#### Section I

# Notice of Development of Proposed Rules and Negotiated Rulemaking

#### DEPARTMENT OF EDUCATION

#### **State Board of Education**

RULE NO.: RULE TITLE:

6A-1.09412 Course Requirements - Grades K-12 Basic

and Adult Secondary Programs

PURPOSE AND EFFECT: To revise course requirements for courses contained in the "2020-2021 Course Code Directory and Instructional Personnel Assignments" for Grades K-12/Adult, Basic Education. Per Executive Order 19-32, Common Core will be further eliminated in Florida through the adoption of course descriptions as appropriate for each grade level and content area.

SUBJECT AREA TO BE ADDRESSED: Grades K-12/Adult, Basic Education courses based on the Next Generation Sunshine State Standards.

RULEMAKING AUTHORITY: 1001.02, 1001.03(1), 1011.62(1)(t), FS.

LAW IMPLEMENTED: 1001.03, 1011.62(1)(t), FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: February 20, 2020, 11:00 a.m. -11:30 a.m. Eastern.

#### PLACE:

https://attendee.gotowebinar.com/register/1674266776396749

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael DiPierro, Director of Standards; Michael.DiPierro@fldoe.org or (850)245-9773. To comment on this rule development or to request a rule development workshop, please go to https://web02.fldoe.org/rules or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available at https://web02.fldoe.org/rules.

## Section II Proposed Rules

#### **NONE**

# Section III Notice of Changes, Corrections and Withdrawals

#### DEPARTMENT OF EDUCATION

#### State Board of Education

RULE NO.: RULE TITLE:

6A-1.09401 Student Performance Standards

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 46 No. 22, February 3, 2020 issue of the Florida Administrative Register.

In addition to the hearing noticed for February 12, 2020, if requested in writing by February 24th an additional hearing will be held with at least 7 days' notice in the F.A.R. Requests for a hearing shall be directed to Christian.Emerson@fldoe.org.

#### DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:

14-10.057 Application and Permit Insurance

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 45 No. 215, November 4, 2019 issue of the Florida Administrative Register has been withdrawn.

#### DEPARTMENT OF CHILDREN AND FAMILIES

### **Economic Self-Sufficiency Program**

RULE NOS.: RULE TITLES:

65A-1.205 Eligibility Determination Process

65A-1.701 Definitions 65A-1.702 Special Provisions

65A-1.703 Family-Related Medicaid Coverage Groups

65A-1.707 Family-Related Medicaid Income and

Resource Criteria

65A-1.708 Family-Related Medicaid Budgeting Criteria

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. 221, November 13, 2019 issue of the Florida Administrative Register.

65A-1.205 Eligibility Determination Process

(1) The individual completes and submits a Department application for public assistance using either the ACCESS Florida Application, CF-ES 2337, 08/2016, incorporated by reference and available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, or an ACCESS Florida Web Application (only accepted electronically), CF-ES 2353, XXX, incorporated by reference and available at

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

The following non-English versions of the ACCESS Florida Application are incorporated by reference: CF-ES 2337C 11/2011. is available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2337F (French-Canadian), 11/2011, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2337H (Creole), 08/2016, is available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, 11/2011, CF-ES 2337I (Italian), is available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2337P (Portuguese), 11/2011, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2337R (Russian), 11/2011, is available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2337S (Spanish), 08/2016, is available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2337SC (Serbo-Croatian), 11/2011, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, and CF-ES 2337V (Vietnamese), 11/2011, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, Individuals applying for Family-Related Medical Assistance only or the Children's Health Insurance Program (CHIP) must complete and submit the Family-Related Medical Assistance Application, CF-ES 2370, 09/2015, incorporated by reference available and https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX. The following non-English versions of the Family-Related Medical Assistance Application are incorporated by reference: 09/2015, is available CF-ES 2370H (Creole), https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, and CF-ES 2370S (Spanish), 09/2015, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX. The Medical Assistance Referral form, CF-ES 2039, 08/2018, incorporated by reference and available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, is submitted to initiate an Emergency Medical Assistance for Noncitizens determination and is used by providers to request a Florida Medicaid ID number assignment for newborns. Applicants may apply for public assistance in person or by phone, mail, the internet, or fax. Individuals may also apply for Medicaid through the Federally Facilitated Marketplace (FFM). An application for public assistance benefits must contain at least the individual's name, address, and signature to initiate the application process. An eligibility specialist determines the eligibility of each household member for public assistance. An applicant can withdraw the application at any time without affecting their right to reapply. An application for Medicaid coverage on behalf of a child(ren) in the care of the Department is made by completing and submitting the Child In Care Medicaid Application, CF-ES 2293, 01/2020 06/2013,

incorporated by reference and available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX.

- (a) The Department must determine an applicant's eligibility for public assistance initially at application and, if the applicant is determined eligible, at periodic intervals thereafter. If an applicant is determined ineligible for Medicaid benefits based on the modified adjusted gross income (MAGI) budgeting methodology as defined in subsection 65A-1.701(45), F.A.C., the Department will forward an electronic file to the Children's Health Insurance Program (CHIP) or the Federally Facilitated Marketplace (FFM) for a determination of eligibility. with income that meets or exceeds 100% of the Federal Poverty Level (FPL), the Department will forward an electronic file to the FFM or the Children's Health Insurance Program (CHIP). It is the applicant's responsibility to keep appointments with the eligibility specialist and furnish information, documentation and verification needed to establish eligibility. If the Department schedules a telephonic appointment, it is the Department's responsibility to be available to answer the applicant's phone call at the appointed time. The Department will provide the applicant a written notice of action taken on the case including information on fair hearing rights. The eligibility specialist must provide assistance in obtaining information, documentation or verification when requested by the applicant or when assistance appears necessary.
- (b) The Department must verify the Social Security Numbers (SSNs) for each applicant for public assistance benefits, except individuals applying for Medicaid who:
  - 1. are not eligible to receive a SSN, ;
  - 2. do not have a SSN,
- 3. and may only be issued an SSN for a valid non-work reason in accordance with 20 C.F.R. § 422.104, ; or
- <u>4. individuals who</u> refuse to obtain an SSN because of wellestablished religious objections.
- (c) The Department follows time standards for processing public assistance applications which vary by public assistance program type. The time standards for processing applications for the Food Assistance Program and Temporary Cash Assistance Program are set forth in 7 C.F.R. § 273.2(g)(1) and 45 C.F.R. § 206.10(a)(3)(i) and (ii), respectively. The time standard for processing applications for Medicaid is set forth in 42 C.F.R. § 435.912 (a), (b), and (c). For Food Assistance and Temporary Cash Assistance Programs, time standards begin the date following the date the application was filed and end on the date the Department makes benefits available or mails a notice concerning eligibility, whichever is earlier.

For the Medicaid Program, the time standard begins on the date of application and ends on the date the Department mails an eligibility notice. The Department must process and determine eligibility within the following time frames:

- 1. through 3. No change.
- 4. Medicaid based on disability 90 days.

All days counted after the date of application are calendar days. Applicant delay days do not count in determining the Department's compliance with the time standard. The Department uses information provided on the Screening for Expedited Medicaid Appointments form, CF-ES 2930, 04/2007, incorporated by reference and available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, to expedite processing of Medicaid disability-related applications. The following non-English versions of the Screening for Expedited Medicaid Appointments form are incorporated by reference: CF-ES 2930H (Creole), 04/2007, is available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX; and CF-ES 2930S (Spanish), 04/2007, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX. The "Are You Disabled and Applying for Medicaid?" brochure, CF/PI 165-107, 06/2008, incorporated by reference and available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, describes required information for Medicaid Program eligibility determinations. The following non-English versions of the "Are You Disabled and Applying for Medicaid?" brochure are incorporated by reference: CF/PI 165-107H (Creole), 06/2008, is incorporated by reference and available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX; and CF/PI 165/107S (Spanish), 06/2008, is incorporated by reference and available https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX.

- (d) through (h) No change.
- (2) In accordance with 7 C.F.R. § 273.14(b), 45 C.F.R. § 206.10(a)(9)(iii), and 42 C.F.R. § 435.916(a) or (b), and 42 C.F.R.§ 435.919, the Department must redetermine eligibility at periodic intervals.
  - (a) through (b) No change.
- (c) The Department will make a renewal of eligibility for Medicaid without requiring information from the individual if it is possible to do so based on reliable information contained in the individual's case or other more current information available to the Department and send the individual a written notice concerning eligibility. The Department will request only the information needed to renew eligibility. If a renewal cannot be made based upon existing and available information, the Department will provide the individual with:
- 1. A notice, at least 30 calendar days prior to the end of the eligibility renewal date, informing them it is time to review their eligibility for continued benefits and the options available to complete the renewal process; and
- 2. A notice of the Department's decision concerning the renewal of eligibility.; and

- (d)3. The Department will reconsider the eligibility of an individual whose case is closed due to failure to submit the renewal application or to provide requested information, if the individual meets the renewal application conditions within three months after the date of closure in accordance with 42 C.F.R.§ 435.911 and 42 C.F.R. § 435.916(f).
  - (3) No change.
- (4) If an applicant or recipient does not sign and date the application, fails to keep an appointment or reschedule with the eligibility specialist, fails to submit the required documentation or verification, or <u>fails to request requests</u> an extension of the due date, the Department will deny the application because it cannot establish eligibility.
- (5) The Department <u>must</u> ean substantiate information provided by the applicant or recipient as part of each determination of eligibility. For any public assistance program, when there is a question about the accuracy of the information provided, the Department will ask for additional information.
  - (a) through (b) No change.
  - (6) through (8) No change.
- (9) The following additional forms, which are incorporated into this rule by reference, can be used in the eligibility determination process:
- (a) Verification of Employment/Loss of Income, CF-ES 2620, 05/2010, available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2620H (Creole), 05/2010, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2620S (Spanish), 05/2010, available at is https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX;
- (b) Verification of Dependent Care Expenses, CF-ES 2621, 03/2010, available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2621H (Creole), 03/2010, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2621S (Spanish), 03/2010, available at is https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX;
- (c) Verification of Shelter Expenses, CF-ES 2622, 03/2010, available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2622H (Creole), 03/2010, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2622S (Spanish), 03/2010, available at is https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX;
- (d) School Verification, CF-ES 2623, 10/2005, available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2623H (Creole), 10/2005, is available at https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX, CF-ES 2623S (Spanish), 10/2005, available at is https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX;

- (e) Work Calendar, CF-ES 3007, 10/2005, available at <a href="https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX">https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX</a>, CF-ES 3007H (Creole), 10/2005, is available at <a href="https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX">https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX</a>; https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX;
- (f) Designation of Beneficiary, CF-ES 990, <u>01/2020</u> 10/2005, available at <a href="https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX">https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX</a>;
  - (g) No change.
- (h) Authorization to Disclose Information, CF-ES 2514, 02/2007, available at <a href="https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX">https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX</a>, CF-ES 2514H (Creole), 02/2007, is available at <a href="https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX">https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX</a>; and
- (i) Financial Information Release, CF-ES 2613, 10/2005, available at <a href="https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX">https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX</a>, CF-ES 2613H (Creole), 10/2005, is available at <a href="https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX">https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX</a>.

#### 65A-1.701 Definitions

- (1) through (4) No change.
- (5) Appropriate Placement: Placement of an individual into a Medicaid-participating nursing facility that provides the type and level of care determined by the Florida Department of Elder Affairs (DOEA), Comprehensive Assessment and Review for Long-Term Care Services (CARES) the Department determines the individual requires; or the receipt of approved Home and Community Based (HCBS) waiver services by an individual in accordance with an approved plan; or the receipt by an individual of hospice services provided by a Medicaid participating hospice provider; or by an individual in accordance with 42 U.S.C. § 1396d.
  - (6) through (17) No change.
- (18) Developmental Disabilities Individual Budgeting (iBudget) Waiver: A Medicaid HCBS Program for persons with intellectual disabilities.
- (19) through (31) are renumbered (18) through (30) No change.
- (31)(32) iBudget Florida Developmental Disabilities (DD) Waiver: A home and community-based waiver program for individuals diagnosed before age 18 with a developmental an intellectual (mental) disability, as defined in section 393.063(12), F.S. The waiver provides support and services that will assist with stabilizing the health and welfare of the individual in a noninstitutionalized setting in the community.

- (32)(33) Income: For Family-Related Medicaid Programs refer to 65A-1.707, F.A.C. For SSI-Related programs refer to 20 C.F.R. § 416.1100 and 65A-1.713, F.A.C.
- (34) through (45) are renumbered (33) through (44) No change.
- (45)(46) Modified Adjusted Gross Income (MAGI) Disregard: An amount that may be subtracted from net countable income of the SFU as provided for in 42 C.F.R. § 435.603(d)(4) and 65A-1.707(2)F.A.C.
- (47) through (55) are renumbered (46) through (54) No change.
- (55)(56) Qualified Hospital: A hospital that is an approved Medicaid provider under <u>Florida</u>'s the Florida Medicaid State Plan and approved to make presumptive eligibility determinations as outlined by AHCA.
- (57) through (66) are renumbered (56) through (65) No change.
- (66)(67) Standard Disregard: An amount based on the FPL and an average of the expenses and deductions allowed for a coverage group pursuant to Florida's Medicaid State Plan, Approved Conversion Thresholds. Determined based on the converted data and figure of the Federal Poverty Level (FPL) and an average of the expenses and deductions allowed for a filing unit receiving assistance under the Florida Medicaid State Plan. The amount is deducted from the total gross income to determine if the "Countable Net Income" is at or below the income limit for the coverage group based on the size of the filing unit.
- (68) through (74) are renumbered (67) through (73) No change.
  - 65A-1.702 Special Provision
  - (1) No change.
- (2) Processing Medicaid Applications for Supplemental Security Income (SSI) Denials.
  - (a) No change.
- (b) The Department will identify the individuals for whom the Department does not have an open Medicaid case or a pending Medicaid application at the time the SDX data is received. The Department will explore eligibilty under another coverage group with information based on available information received from the SDX data. If additional information is required to make a determination, tThese individuals or their SSA payee will be notified in writing to contact the Department within 30 calendar days. Failure to do so without good cause, will result in the issuance of a written notice of Medicaid denial for failure to follow through in determining eligibility.
  - (c) through (e) No change.
  - (3) through (9) No change.
  - (10) Limits of Coverage.

- (a) through (c) No change.
- (d) Qualifying Individuals 1 (QI1). Under QI1 coverage, individuals are eligible for payment of their Medicare Part B premium. (This is coverage for individuals who would be eligible for QMB or SLMB coverage except that their income exceeds the limits for those programs.) If eligible, AHCA will pay the premium for up to three months retroactive to the month of application.
  - (11) through (14) No change.
  - 65A-1.703 Family-Related Medicaid Coverage Groups
  - (1) No change.
- (2) For each coverage group listed in subsection (1) above there is no asset or resource limit, and the following additional criteria must be met to qualify under the specific coverage group:
- (a) Children under age 19 and ages 19 to 21, the child must have never been married or emancipated, and must meet the eligibility criteria of Title XIX of the Social Security Act and the general requirements specified in 65A-1.705, F.A.C. The countable net income for a child is based on the filing unit/family size of the coverage group. To determine eligibility for a child, if the countable net income is at or above the limit for the coverage group, the MAGI five percent disregard for the filing unit/family size is subtracted from the countable net income to determine if the child will qualify. If the countable net income for the child is below the income limit of the coverage group, the MAGI five percent disregard is not applied. Income limits are based on the coverage group, the filing unit/family size of the child and listed below, as follows;
  - 1. through 3. No change.
- 4. The countable net income for the filing unit/family size of a child age 19 to 21, must be less than or equal to the income limits included in Florida's the Florida Medicaid State Plan.
  - 5. No change.
  - (b) No change.
  - (c) Children placed for adoption and adopted children are:
- 1. Children under the age of 18 for whom there is a state adoption assistance agreement in effect, other than under Title IV-E of the Social Security Act, between the state and an adoptive parent. In addition to the adoption assistance agreement, the state adoption agency shall determine;
- a. If the child has a pre-existing special need for medical or rehabilitative care that would have precluded adoption placement without receipt of Medicaid coverage under Florida's the Florida Medicaid State Plan, and
  - b. No change.
  - 2. No change.
  - (d) No change.
- (e) Parents (natural or adoptive), caretaker relatives and their spouses may derive their eligibility from a child under age

- 18 (natural or adoptive) within the fifth degree of the relationship who has never married and is not emancipated residing with them, provided their filing unit/family size is equal to or below the income limit established in the Florida's Medicaid State Plan for the coverage group. The fifth degree of relationships includes the following individuals:
  - 1. through 4. No change.
  - (f) No change.
  - (3) No change.
- 65A-1.707 Family-Related Medicaid Income and Resource Criteria
- (1) The Department uses the Modified Adjusted Gross Income (MAGI) based budgeting methodologies as defined in 26 U.S.C. section 36B(d)(2)(B) of the Internal Revenue Code to determine the financial eligibility of individuals applying for Medicaid. Resources are not considered as part of the eligibility determination for individuals whose eligibility is determined using MAGI methodologies. MAGI methodologies will not apply to the following:
  - (a) through (f) No change.
- (2) Countable Net income is defined as: The sum of income counted for the assistance group based on the number of individuals and their income included in the SFU, except as provided in 42 C.F.R. § 435.603(d)(4). To determine eligibility using MAGI-based income criteria, an amount equivalent to the MAGI five percent of the Federal Poverty Level (FPL) is subtracted from the countable income of the individual based on the size of the SFU. The standard disregard as defined at 65A-1.701(67) is subtracted from total gross income to determine countable net income. The MAGI five percent is not applied if the countable net income of the individual is at or below the income limit for the coverage group. This disregard is not applied in Medically Needy.
- (3) MAGI-based income is defined as: Income calculated using the same financial methodologies used to determine modified adjusted gross income as defined in section <u>26 U.S.C.</u> 36B(d)(2)(B) of the Internal Revenue Code, with the exceptions specified in 42 C.F.R. § 435.603(e).
- (4)  $\underline{SFU}$  Household: Refer to 65A-1.705(2), F.A.C., for information on households.
- (5) Income standard for infants and children under age 19: The maximum income standard for infants under age one is 200 percent countable net income of the MAGI converted FPL and the maximum income standard for children ages one through 18 is 133 percent of the FPL, pursuant to Florida's Medicaid State Plan, Approved Conversion Thresholds, 6/27/13, incorporated by reference and available at <a href="https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX">https://www.flrules.org/gateway/reference.asp?NO=Ref-XXX</a> and

https://ahca.myflorida.com/Medicaid/stateplan aca.shtml.

(6) Income standard for Parents and Caretaker Relatives: The maximum income standard for parents and caretaker relatives is the state's Aid to Families with Dependent Children (AFDC) payment standard in effect as of July 16, 1996, converted to a MAGI equivalent standard included in Florida's the Florida Medicaid State Plan, Approved Conversion Thresholds Standards, 06/2013, incorporated by reference and available

#### https://www.flrules.org/gateway/reference.asp?NO=Ref\_XXX.

- (7) Income standard for children ages 19 and 20. The maximum income standard for children ages 19 and 20 is the state's AFDC payment standard in effect as of July 16, 1996, converted to a MAGI equivalent standard included in Florida's the Florida Medicaid State Plan, Approved Conversion Thresholds Standards.
- (8) Income standard for pregnant women. The maximum income standard for pregnant women is 185 percent of the FPL as specified in Florida's Medicaid State Plan, Approved Conversion Thresholds.
- (9) Medically Needy Income Level (MNIL). The Department deducts the MNIL, as provided in 65A-1.716(2) F.A.C., from the SFU countable income to determine the amount of excess countable income Share of Cost (SOC) available to meet medical care and services each month.
  - (10) No change.

65A-1.708 Family-Related Medicaid Budgeting Criteria

- (1) through (2) No change.
- (3) The Department will apply the standard disregard as defined in 65A-1.701(66)(68) F.A.C., based on the standard filing unit size to all budgets using the Family Related Medicaid budgeting criteria except Medically Needy Need.
  - (4) No change.

# Section IV Emergency Rules

#### **NONE**

# Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE: 64B3-5.003 Technologist

NOTICE IS HEREBY GIVEN that on January 27, 2020, the Board of Clinical Laboratory Personnel, received a petition for

variance and waiver submitted by Mona Wagih Eskandar Hanna. Petitioner is seeking a variance or waiver of Rule 64B3-5.003, F.A.C., which sets forth the education, training/experience and examination requirements for a licensure as a medical technologist. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257, telephone: (850)488-0595, or by electronic mail — Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, at the above address.

# Section VI Notice of Meetings, Workshops and Public Hearings

# DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Department of Agriculture and Consumer Services announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 13, 2020, 4:00 p.m.

PLACE: Call-in: 1(877)568-4106, access code: 497-709-333 GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Hemp Advisory Committee to conduct general business.

A copy of the agenda may be obtained by contacting: Kylie Werk at kylie.werk@fdacs.gov or (850)617-7700.

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: Kylie Werk at kylie.werk@fdacs.gov or (850)617-7700. 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: Kylie Werk at kylie.werk@fdacs.gov or (850)617-7700.

#### FLORIDA COMMISSION ON OFFENDER REVIEW

The Florida Commission on Offender Review announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 26, 2020, 9:00 a.m. PLACE: Betty Easley Conference Center, Room #152, 4075 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Commission on Offender Review, (850)488-1293.

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: Florida Commission on Offender Review at ada@fcor.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).

#### REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

The Southwest Florida Regional Planning Council/LEPC District 9 announces a public meeting to which all persons are invited

DATE AND TIME: February 20, 2020, 9:30 a.m.

PLACE: Southwest Florida Regional Planning Council (1400 Colonial Blvd., Suite 1, Fort Myers, FL 33907)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Southwest Florida Local Emergency Planning Committee (LEPC). A Tier II / EPCRA presentation and Shelter-In-Place presentation will be held after the meeting. A copy of the agenda may be obtained by contacting: Charles Kammerer, (239)938-1813, ext. 227, ckammerer@swfrpc.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 48 hours before the workshop/meeting by contacting: Charles Kammerer, (239)938-1813, ext. 227, ckammerer@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Charles Kammerer, (239)938-1813, ext. 227, ckammerer@swfrpc.org.

#### DEPARTMENT OF THE LOTTERY

The Department of the Lottery announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, February 25, 2020, 10:00 a.m. ET

PLACE: Florida Lottery Headquarters, 250 Marriott Drive, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Negotiation Team to discuss the recommendation of award in response to Request for Proposals (RFP), Project Number 054-18/19: Operational Security Studies and Evaluation Services.

For more information, please visit the Vendor Bid System (VBS) at:

http://www.myflorida.com/apps/vbs/vbs www.main menu.

A copy of the agenda may be obtained by contacting: Karen Armstrong at (850)487-7710 or by going to the Department of the Lottery's website, www.flalottery.com.

Any person requiring a special accommodation because of a disability at this public meeting should contact the individual identified above at (850)487-7710 (voice), or through the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (voice), at least 24 hours prior to the meeting.

#### AGENCY FOR HEALTH CARE ADMINISTRATION

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

DATE AND TIME: February 20, 2020, 5:00 p.m. - 6:30 p.m. ET

PLACE: This meeting will be held via online webinar and requires a telephone for audio. To join the webinar, please use the following link https://attendee.gotowebinar.com/register/5416272748332384 003. Call United States (Toll-free): 1(877)309-2071, Access Code: 497-092-669. Enter your audio pin and press #. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730. This meeting will be recorded.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Full Pediatric Cardiac Technical Advisory Panel (PCTAP) to which all interested parties are invited. The purpose of this meeting is to discuss the business of the PCTAP. A copy of the agenda may be obtained by contacting: The agenda and other meeting materials will be posted to the PCTAP.

Website:

http://ahca.myflorida.com/SCHS/PCTAP/meetings.shtml.

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: Andrea Bonavia, Florida Center for Health Information and Transparency at Andrea.Bonavia@ahca.myflorida.com or (850)412-3739. 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: Andrea Bonavia, Florida Center for Health Information and Transparency at Andrea.Bonavia@ahca.myflorida.com or (850)412-3739.

#### DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Bureau of Chronic Disease Prevention announces a public meeting to which all persons are invited.

DATE AND TIME: February 19, 2020, 2:00 p.m. – 4:30 p.m. PLACE: Embassy Suites Tampa Downtown Convention Center, Frankland Board Room, 513 S. Florida Avenue, Tampa, FL 33602; Conference call: 1(866)899-4679; Access Code: 407-928-261#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Diabetes Advisory Council (DAC) Quarterly Meeting.

"This call will be recorded. By staying on the line, you are agreeing to be recorded."

A copy of the agenda may be obtained by contacting: Kianga Tucker, MHA, Diabetes Program Analyst at (850)558-9565.

For more information, you may contact: Kianga Tucker, MHA, Diabetes Program Analyst, Florida Department of Health at (850)558-9565.

#### ALDAY-HOWELL ENGINEERING, INC.

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

DATE AND TIME: Thursday, February 13, 2020, 5:30 p.m. – 6:30 p.m. CT

PLACE: First Baptist Church Panama City, 640 Grace Avenue, Panama City

GENERAL SUBJECT MATTER TO BE CONSIDERED: The intent of this project is to make improvements at the intersection of State Road 391 (Airport Road) and 19th Street, including northbound and southbound left turn lane construction on Airport Road, safety enhancements, sidewalk construction, signalization improvements, lighting enhancements, and drainage improvements. No additional right-of-way is needed. Bids for construction are currently scheduled to be received winter 2022.

During the informal meeting, Florida Department of Transportation (FDOT) representatives will be available to discuss the project, answer questions, and receive your comments.

A copy of the agenda may be obtained by contacting: Zeke Hayes., FDOT Project Manager, at 1(888)638-0250 ext. 1487, or via email at zeke.hayes@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 seven days before the workshop/meeting by contacting: Zeke Hayes, FDOT Project Manager, at the below phone number or email address. 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: Zeke Hayes, FDOT Project Manager, at 1(888)638-0250 ext. 1487, or via email at zeke.hayes@dot.state.fl.us.

#### END HUMAN TRAFFICKING, INC.

The Florida Alliance to End Human Trafficking (End Human Trafficking, Inc.) announces a public meeting to which all persons are invited.

DATE AND TIME: February 17, 2020, 3:00 p.m.

PLACE: Toll Free Dial in Number: 1(888)585-9008, Conference Room #: 116-364-531

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business.

A copy of the agenda may be obtained by contacting: Erin Collins, Executive Director, Erin@FloridaAllianceEndHT.com.

# Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

#### NONE

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

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

#### NONE

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

#### NONE

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

#### NONE

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

### **NONE**

# Section XI Notices Regarding Bids, Proposals and Purchasing

### **NONE**

# Section XII Miscellaneous

### DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6.-7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Thursday, January 30, 2020 and 3:00 p.m., Wednesday, February 5, 2020.

Rule No.	File Date	Effective Date
53ER20-10	2/5/2020	2/5/2020
53ER20-11	2/5/2020	2/5/2020
53ER20-12	2/5/2020	2/5/2020
61A-10.009	2/3/2020	2/23/2020
61A-10.052	2/3/2020	2/23/2020
61A-10.055	2/3/2020	2/23/2020
64ER20-14	1/30/2020	1/30/2020
64ER20-15	1/30/2020	1/30/2020
64B7-26.003	2/5/2020	2/25/2020
64B11-6.001	1/31/2020	2/20/2020
64B18-17.005	2/5/2020	2/25/2020
69O-124.001	1/30/2020	2/19/2020
69O-124.002	1/30/2020	2/19/2020
69O-124.010	1/30/2020	2/19/2020

69O-124.011	1/30/2020	2/19/2020
69O-124.013	1/30/2020	2/19/2020
69O-124.014	1/30/2020	2/19/2020
69O-124.015	1/30/2020	2/19/2020
69O-124.016	1/30/2020	2/19/2020
69O-124.021	1/30/2020	2/19/2020
69O-124.022	1/30/2020	2/19/2020
69O-154.104	1/30/2020	2/19/2020
69O-186.013	1/30/2020	2/19/2020
69O-215.050	1/30/2020	2/19/2020
69O-215.060	1/30/2020	2/19/2020
69O-215.070	1/30/2020	2/19/2020
69O-222.010	1/30/2020	2/19/2020
69O-222.020	1/30/2020	2/19/2020
69O-222.030	1/30/2020	2/19/2020
69O-222.040	1/30/2020	2/19/2020
69O-222.050	1/30/2020	2/19/2020
69O-222.060	1/30/2020	2/19/2020
69O-230.033	1/30/2020	2/19/2020
69O-231.010	1/30/2020	2/19/2020
69O-231.020	1/30/2020	2/19/2020
69O-231.030	1/30/2020	2/19/2020
69O-231.040	1/30/2020	2/19/2020
69O-231.070	1/30/2020	2/19/2020
69O-231.080	1/30/2020	2/19/2020
69O-231.090	1/30/2020	2/19/2020
69O-231.100	1/30/2020	2/19/2020
69O-231.110	1/30/2020	2/19/2020
69O-231.120	1/30/2020	2/19/2020
69O-231.130	1/30/2020	2/19/2020
69O-231.140	1/30/2020	2/19/2020
69O-231.150	1/30/2020	2/19/2020

69O-231.160	1/30/2020	2/19/2020
69O-235.003	1/30/2020	2/19/2020
69O-239.001	1/30/2020	2/19/2020

### 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	**/**/***
60P-1.003	11/5/2019	**/**/***
60P-2.002	11/5/2019	**/**/***
60P-2.003	11/5/2019	**/**/***
64B8-10.003	12/9/2015	**/**/***

# 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.