G., Suwannee River Water Management District, 9225 CR 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)

THE FULL TEXT OF THE PROPOSED RULE IS:

40B-2.301 Conditions for Issuance of Permits.

(1) through (2) No change.

(3) The standards and criteria set forth in the Water Use Permit Applicant’s Handbook, <http://www.flrules.org/Gateway/reference.asp?No=Ref-11195>~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-10217>~~, effective [DATE] ~~January 9, 2019~~, hereby incorporated by reference into this chapter, if met, will provide the reasonable assurances required in rule 40B-2.301, F.A.C. This document is available at District headquarters or on the District’s website: www.mysuwanneeriver.com.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.185, 373.219, 373.223, 373.226, 373.227, 373.228, 373.229, 373.232, 373.236, 373.239, 373.250 FS. History—New 10-1-82, Amended 5-1-83, 1-6-10, 3-24-13, 8-22-13, 3-24-14, 1-9-19,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Warren Zwanka, P.G.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Suwannee River Water Management District Governing Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 9, 2019
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 18, 2019

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: 64B12-9.0015 RULE TITLE: Application for Examination and Licensure
 PURPOSE AND EFFECT: The purpose of the amendment is to update the application incorporated by reference within the rule.

SUMMARY: Substantial rewrite of the incorporated application.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013, 456.017, 456.072, 484.005, 484.007 FS.

LAW IMPLEMENTED: 456.013, 456.017, 456.0635, 456.072, 484.002, 484.007, 484.014(2) 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: Janet E. Hartman, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3253.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-9.0015 Application for Examination and Licensure.

(1) Any person seeking licensure as an optician shall submit to the Board a completed application to take the examination on Form DH-MQA 1065, Application for Licensure Examination, (revised ~~07/19~~ ~~11/18~~), hereby adopted and incorporated by reference, which can be obtained from the Board of Opticianry’s website at <http://www.floridaopticianry.gov> or at <https://www.flrules.org/Gateway/reference.asp?No=Ref-40234>. The application shall be accompanied with the application fee specified in rule 64B12-11.002, F.A.C., which is non-refundable.

(2) through (4) No change.

Rulemaking Authority 456.013, 456.017, 456.072, 484.005, 484.007 FS. Law Implemented 456.013, 456.017, 456.0635, 456.072, 484.002, 484.007, 484.014(2) FS. History—New 3-30-89, Amended 3-29-92, 2-18-93, Formerly 21P-9.0015, Amended 5-2-94, Formerly 61G13-9.0015, 59U-9.0015, Amended 1-4-98, 11-28-02, 8-28-05, 5-25-09, 5-19-10, 11-29-12, 11-29-16, 2-12-19,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Opticianry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Opticianry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 6, 2019

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.: 64B12-14.002 RULE TITLE: Application for Board Certification and Renewal

PURPOSE AND EFFECT: The purpose of the amendment is to update the application incorporated by reference within the rule.

SUMMARY: Substantial rewrite of the incorporated application.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013, 456.017, 456.072, 484.005, 484.007 FS.

LAW IMPLEMENTED: 456.013, 456.017, 456.0635, 456.072, 484.002, 484.007, 484.014(2) 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: Janet E. Hartman, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3253.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-14.002 Application for Board Certification and Renewal.

(1) A licensed optician who wishes to be certified by the Board to be qualified to independently fill, fit, adapt or dispense soft contact lenses pursuant to Section 484.002, F.S., and subsection 64B12-10.009(2), F.A.C., shall submit to the Board, Form ~~DH-MQA-DH~~ 1194, Optician Application for Board Certification Application, (revised 07/19 06/09), which is hereby adopted and incorporated by reference, and can be

obtained from the Board of Opticianry's website at www.doh.state.fl.us/mqa/opticianry or at <https://www.flrules.org/Gateway/reference.asp?No=Ref->.

The application shall be accompanied by the fee specified in Rule 64B12-11.014, F.A.C., which is non-refundable.

(2) through (4) No change.

Rulemaking Authority 484.005(1) FS. Law Implemented 484.002(6), 484.005(1) FS. History—New 3-5-87, Amended 3-30-89, 1-30-91, Formerly 21P-14.002, 61G13-14.002, 59U-14.002, Amended 10-12-97, 9-4-05, 10-13-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Opticianry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Opticianry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 6, 2019

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NOS.: RULE TITLES:

65C-41.003 Eligibility Requirements

65C-41.0031 Supervised Living Arrangement

PURPOSE AND EFFECT: The Department intends to amend rules 65C-41.003 and .0031, F.A.C., to remove a prohibited extended foster care living arrangement, clarify responsibilities of staff in aiding a young adult in securing required documentation, and specify who may provide documentation of an inability to participate in a required program or activities.

SUMMARY: The amendments accomplish the following: (1) Eliminate the prohibition against sharing housing with legal or biological parents while in extended foster care; (2) Require designated staff to determine whether documentation in the young adult's case file, school record, or medical records establishes an inability to participate in required activities; and (3) Specifies who may provide documentation of a condition that limits participation in required activities.

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, FS.

LAW IMPLEMENTED: 39.6251, 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-41.003 Eligibility Requirements.

(1) through (6) No change.

(7) If a young adult is unable to participate full-time in a program or activities listed in paragraphs 39.6251(2)(a)-(d), F.S., due to a physical, intellectual, emotional, or psychiatric condition that limits participation, designated staff shall:

(a) Determine whether there is documentation in the young adult's case file, school records, or medical records that establishes an inability to participate fulltime. If there is no existing documentation, staff shall assist the young adult in securing supporting documentation of the condition from a person licensed under one of the following chapters of Florida Statutes: 458 (M.Ds.), 459 (O.Ds.), 460 (chiropractors), 461 (podiatrists), 463 (optometrists), 464 (nurses), 466 (dentists only), 468 part I (speech pathologists and audiologists), 468 part III (occupational therapists), 468 part V (respiratory therapists), 468 part X (dietitians and nutritionists), 486 (physical therapists), 490 (psychologists), and 491 (clinical social workers, mental health counselors, and marriage and family counselors) clinician(s); and

(b) No change.

(8) No change.

Rulemaking Authority 39.012, 39.0121 FS. Law Implemented 39.6251 FS. History–New 11-2-15, Amended 2-7-19. Amended

65C-41.0031 Supervised Living Arrangement.

(1) No change.

(2) Approved Living Arrangements.

(a) through (e) No change.

(f) A young adult may share housing with other persons provided that any household members are approved based on

an assessment of the young adult's needs and safety concerns. ~~A young adult may not share housing with legal or biological parents.~~

(g) No change.

(3) No change.

Rulemaking Authority 39.012, 39.0121 FS. Law Implemented 39.6251 FS. History–New 1-7-19. Amended

NAME OF PERSON ORIGINATING PROPOSED RULE: Brandie McCabe

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 23, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 8, 2019

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF FINANCIAL SERVICES

Finance

RULE NOS.:	RULE TITLES:
69V-560.1000	Disciplinary Guidelines
69V-560.102	Application or Appointment Procedures and Requirements
69V-560.107	Registration of Locations and Appointment of Authorized Vendors
69V-560.201	Requirements
69V-560.606	Annual Filing of Financial Audit Reports by Part II Licensees
69V-560.609	Suspicious Activity Report Filings
69V-560.702	Payment Instrument Sellers
69V-560.703	Money Transmitters
69V-560.704	Records to Be Maintained by Check Cashers
69V-560.707	Records to be Maintained by Deferred Presentment Providers
69V-560.902	Definitions
69V-560.903	Deferred Presentment Transactions
69V-560.904	Transaction Agreement Disclosures and Requirements
69V-560.905	Transaction Fees
69V-560.907	Database Access
69V-560.909	Database Availability
69V-560.911	Database Dispute Resolution for Customers
69V-560.913	Termination of Deferred Presentment Activity; Database Maintenance
	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. 145, July 26, 2019 issue of the Florida Administrative Register.

These changes are made in response to comments made by the Joint Administrative Procedures Committee, comments received from the public, and comments at public hearing.

69V-560.1000 Disciplinary Guidelines.

(1) No change..

(2) Consistent with the disciplinary guidelines contained in the Office of Financial Regulation, Division of Consumer Finance, Form OFR-560-09, Disciplinary Guidelines for Money Services Businesses, the Office may issue: a written agreement which includes an administrative fine, but not adopted by final order; orders to revoke or suspend a license; orders to impose an administrative fine; orders of prohibition; orders of removal; orders denying applications; notices of non-compliance; and/or bring an action for injunction. Also, consistent with the disciplinary guidelines, to determine penalties, the Office may consider the combined effect of violations.

~~(a) Depending on the severity and repetition of specific violations, the Office may impose an administrative fine, suspension of a license, or revocation of a license or any combination thereof;~~

~~(a)(b)~~ For first citations identified in the disciplinary guidelines as minor violations, the Office shall issue a notice of non-compliance except when the Office identifies aggravating circumstances that would warrant a more severe penalty.

~~(b)(e)~~ For second citations identified in the disciplinary guidelines as minor violations, the Office may issue a written agreement which is not adopted by final order imposing an administrative fine. Written agreements may be used only when the violations are limited to minor violations.

(3) through (6) No change..

Rulemaking Authority 560.105, 560.1141 FS. Law Implemented 560.109, 560.1092, 560.1105, 560.111, 560.113 560.114, 560.1141, 560.118, 560.123, 560.1235, 560.125, 560.126, 560.128, 560.208, 560.2085, 560.209, 560.210, 560.211, 560.213, 560.303, 560.309, 560.310, 560.403, 560.404, 560.405, 560.406 FS. History—New 6-7-09, Amended.

69V-560.102 Application or Appointment Procedures and Requirements.

(1) through (2) No change..

(3) Request for Additional Information. Any request for additional information will be made by the Office within thirty (30) days after receipt of the application. The additional information must be received by the Office within forty-five (45) days from the date of the request. ~~For good cause shown,~~ The Office will ~~may~~ grant a request for an additional forty-five (45) days to submit the additional information. The Office will not grant a request after the original forty-five (45) day deadline has passed. Failure to timely provide all additional information shall result in the application being deemed abandoned, which

will result in the application being removed from further consideration by the Office and closed.

(4) through (5) No change..

Rulemaking Authority ~~215.405~~, 560.105, 560.118, 560.209, 560.403 FS. Law Implemented ~~215.405, 560.118~~, 560.1401, 560.141, 560.143, 560.1235, 560.204, 560.205, 560.209, 560.303, 560.403, 943.053 FS. History—New 9-24-97, Amended 11-4-01, 12-11-03, Formerly 3C-560.102, Amended 7-15-07, 6-17-08, 12-25-08, 1-13-09, 1-2-14, Amended.

69V-560.107 Application for Branch Office and Appointment of Authorized Vendors.

(1) No change.

(2) Every licensee shall be responsible for ~~promptly~~ filing a completed Form OFR-560-02 to terminate a branch office or authorized vendor.

Pursuant to section 560.2085, F.S., a licensee must file Form-560-02 and the applicable fee within sixty (60) days of the authorized vendor commencing operations. This requirement also applies to authorized vendors who are terminated within the sixty (60) days. Form OFR-560-02 is incorporated by reference in rule 69V-560.1012, F.A.C.

69V-560.201 Amendments, Change of Name, Change of Entity and Change in Control or Ownership.

(1) through (2) No change.

(3) Each person licensed under chapter 560, F.S., that proposes to change any personnel listed in question 5G of Form OFR-560-01 that does not result in a change of controlling interest in the licensee, shall file an amendment ~~not later than thirty (30) days prior to~~ on or before the effective date of the change or within two (2) business days after the date the licensee first received notice of the change. Persons not currently on file with the Office that have not complied with section 560.141(1)(c), F.S., must comply with the fingerprinting requirements contained therein.

(4) No change.

(5) A licensee required to file a new application as a result of an acquisition of a controlling interest pursuant to section 560.126~~(3)(a)(2)~~, F.S., must also file new location forms (Form OFR-560-02) and applicable fees up to a maximum of \$20,000 for all existing locations on file with the Office at the time of filing the new application in subsection ~~(4) of this rule~~ ~~(4)~~ and a Declaration of Intent to Engage in Deferred Presentment Transactions (Form OFR-560-03) and applicable fee if currently engaged in deferred presentment transactions.

(6) The Office shall waive the requirement for a licensee to file a new application pursuant to section 560.126~~(3)(a)(2)~~, F.S.:

(a) through (b) No change..

(7) Forms OFR-560-01, ~~and~~ OFR-560-02, and OFR-560-03 are incorporated by reference in rule 69V-560.1012, F.A.C.

Rulemaking Authority ~~215-405~~, 560.105, 560.126 FS. Law Implemented ~~215-405~~, 560.126, 560.127, 560.143, 560.204, 560.303 FS. History—New 9-24-97, Amended 11-4-01, 12-11-03, Formerly 3C-560.201, Amended 7-15-07, 1-13-09, _____.

69V-560.606 Annual Filing of Financial Audit Reports by Part II Licensees.

(1) through (3) No change..

(4) For purposes of adding new locations or authorized vendors, a Part II licensee may rely upon its annual financial audit reports that were received by the Office in a timely manner as required in subsections (1) and (2) of this rule. ~~The Office reserves the right to require additional documentation up to and including the submission of interim financial audit reports to substantiate the licensee's net worth.~~

(5) No change.

Rulemaking Authority 560.105, 560.118 FS. Law Implemented 560.118, 560.209; FS. History—New 11-4-01, Formerly 3C-560.606, Amended 7-15-07, 1-13-09, _____.

69V-560.609 Suspicious Activity Report Filings.

(1) Pursuant to section 560.1235(1), F.S., licensees and authorized vendors must comply with all state and federal laws and rules relating to the detection and prevention of money laundering, including, as applicable, 31 C.F.R. s. 1022.320, ~~effective November 4, 2016~~, relating to reports by money services businesses of suspicious transactions. For purposes of section 560.1235(1), F.S., the federal law requirement to report suspicious transactions applies to the following money services businesses: payment instrument sellers that sell money orders or traveler's checks, money transmitters, and foreign currency exchangers. These entities are required to report suspicious transactions to FinCEN using FinCEN Form 111, Suspicious Activity Report by Money Service Business, and failure to do so is a violation of section 560.1235, F.S.

(2) Under federal law, check cashers may, but are not required to, file reports of suspicious transactions; however, pursuant to section 560.309(5), F.S., check cashers are required to report suspicious activity to the office or an appropriate regulator based on the criteria set forth in 31 C.F.R. s. 1022.320, ~~effective 11/4/2016~~. The Commission designates FinCEN as the appropriate regulator to receive such reports, which shall be submitted to FinCEN on FinCEN Form 111, Suspicious Activity Report by Money Service Business. Suspicious Activity Reports filed with FinCEN shall be deemed to have also been filed with the Office. Failure of a check casher to report suspicious activity to FinCEN is a violation of section 560.309(5), F.S.

(3) FinCEN Form 111, Suspicious Activity Report by Money Service Business is incorporated by reference in rule 69V-560.1012, F.A.C. ~~Federal regulation 31 C.F.R. s.~~

~~1022.320, effective November 4, 2016 is hereby incorporated by reference and available at www.ecfr.gov.~~

(4) No change.

69V-560.702 Payment Instrument Sellers.

(1) No change.

(2) For all transactions that exceed \$3,000, the payment instrument seller shall also obtain and record the information required by 31 C.F.R. ss. 1010.415 in accordance with section 560.1235(1), F.S., (a)(2), effective March 1, 2014. For purposes of this section multiple payment instruments purchased in one or more transactions on a single day shall be aggregated.

(3) No change.

(4) Every payment instrument seller shall develop and implement written policies and procedures to monitor compliance with applicable state and federal law by its authorized vendors. The policies and procedures ~~must should~~ include, ~~but are not limited to~~ compliance with the following applicable statutes and regulations:

(a) through (b) No change.s

(c) Office of Foreign Asset Control regulations: ~~31 C.F.R. Part 500~~; 31 C.F.R. s. 594.201, Form OFR-560-10, effective July 1, 2018, and available at <http://www.flrules.org>; 31 C.F.R. s. 594.204, Form OFR-560-11, effective July 1, 2018, and available at <http://www.flrules.org>; 31 C.F.R. s. 501.603, Form OFR-560-12, effective July 1, 2018, and available at <http://www.flrules.org>; and 31 C.F.R. s. 501.604, Form OFR-560-13, effective July 1, 2018, ~~March 1, 2014~~ and available at <http://www.flrules.org>.

(d) Gramm-Leach-Bliley Act regarding protection of personal information: 15 U.S.C. ss. 6801 Form OFR-560-14, effective July 21, 2010, and available at <http://www.flrules.org>; 6802 Form OFR-560-15, effective July 21, 2010, and available at <http://www.flrules.org>, and 6803 Form OFR-560-16, effective December 4, 2015, and available at <http://www.flrules.org>.

(e) No change..

(5) No change.

(6) Subpoenas, warrants, and other requests from regulatory, law enforcement, or prosecutorial agencies and records relating to training as required by 31 C.F.R. s. 1022.210, Form OFR-560-17, effective July 1, 2018, and available at <http://www.flrules.org>, shall be maintained so that they are retrievable as required by section 560.1105(1), F.S.

(7) No change.

(8) All forms ~~federal laws and regulations~~ referenced in this rule are hereby incorporated by reference and available on the Office's website at www.flrfr.com and by mail from the Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0376.

69V-560.703 Money Transmitters.

(1) No change.

(2) For each money transmission in the amount of \$3,000 or more, compliance with the record keeping requirements contained within 31 C.F.R. Part 1010, Subpart D, Form OFR-560-18, effective July 1, 2018, and available at <http://www.flrules.org>, will satisfy the record keeping requirements of chapter 560, F.S. For purposes of compliance with 31 C.F.R. 1010, Subpart D, a money transmitter is also subject to the additional record keeping requirements for “other than established customers”.

(a) through (c) No change.

(3) No change.

(4) Every money transmitter shall develop and implement written policies and procedures to monitor compliance with applicable state and federal law by its authorized vendors. These policies and procedures ~~must should~~ include, ~~but are not limited to~~ compliance with the following applicable statutes and regulations:

(a) through (b) No change.

(c) Office of Foreign Asset Control regulations: ~~31 C.F.R. Part 500~~; 31 C.F.R. s. 594.201 Form OFR-560-10, effective July 1, 2018, and available at <http://www.flrules.org>; 31 C.F.R. s. 594.204 Form OFR-560-11, effective July 1, 2018, and available at <http://www.flrules.org>; 31 C.F.R. s. 501.603 Form OFR-560-12, effective July 1, 2018, and available at <http://www.flrules.org>; and 31 C.F.R. s. 501.604, Form OFR-560-13, effective July 1, 2018, and available at <http://www.flrules.org> ~~March 1, 2014~~.

(d) Gramm-Leach-Bliley Act regarding protection of personal information: 15 U.S.C. ss. 6801, Form OFR-560-14, effective July 21, 2010, and available at <http://www.flrules.org>, 6802, Form OFR-560-15, effective July 21, 2010, and available at <http://www.flrules.org>, and 6803, Form OFR-560-16, effective December 4, 2015, and available at <http://www.flrules.org>.

(e) No change.

(5) No change.

(6) Subpoenas, warrants and other requests from regulatory, law enforcement, and prosecutorial agencies, and records related to training as required by 31 C.F.R. s. 1022.210, Form OFR-560-17, effective July 1, 2018 ~~July 29, 2014~~, and available at <http://www.flrules.org>, and shall be maintained so that they are retrievable as required by section 560.1105(1), F.S.

(7) No change.

(8) All ~~forms federal laws and regulations~~ referenced in this rule are hereby incorporated by reference and available on the Office’s website at www.flofr.com and by mail from the Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399- 0376.

Rulemaking Authority 560.105, 560.1105, 560.2085, 560.211 FS. Law Implemented 560.1105, 560.1235, 560.2085, 560.211 FS. History—New 9-24-97, Formerly 3C-560.703, Amended 1-13-09,_____.

69V-560.704 Records to Be Maintained by Check Cashers.

(1) through (3) No change.

(4)(a) through (c) No change.

(d) Create and maintain a customer file for each entity listed as the payee on corporate payment instruments accepted by the licensee. Each customer file must include, at a minimum, the following information:

1. through 6. No change.

7. A written corporate customer profile which includes: the full legal name of each beneficial owner, as defined in 31 C.F.R. s. 1010.230(d), Form OFR-560-19, effective July 1, 2018, is hereby incorporated by reference and available at <http://www.flrules.org>, of the corporate customer; an explanation of the customer’s business model;_type(s) of services offered; projected annual volume of check cashing; and ~~annual~~ daily check cashing limits as they relate to the corporate customer’s workers’ compensation policy coverage limits.

(e) No change.

(5) Check Cashing Database: A check casher must in accordance with section 560.310(2)(d), F.S., submit the following information into the check cashing database prior to the check casher providing currency (or payment instrument if a Part II licensee):

~~(a) 1-~~ Transaction date;_-

~~(b) 2-~~ Payor name as displayed on the payment instrument;_-

~~(c) 3-~~ Payee name as displayed on the payment instrument;_-

~~(d) 4-~~ Conductor name, if different from the payee name;_-

~~(e) 5-~~ Amount of the payment instrument;_-

~~(f) 6-~~ Amount of currency provided;_-

~~(g) 7-~~ Type of payment instrument;_-

~~(h) 8-~~ Amount of the fee charged for cashing of the payment instrument;_-

~~(i) 9-~~ Branch or location where the payment instrument was accepted;_-

~~(j) 10-~~ The type of identification and identification number presented by the payee or conductor;_-

~~(k) 11-~~ Payee’s workers’ compensation insurance policy number or exemption certificate number, if a corporate payment instrument and an active policy exists;_-

~~(l) 12-~~ Payee Corporate Document Number as issued by the Secretary of State, if a corporate payment instrument;_- and

~~(m) 13-~~ Payee Federal Employer Identification Number, if a corporate payment instrument.

69V-560.707 Records to be Maintained by Deferred Presentment Providers.

(1) Every deferred presentment provider shall maintain the following records at a location which has been designated to the Office:

(a) A copy of each personal check, ~~or ACH authorization including any authorization to transfer or withdraw funds from an account signed by the drawer,~~ accepted for each deferred presentment transaction.

(b) No change.

(c) 1. through 3. No change.

(d) If applicable for a deferred presentment installment transaction, a copy of each document relating to any deferral request received from any drawer including:

1. A signed and dated notice from the drawer that the drawer is unable to cover the check or to repay the provider on or before the installment due date, and that the drawer agrees to and is aware of the new due date for the deferred installment payment.

2. All correspondence received from or sent to the drawer or the consumer regarding the deferred installment payment.

(e) through (1) No change.

(2) No change.

69V-560.902 Definitions.

(1) through (6) No change.

(7) The term “pending transaction” or “pending” means a transaction that is in the process of clearing the banking system, in the 60-day grace period pursuant to section 560.404(22)(a), F.S., or returned to the provider pursuant to section 560.406, F.S.

(8) The term “closed transaction” or “close” or “terminated” means a transaction terminated as provided in ~~section 560.903(1), F.S.~~ rule 69V-560.903(1), Florida Administrative Code.

(9) No change.

(10) The term “check” means ~~includes but is not limited to~~ any authorization to transfer or withdraw funds from an account signed by the drawer, including any authorization by a drawer to execute an Automated Clearing House debit transaction.

69V-560.903 Deferred Presentment Transactions.

(1) A deferred presentment transaction shall be considered terminated at such time as all checks that are the basis of the deferred presentment agreement have been:

(a) through (e) No change.

(f) Deposited by the provider or processed for collection through the ACH system and the provider has not received notice within fourteen (14) days that the check representing the final payment has been returned for insufficient funds, stop payment or closed account. The deferred presentment database will automatically close the transaction after fourteen (14) days if the provider has updated the transaction status to reflect the

deposit and no action has been taken by the provider to update the deferred presentment database to reflect that the check has been returned as discussed above.

1. Notwithstanding the automatic termination provision of ~~paragraph subparagraph~~ 69V-560.903(1)(f), F.A.C., providers shall immediately close all transactions in the deferred presentment database when a transaction is terminated as required by subsection 69V-560.908(6), F.A.C.

2. No change.

3. Each deferred presentment provider shall develop and implement written policies and procedures relating to the reconciliation of returned items where termination of the existing transaction is accomplished pursuant to ~~paragraph subparagraph~~ 69V-560.903(1)(f), F.A.C., which clearly supports the timely and accurate update of transactional information on the deferred presentment database.

(2) No change.

69V-560.904 Deferred Presentment Transaction Agreement Disclosures and Requirements.

(1) Each deferred presentment transaction agreement must contain the following:

(a) For deferred presentment transactions not repayable in installments

1. through 5. No change.

6. A listing of all fees charged to the drawer categorized by fee type (i.e., ~~1-%~~ transaction fee and verification fee);

7. through 16. No change.

(b) For deferred presentment transactions repayable in installments:

1. through 5. No change.

6. A listing of all fees charged to the drawer categorized by fee type (i.e., ~~1-%~~ transaction fee and verification fee);

7. through 16. No change.

(2)(a) If the deferred presentment provider (Part II licensees only) intends to provide the drawer with a payment instrument in lieu of currency, the agreement shall also contain the drawer’s acknowledgment that he or she has consented to accept the provider’s payment instrument in lieu of currency. Such acknowledgment shall clearly state that it is the drawer’s choice to obtain such payment instrument, and that the provider may not require a drawer to accept a payment instrument in lieu of currency. For purposes of this section, the drawer may accept disbursement of the proceeds via ACH credit to the drawer’s account. This acknowledgment shall be separately initialed by the drawer.;

(b) If the provider intends to electronically debit the drawer’s account to collect the funds, the agreement shall also contain the drawer’s authorization to the provider permitting the electronic debit of the drawer’s account. This authorization shall be provided in a separate section of the transaction

agreement, in not less than 8 point type, and must be initialed by the drawer. Providers must still adhere to all provisions of part IV of chapter 560, F.S., regarding the drawer's payment options under such part.;

(3) through (4) No change.

(5) Upon being given timely notice by a drawer in person or in writing that he or she will not be able to pay the scheduled payment amount for a deferred presentment installment transaction owed to the deferred presentment provider in accordance with the agreement, every provider shall verbally advise the drawer of the availability to defer only one scheduled payment as authorized in section 560.404(23), F.S. A provider shall provide the drawer with the following notice upon deferment of a scheduled payment in at least 14-point type in substantially the following form:

NOTICE

Your scheduled payment which was due on [Date] has been deferred to [Date]. If the deferred presentment provider is holding a check for this scheduled payment, the provider may deposit your check if you do not redeem the check by the new deferred date. Be advised Florida law allows only one scheduled payment to be deferred for each deferred presentment installment transaction; therefore, you are not entitled to additional deferments ~~deferments~~ for this transaction.

69V-560.905 Deferred Presentment Transaction Fees.

(1) The transaction fee for a deferred presentment transaction not repayable in installments shall be limited to ten percent (10%) of the amount of currency or payment instrument provided to the drawer. A deferred presentment provider may also charge a verification fee in accordance with rule 69V-560.801, F.A.C. An example of the computation of the maximum fees allowed by the code in a transaction where the drawer is seeking an advance of \$500 would be as follows:

(a) No change..

~~(b)(2)~~ A \$50 transaction fee (\$500 X 10%); and,

~~(c)(a)~~ Up to \$5 for the direct costs associated with verification of the drawer's identity and/or employment. In this example, the provider would provide currency or a payment instrument (Part II licensees) in the amount of \$500 to the drawer, and the drawer would provide a personal check in the amount of between \$550-\$555 depending upon the exact amount of the direct costs of verification, if any, assessed by the provider with respect to this drawer. Unless a drawer has met the requirements for an automatic grace period, the drawer would be required to either redeem his or her personal check in cash (face amount of the check) or the provider would on the due date or a reasonable time thereafter present such personal check to the financial institution for payment.

~~(2)(3)~~ The transaction fee for a deferred presentment installment transaction shall be disclosed ~~computed~~ at the time of origination. The transaction fee shall be and limited to eight percent (8.00%) of the outstanding transaction balance on a biweekly basis using a simple interest calculation. A drawer's untimely payment of a scheduled amount shall not increase the drawer's outstanding transaction balance. Deferred presentment installment fees may not be charged in amounts exceeding those amounts disclosed as finance charges on the deferred presentment installment transaction agreement pursuant to Section 560.404(13), F.S. When calculating extra days for a first installment period that is longer than the remaining installment periods, the transaction fee is limited to a daily simple interest rate of zero point five seven one four two percent (0.57142%) of the outstanding transaction balance per extra day. A deferred presentment provider may also charge a verification fee in accordance with rule 69V-560.801, F.A.C.

(a) No change.

(b) Unless a drawer has met the requirements for a deferral as specified in s. 560.404(23), F.S., or redeemed his or her personal check in cash (face amount of the check), the provider shall on the due date or a reasonable time thereafter present such personal check to the financial institution for payment ~~on the first business day after the due date~~ shown for that particular payment on the deferred presentment installment transaction agreement.

(c) A provider may return unearned fees in the event a deferred presentment installment transaction is paid in full prior to the last scheduled payment due date. ~~Overpayments and early payments towards an outstanding transaction balance will reduce the finance charges from those disclosed on the deferred presentment installment agreement. Following early termination of a deferred presentment installment agreement for which any payments were redeemed in cash, the drawer shall be entitled to a refund computed at the daily simple interest rate (0.57142%) for any charges paid in excess of those accrued.~~

(d) In no event shall the provider retain an amount that exceeds (i) the principal amount of the loan ~~Total of Payments disclosed to the drawer on the deferred presentment installment agreement pursuant to Section 560.404(13), F.S.~~ plus (ii) properly accrued transaction fees, and (iii) the amount of any fees accrued pursuant to Section 560.406, F.S. The provider must return ~~refund~~ any overcharge within ten ~~twenty~~ (10) calendar days of the date the final payment is redeemed in cash or the check being held that represents the final payment has cleared the provider's financial institution.

~~(3)(4)~~ Under no circumstances may the deferred presentment provider collect transaction fees from a drawer at the inception of a transaction. A provider shall not collect verification fees from the drawer at the inception of a deferred presentment transaction. All fees with respect to a deferred

presentment transaction shall be collected at such time as the drawer redeems his or her personal checks or the provider presents the drawer's personal checks for payment. For a deferred presentment installment transaction, a provider may collect verification fees from the drawer not to exceed \$5. The verification fee for a deferred presentment installment transaction may be collected the first time the drawer redeems a personal check or the first time the provider presents one of the drawer's personal checks. The verification fees incurred on a deferred presentment installment transaction shall be reflected in the provider's payment schedule and the drawer's check(s).

~~(4)(5)~~ A deferred presentment provider shall not charge, impose, or add any other fees upon a drawer. Examples of such unauthorized fees include, but are not limited to, such items as initial application fees, drawer setup fees, etc.

~~(5)(6)~~ Under no circumstances shall a provider require that a drawer purchase any other products or services as a condition of the deferred presentment transaction.

69V-560.907 Deferred Presentment Database Access.

(1) No change.

(a) A provider shall designate to the deferred presentment database vendor a security administrator to assign employee user identification numbers and passwords to employees authorized by the provider to register transactions on the deferred presentment database, to maintain provider information on the website and deferred presentment database, and to ensure the accuracy of deferred presentment database transaction information, including that the user identification and password for the employee are associated with the appropriate location from which the transaction is conducted; ~~except for a new location as provided in section 560.307(2) or 560.208(2), F.S.~~ Only the security administrator identification and password will be administered by the deferred presentment database vendor. The provider's security administrator will be responsible for all other employee user identification numbers and passwords within the provider's organization;

1. through 2. No change.

(b) through (c) No change.

(2)(a) No change.

(b) It will be the responsibility of each provider's designated security administrator to assign user identification numbers and passwords to those employees at new branch office locations who may register deferred presentment transactions on the deferred presentment database after Form ~~OFR-560-02 OFR MT 2-04~~ (Location Notification Form) as to such branch office location has been provided to the Office of Financial Regulation.

(3) through (5) No change.

69V-560.909 Deferred Presentment Database Availability.

(1) No change.

(2) In the event the deferred presentment database is unavailable, providers shall adhere to the following procedures to determine eligibility before initiating a new deferred presentment transaction (except as provided in subsection paragraph (3) below):

(a) through (b) No change.

(c) Within 24 hours of obtaining the temporary transaction authorization number from the database vendor, the provider shall accurately enter the remaining transactional data into the deferred presentment database.

(3) through (4) No change.

69V-560.911 Deferred Presentment Database Dispute Resolution for Customers.

(1) through (3) No change.

~~(4) The deferred presentment database vendor shall request any additional information from the person and the provider, regarding any negative eligibility determination, that the deferred presentment database vendor deems necessary.~~

69V-560.913 Termination of Deferred Presentment Activity and Transaction Maintenance.

(1) Within fifteen (15) business days after ceasing operations or no longer holding a license under part II or part III of chapter 560, F.S., a deferred presentment provider must provide notification to the Office of such action. The notice must be in writing, signed by the deferred presentment provider, and include the following:

(a) through (d) No change.

(2) The notification required in subsection paragraph (1) above must be mailed to Office of Financial Regulation, Attention: Deferred Presentment Database Contract Manager, 200 East Gaines Street, Tallahassee, Florida 32399-0376, or transmitted by facsimile to (850) 410-9914.

(3) through (5) No change.

The following change has been made to an incorporated form:

- Office of Financial Regulation, Division of Consumer Finance, Form OFR-560-09, Disciplinary Guidelines for Money Services Businesses:

- In response to a JAPC comment, the Office revised Violation #42 to clarify the applicable disciplinary action.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board hereby gives notice: that on September 20, 2019, an Order was filed on the Petition for Variance or Wavier. The Petition was filed by Harold R. Bloodworth, Jr., on February 1, 2019, seeking a variance or wavier of Rule 61G4-16.005, F.A.C., that requires for the purpose of certification, a passing grade shall be valid only for a period of four (4) years from the date of the most recently passed portion of the exam. The Notice of Petition for Variance or Wavier was published in Vol. 45, No. 62, on March 29, 2019, in the Florida Administrative Register. The Board, at its meeting held on July 12, 2019, voted to deny the Petition for Variance or Waiver finding that Petitioner failed to demonstrate a substantial hardship; failed to demonstrate that application of the rule would violate the principle of fairness; and failed to demonstrate that the purpose of the underlying statute has been met.

A copy of the Order or additional information may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039 or telephone: (850)487-1395, or by electronic mail to Donald.Shaw@myfloridalicense.com.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on September 27, 2019, the Florida Housing Finance Corporation, received a petition for waiver of paragraph 67-48.004(3)(g) Florida Administrative Code, from Blue Pinellas, LLC to change the development type from "Mid-rise 5 or Stories" to "Mid-rise 4 Stories".

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

Section VI
Notice of Meetings, Workshops and Public
Hearings

DEPARTMENT OF EDUCATION

State Board of Education

The Blind Services Foundation and the Division of Blind Services announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 10, 2019, 10:00 a.m.

PLACE: Teleconference Phone: 1(888)585-9008, Conference Room: 319-035-377

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Blind Services Foundation General Board Meeting

A copy of the agenda may be obtained by contacting: The Division of Blind Services, 325 West Gaines Street, Turlington Bldg., Room 1114, Tallahassee, FL 32399, Phone: (850)245-0329 or Email: Selena.Sickler@dbs.fldoe.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: The Division of Blind Services, 325 West Gaines Street, Turlington Bldg., Room 1114, Tallahassee, FL 32399, Phone: (850)245-0329 or Email: Selena.Sickler@dbs.fldoe.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: The Division of Blind Services, 325 West Gaines Street, Turlington Bldg., Room 1114, Tallahassee, FL 32399, Phone: (850)245-0329 or Email: Selena.Sickler@dbs.fldoe.org.

DEPARTMENT OF TRANSPORTATION

The Commercial Motor Vehicle Review Board announces the cancellation announces a public meeting to which all persons are invited.

DATE AND TIME: October 10, 2019, all pending matters will be addressed at the next meeting on November 14, 2019.

PLACE: Florida Dept. of Transportation, Burns Bldg. Auditorium, 605 Suwannee Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Public meeting cancelled

A copy of the agenda may be obtained by contacting: NA
For more information, you may contact: Commercial Motor Vehicle Review Board, 605 Suwannee Street, MS 90, Tallahassee, Florida 32399, (850)410-5555.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a prehearing conference and a hearing in the following docket to which all persons are invited.

DOCKET NO. AND TITLE: 20190136-EI -Petition for a limited proceeding to approve third SoBRA, by Tampa Electric Company.

PREHEARING CONFERENCE DATE AND TIME: Tuesday, October 8, 2019, 1:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE PREHEARING:

The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

HEARING DATE AND TIME: Thursday, October 17, 2019 following Internal Affairs.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING:

The purpose of this hearing shall be to receive testimony and exhibits and to take final action relative to the Commission's evaluation of Tampa Electric Company's 2017 Amended and Restated Stipulation and Settlement Agreement that included a Solar Base Rate Adjustment mechanism which provides for the recovery of costs associated with solar projects that meet the criteria laid out in that 2017 Settlement Agreement. The Commission will conduct a Limited Proceeding to approve the third Solar Base Rate Adjustment and to take action on any motions or other matters that may be pending at the time of the hearing. This proceeding shall: (1) allow the parties to present evidence and testimony in support of their positions; (2) allow for such other purposes as the Commission may deem appropriate.

All witnesses shall be subject to cross-examination at the conclusion of their testimony. The hearing will be governed by the provisions of Chapter 120, Florida Statutes, Chapter 366, Florida Statutes, and Chapters 25-22 and 28-106, Florida Administrative Code.

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

request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

EMERGENCY CANCELLATION OF HEARING

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission's website (<http://www.floridapsc.com>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

PUBLIC SERVICE COMMISSION

The FLORIDA PUBLIC SERVICE COMMISSION announces a public customer meeting in the following docket to which all persons are invited.

DATE AND TIME: Wednesday, October 16, 2019, 6:00 p.m.

PLACE: Shangri-La by the Lake Clubhouse, 100 Shangri-La Boulevard, Leesburg, FL 34788

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 20190146-WS – Petition for limited alternative rate increase in Lake County by Lakeside Waterworks, Inc.

The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. For questions, contact Commission staff Matthew Sibley at (850)413-6516.

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

EMERGENCY CANCELLATION OF MEETING

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission's website (<http://www.floridapsc.com>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

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

DATE AND TIME: October 9, 2019, 6:00 p.m.

PLACE: Madison County Agricultural Extension Office, 184 NW College Loop, Madison, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a Joint Workshop between the Middle and Lower Suwannee River and Withlacoochee River Task Force and the City of Valdosta City Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. 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.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

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

PLACE: South Florida Regional Planning Council, 1 Oakwood Blvd., Suite 250, Hollywood, FL 33020

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Director's Evaluation

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council.

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: (954)924-3653.

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

The South Florida and Treasure Coast Regional Planning Councils announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2019, 10:00 a.m.

PLACE: Palm Beach Atlantic University, Weyenberg Center, 901 South Flagler Drive, West Palm Beach, Florida 33401

GENERAL SUBJECT MATTER TO BE CONSIDERED: Joint Council meeting to discuss various issues of regional importance. This is a regional stakeholder meeting to discuss issues of regional importance. Potential topics include, but are not limited to, Affordable Housing, the National Flood Insurance Program, South Florida Water Management District Priority Issues, Florida's Water Infrastructure Challenge, Florida Department of Environmental Protection Priority Issues, Florida Transportation Plan 2020 Update, and South Florida Regional Transportation Authority Priority Issues.

Attendees may include one or more board members, elected officials and staff from the South Florida and Treasure Coast Regional Planning Councils, Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie and Indian River counties and municipal governments; their respective Transportation Planning/Metropolitan Planning Organizations, South Florida Regional Transportation Authority; Florida Department of Environmental Protection, Florida Department of Transportation, South Florida Water Management District, and Palm Beach Atlantic University.

A copy of the agenda may be obtained by contacting: the South Florida Regional Planning Council, One Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, sfadmin@sfrpc.com; (954)924-3653 or the Treasure Coast Regional Planning Council, 421 SW Camden Avenue, Stuart, Florida 34994, lgulick@trpc.org, (772)221-4060.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Treasure Coast Regional Planning Council, 421 SW Camden Avenue, Stuart, FL 34994, (772)221-4060. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Treasure Coast Regional Planning Council, 421 SW Camden Avenue, Stuart, FL 34994, (772)221-4060.

SPACE FLORIDA

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

DATE AND TIME: October 3, 2019, 1:00 p.m. ET

PLACE: Call in Number: 1(877)286-7960, Guest Code: 5301144

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Space Florida Evaluation Committee members will be opening bids submitted by vendors in response to the competitive solicitation for the request for bids for the Economic Development Transportation Project Fund (EDTPF) Infrastructure Improvements

Signalization Package. RFB-SF-01-0-2019.

A copy of the agenda may be obtained by contacting Annette O'Donnell at aodonnell@spaceflorida.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 2 days before the workshop/meeting by contacting: Annette O'Donnell. 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.

A copy of the agenda may be obtained by contacting: NA

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 30, 2019, 1:00 p.m. – 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, Florida 32308. To participate by phone, please call 1-800-368-1029 and enter the participant code 752971.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency for Health Care Administration will hold its annual Post Award Forum on Florida's Family Planning program. The annual Post Award Forum provides stakeholders the opportunity to provide meaningful comment on the progress of the Family Planning program. The Family Planning program operates under the authority of an 1115 Research and Demonstration Waiver approved by the Centers for Medicare and Medicaid Services. The Post Award Forum will be held during the Medical Care Advisory Committee meeting from 1:00 p.m. – 3:00 p.m. on Wednesday, October 30, 2019. The public will have an opportunity to provide comments during the forum.

A copy of the agenda may be obtained by contacting: Ms. Carla Sims, telephone (850)412-4013, email: Carla.Sims@ahca.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Carla Sims, telephone (850)412-4013, email: Carla.Sims@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 30, 2019, 1:00 p.m. – 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, Florida 32308. To participate by phone, please call 1(800)368-1029 and enter the participant code 752971.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency for Health Care Administration will hold its annual Post Award Forum on Florida's Managed Medical Assistance (MMA) program. The annual Post Award Forum provides stakeholders the opportunity to provide meaningful comment on the progress of the MMA program. The MMA program operates under the authority of an 1115 Research and Demonstration Waiver approved by the Centers for Medicare and Medicaid Services. The Post Award Forum will be held during the Medical Care Advisory Committee meeting from 1:00 p.m. – 3:00 p.m. on Wednesday, October 30, 2019. The public will have an opportunity to provide comments during the forum.

A copy of the agenda may be obtained by contacting: Ms. Carla Sims, telephone (850)412-4013, email: Carla.Sims@ahca.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Carla Sims, telephone (850)412-4013, email: Carla.Sims@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Architecture and Interior Design

The Board of Architecture and Interior Design announces a public meeting to which all persons are invited.

DATE AND TIME: October 15, 2019, 9:00 a.m. ET

PLACE: The Biltmore Hotel, 1200 Anastasia Avenue, Coral Gables, Florida 33134, Telephone (305)913-3147.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business including disciplinary cases, application review, rules, reports, and profession discussion items.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0751, Telephone (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0751, Telephone (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0751, Telephone (850)717-1982.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

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

DATE AND TIME: October 21, 2019, 3:00 p.m., until all business is concluded

PLACE: Conference Call dial in number 1(888)585-9008, Pass code number 683213166

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Budget Task Force will meet to discuss the board's quarter financials.

A copy of the agenda may be obtained by contacting: Missy Williams, (352)333-2505.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Missy Williams, (352)333-2505. 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: Missy Williams, (352)333-2505.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 7, 2019, 8:00 a.m.

PLACE: University of Florida Levin College of Law, Martin Levin Advocacy Center, Room 106, 309 Village Drive, Gainesville, FL 32611

GENERAL SUBJECT MATTER TO BE CONSIDERED: Sixth meeting of the Blue Green Algae Task Force, that will focus on expediting progress toward reducing the adverse impacts of blue green algae blooms.

A copy of the agenda may be obtained by contacting: <https://floridadep.gov/Blue-GreenAlgaeTaskForce>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Brittney Norrman, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., Tallahassee, Florida 32399; Brittney.Norrman@FloridaDEP.gov, (850)245-2058. 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: Brittney Norrman, Brittney.Norrman@FloridaDEP.gov, (850)245-2058.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Beaches and Coastal Systems

The Department of Environmental Protection announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, October 9, 2019, 5:00 p.m. – 6:15 p.m.

PLACE: Robert L. Anderson Administration Center, Commission Chambers, 4000 South Tamiami Trail, Venice, FL 34293

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida is proposing the establishment of an Erosion Control Line (ECL), pursuant to Section 161.161, Florida Statutes. The meeting time of 5:00 p.m. – 6:15 p.m. will include time for both a public workshop and a public hearing. The workshop is the public's opportunity to ask questions about the proposed erosion control line. The hearing is the public's opportunity to comment on, speak in support of, object to, and submit for consideration material relevant to the methodology used for locating the proposed erosion control line for the Sarasota County, Manasota Key Beach Restoration Project,

between DEP range monuments R172 – R183 (C/L) and is associated with DEP permit # 0359636-001-JC.

A copy of the agenda may be obtained by contacting: William “Guy” Weeks, Department of Environmental Protection, Division of Water Resource Management at (850)245-7696 or via email: william.weeks@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Rachel Herman, Sarasota County’s Division Manager at (941)315-8182. 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: William “Guy” Weeks, Department of Environmental Protection, Division of Water Resource Management at (850)245-7696 or via email: william.weeks@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Beaches and Coastal Systems

The Department of Environmental Protection announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, October 8, 2019, 5:00 p.m. – 6:15 p.m.

PLACE: Murdock Administration Center, Commission Chambers Room #119, 18500 Murdock Circle, Port Charlotte, FL 33948

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida is proposing the establishment of an Erosion Control Line (ECL), pursuant to Section 161.161, Florida Statutes. The meeting time of 5:00 p.m. – 6:15 p.m. will include time for both a public workshop and a public hearing. The workshop is the public’s opportunity to ask questions about the proposed erosion control line. The hearing is the public’s opportunity to comment on, speak in support of, object to, and submit for consideration material relevant to the methodology used for locating the proposed erosion control line for the Charlotte County, Manasota Key Beach Restoration Project, between DEP range monuments R001 - R016 and is associated with DEP permit # 0359636-001-JC.

A copy of the agenda may be obtained by contacting: William “Guy” Weeks, Department of Environmental Protection, Division of Water Resource Management at (850)245-7696 or via email: william.weeks@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Matthew Logan, Charlotte County’s Project Manager at (941)575-3610. 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: William “Guy” Weeks, Department of Environmental Protection, Division of Water Resource Management at (850)245-7696 or via email: william.weeks@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Beaches and Coastal Systems

The Department of Environmental Protection announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, October 10, 2019, 5:00 p.m. – 6:00 p.m.

PLACE: Board of County Commission Chambers, Third Floor, Collier County Government Center, 3299 Tamiami Trail East, Naples, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida is proposing the establishment of an Erosion Control Line (ECL), pursuant to Section 161.161, Florida Statutes. The meeting time of 5:00 p.m. – 6:15 p.m. will include time for both a public workshop and a public hearing. The workshop is the public’s opportunity to ask questions about the proposed erosion control line. The hearing is the public’s opportunity to comment on, speak in support of, object to, and submit for consideration material relevant to the methodology used for locating the proposed erosion control line for the Collier County (Park Shore) Beach Nourishment Project, between DEP range monuments R042 - R044 and is associated with DEP permit # 0331817-004-JM.

A copy of the agenda may be obtained by contacting: William “Guy” Weeks, Department of Environmental Protection, Division of Water Resource Management at (850)245-7696 or via email: william.weeks@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Gary McAlpin, Collier County’s Coastal Zone Manager at (239)252-2966. 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: William “Guy” Weeks, Department of Environmental Protection, Division of Water Resource Management at (850)245-7696 or via email: william.weeks@dep.state.fl.us.

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATES AND TIMES: January 9, 2020, 9:00 a.m.; January 10, 2020, 9:00 a.m.

PLACE: Rosen Plaza, 9700 International Drive, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board

A copy of the agenda may be obtained by contacting: The Board office at info@floridasmassagetherapy.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: The Board office at info@floridasmassagetherapy.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATES AND TIMES: April 2, 2020, 9:00 a.m.; April 3, 2020, 9:00 a.m.

PLACE: Embassy Suites by Tampa – USF, 3705 Spectrum Drive, Tampa, FL 33612

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

A copy of the agenda may be obtained by contacting: the Board office at info@floridasmassagetherapy.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: the Board office at info@floridasmassagetherapy.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATES AND TIMES: July 9, 2020, 9:00 a.m.; July 10, 2020, 9:00 a.m.

PLACE: Omni Orlando Resort at Championsgate, 1500 Masters Boulevard, ChampionsGate, Florida 33896

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

A copy of the agenda may be obtained by contacting: the Board office at info@floridasmassagetherapy.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: the Board office at info@floridasmassagetherapy.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATES AND TIMES: October 8, 2020, 9:00 a.m.; October 9, 2020, 9:00 a.m.

PLACE: Doubletree by Hilton Hotel - Jacksonville Riverfront, 1201 Riverplace Boulevard, Jacksonville, FL 32207

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

A copy of the agenda may be obtained by contacting: the Board office at info@floridasmassagetherapy.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: the Board office at info@floridasmassagetherapy.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF FINANCIAL SERVICES

OIR - Administration

RULE NO.: RULE TITLE:

69N-121.003 Organizational Structure of the Office

The Florida Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: Monday, October 7, 2019, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida. To join by telephone, call (850)413-1558 and enter conference ID# 587255.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This rule is being amended to reflect the current organizational structure of the Office of Insurance Regulation. The deputy commissioner for business development and market research is deleted from the rule. The title for the deputy commissioner of life and health is amended to delete the reference to “and for specialty.”

A copy of the agenda may be obtained by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112. 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: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.:RULE TITLES:

69O-240.001 Shared Savings Program Requirements

69O-240.002 Annual Report

The Florida Office of Insurance Regulation announces a workshop to which all persons are invited.

DATE AND TIME: Monday, October 7, 2019, 10:10 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida. To join by telephone, call (850)413-1558 and enter conference ID# 587255.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Chapter 2019-100, Laws of Florida, creates sections 627.6387, 627.6648, and 641.31076, F.S., which require insurers to file a description of the program on a form promulgated by the Financial Services Commission and require insurers to submit certain information to the Office, so it may determine the baseline for the savings calculation. Chapter 69O-240, F.A.C., will govern the regulation of shared savings programs. 69O-240.001 addresses the requirements for approval of a shared savings program by the Office. 69O-240.002 implements an annual report a health insurer or health maintenance organization must file with the Office.

A copy of the agenda may be obtained by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850) 413-4112. 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: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-137.002 Annual Audited Financial Reports

The Florida Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: Monday, October 7, 2019, 9:40 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida. To join by telephone, call (850)413-1558 and enter conference ID# 587255.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The rule is being amended to conform to the amendments to the National Association of Insurance Commissioners (NAIC) Annual Financial Reporting Model Regulation model rule. The rule is amended to add a section for internal audits and defines “internal audit function.”

A copy of the agenda may be obtained by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112. 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: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-143.046 Registration of Insurers

The Florida Office of Insurance Regulation announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 7, 2019, 9:50 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida. To join by telephone, call (850)413-1558 and enter conference ID# 587255.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of Insurance Regulation is amending this rule to update three forms previously adopted.

A copy of the agenda may be obtained by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: 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: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-167.007 Supplementary Payment of Defense Costs

The Florida Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, October 10, 2019, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida. To join by telephone, call (850)413-1558 and enter conference ID# 584788.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of Insurance Regulation is proposing to repeal this rule due to it being obsolete or unnecessary.

A copy of the agenda may be obtained by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112. 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: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-189.003 Workers' Compensation: Application and Audit Procedures

The Florida Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, October 10, 2019, 9:40 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida. To join by telephone, call (850)413-1558 and enter conference ID# 584788.

GENERAL SUBJECT MATTER TO BE CONSIDERED: 69O-189.003 is amended to reference section 92.525, FS, for sworn statements. The rule is amended to remove notarization requirements in portions of the rule. A sentence allowing the acceptance of electronic notarization is deleted due to the notary requirement being removed.

A copy of the agenda may be obtained by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112. 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: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.:RULE TITLES:

69O-156.003Definitions

69O-156.0075 Benefit Standards for 2010 Standardized Medicare Supplement Benefit Plan Policies or Certificates Issued for Delivery with an Effective Date for Coverage on or After June 1, 2010.

69O-156.0086 Standard Medicare Supplement Benefit Plans for 2020 Standardized Medicare Supplement Benefit Plan Policies or Certificates Issued for Delivery to Newly Eligible Medicare Beneficiaries with an Effective Date for Coverage on or After January 1, 2020.

The Florida Office of Insurance Regulation announces a hearing to which all persons are invited.

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

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida. To join by telephone, call (850)413-1558 and enter conference ID# 584788.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Medicare Access and CHIP Reauthorization Act of 2015 (MACRA) was signed into law on April 16, 2015, and prohibits the sale of Medigap policies that cover Part B deductibles to “newly eligible” Medicare beneficiaries. On August 29, 2016, the National Association of Insurance Commissioners (NAIC) adopted revisions to the NAIC Model Regulation to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act (NAIC Model Regulation) to comply with MACRA. 69O-156.003 and 69O-156.0075 are amended and 69O-156.0086 is created to comply with amendments to the NAIC Model Regulation by NAIC.

A copy of the agenda may be obtained by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112. 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: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The Florida Automobile Joint Underwriting Association announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday October 7, 2019, 1:30 p.m.

PLACE: Toll-free-dial-in: 1(877)826-6967, Conference ID 2867636526#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FAJUA Board of Governors will meet to consider and approve the revised Contract Renewal Proposal presented by York-Sedgwick.

A copy of the agenda may be obtained by contacting: Sharon Neal, 1425 Piedmont Drive East, Suite 201A, Tallahassee, Florida 32308, (850)681-2003, sneal@fajua.org.

DEPARTMENT OF HEALTH

Board of Massage Therapy

LYNX announces a workshop to which all persons are invited.

DATE AND TIMES: Wednesday, October 16, 2019,

Registration, 9:30 a.m.; Workshop, 10:00 a.m. – 12:00 Noon

PLACE: LYNX Central Station – Second Floor, 455 N Garland Avenue, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: LYNX FY20 Section 5310 Grant Workshop

Sub-Recipients and potential Sub-Recipients of Section 5310: Enhanced Mobility of Seniors and People with Disabilities are invited to the LYNX FY20 Section 5310 Grant Workshop.

This event will include information regarding: Section 5310 program background, eligibility and priorities; Section 5310 and LYNX Vanpool Program summaries; Grant application process and requirements; Grant application evaluation, selection and scoring summary; Grant award process timeline; Feedback from application evaluators

A copy of the agenda may be obtained by contacting: Matt McIntosh @ mjmcintosh@transystems.com, (407)875-8916.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Benjamin Gonzalez at 2500 LYNX Lane, Orlando, FL 32804, or (407)254-6038, or BGonzalez@GoLYNX.com, not later than three business days prior to the meeting. This meeting is being conducted without regard to race, color, and national origin in accordance with Title VI of the Civil Rights Act of 1964. If hearing impaired, contact LYNX at (407)423-0787 (TDD). 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: Sheila Maldonado at smaldonado@golynx.com or Matt McIntosh at mjmcintosh@transystems.com.

If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Sheila Maldonado at smaldonado@golynx.com or Matt McIntosh at mjmcintosh@transystems.com.

CREATIVISION MEDIA

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

DATE AND TIME: Wednesday, October 9, 2019, 10:00 a.m. – 12:00 Noon

PLACE: Dorothy Quintana Community Center, Multipurpose Room, 101 NW 34 Street, Miami, FL 33127

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District Six, is holding the third Project Advisory Team (PAT) Meeting for the I-195/State Road (SR) 112 Corridor Planning Study (FM Number: 440228-1-22-01) from NW 12 Avenue to SR 907/Alton Road in Miami-Dade County, Florida. The purpose of the study is to evaluate conditions, deficiencies, identify needs, and develop as well as evaluate improvement concepts. PAT members will represent local, county, and regional governmental agencies as well as the Wynwood Business Improvement District (BID).

A copy of the agenda may be obtained by contacting: District Six Transportation Planning Manager Kenneth Jeffries at (305)470-5445; or by email at Ken.Jeffries@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Hong Benitez, P.E., at (305)470-5219; in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172; or by email at Hong.Benitez@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Project Manager Shereen Yee Fong, Department of Transportation, District Six at (305)470-5393; in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172; or by email at Shereen.YeeFong@dot.state.fl.us or District Six Transportation Planning Manager Kenneth Jeffries at (305)470-5445; or by email at Ken.Jeffries@dot.state.fl.us.

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

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-602.101 Care of Inmates

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has issued an order disposing of the petition for declaratory statement filed by inmate Bryan Pike, DC# Y44869 on September 27, 2019. The following is a summary of the agency's disposition of the petition: As an inmate of the Florida Department of Corrections, Bryan Pike, DC# Y44869, may only participate in administrative proceedings that are brought pursuant to paragraphs 120.54(3)(c) and (7), Florida Statutes. Pursuant to section 120.81(3), Florida Statutes, the Petitioner lacks standing to bring a Petition for Declaratory Statement, and the Department lacks jurisdiction to issue a declaratory statement in this case.

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

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

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

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION

Florida International University

FIU-FM# 19-0528 CAMPUS MASTER PLAN UPDATE
2015-2030

**NOTICE TO ARCHITECTS/ENGINEERS/LANDSCAPE
ARCHITECTS**

The Florida International University Board of Trustees announces that services in the discipline of Architecture, Engineering, and Landscape Architecture are required for the project identified below. The prime applicant firm may be licensed in any of the above noted professional disciplines.

Project Name and Number: FM# 19-0528 CAMPUS MASTER PLAN UPDATE 2015-2030

Project Location: University-wide

Project Description:

This master planning project consists of updating the University's current Comprehensive Campus Master Plan in the following areas: academic mission, academic program, urban design, future land use, academic facilities, support facilities, housing, recreation and open space, general infrastructure, utilities, transportation, intergovernmental coordination, conservation, capital improvements, architectural design guidelines, landscape design guidelines, facilities maintenance, and coastal management. The successful firm will be that firm who has demonstrated master planning experience by having previous prime responsibility for developing comprehensive university master plans.

Services are required in the discipline of Architecture, Engineering, and Landscape Architecture. The prime applicant firm must be licensed in any of the above noted professional disciplines.

Reference documents including the existing BOT approved 2010-2020 Comprehensive Campus Master Plan are available for review at <https://facilities.fiu.edu/planning/masterplans.htm>

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application. The letter of application should have attached:

1. A completed "Florida International University Professional Qualifications Supplement (FIUPQS)." The official FIUPQS forms must be downloaded from the FIU web site at <https://facilities.fiu.edu/projects/FM19-0528.htm>. Applications on any other form will not be considered.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate Governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida at the time of the application.

Submit Twelve (12) bound copies of the required proposal data and one electronic copy in PDF format of the requested qualifications on a DVD or USB Drive to: Selection Committee, FIU Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room CSC142, Modesto A. Maidique Campus, Miami, Florida 33199. Applications that do not comply with the above instructions will not be considered. Application material will not be returned. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent. The award of this contract is subject to availability of funds.

The plans and specifications prepared by the A/E are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of the threshold amount provided in Section 287.017 for CATEGORY TWO in connection with this project for a period of 36 months following the date of their being placed on the convicted vendor list.

FIU HAS CREATED STANDARD CONTRACT FORMS AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO A/E'S FOR A/E AND LANDSCAPE ARCHITECTURE SERVICES TO PROVIDE FOR AN EFFICIENT AND EFFECTIVE PROCESS. THESE FORMS ARE AVAILABLE FOR REVIEW AND CAN BE FOUND AT <https://facilities.fiu.edu/projects/FM19-0528.htm>.

ALL APPLICANTS SHOULD REVIEW THE APPLICABLE FIU CONTRACT FORM AND STANDARD INSURANCE REQUIREMENTS CAREFULLY PRIOR TO MAKING A DECISION AS TO WHETHER OR NOT TO RESPOND TO THIS ADVERTISEMENT.

The Project Fact Sheet, which describes the selection process schedule for this Project and additional information regarding the Project scope, may be obtained from the web-site

<https://facilities.fiu.edu/projects/FM19-0528.htm> Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Facilities Planning via email to griffith@fiu.edu cc: angpaz@fiu.edu.

SUBMIT QUALIFICATIONS TO: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room #142, Modesto A. Maidique Campus, Miami, Florida 33199. Submittals must be received between 8:30 a.m. and 12:30 p.m. OR 1:30 p.m. and 4:00 p.m. local time, Monday, October 28, 2019.

DEPARTMENT OF TRANSPORTATION

Bid Request for Milling & Resurfacing at the Jacksonville Maintenance Yard

Sealed bids will be received and publicly opened and read aloud by the Florida Department of Transportation at the following date, location, and local time: October 30, 2019, 11:00 a.m. at the Lake City District Office, 1109 South Marion Avenue, Lake City, Florida 32025-5874, for the following project: E2Z49, supply all materials, equipment, labor and incidentals to mill, place and compact asphalt concrete at the Jacksonville Maintenance Yard. 60 Calendar Days. Budget estimate is \$344,686. A Mandatory Pre-Bid Meeting will be held at Jacksonville Maintenance Yard, 838 Ellis Road, Jacksonville, FL 32205 on October 7, 2019, 11:00 a.m. Complete letting advertisement information for this project is available on our website at <http://www.fdot.gov/contracts/d2/FCO/FCO.shtm> or by calling (386)758-3798.

FLORIDA A&M UNIVERSITY FACILITIES PLANNING, CONSTRUCTION AND SAFETY

FAMU New Student Services Dining Facility

CALL FOR BIDS

FAMU Board of Trustees

STATE OF FLORIDA

Made by Florida A&M University (FAMU), a unit of the Florida Board of Education (Division of Colleges and Universities).

PROJECT NAME: FAMU New Student Services Dining Facility

PROJECT DESCRIPTION: This project consists of a single 1-story student services facility that is 10,872 gsf and partially covered exterior terrace of 3,490 sf, loading dock, covered walkway, sitework and exterior utilities. The building will house a dining center and kitchen area accommodating 278 seats, C Store and Business Center.

PROJECT NUMBER: ITB #

LOCATION: Florida A & M University, FAMU New Student Services Dining Facility, 648 Osceola St, Tallahassee, FL 32301

This advertisement is for the FAMU New Student Services Dining Facility to be located in Tallahassee, Florida.

QUALIFICATION: All bidders must be qualified at the time of bid opening in accordance with the instructions to Bidders, Article B-2. Sealed bids will be received on:

DATE AND TIME: Tuesday, October 22, 2019 by 5:00 p.m.

PLACE: Purchasing Office 121 E Birch – Suite 500 Flagstaff, AZ 86001.

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the drawings and Project Manual.

MINORITY PROGRAM: Bidders are encouraged to utilize Minority Business Enterprise certified by the Office of Supplier Diversity, Department of Management Services.

PRE-SOLICITATION / PRE-BID MEETING: The bidders are invited to attend the pre-solicitation / pre-bid meeting. Minority Business Enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with vendors/contractors interested in bidding the project. This non-mandatory, pre-bid meeting shall be held on Friday October 11, 2019, 9:00 a.m. – 10:00 a.m.) at the Office of Operational Effectiveness & Procurement Services at 2380 Wahnish Way, Suite 214, Tallahassee, FL 32307.

Bid Documents: Please download the Design Documents via the following link: https://kinneyconstruction-my.sharepoint.com/:f/g/personal/mhobbs_kinneyconstruction_net/EtWL49Zkz8tEkzgKOxNg_6oBTvpPWvzAFKNucZmqmplheA?e=pTT0Vh Includes a breakout of any allowances Bid form must be submitted with proposal.

PUBLIC ENTITY CRIMES: In accordance with FLORIDA A&M UNIVERSITY's Regulation 6.005(6): The University shall not accept a competitive solicitation from or contractual services from a person or affiliate who has been convicted of a public entity crime and has been placed on the State of Florida's convicted vendor list for a period of 36 months from the date of being added to the convicted vendor list.

Direct all project related questions in writing to the Owner's Representative, Mark Hobbs at Kinney Construction Services, Inc.; mhobbs@kinneyconstruction.net, or Elston Peets, Project Manager, FAMU Facilities Planning and Construction at elston.peets@famu.edu.

Project Name – FAMU New Student Service Facility-Description of Project: The project is located near the intersection of Osceola Street and Martin Luther King Blvd. (MLK Blvd.) in Tallahassee, FL on the FAMU campus. This project consists of a single 1-story student services facility that is 10,872 g.s.f and partially covered exterior terrace of 3,490 s.f., loading dock, covered walkway, sitework and exterior utilities. The building will house a dining center and kitchen area accommodating 278 seats, C Store and Business Center. A non-mandatory, pre-bid meeting shall be held on Friday October 11, 2019, 9:00 a.m. – 10:00 a.m.) at the Office of

Operational Effectiveness & Procurement Services at 2380 Wahnish Way, Suite 214, Tallahassee, FL 32307. Please come to this meeting with any questions/comments for the project. Our team will be soliciting bids for the following scopes of work: Site Work/SWPPP Management/Grading and underground utilities Cast-In-Place Concrete, Masonry, Light Gauge

Exterior Framing, Handrail Systems, Structural Steel, Cement Board Siding, Building Insulation, Roofing, Doors, Frames, and Hardware Aluminum Storefront/Window Wall Systems, Overhead Coiling Door, Tiling Floor/Walls, Carpeting & Associated Floor Base Interior/Exterior Painting, Drywall & Interior Framing, Interior Signage, Toilet Accessories/Shelving, Fire Sprinkler, Fire Suppression & Alarm Electrical Mechanical Plumbing. We are planning on breaking ground in November 2019 with a turnover completed by August 2020 (in time for the Fall 2020 semester). You will find below a link to access the most recent Design Documents that consist of the following: Summary of Work and Clarifications 100% Architectural, Structural, MEP/FP Construction Documents 100% Civil Construction Documents Specifications Proposals shall be submitted in a sealed envelope via mail to: Kinney Construction Services, Inc. Attn: Purchasing Office 121 E Birch – Suite 500 Flagstaff, AZ 86001 by Tuesday, October 22nd, by 5:00 pm. This will be a sealed bid process so the KCS team will keep bids safe and unopened until Wednesday, October 23rd, 2019 when bids will be opened and read aloud at the Office of Operational Effectiveness & Procurement Services. Bids will then be evaluated and awarded to the lowest responsive and responsible bidder by Monday, October 28th, 2019. Please send all RFI's to my attention via email so that I can respond to all proposers. INSTRUCTIONS TO BIDDERS Please download the Design Documents via the following link: https://kinneyconstruction-my.sharepoint.com/:f/g/personal/mhobbs_kinneyconstruction_net/EtWL49Zkz8tEkzgKOxNg_6oBTvpPWvzAFKNucZmqmplheA?e=pTT0Vh Include a breakout of any allowances Bid form must be submitted with proposal.

HILLSBOROUGH COUNTY AVIATION AUTHORITY
 Advertising Services - RFP NO. 19-534-030
 HILLSBOROUGH COUNTY AVIATION AUTHORITY (AUTHORITY)
 RFP No. 19-534-030, for Advertising Services
 Sealed proposals for Advertising Services will be received from firms by the Authority at Tampa International Airport Offices located at 4160 George J. Bean Parkway, Suite 2400, Administration Building, Tampa, Florida 33607.

Solicitation documents and detailed requirements will be available on the Tampa International Airport website at www.tampairport.com > Learn about TPA > Airport Business > Procurement > Current Solicitation Opportunities on September 27, 2019.

**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., Friday, September 20, 2019 and 3:00 p.m., Friday, September 27, 2019.

Rule No.	File Date	Effective Date
5E-3.018	9/23/2019	10/13/2019
53ER19-63	9/24/2019	9/24/2019
59A-3.242	9/20/2019	10/10/2019
59C-1.002	9/27/2019	10/17/2019
59C-1.008	9/27/2019	10/17/2019
61A-4.020	9/26/2019	10/16/2019
61E1-2.001	9/26/2019	10/16/2019
61E1-2.005	9/26/2019	10/16/2019
61H1-25.001	9/25/2019	10/15/2019
61H1-33.006	9/25/2019	10/15/2019
61J1-4.003	9/26/2019	10/16/2019
62-761.200	9/23/2019	10/13/2019
62-761.210	9/23/2019	10/13/2019
62-761.405	9/23/2019	10/13/2019
62-761.420	9/23/2019	10/13/2019
62-761.500	9/23/2019	10/13/2019
62-761.800	9/23/2019	10/13/2019
64B8-9.0141	9/24/2019	10/14/2019
64B32-2.001	9/20/2019	10/10/2019
64B32-2.003	9/20/2019	10/10/2019
65C-1.003	9/24/2019	10/14/2019
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	*/**/*

64B8-10.003	12/9/2015	**/**/****
-------------	-----------	------------

DEPARTMENT OF LEGAL AFFAIRS
 Florida Elections Commission
 NOTICE OF PUBLICATION OF AGENCY REGULATORY PLAN

Pursuant to subparagraph 120.74(2)(a)3., Florida Statutes, notice is hereby given that the Florida Elections Commission’s Annual Regulatory Plan is available, effective October 1, 2019, at the following web address: [http://www.fec.state.fl.us/FECWebFi.nsf/0/795DB4ABD2AF0F488525847F005D3456/\\$file/2019-2020+Annual+Regulatory+Plan.pdf](http://www.fec.state.fl.us/FECWebFi.nsf/0/795DB4ABD2AF0F488525847F005D3456/$file/2019-2020+Annual+Regulatory+Plan.pdf).

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration
 Florida Department of Agriculture and Consumer Services
 2019 Annual Rulemaking and Regulatory Plan
 On September 27, 2019, the Florida Department of Agriculture and Consumer Services published its 2019 Annual Rulemaking and Regulatory Plan on its website as required by section 120.74, Florida Statutes. The Plan can be accessed online at: <https://www.fdaacs.gov/Divisions-Offices/General-Counsel>.

DEPARTMENT OF EDUCATION
 State Board of Education
 NOTICE OF PUBLICATION OF 2019-2020 AGENCY REGULATORY PLAN

NOTICE IS HEREBY GIVEN that on September 27, 2019, the Department of Education published its 2019-2020 Regulatory Plan in accordance with Section 120.74, F.S. The Regulatory Plan is available on the Department’s website at: <http://www.fldoe.org/policy/state-board-of-edu/rule-review.stml>.

DEPARTMENT OF EDUCATION
 Education Practices Commission
 Notice of Publication of Agency Regulatory Plan
 Pursuant to subparagraph 120.74(2)(a)3., Florida Statutes, notice is hereby given that the Education Practices Commission Plan is available, effective October 1, 2019, at the following web address: <http://www.fldoe.org/policy/state-board-of-edu/rule-review.stml>.

DEPARTMENT OF CITRUS
 Notice of Publication of 2019 Regulatory Plan
 NOTICE IS HEREBY GIVEN that on September 27, 2019, the Department of Citrus published its 2019-20 Regulatory Plan in accordance with subsection 120.74(1), F.S., as amended by Ch.

2015-162, Laws of Florida. The Regulatory Plan is available on the Florida Department of Citrus website: www.fdocgrower.com, at <https://fdocgrower.box.com/s/12rwpi47knjy07j6wjqtanxv3pri5i4q>.

FLORIDA COMMISSION ON OFFENDER REVIEW
 NOTICE OF PUBLICATION OF 2019-2020 REGULATORY PLAN

NOTICE IS HEREBY GIVEN that on September 27, 2019 the Commission on Offender Review published its 2019-2020 Annual Regulatory Plan in accordance with subsection 120.74(2), Fla. Stat. The Commission's 2019-2020 Annual Regulatory Plan is available on the Commission's website at <https://www.fcor.state.fl.us/docs/reports/2019-2020.AnnualRegulatoryPlan.pdf>.

WATER MANAGEMENT DISTRICTS
 Northwest Florida Water Management District
 Notice of Publication of the Annual Regulatory Plan

As required by Section 120.74, Florida Statutes, the Northwest Florida Water Management District (District) is providing notice that the District’s Annual Regulatory Plan (ARP) was published on September 27, 2019. Interested parties may access the ARP on our website <http://www.nfwwater.com/Data-Publications/Reports-Plans/Annual-Regulatory-Plans>, or contact the following staff for further information: Caitlin Brongel, Director of External Affairs, located at 81 Water Management Drive, Havana, Florida 32333-4712, by telephone: (850)539-5999 or by e-mail: Caitlin.Brongel@nfwwater.com.

WATER MANAGEMENT DISTRICTS
 South Florida Water Management District
 Correction to Notice of Publication of South Florida Water Management District's Fiscal Year 2019/2020 Annual Regulatory Plan

NOTICE IS HEREBY GIVEN that on September 25, 2019, the South Florida Water Management District published its Fiscal Year 2019/2020 Annual Regulatory Plan on the South Florida Water Management District’s homepage in accordance with subparagraph 120.74(2)(a)1., F.S. The plan is available at: <https://www.sfwmd.gov/documents-by-tag/annregplan>.

DEPARTMENT OF VETERANS’ AFFAIRS

<p>Schedule VII: Agency Litigation Inventory</p> <p>For directions on completing this schedule, please see the “Legislative Budget Request (LBR) Instructions” located on the Governor’s website.</p>

Agency:	FDVA		
Contact Person:	Charles Faircloth	Phone Number:	850-487-1533
Names of the Case: (If no case name, list the names of the plaintiff and defendant.)	n/a		
Court with Jurisdiction:	n/a		
Case Number:	n/a		
Summary of the Complaint:	n/a		
Amount of the Claim:	\$ n/a		
Specific Statutes or Laws (including GAA) Challenged:	n/a		
Status of the Case:	n/a		
Who is representing (of record) the state in this lawsuit? Check all that apply.	n/a	Agency Counsel	
	n/a	Office of the Attorney General or Division of Risk Management	
	n/a	Outside Contract Counsel	
If the lawsuit is a class action (whether the class is certified or not), provide the name of the firm or firms representing the plaintiff(s).	n/a		

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid**

State Plan Amendment

The Agency for Health Care Administration is requesting an amendment to the Medicaid State Plan for the Long-Term Care Reimbursement Plan. The amendment updates provisions as authorized in the General Appropriation’s Act for State Fiscal Year 2019-2020 and makes technical and editorial changes. This amendment to the State Plan will have a federal fiscal impact with an expected decrease of (\$8,582,882). The effective date for this amendment will be October 1, 2019.

Interested parties may contact the following staff for further information:

Zainab Day, Medicaid Program Finance, located at 2727 Mahan Drive, Mail Stop 23, Tallahassee, Florida 32308-5407; by telephone at: (850)412-4798 or by e-mail at: Zainab.Day@AHCA.MyFlorida.com.

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

Notice of Publication of Agency Regulatory Plan

Pursuant to subparagraph 120.74(2)(a)3., Florida Statutes, notice is hereby given that the E911 Board Regulatory Plan is available, effective October 1, 2019, at the following web address:

https://www.dms.myflorida.com/content/download/146535/977149/2019-2020_signed_ARP.pdf.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Florida State Clearinghouse

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Notice of Publication of Agency Regulatory Plan

Pursuant to subparagraph 120.74(2)(a)3., Florida Statutes, notice is hereby given that the Florida Fish and Wildlife Conservation Commission’s Regulatory Plan is available, effective October 1, 2019, at the following web address: <https://myfwc.com/media/21816/2019regulatoryplan.pdf>.

DEPARTMENT OF FINANCIAL SERVICES

Notice of Publication of 2019-2020 Annual Regulatory Plan
 NOTICE IS HEREBY GIVEN that on September 27, 2019, the Department of Financial Services published its 2019-2020 Regulatory Plan on the agency’s primary website homepage at <https://www.myfloridacfo.com/division/RuleReview/documents/DFS2019-2020RegulatoryPlan.pdf>, as required by subsection 120.74(2), F.S.

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE OF PUBLICATION OF 2018-19 AGENCY REGULATORY PLAN

Notice is hereby given that on September 27, 2019, in accordance with subsection 120.74(2), Florida Statutes (2018), the OFFICE OF FINANCIAL REGULATION published its 2019-20 Regulatory Plan, which is directly accessible at <https://www.flofr.com/sitePages/AnnualRegulatoryPlan.htm>.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order Number DEO-19-031

In re: AMENDMENT TO THE ISLAMORADA, VILLAGE

OF ISLANDS, FLORIDA, LAND DEVELOPMENT REGULATIONS ADOPTED BY ORDINANCE NO. 19-14

19-14

FINAL ORDER

APPROVING ISLAMORADA, VILLAGE OF ISLANDS

ORDINANCE NO. 19-14

The Florida Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to subsection 380.05(6), Florida Statutes, approving land development regulations adopted by Islamorada, Village of Islands, Florida (“Village”) by Ordinance No. 19-14 (“Ordinance”).

FINDINGS OF FACT

1. The Florida Keys Area is designated by Section 380.0552, Florida Statutes, as an area of critical state concern. The Village is a local government within the Florida Keys Area.
2. The Ordinance was adopted by the Village on June 27, 2019, and rendered to the Department on July 30, 2019.
3. The Ordinance amends Chapter 30, Article IV of the Village Code relating to the Building Permit Allocation System (BPAS).
4. The Ordinance amends Section 30-476 to provide that lots or parcels dedicated to the Village may be eligible for exchange. The Ordinance also creates Section 30-478 to provide eligibility and application requirements for the exchange of Village owned lots received through BPAS land dedication.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. § 380.05(6), Fla. Stat.
 6. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations amended by the Ordinance are land development regulations.
 7. The Ordinance is consistent with the Village’s Comprehensive Plan generally, as required by subsection 163.3177(1), Florida Statutes, and specifically, Policy 1-2.6.2 entitled *Equitable Treatment of Privately Owned Conservation Lands*, Objective 3-1.1 entitled *Provide Adequate Affordable Housing to Meet Current and Future Needs*, and Policy 3-1.1.3 entitled *Identify and Address Barriers to Affordable Housing within the Land Development Regulations*.
 8. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent and in compliance with the principles for guiding development for that area. *See* § 380.05(6), Fla. Stat. The Principles for Guiding Development for the Village are set forth in section 380.0552(7), Florida Statutes.
 9. The Ordinance is consistent with the Principles for Guiding Development for the Village as a whole, and specifically furthers the following principles:
 - (a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.
 - (c) Protecting upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife, and their habitat.
 - (f) Enhancing natural scenic resources, promoting the aesthetic benefits of the natural environment, and ensuring that development is compatible with the unique historic character of the Florida Keys.
- WHEREFORE, IT IS ORDERED that the Department finds that Ordinance No. 19-14 is consistent with the Village’s Comprehensive Plan and Principles for Guiding Development for the Village and is hereby APPROVED. This Final Order becomes effective 21 days after publication in the *Florida Administrative Register* unless a petition is timely filed as described in the Notice of Administrative Rights below. **DONE AND ORDERED** in Tallahassee, Florida.
/s/ James Stansbury, James D. Stansbury, Bureau Chief, Bureau of Community Planning and Growth, Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, BY FILING A PETITION.

A PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE DATE OF FILING OF THE FINAL ORDER AS INDICATED ON THE CERTIFICATE OF SERVICE. A PETITION IS FILED WHEN IT IS RECEIVED BY: AGENCY CLERK, DEPARTMENT OF ECONOMIC OPPORTUNITY, OFFICE OF THE GENERAL COUNSEL, 107 EAST MADISON ST., MSC 110, TALLAHASSEE, FLORIDA 32399-4128, FAX (850)921-3230,

AGENCY.CLERK@DEO.MYFLORIDA.COM.

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 CALENDAR DAYS OF THE DATE OF THE FILING OF THE FINAL ORDER.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO SUBSECTIONS 28-106.104(2), 28-106.201(2), AND SECTION 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTION 120.569 AND SUBSECTION 120.57(1), FLORIDA STATUTES, OR SECTION 120.569 AND SUBSECTION 120.57(2), FLORIDA STATUTES.

PURSUANT TO SECTION 120.573, FLORIDA STATUTES, AND CHAPTER 28, PART IV, FLORIDA ADMINISTRATIVE CODE, YOU ARE NOTIFIED THAT MEDIATION IS NOT AVAILABLE.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 26th day of September 2019.

/s/ Taya Orozco, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128

By U.S. Mail:

Deb Gillis, Mayor, Islamorada, Village of Islands, 86800 Overseas Highway, Islamorada, FL 33036

Kelly S. Toth, Village Clerk, Islamorada, Village of Islands, 86800 Overseas Highway, Islamorada, FL 33036

Ty Harris, Director of Planning, Planning and Development Services, 86800 Overseas Highway, Islamorada, FL 33036

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order Number DEO-19-032

In re: AMENDMENT TO THE ISLAMORADA, VILLAGE

OF ISLANDS, FLORIDA, LAND DEVELOPMENT REGULATIONS ADOPTED BY ORDINANCE NO.

19-16

FINAL ORDER

APPROVING ISLAMORADA, VILLAGE OF ISLANDS

ORDINANCE NO. 19-16

The Florida Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to subsection 380.05(6), Florida Statutes, approving land development regulations adopted by Islamorada, Village of Islands, Florida (“Village”) by Ordinance No. 19-16 (“Ordinance”).

FINDINGS OF FACT

1. The Florida Keys Area is designated by Section 380.0552, Florida Statutes, as an area of critical state concern. The Village is a local government within the Florida Keys Area.
2. The Ordinance was adopted by the Village on June 27, 2019, and rendered to the Department on July 30, 2019.
3. The Ordinance amends several sections within Chapter 30, Article V and Article VII of the Village Code relating to landscape standards, sea turtle nesting protections, and environmental standards.
4. The Ordinance amends the following sections relating to landscape standards: Sections 30-812, 30-815, 30-818, 30-821, 30-823, and 30-827. These changes include adding additional bufferyard standards and landscaping requirements for off-street parking. The Ordinance also establishes criteria for the Village to consider when granting tree removal development permits for the removal of native trees.
5. The Ordinance amends the Section 30-1582 to establish temporary barrier requirements for development occurring on a property containing sea turtle nesting areas.
6. The Ordinance amends the following sections relating to environmental standards: Sections 30-1614, 30-1615, 30-1616, and 30-1617. These changes include prohibiting the clearing of hammock for the creation of swales unless waived or limited by the director of planning and development services, requiring the inclusion of a tree survey table within a vegetation survey, and establishing a formula for the appraisal of specimen trees.

CONCLUSIONS OF LAW

7. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. § 380.05(6), Fla. Stat.

8. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations amended by the Ordinance are land development regulations.

9. The Ordinance is consistent with the Village’s Comprehensive Plan generally, as required by section 163.3177(1), Florida Statutes, and specifically, Policy 1-4.7.1 entitled *Implement Innovative Techniques and Land Development Regulations*, Policy 6-1.7.13 entitled *Minimize Impacts on the Native Plants*, and Policy 5-1.5.2 entitled *Protect Sea Turtles from Land Development Activities*.

10. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent and in compliance with the principles for guiding development for that area. See § 380.05(6), Fla. Stat. The Principles for Guiding Development for the Village are set forth in section 380.0552(7), Florida Statutes.

11. The Ordinance is consistent with the Principles for Guiding Development for the Village as a whole, and specifically furthers the following principles:

(a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.

(b) Protecting shoreline and marine resources, including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife, and their habitat.

(c) Protecting upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife, and their habitat.

WHEREFORE, IT IS ORDERED that the Department finds that Ordinance No. 19-16 is consistent with the Village’s Comprehensive Plan and Principles for Guiding Development for the Village and is hereby APPROVED.

This Final Order becomes effective 21 days after publication in the *Florida Administrative Register* unless a petition is timely filed as described in the Notice of Administrative Rights below. DONE AND ORDERED in Tallahassee, Florida.

/s/ James Stansbury, James D. Stansbury, Bureau Chief, Bureau of Community Planning and Growth, Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, BY FILING A PETITION.

A PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE DATE OF FILING OF THE FINAL ORDER AS INDICATED ON THE CERTIFICATE OF SERVICE. A PETITION IS FILED WHEN IT IS RECEIVED BY: AGENCY CLERK, DEPARTMENT OF ECONOMIC OPPORTUNITY, OFFICE OF THE GENERAL COUNSEL, 107 EAST MADISON ST., MSC 110, TALLAHASSEE, FLORIDA 32399-4128, FAX (850)921-3230,

AGENCY.CLERK@DEO.MYFLORIDA.COM.

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 CALENDAR DAYS OF THE DATE OF THE FILING OF THE FINAL ORDER.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO SUBSECTIONS 28-106.104(2), 28-106.201(2), AND SECTION 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTION 120.569 AND SUBSECTION 120.57(1), FLORIDA STATUTES, OR SECTION 120.569 AND SUBSECTION 120.57(2), FLORIDA STATUTES.

PURSUANT TO SECTION 120.573, FLORIDA STATUTES, AND CHAPTER 28, PART IV, FLORIDA ADMINISTRATIVE CODE, YOU ARE NOTIFIED THAT MEDIATION IS NOT AVAILABLE.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 26th day of September 2019.

/s/ Taya Orozco, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128

By U.S. Mail:

Deb Gillis, Mayor, Islamorada, Village of Islands, 86800 Overseas Highway, Islamorada, FL 33036
Kelly S. Toth, Village Clerk, Islamorada, Village of Islands, 86800 Overseas Highway, Islamorada, FL 33036
Ty Harris, Director of Planning, Planning and Development Services, 86800 Overseas Highway, Islamorada, FL 33036

THE CITY OF CORAL GABLES, FLORIDA
NOTICE OF PROPOSED LEGISLATION

Notice is hereby given that the legislation titled herein will be considered by the City Commission at its Regular Meeting on Tuesday, October 8, 2019, in the City Hall Commission Chambers, 405 Biltmore Way, Coral Gables, Florida, 33134, commencing 9:00 a.m., wherein all interested persons may be heard. The proposed legislation may be inspected in the Office of the City Clerk.

AN ORDINANCE OF THE CITY OF CORAL GABLES, FLORIDA AMENDING THE CODE OF ORDINANCES OF THE CITY OF CORAL GABLES BY AMENDING ARTICLE III, CHAPTER 70, SECTIONS 70-76 THROUGH 70-91, THE "CORAL GABLES COMMUNICATIONS RIGHTS-OF-WAY ORDINANCE"; PROVIDING INTENT AND PURPOSE, APPLICABILITY AND AUTHORITY TO IMPLEMENT; PROVIDING DEFINITIONS; PROVIDING FOR REGISTRATION; PROVIDING FOR THE REQUIREMENT OF A PERMIT; PROVIDING APPLICATION REQUIREMENTS AND REVIEW PROCEDURES; PROVIDING FOR A PERFORMANCE CONSTRUCTION BOND AND PERMANENT PERFORMANCE BOND TO PLACE OR MAINTAIN COMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY; PROVIDING FOR CONSTRUCTION METHODS; PROVIDING DEVELOPMENT AND OBJECTIVE DESIGN STANDARDS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Pursuant to Section 286.0105, Florida Statutes (2019), anyone wishing to appeal any decision made by the City Commission shall be required to ensure that a verbatim record of the proceedings is made, including all testimony and evidence upon which an appeal may be based.

BILLY Y. URQUIA, CITY CLERK

Any person who needs assistance in another language in order to speak during the public hearing or public comment portion of the meeting should contact the City's Non-Discrimination Coordinator Raquel Elejabarrieta, Esq., Director of Labor Relations and Risk Management (E-mail: relejabarrieta@coralgables.com at (305)722-8686, TTY/TDD: (305)460-5010), at least three (3) business days before the meeting.

Any person with a disability requiring communication assistance (such as a sign language interpreter or other auxiliary aide or service) in order to attend or participate in the meeting should contact the City's ADA Coordinator Raquel Elejabarrieta, Esq., Director of Labor Relations and Risk Management (E-mail: relejabarrieta@coralgables.com, Telephone: (305)722-8686, TTY/TDD: (305)460-5010), at least three (3) days before the meeting. Additional information on the City's procedure to request any accommodations is located on the City's website under the "ADA Notice" tab.

Section XIII
Index to Rules Filed During Preceding
Week

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