

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

**RULE NO.:**       **RULE TITLE:**  
59A-8.0099       Home Health Aides for Medically Fragile Children

**PURPOSE AND EFFECT:** The Agency proposes to create a new rule within Chapter 59A-8, F.A.C. to implement the provisions of HB 391 (LOF 2023-183) to outline training curriculum for home health aides for medically fragile children as well as establish data reporting by home health agencies.

**SUBJECT AREA TO BE ADDRESSED:** The Agency proposes to create a new rule within Chapter 59A-8, F.A.C. to implement the provisions of HB 391 (LOF 2023-183) to outline training curriculum for home health aides for medically fragile children as well as establish data reporting by home health agencies.

**RULEMAKING AUTHORITY:** 400.4765, 400.489, 400.497 FS

**LAW IMPLEMENTED:** 400.54, 400.476, 400.4765, 400.489, 400.497 FS

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.**

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jeremy Roberts, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850) 412-4432. 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:** Jeremy Roberts, (850) 412-4432, email: Jeremy.Roberts@ahca.myflorida.com.

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**RULE NO.:**       **RULE TITLE:**  
62-330.603       General Permit for Seagrass Restoration

**PURPOSE AND EFFECT:** The Department of Environmental Protection (Department) proposes to amend portions of Chapter 62-330, F.A.C., and create a new rule. These amendments and new rule will create a new General Permit for Seagrass Restoration. These changes will simplify and clarify rule language, increase efficiency, and improve coordination with other agencies for seagrass restoration projects. Rule 62-330.637, F.A.C., which is currently under development as the Seagrass General Permit, will be renumbered to Rule 62-330.603, F.A.C.

**SUBJECT AREA TO BE ADDRESSED:** Chapter 62-330, F.A.C., will be amended to add a new general permit for seagrass restoration.

**RULEMAKING AUTHORITY:** 373.026(7), 373.043, 373.118, 373.418, 373.4131, 373.4145, 403.805(1), 403.814, F.S.

**LAW IMPLEMENTED:** 373.118(1), 373.406(5), 373.413, 373.4131, 373.414(9), 373.418, 376.3071, 403.814(1), F.S.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.**

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Timothy Rach, Division of Water Resource Management, MS 2500, 2600 Blair Stone Road, Tallahassee, FL 32399, by email at Timothy.Rach@FloridaDEP.gov or online at <https://floridadep.gov/water/water/content/water-resource-management-rules-development#SLERC>.

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

## Section II Proposed Rules

**DEPARTMENT OF HEALTH**

**Division of Public Health Statistics and Performance Management**

RULE NOS.:	RULE TITLES:
64W-4.001	Definitions
64W-4.002	Eligibility Requirements
64W-4.003	Documentation Requirements
64W-4.004	Application Processing
64W-4.005	Award Prioritization and Awards

**PURPOSE AND EFFECT:** This rule amends the requirements for the Medical Education Reimbursement and Loan Repayment Program implemented as the Florida Reimbursement Assistance for Medical Education (FRAME) Program. The function of the program is to make payments that offset student loans incurred by students for studies leading to a medical or nursing degree, medical or nursing licensure, or advanced practice registered nurse licensure or physician assistant licensure. The amendments to the rule are intended to add definitions, clarify eligibility and documentation requirements, establish a new application period, and update the award prioritization methodology.

**SUMMARY:** The FRAME program reimburses student loans incurred by students for studies leading to a medical or nursing degree, medical or nursing licensure, or advanced practice registered nurse licensure or physician assistant licensure.

**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: Based on the SERC checklist, this rulemaking will not have an adverse impact on regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S. Any person who wishes to provide information regarding 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:** 1009.65 FS.

**LAW IMPLEMENTED:** 1009.65 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: Jeffrey Johnson at 850-617-1471 or Jeffrey.Johnson@flhealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

**64W-4.001 Definitions.**

(1) “Eligible professions” means medical doctors with primary care specialties, doctors of osteopathic medicine with primary care specialties, physician assistants, licensed practical nurses, registered nurses, advanced practice registered nurses (APRNs) with primary care specialties, and ~~autonomous~~ advanced practice registered nurses engaged in autonomous practice as defined in section 464.0123(3)(a), F.S. (autonomous APRNs).

(2) No Change

(3) “Lender” means any entity involved in making, holding, consolidating, originating, servicing, or guaranteeing any loan to students to finance higher education expenses. This includes lenders who provide private educational loans as well as lenders who provide loans that are made, insured, or guaranteed by the U.S. Department of Education.

(4) “Primary care specialties” means as follows:

(a) Medical doctors and doctors of osteopathic medicine (physicians) practicing in obstetrics; gynecology; general and family practice, which includes geriatrics; general internal medicine, which includes geriatrics; general pediatrics; and psychiatry.

(b) Autonomous APRNs and ~~advanced practice registered nurses~~ APRNs practicing in general and family medicine, general pediatrics, general internal medicine, or midwifery.

(5) “Public health program” means a county health department, the Children’s Medical Services program, a federally funded community health center (a Federally Qualified Health Center (FQHC) and FQHC Look-Alike designated by the HRSA), or a federally funded migrant health center, any publicly funded health care program, or a nonprofit health care program.

(a) A publicly funded health care program is an organization or business that provides healthcare and is funded by either the federal government, ~~or~~ the State of Florida, or a local government. Acceptance of Medicare and/or Medicaid does not render a program publicly funded.

(b) A nonprofit health care program is an organization or business that provides healthcare and is registered as a nonprofit with the Florida Department of State or approved for 501(c)(3) status by the Internal Revenue Service.

(6) “Qualified loan” means a federal and/or private student loan with a U.S.-based lender that has a verified principal balance remaining which loan proceeds were used to pay educational expenses enumerated in sections 1009.65(1)(a)1. or (1)(b), F.S., incurred by students for studies leading to a medical degree, nursing degree, medical licensure, nursing licensure, advanced practice registered nurse licensure, or physician assistant licensure. Loans whose proceeds were used for any educational expenses that did not directly lead to these degrees or licenses are not qualified loans. Loans from an individual or entity that does not meet the definition of lender are not qualified loans.

(7) through (8) No change

(9) “Direct patient care hours” means in-person, face-to-face care with live patients. Hours spent providing telemedicine services, performing research, conducting administrative duties, or traveling are not direct patient care hours.

(10) “U.S.-based lender” means any financial institution headquartered within the United States. Financial institutions headquartered outside of the U.S., even if they have branches in the U.S., are not U.S.-based lenders.

(11) “FRAME” means the Medical Education Reimbursement and Loan Repayment Program established pursuant to section 1009.65, F.S.

~~(12)~~(9) This rule will be reviewed and repealed, modified, or renewed through the rulemaking process five years from the effective date.

Rulemaking Authority 1009.65 FS. Law Implemented 1009.65 FS. History– History– New 4-20-23, Amended: \_\_\_\_\_.

**64W-4.002 Eligibility Requirements.**

(1) To be eligible to receive reimbursement or loan repayment from the program, applicants in eligible professions, other than autonomous APRNs, must:

(a) through (c) No change

(d) Not have received an award from any other State of Florida-funded student loan repayment program since July 1 of the previous year, ~~and~~

(e) Have a qualified loan as defined in subsection 64W-4.001(6) F.A.C.,

(f) Accept Medicaid reimbursement unless the practice is not eligible. The only Medicaid ineligible practices are correctional institutions; military locations, including Veteran Affairs clinics; state mental health hospitals; free clinics; and state facilities for the developmentally disabled.

(g) Be employed in an eligible location, which employment must be in effect on the first day of the application period and extend, at a minimum, through the date of loan repayment, pursuant to Rule 64W-4.005, and

(h) Have a valid email address for program correspondence.

(2) To be eligible to receive reimbursement or loan repayment from the program, autonomous APRN applicants must:

(a) through (d) No change

(e) Be actively employed and providing in-person primary care services in a public health program, an independent practice, or a group practice that serves Medicaid recipients and other low-income patients, ~~and~~

1. Proof of serving Medicaid recipients must include verifiable Medicaid billing.

2. Proof of serving other low-income patients must include documentation that the practice location has a sliding fee scale or does not charge the patients (free clinic).

(f) Practice in a location that is in a HRSA designated primary care HPSA with a score of at least 18, a rural area as identified by the Federal Office of Rural Health Policy, or a rural hospital as defined in section 395.602(2)(b), F.S.;

(g) Practice in a primary care specialty as defined in subsection 64W-4.001(4) F.A.C., and

(h) Have a valid email address for program correspondence.

(3) No change

Rulemaking Authority 1009.65 FS. Law Implemented 1009.65 FS. History– New 4-20-23, Amended: \_\_\_\_\_.

**64W-4.003 Documentation Requirements.**

~~(1) Applications are to be completed and documents uploaded to the FRAMEworks portal or mailed to the Florida Department of Health, Division of Public Health Statistics and Performance Management, State Primary Care Office, FRAME Program, 4052 Bald Cypress Way, Bin #A05, Tallahassee, Florida 32399-1720. Hand-delivered application packets will not be accepted.~~

~~(2) Submit a completed~~ Applicants must complete the Florida Reimbursement Assistance for Medical Education (FRAME) Application in the FRAMEworks portal. ~~The FRAME Application, DH8013-PHSPM-01/202423, is incorporated by reference and available at https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXhttps://www.flrules.org/Gateway/reference.asp?No=Ref-15268.~~

~~(3) Based on employment type, one of the following must be either submitted to the Department in the physical application packet or uploaded to the FRAMEworks portal:~~

~~(2)(a)~~ A completed Florida Reimbursement Assistance for Medical Education (FRAME) Employment Verification Form must be uploaded to the FRAMEworks portal (PDF only). One form is required for each employer, including self-employment or partnerships if the applicant is an employee. The FRAME Employment Verification Form, DH8015-PHSPM-01/202423, is incorporated by reference and available at

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

~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-15271>, Signatures on this form must be in ink.~~

~~or~~

~~(b) A completed Florida Reimbursement Assistance for Medical Education (FRAME) Solo Practitioner Attestation, if the applicant is not an employee. If the application is completed in the FRAMEworks portal, the information in this form may be completed in the portal, without the need to upload the form. The Solo Practitioner Attestation, DH8016-PHSPM-01/2023, is incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-15270>.~~

~~(3)(4) A completed Florida Reimbursement Assistance for Medical Education (FRAME) Loan Certification Form for each educational loan must be either submitted to the Department in the application packet or uploaded to the FRAMEworks portal (PDF format only). The FRAME Loan Certification Form, DH8014-PHSPM-01/202423, is incorporated by reference and available~~

~~at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>.<http://www.flrules.org/Gateway/reference.asp?No=Ref-15269>. Signatures must be in ink, except that the financial institution may utilize a legally binding eSignature.~~

~~(4)(5) The following FRAME program documents must should be either submitted to the Department in the application packet or uploaded to the FRAMEworks portal, as applicable:~~

~~(a) For all practice locations that are in an FQHC; correctional facility; a rural health clinic; an Indian Health Service, Tribal Health, and Urban Indian Health Organizations; or a state mental hospital, upload documentation of primary care shortage designation status by HRSA. A PDF copy of the HRSA “Find Shortage Areas State/County” query result for each practice site location (<https://data.hrsa.gov/tools/shortage-area/hpsa-find>) is considered acceptable documentation. For all practice locations that are in a primary care HPSA, submit documentation of primary care shortage designation status. A copy of the HRSA “Find Shortage Areas by Address” query result for each practice site location (<https://data.hrsa.gov/tools/shortage-area/by-address>) is considered acceptable documentation.~~

~~(b) For all practice locations that are not listed in paragraph (a) above, but are in a primary care HPSA, upload a PDF copy of the query result for each practice site location from the HRSA “Find Shortage Areas by Address” query result for each practice site location (<https://data.hrsa.gov/tools/shortage-area/by-address>).~~

~~(c)(b) For all practice locations that are not in a primary care HPSA but are in a designated rural health area or rural hospital, submit documentation of the rural health status. A~~

PDF copy of the query result for each practice site location from the Federal Office of Rural Health Policy (<https://data.hrsa.gov/tools/rural-health>) is considered acceptable documentation.

~~(d)(e)~~ If requested by the Department, PDF documentation of status as a United States citizen (U.S. born or naturalized) or United States national, as defined by 8 U.S.C. 1401 - 1440, shall be provided by the applicant within five (5) business days.

~~(5)(6) The FRAME Employment Verification Form and FRAME Loan Certification Form All Department forms for the FRAME program will also be made available on the Department’s website at <https://www.fdohframe.com/s/forms> <https://www.floridahealth.gov/provider-and-partner-resources/community-health-workers/HealthResourcesandAccess/FRAMEProgram/index.html>.~~

~~(6)(7)~~ This rule will be reviewed and repealed, modified, or renewed through the rulemaking process five years from the effective date.

**64W-4.004 Application Processing.**

~~(1) FRAME Applications will only be accepted via the FRAMEworks portal between February 15 at 12:00 am (EST) and March 31 at 11:59 pm (EST) for any fiscal year in which the program is funded by the legislature. Applications for reimbursement or loan repayment will only be accepted:~~

~~(a) For state fiscal year 2022-23, applications must be submitted no later than 11:59 pm (EST) April 28, 2023, via either the FRAMEworks portal or a postmark no later than April 28, 2023.~~

~~(b) The provisions of this rule will be amended through rulemaking to provide for future application cycles to the extent this program is funded in subsequent fiscal years.~~

~~(e) The Department may extend the application period in the event funds are still available. Any extension to the application period will be announced on the Department’s website (<https://www.floridahealth.gov/provider-and-partner-resources/community-health-workers/HealthResourcesandAccess/FRAMEProgram/index.html>) and on the FRAMEworks portal 14 days prior to the new closing date.~~

~~(2) through (5) No change~~  
 Rulemaking Authority 1009.65 FS. Law Implemented 1009.65 FS. History— New 4-20-23, Amended: \_\_\_\_\_.

**64W-4.005 Award Prioritization and Awards.**

~~(1) No change~~  
~~(2) Within each tier, applicants will be prioritized from highest to lowest by the following method:~~

(a) The ~~FRAME~~ ~~Frame~~ Prioritization Score will reflect a weighted total of 75% of the Adjusted Primary Care HPSA Score and 25% of the Service Score.

(b) The Adjusted Primary Care HPSA Score will be computed by:

1. For only one practice location: (average weekly direct patient care hours for the month immediately preceding application, [DPCH] ÷ 40) x Primary Care HPSA Score).

2. For multiple practice locations: each location will be scored individually using the above calculation and the results will be added together.

(c) The Service Score will be computed by (end date of application period ~~priority score data run~~ - date of applicant's first day with the employer) ÷ 100)). If the applicant works for multiple employers, the applicant's longest employer's start date will be used.

(d) The calculations set forth in paragraphs (2)(a), (b), and (c) above are illustrated in Figure 1 below.

Figure 1.

(3) Underserved areas not designated by HRSA as a primary care HPSA will use a Primary Care HPSA score of 1 less than the lowest primary care HPSA score designated on January 15, or the next business day if the 15<sup>th</sup> falls on a weekend or holiday ~~the first day of the application period~~, but not less than zero for the Primary Care HPSA Score in the computed Adjusted Primary Care HPSA Score. All Primary Care HPSA scores will be the score that was applicable on January 15, or the next business day if the 15<sup>th</sup> falls on a weekend or holiday. Any applicant working at a facility that is eligible to have its own HPSA score will use that facility's primary care HPSA score.

(4) No change

(5) Payments made to a lender cannot exceed a recipient's outstanding qualified principal loan balance and all payments made by the Department shall only be applied to the recipient's principal balance.

(6) In the event that there are mathematical ties (to the eighth decimal place) in the priority scores where funding will be exhausted, those applicants with a tied priority score will be funded in the following order of precedence:

(a) First, by the highest Adjusted Primary Care HPSA score as calculated in paragraph (2)(b). In the event this does not resolve the tied priority scores, then

(b) Second, by the highest Medicaid participation percentages as reported on the FRAME Employment Verification Form. In the event this does not resolve the tied priority scores, then

(c) The remaining amount of funding will be equally divided among the tied applicants.

~~(7)(6)~~ This rule will be reviewed and repealed, modified, or renewed through the rulemaking process five years from the effective date.

Rulemaking Authority 1009.65 FS. Law Implemented 1009.65 FS. History- New 4-20-23, Amended: \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jeffrey Johnson

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Joseph Ladapo, MD, PhD, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/14/2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 08/18/2023

**DEPARTMENT OF HEALTH**

**Division of Public Health Statistics and Performance Management**

RULE NOS.:	RULE TITLES:
64W-6.001	Definitions
64W-6.002	Eligibility Requirements
64W-6.003	Documentation Requirements
64W-6.004	Application Processing
64W-6.005	Award Prioritization and Awards
64W-6.006	Funding Methodology
64W-6.007	Non-Compliance

PURPOSE AND EFFECT: This rule establishes the requirements for the Dental Student Loan Repayment Program to be implemented as the Florida Reimbursement Assistance for Medical Education Dental Program (FRAMEdental). The function of the program is to make payments that offset loans and educational expenses incurred by students for studies leading to licensure as a dentist.

SUMMARY: The FRAMEdental program will reimburse loans and educational expenses incurred by dental students for studies leading to licensure as a dentist.

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: Based on the SERC checklist, this rulemaking will not have an adverse impact on regulatory costs in excess of \$1 million within 5 years as established in s.120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 381.4019(5) FS.

LAW IMPLEMENTED: 381.4019 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: Jeffrey Johnson at 850-617-1471 or Jeffrey.Johnson@flhealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

**64W-6.001 Definitions.**

(1) “Active Employment” is defined as being employed by the employer on the first day of the application period and remaining employed by the same employer through issuance of an award pursuant to Rule 64W-6.005, F.A.C.

(2) “Dentist” means a person licensed to practice dentistry pursuant to Chapter 466, F.S.

(3) “Direct patient care hours” are defined as in-person, one-on-one, face-to-face care with live patients. Hours spent providing telemedicine services, teaching/learning (including rounds), performing research, conducting administrative duties, traveling, or conferring with others are not direct patient care hours.

(4) “Federally funded health center” means a Federally Qualified Health Center (FQHC) and FQHC Look-Alike designated by the Federal Health Resources and Services Administration (HRSA).

(5) “FRAME<sup>dental</sup>” means the Dental Student Loan Repayment Program established pursuant to section 381.4019, F.S.

(6) “Health Professional Shortage Area (HPSA)” means a geographic area, an area having a special population, or a facility, as designated by the Federal Health Resources and Services Administration (HRSA). This definition includes sections 381.4019(1)(a) and (d), F.S.

(7) “Lender” means any entity involved in making, holding, consolidating, originating, servicing, or guaranteeing any loan to students to finance higher education expenses. This includes lenders who provide private educational loans as well as lenders who provide loans that are made, insured, or guaranteed by the U.S. Department of Education.

(8) “New participating dentist” is a dentist who has never received any funds through the FRAME<sup>dental</sup> program after the first state fiscal year of the loan program.

(9) “Public health program” means a county health department, the Children’s Medical Services program, a

federally funded community health center (a Federally Qualified Health Center (FQHC) and FQHC Look-Alike designated by the HRSA) or a federally funded migrant health center, any publicly funded health care program, or a nonprofit health care program.

(a) A publicly funded health care program is an organization or business that provides healthcare and is funded by either the federal government, the State of Florida, or a local government. Acceptance of Medicare and Medicaid does not render a program publicly funded.

(b) A nonprofit health care program is an organization or business that provides healthcare and is registered as a nonprofit with the Florida Department of State or approved for 501(c)(3) status by the Internal Revenue Service.

(10) “Qualified loan” means a federal and/or private student loan with a U.S.-based financial institution that has a verified principal balance remaining which loan proceeds were used to pay educational expenses enumerated in section 381.4019(3)(b), F.S., incurred by students for studies leading to dental licensure. Loans whose proceeds were used for any educational expenses that did not directly lead to dental licensure are not qualified loans. Loans from an individual or entity that does not meet the definition of lender are not qualified loans.

(11) “State fiscal year” means the period of time from July 1 of one calendar year to June 30 of the next calendar year.

(12) “U.S.-based financial institution” means any financial institution headquartered within the United States. Financial institutions headquartered outside of the U.S., even if they have branches in the U.S., are not U.S.-based financial institutions.

(13) This rule will be reviewed and repealed, modified, or renewed through the rulemaking process 5 years from the effective date.

Rulemaking Authority 381.4019 FS. Law Implemented 381.4019 FS. History–New \_\_\_\_\_.

**64W-6.002 Eligibility Requirements.**

(1) To be eligible to receive reimbursement or loan repayment from FRAME<sup>dental</sup>, dentists must:

(a) Be a United States citizen (U.S. born or naturalized) or a United States national, as defined by 8 U.S.C. §1401 – 1440 (1/3/2022), which is incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>.

(b) Possess a clear active Florida dental license,

(c) Be actively employed in a public health program located in a dental HPSA in Florida and providing in-person services to patients. The public health program must accept Medicaid reimbursement (verifiable paid Medicaid claims for at least 50 unduplicated patients) and have a sliding fee scale program that covers other low-income patients,

(d) Not have received an award from any other State of Florida-funded student loan repayment program since July 1 of the previous year.

(e) Reside and practice in Florida,

(f) Have a qualified loan,

(g) Be enrolled as a Medicaid provider and have verifiable Medicaid billing or demonstrate that they have applied to become a Medicaid provider, and

(h) Have a valid email address for program correspondence.

(2) A dentist is no longer eligible to receive funds under the loan program if the dentist:

(a) Is no longer employed by a public health program,

(b) Ceases to participate in or is unable to enroll in the Florida Medicaid program,

(c) Has disciplinary action taken against his or her license by the Board of Dentistry for a violation of s. 466.028 F.S., or

(d) Has received a FRAME<sup>dental</sup> award for 5 different years.

(3) This rule will be reviewed and repealed, modified, or renewed through the rulemaking process 5 years from the effective date.

Rulemaking Authority 381.4019 FS. Law Implemented 381.4019 FS. History– New: \_\_\_\_\_.

#### **64W-6.003 Documentation Requirements.**

(1) FRAME<sup>dental</sup> applicants must complete and submit the following forms in the FRAMEworks portal:

(a) The Florida Reimbursement Assistance for Medical Education - Dental (FRAME<sup>dental</sup>) Application. The FRAME<sup>dental</sup> Application, DH8017-PHSPM-07/2023, is incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>.

(b) The Florida Reimbursement Assistance for Medical Education - Dental (FRAME<sup>dental</sup>) Employment Verification Form (PDF only). One form is required for each employer. Signatures must be in ink. The FRAME<sup>dental</sup> Employment Verification Form, DH8018-PHSPM-07/2023, is incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>.

(c) The Florida Reimbursement Assistance for Medical Education – Dental (FRAME<sup>dental</sup>) Loan Certification Form for each educational loan (PDF only). Signatures must be in ink or utilize a legally binding eSignature. The FRAME<sup>dental</sup> Loan Certification Form, DH8019-PHSPM-07/2023, is incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>.

(2) The following document(s) must be uploaded to the FRAMEworks portal, as applicable:

(a) For all practice locations that are in an FQHC, upload documentation of dental shortage designation status. A PDF copy of the HRSA “Find Shortage Areas State/County” query result for each practice site location (<https://data.hrsa.gov/tools/shortage-area/hpsa-find>) is considered acceptable documentation.

(b) For all practice locations that are not in an FQHC, but are designated by HRSA as having a shortage of dental health professionals based on geographic location, special population, or facility, upload a PDF copy of the query result for each practice site location from HRSA “Find Shortage Areas by Address” query result for each practice site location (<https://data.hrsa.gov/tools/shortage-area/by-address>).

(3) If requested by the Department, an applicant must provide documentation of status as a United States citizen (U.S. born or naturalized) or United States national, as defined by 8 U.S.C. 1401 - 1440, shall be provided by the applicant within 5 business days.

(4) The FRAME<sup>dental</sup> Employment Verification Form and the FRAME<sup>dental</sup> Loan Certification Form will be made available on the Department’s website at <https://www.fdohframe.com/s/forms>.

(5) This rule will be reviewed and repealed, modified, or renewed through the rulemaking process 5 years from the effective date.

Rulemaking Authority 381.4019 FS. Law Implemented 381.4019 FS. History– New \_\_\_\_\_.

#### **64W-6.004 Application Processing.**

(1) FRAME<sup>dental</sup> Applications and supporting documentation will only be accepted:

(a) Between February 15 at 12:00 am and March 31 at 11:59 pm (EST), via the FRAMEworks portal for any fiscal year in which the program is funded by the Legislature.

(b) The Department may extend the application period. Any extension to the application period will be announced on the Department’s website (<https://www.floridahealth.gov/provider-and-partner-resources/community-health-workers/HealthResourcesandAccess/FRAMEProgram/index.html>) and on the FRAMEworks portal 14 days prior to the new closing date.

(2) Department staff will conduct an initial review of the submitted application packet. In the event there are apparent errors or omissions with the information or documentation submitted, applicants will be notified by email of the deficits in their application package. All additional documentation to correct the deficits must be received on or before 10 business days, excluding state holidays or office closures, from the date of the Department’s deficiency notice. Failure to correct all

deficits found in the initial review will deem the application ineligible.

(3) Department staff will conduct a secondary review of all applications that were deemed eligible after correcting deficits. In the event there are apparent errors or omissions with the information or documentation at the secondary review, applicants will be notified by email of the deficits. All additional documentation to correct the deficits must be received on or before 5 business days, excluding state holidays or office closures, from the date of the Department's deficiency notice. Failure to correct all deficits found in the secondary review will deem the application ineligible.

(4) Any application deemed ineligible after the initial or secondary review by the Department based on any failure outlined in paragraphs (a) through (c) below will not receive an award. An application package will be deemed ineligible if:

(a) It does not meet the eligibility requirements of Rule 64W-6.002, F.A.C..

(b) It does not include all documentation requirements of Rule 64W-6.003, F.A.C..

(c) It is not received within the timeframes set forth in subsections (1), (2), or (3) above.

(5) This rule will be reviewed and repealed, modified, or renewed through the rulemaking process 5 years from the effective date.

Rulemaking Authority 381.4019 FS. Law Implemented 381.4019 FS. History— New \_\_\_\_\_.

#### **64W-6.005 Award Prioritization and Awards.**

(1) Applications for reimbursement or loan repayment will be prioritized in tiers, as described below.

(a) Tier 1 consists of eligible applicants who received an award in the previous state fiscal year.

(b) Tier 2 consists of eligible applicants who received an award in a prior state fiscal year, but not in the state fiscal year immediately preceding the application state fiscal year.

(c) Tier 3 consists of eligible applicants who have never received an award under this program

(2) Within each tier, applicants will be prioritized from highest to lowest by the following method:

(a) The FRAME<sup>dental</sup> Prioritization Score will be calculated as a weighted total of 85% of the Adjusted Dental HPSA score, plus 15% of the Service Score, plus 10% of the percentage of the dentist's practice that is composed of Medicaid patients.

(b) The Adjusted Dental HPSA Score will be computed by:

1. For only one practice location: (average weekly direct patient care hours for the month immediately preceding application, [DPCH] ÷ 40) x Dental HPSA Score [DHPSA].

2. For multiple practice locations: each location will be scored individually using the above calculation and the results will be added together.

(c) The Service Score will be computed by (end date of application period – date of applicant's first day with the employer) ÷ 100). If the applicant currently works for multiple employers, the applicant's longest employer's start date will be used.

(d) The percentage of the dentist's practice that is composed of Medicaid patients will be computed by (Medicaid Percentage (as a whole number) ÷ 10).

(e) The calculations set forth in paragraphs (2)(a), (b), (c), (d) and (e) above are illustrated in Figure 1 below.

Figure 1.

(3) All dental HPSA scores will be the score designated by HRSA that was applicable on January 15, or the next business day if the 15<sup>th</sup> falls on a weekend or holiday. Any applicant working at a facility that is eligible to have its own dental HPSA score will use that facility's dental HPSA score.

(4) Loan repayment funds will be disbursed directly to lenders.

(5) Payments made to a lender cannot exceed a recipient's outstanding qualified principal loan balance.

(6) The department shall limit the number of Tier 3 dentists to not more than 10 per fiscal year, beginning in state fiscal year 2024-25.

(7) In the event that there are mathematical ties (to the eight decimal place) in the priority scores where funding will be exhausted, those applicants with a tied priority score will be funded in the following order of precedence:

(a) First, by the highest Adjusted Dental HPSA score as calculated in paragraph (2)(b). In the event this does not resolve the tied priority scores, then

(b) Second, by highest Medicaid Percentage. In the event this does not resolve the tied priority scores, then

(c) The remaining amount of funding will be equally divided among the tied applicants.

(8) This rule will be reviewed and repealed, modified, or renewed through the rulemaking process 5 years from the effective date.

Rulemaking Authority 381.4019 FS. Law Implemented 381.4019 FS. History— New: \_\_\_\_\_.

#### **64W-6.006 Funding Methodology.**

(1) From the funds available, the Department shall make payments of up to \$50,000 per year, per dentist.

(2) Payments will be made based on the prioritization method specified in Rule 64W-6.005, F.A.C.

(3) If available funds are not exhausted in Tier 1, awards will be issued to applicants in Tier 2, and then Tier 3 following the same methodology as in subsection (2) above.

(4) This rule will be reviewed and repealed, modified, or renewed through the rulemaking process 5 years from the effective date.



Rulemaking Authority 381.4019 FS. Law Implemented 381.4019 FS. History— New

**64W-4.007 Non-Compliance.**

(1) A recipient who fails to comply with the requirements of section 381.4019, F.S., the requirements of this chapter, or who is found to have made false statements or misrepresentations on the information in their application will be subject to the following:

(a) Payment of a penalty, as set forth below:

1. The amount of the loan repayment paid to the lender; and

2. Interest on the loan repayment amount at the maximum legal prevailing rate from the date of noncompliance, as determined by the Florida Department of Revenue and published on their website at [https://floridarevenue.com/taxes/taxesfees/Pages/tax\\_interest\\_rates.aspx](https://floridarevenue.com/taxes/taxesfees/Pages/tax_interest_rates.aspx).

(b) Payment of costs and expenses incurred in the collection of penalties, including attorney fees.

(2) The Department shall notify recipients of noncompliance. The notification shall include the date of noncompliance and the reason for the determination, the total amount to be repaid, the formula used to calculate the required repayment, options for repayment, and consequences of inaction.

(3) The debt will be due to be paid within six months from the date of the noncompliance notice. Failure to pay the debt by the due date has the following consequences:

(a) The debt will be reported as delinquent to credit reporting agencies. If the debt becomes past due (i.e., remains unpaid at the end of the repayment period), it will be reported as “delinquent.”

(b) The debt may be referred to a debt collection agency and the Department of Revenue. Any FRAME<sup>dental</sup> debt past due for 45 days may be referred to a debt collection agency. If the debt collection agency is unsuccessful in collecting payment, the debt will be referred to the Office of the Attorney General for filing of a lawsuit against the defaulted recipient.

(c) Notification of the amount of the debt to the Department’s Division of Medical Quality Assurance.

(4) A financial obligation under the FRAME<sup>dental</sup> program is not dischargeable in bankruptcy for 7 years after the debt becomes due (i.e., for 7 years from the end of the one-year repayment period). After the 7-year period of absolute non-discharge expires, the debt may be discharged in bankruptcy only if a bankruptcy court determines that it would be unconscionable not to discharge the debt.

(5) This rule will be reviewed and repealed, modified, or renewed through the rulemaking process 5 years from the effective date.

Rulemaking Authority 381.4019 FS. Law Implemented 381.4019 FS. History— New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jeffrey Johnson

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Joseph Ladapo, MD, PhD, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/14/2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 08/18/2023

**FISH AND WILDLIFE CONSERVATION COMMISSION**

RULE NO.: 68-1.003  
RULE TITLE: Florida Fish and Wildlife Conservation Commission Grants Program

PURPOSE AND EFFECT: Updates to the State Wildlife Grants Program Guidelines, to revise Appendix I: Implementation Goals.

SUMMARY: The proposed amendment will incorporate newly updated Program Guidelines, dated December 2023, into the rule. Revisions appear in this document to update minor obsolete language pertaining to referenced dates on forms, and to update Appendix I: Implementation Goals. Implementation Goals are evaluated and revised approximately every five years. Other documents will remain the same.

**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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: 379.106, F.S.

LAW IMPLEMENTED: 379.106, F.S.

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: the ADA Coordinator, at (850)488-6411. 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: Claire Sunquist Blunden, Division of Habitat and Species Conservation, Fish and Wildlife Conservation Commission, 1875 Orange Ave. East, Tallahassee, FL 32311, (850)617-6070

THE FULL TEXT OF THE PROPOSED RULE IS:

**68-1.003 Florida Fish and Wildlife Conservation Commission Grants Program.**

(1) through (10). No change.

(11) Florida's State Wildlife Grants Program grants shall meet all additional program requirements set forth in Florida's State Wildlife Grants Program Guidelines (dated December 2023 ~~February 2023~~), which are hereby incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-16308>. The following forms are hereby adopted and incorporated by reference: FWC/SWG-1, entitled "Florida State Wildlife Grants Program Budget Form for Commission Principal Investigators," (dated February 2023), available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-15221>; FWC/SWG-2, entitled "Florida State Wildlife Grants Program Budget Form for Non-Commission Principal Investigators," (dated February 2023), available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-15222>; FWC/SWG-3, entitled "Florida State Wildlife Grants Program Application Form," (dated February 2023), available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-15223>; FWC/SWG-4, entitled "Florida State Wildlife Grants Initial Review Form," (dated October 2020), available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-12369>; FWC/SWG-5, entitled "Florida State Wildlife Grants Technical Review Form," (dated October 2020), available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-12372>; and FWC/SWG-6, entitled "Florida State Wildlife Grants Final Review Form," (dated October 2020), available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-12368>. The guidelines and forms are also available from the Commission at 620 South Meridian Street, Tallahassee, Florida 32399-1600.

(12) through (14). No change.

Rulemaking Authority 206.606, 327.04, 327.47, 376.15(d), 379.106 FS. Law Implemented 206.606, 327.47, 328.72, 376.15(d), (e), 379.106 FS. History—New 4-4-04, Amended 3-15-05, Formerly 68A-2.015, Amended 5-22-07, 7-6-08, 1-18-09, 3-21-10, 6-30-10, 5-20-12, 2-9-15, 9-11-16, 9-13-16, 4-23-17, 5-24-18, 2-21-19, 4-18-19, 7-17-19, 9-11-19, 11-28-19, 4-15-20, 4-19-20, 1-6-21, 12-7-21, 1-25-23, 4-13-23,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Claire Sunquist Blunden, Division of Habitat and Species Conservation, Fish and Wildlife Conservation Commission, 1875 Orange Ave. East, Tallahassee, FL 32311, (850)617-6070

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 5, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 20, 2023

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: RULE TITLE:

690-142.012 NAIC Market Regulation Handbook  
Adopted

PURPOSE AND EFFECT: To adopt the National Association of Insurance Commissioners Market Regulation Handbook.

SUMMARY: The rule adopts the National Association of Insurance Commissioners Market Regulation Handbook.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. 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: 624.308(1), 624.316(1)(c) FS  
LAW IMPLEMENTED: 624.316 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: Michael Lawrence, Jr., Chief Legal Counsel, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-142.012 NAIC Market Regulation Handbook Adopted  
The National Association of Insurance Commissioners Market Regulation Handbook 2023 is hereby adopted and incorporated by reference. The agency has determined that posting the incorporated material would be a violation of federal copyright law. The Market Regulation Handbook is available for public inspection during regular business hours at the Office of Insurance Regulation, Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0300. A copy of the Market Regulation Handbook may also be obtained from the National Association of Insurance Commissioners 1100 Walnut Street, Suite 1500, Kansas City, MO 64106-2197, Telephone (816) 783-8500, website: <http://www.naic.org>.  
Rulemaking Authority 624.308(1), 624.316(1)(c) FS. Law Implemented 624.316 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Sheryl Parker, Deputy Commissioner of Market Regulation  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 19, 2023  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 22, 2023

### Section III

## Notice of Changes, Corrections and Withdrawals

**DEPARTMENT OF STATE**

**Division of Elections**

RULE NO.:       RULE TITLE:  
 1S-2.055       Vote-by-mail Requests  
                   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. 49 No. 196, October 9, 2023 issue of the Florida Administrative Register.

The following changes have been made to the incorporated form:

1. Basic formatting

2. Added "/" to date fields
3. Added dashes in Florida Driver License field
4. Increased address fields and added state and country field to mailing address field
5. Added instruction to mailing address field
6. Modified instructions for expiration and specific election request
7. Added expiration information to rule text
8. Corrected law implemented from 101.62(1)(a) to 101.62(1)
9. Added instruction to Designee’s signature field: “the voter directly instructed me to make this request for them”
10. Removed reference to “email”
11. Added citation to § 101.051(3), Fla. Stat.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:  
 6A-4.00821     Florida Educational Leadership Examination  
                   NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 49 No. 240, December 13, 2023 issue of the Florida Administrative Register. The name of the person to be contacted for this Proposed Notice was inadvertently left off the submission; Phil Canto, Bureau Chief, Bureau of Postsecondary Assessment, Office of Assessment, Division of Accountability, Research, and Measurement, (850) 245-0513.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:  
 6A-4.01791     Specialization Requirements for the Gifted  
                   Endorsement - Academic Class Beginning  
                   July 1, 1992

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 49 No. 240, December 13, 2023 issue of the Florida Administrative Register. The date the rule development was published in the FAR was October 16, 2023.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:  
 6A-20.0282     Dual Enrollment Scholarship Program  
                   NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 49 No. 240, December 13, 2023 issue of the Florida Administrative Register. The date the rule development was published in the FAR was December 1, 2023.

**Section IV  
Emergency Rules**

NONE

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

NONE

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

**DEPARTMENT OF STATE**

Division of Administrative Services

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

DATE AND TIME: January 8, 2024, 3:00 p.m.

PLACE: R.A. Gray Building, 500 S. Bronough Street, Room #428, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525, Florida Statutes, a reply opening is hereby noticed for the following Invitation to Negotiate Number: DOS-ITN-23/24-034, titled Procurement, Installation, Maintenance of Generator for Division of Corporations. The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Department will post notice of any changes or additional meetings within the Vendor Information Portal (VIP) in accordance with Section 287.042(3), Florida Statutes, and need not re-advertise notice in the Florida Administrative Register. Access the VIP at: <https://vendor.myfloridamarketplace.com/>

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: Stephanie Walton at (850)245-6595 or [Purchasing@dos.myflorida.com](mailto:Purchasing@dos.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 48 hours before the workshop/meeting by contacting: Stephanie Walton at (850)245-6595 or [Purchasing@dos.myflorida.com](mailto:Purchasing@dos.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).

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: Stephanie Walton at (850)245-6457 or [Purchasing@dos.myflorida.com](mailto:Purchasing@dos.myflorida.com).

**DEPARTMENT OF HEALTH**

Board of Medicine

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

DATE AND TIME: Thursday, January 4, 2024, 3:30 p.m., EST, or soon thereafter.

PLACE: You may join the virtual meeting from your computer, tablet, or smartphone through the following link: <https://global.gotomeeting.com/join/717632629>. You may also join the meeting via telephone at (571) 317-3112 using the access code 717-632-629. To maximize your access to the meeting, the Department recommends that you download the GoToMeeting app on your computer, tablet, or smartphone prior to the meeting. If you are required to or otherwise intend to make an appearance before the Board, you must do so from a quiet place with limited activity. You may not appear from your car. The Department also recommends that you connect to the meeting platform at least 15 minutes prior to the start of the meeting to make sure you can successfully establish a connection.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board. Please check the Board's website at <https://flboardofmedicine.gov/meeting-information> for cancellations or changes to the meeting date or time or call the Board at (850)245-4131 for more information.

A copy of the agenda may be obtained by contacting: <https://flboardofmedicine.gov/meeting-information>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: The Board by email at [BOM.MeetingMaterials@flhealth.gov](mailto:BOM.MeetingMaterials@flhealth.gov) or by calling the Board at (850) 245-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: The Board by email at [BOM.MeetingMaterials@flhealth.gov](mailto:BOM.MeetingMaterials@flhealth.gov) or by calling the Board at (850) 245-4131.

## DEPARTMENT OF HEALTH

## Board of Medicine

The Board of Medicine – Special Probable Cause Panel announces a public meeting to which all persons are invited.

announces a public meeting to which all persons are invited.  
DATE AND TIME: Monday, January 8, 2024, 2:00 p.m., EST, or soon thereafter.

PLACE: You may join the meeting from your computer, tablet, or smartphone through the following link: <https://global.gotomeeting.com/join/841195637>. You may also join the meeting using your phone at the following number: (646) 749-3122, access code: 841-195-637. To maximize your access to the meeting, the Department highly recommends that you download the GoToMeeting app on your computer, tablet, or smartphone prior to the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The panel will conduct a meeting related to public disciplinary cases.

A copy of the agenda may be obtained by contacting: April Houston at (850) 558-9858 or emailing her at [April.Houston@flhealth.gov](mailto:April.Houston@flhealth.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: April Houston at (850) 558-9858 or emailing her at [April.Houston@flhealth.gov](mailto:April.Houston@flhealth.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.

For more information, you may contact: April Houston at (850) 558-9858 or emailing her at [April.Houston@flhealth.gov](mailto:April.Houston@flhealth.gov).

## DEPARTMENT OF HEALTH

## Board of Medicine

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

DATE AND TIME: Thursday, January 25, 2024, 8:00 a.m., EST or soon thereafter.

PLACE: You may join the virtual meeting from your computer, tablet, or smartphone through the following link: <https://global.gotomeeting.com/join/717632629>. You may also join the meeting via telephone at (571)317-3112 using the access code 717-632-629. To maximize your access to the meeting, the Department recommends that you download the GoToMeeting app on your computer, tablet, or smartphone prior to the meeting. If you are required to or otherwise intend

to make an appearance before the Committee, you must do so from a quiet place with limited activity. You may not appear from your car. The Department also recommends that you connect to the meeting platform at least 15 minutes prior to the start of the meeting to make sure you can successfully establish a connection.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. Committee meetings may be canceled prior to the meeting date. Please check the Board's website at <https://flboardofmedicine.gov/meeting-information> for cancellations or changes to the meeting date or time or call the Board at (850)245-4131 for more information.

A copy of the agenda may be obtained by contacting: <https://flboardofmedicine.gov/meeting-information>

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: The Board by email at [BOM.MeetingMaterials@flhealth.gov](mailto:BOM.MeetingMaterials@flhealth.gov) or by calling the Board at (850)245-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: The Board at [BOM.MeetingMaterials@flhealth.gov](mailto:BOM.MeetingMaterials@flhealth.gov) or by calling the Board at (850)245-4131.

## DEPARTMENT OF HEALTH

## Board of Medicine

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

DATE AND TIME: Thursday, February 1, 2024, 8:00 a.m., EST, or soon thereafter.

PLACE: Aloft Jacksonville Tapestry Park, 4812 Deer Lake Drive, Jacksonville, FL 32246. The hotel's phone number is (904) 998-4448. The hotel's website is [www.marriott.com/en-us/hotels/jaxtl-aloft-jacksonville-tapestry-park/overview/](http://www.marriott.com/en-us/hotels/jaxtl-aloft-jacksonville-tapestry-park/overview/)

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. Committee meetings may be canceled prior to the meeting date. Please check the Board's website at <https://flboardofmedicine.gov/meeting-information> for cancellations or changes to the meeting date or time or call the Board at (850)245-4131 for more information.

A copy of the agenda may be obtained by contacting: <https://flboardofmedicine.gov/meeting-information>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Board by email at BOM.MeetingMaterials@flhealth.gov or by calling the Board at (850) 245-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Board by email at BOM.MeetingMaterials@flhealth.gov or by calling the Board at (850) 245-4131.

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#### DEPARTMENT OF HEALTH

##### Board of Medicine

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

DATE AND TIME: Friday, February 2, 2024, 8:00 a.m., EST, or soon thereafter.

PLACE: Aloft Jacksonville Tapestry Park, 4812 W. Deer Lake Drive, Jacksonville, FL 32246. The hotel's phone number is (904) 998-4448. The hotel's website is [www.marriott.com/en-us/hotels/jaxtl-aloft-jacksonville-tapestry-park/overview/](http://www.marriott.com/en-us/hotels/jaxtl-aloft-jacksonville-tapestry-park/overview/)

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board. Please check the Board's website at <https://flboardofmedicine.gov/meeting-information> for cancellations or changes to the meeting date or time or call the Board at (850)245-4131 for more information.

A copy of the agenda may be obtained by contacting: <https://flboardofmedicine.gov/meeting-information>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the Board by email at BOM.MeetingMaterials@flhealth.gov or by calling the Board at (850) 245-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Board by email at BOM.MeetingMaterials@flhealth.gov or by calling the Board at (850) 245-4131.

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#### DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support  
The Florida Department of Health/Florida Trauma System Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 4, 2024, 3:00 p.m. - 4:00 p.m., E.T.

PLACE: Via Microsoft Teams

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Florida Trauma System Advisory Council. The purpose of this meeting is to facilitate informal discussion between council members pursuant to Chapter 286, Florida Statutes, and Article I, Section 24, of the Florida Constitution. The Florida Trauma System Advisory Council will not vote or take any official action during the meeting.

A copy of the agenda may be obtained by contacting: Kate Kocevar at (850)245-4054 or [kate.kocevar@flhealth.gov](mailto:kate.kocevar@flhealth.gov).

The information can also be found at the below link under the "Commons Hour" tab.

<https://www.floridahealth.gov/licensing-and-regulation/trauma-system/florida-trauma-system-advisory-council.html>

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Kate Kocevar at (850)245-4054 or [kate.kocevar@flhealth.gov](mailto:kate.kocevar@flhealth.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).

For more information, you may contact: Kate Kocevar at (850)245-4054 or [kate.kocevar@flhealth.gov](mailto:kate.kocevar@flhealth.gov).

The information can also be found at the below link under the "Commons Hour" tab.

<https://www.floridahealth.gov/licensing-and-regulation/trauma-system/florida-trauma-system-advisory-council.html>

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#### DEPARTMENT OF CHILDREN AND FAMILIES

##### Family Safety and Preservation Program

The Independent Living Services Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: January 12, 2024, 9:00 a.m. - 4:00 p.m.

PLACE: 400 West Robinson Street, S1006, Orlando Florida, 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular council Meeting

A copy of the agenda may be obtained by contacting: Eric Wetzel, Eric.Wetzel@MyFIFamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Eric Wetzel, Eric.Wetzel@MyFIFamilies.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: Eric Wetzel, Eric.Wetzel@MyFIFamilies.com.

**DEPARTMENT OF COMMERCE**

Division of Community Development

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

DATE AND TIME: January 9, 2024, 11:00 a.m. - 12:00 noon

PLACE: Public Meeting will be held via Microsoft Teams and in-person:

Join Online:  
<https://events.gcc.teams.microsoft.com/event/856a87e9-3b8f-47b4-bca3-b6464888fc59@931da019-f64e-4908-b0f6-92f46f78c512>

Join Via Telephone: 1(850)988-5144 / Conference ID: 353 181 014#

Join In-Person: FloridaCommerce, 107 E. Madison St., Caldwell Building, Room 114, Tallahassee, Florida 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** FloridaCommerce announced an additional \$5 million is available to Hurricane Idalia impacted counties and municipalities through the Rural Infrastructure Fund (RIF) program. The application cycle will begin on Friday, December 15, 2023, and end on Monday, February 5, 2024, at 5:00 p.m., Eastern Time.

Additionally, FloridaCommerce will host a webinar on Tuesday, January 9, 2024, from 11:00 am – 12:00 noon, Eastern Time. This webinar will serve as an opportunity for the general public to receive an overview on the application process and receive technical assistance from the Bureau of Small Cities and Rural Communities.

Pursuant to Chapter 2023-349, Laws of Florida, \$5 million in RIF funding has become available for the following Hurricane Idalia impacted counties and municipalities within Columbia, Dixie, Gilchrist, Hamilton, Jefferson, Lafayette, Levy, Madison, Suwannee and Taylor Counties. Funding will be used to facilitate the planning, preparing, and financing of infrastructure projects. Eligible uses of the grants include roads or other remedies to transportation impediments, stormwater systems, water or wastewater facilities, and telecommunications facilities.

Interested applicants must register to request a personalized link to the online Hurricane Idalia RIF Application Portal. Applications will be accepted through Thursday, February 1, 2024, at 5:00 p.m., Eastern Time. Applications may be submitted electronically through the FY 23-24 RIF application portal, or mailed to:

FloridaCommerce, Bureau of Small Cities and Rural Communities, RIF Program, 107 East Madison Street, MSC 400, Tallahassee, FL 32399-6508

For questions or requests for technical assistance regarding the RIF program, proposed projects, or the completion and submission of an application, please visit the Rural Infrastructure Fund webpage, email RIF@Commerce.Fl.gov. or call (850)717-8405.

A copy of the agenda may be obtained by contacting: Bureau of Small Cities and Rural Communities by emailing RIF@Commerce.fl.gov or calling (850)245-7105.

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: Bureau of Small Cities and Rural Communities by emailing RIF@Commerce.fl.gov or calling (850)245-7105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**WATER MANAGEMENT DISTRICTS**

St. Johns River Water Management District

NOTICE IS HEREBY GIVEN that the St. Johns River Water Management District (“District”) has declined to rule on the petition for declaratory statement filed by William G. Merryman on October 02, 2023. The following is a summary of the agency's declination of the petition:

The District lacks the authority to consider the merits of Petitioner’s request for declaratory statement because Petitioner is asking the District to opine on the legality of actions already taken. Petitioner’s request is also improper because he asks the District to opine on the legality of action taken by third parties and on matters subject to pending litigation. Further, Petitioner is asking the District to provide him with legal advice.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Courtney Waldron, District Clerk, by email at Clerk@sjrwmd.com, by phone (386)329-4500, or by mail at P.O. Box 1429 Palatka, FL 32178-

1429, during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays.

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

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

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION  
University of Florida  
UNIVERSITY OF FLORIDA – IFAS GREENHOUSE  
Quincy, FLORIDA  
Bid Package Numbers: Bid Package # 7922, Bid Package # 7997  
Entitled: 13 Special Construction  
University of Florida, IFAS Greenhouse Quincy, FL  
Instruction to Bidders  
There will be a Mandatory pre-bid meeting at the site on January 12, 2024 at 2:30 p.m. The site address is 155 Research Rd, Quincy FL 32351. Questions will be received until 3:00 p.m. on January 16, 2024.

All bidders must preregister for Mandatory meeting by 12 p.m. on January 11th by sending an email to hunter@rfc95.com. If no bidders preregister the pre-bid meeting will be canceled. Sealed bids for bid package No. 13 entitled Greenhouse will be received by Ryan Fitzgerald Construction, Inc., Construction Manager no later than 2:00 p.m. on January 24, 2024. Sealed bids will be received at 27201 Blackwater Court, Eustis, Florida 32736. Any bids received after the posted cut-off time will be returned unopened. If mailing the bids via US mail please mail to 27201 Blackwater Court, Eustis, Florida 32736.

All bids must be per the attached scope of work. The construction Manager reserves the right to reject any or all bids, accept bids in any order or combination, make modifications to the work after bidding, and waive any in formalities or irregularities in bids if it is deemed in the Owner’s best interest to do so.

The form of agreement between the subcontractor and the construction manager is attached.

Direct all questions to Hunter Mills with Ryan Fitzgerald Construction, Inc. at (352)223-2879 or to email address Hunter@rfc95.com

Note: CM will provide all required permits. When applicable submit multiple proposal forms. One proposal form per bid package for clarification.

A downloadable document can be found at www.ryanfitzgeraldconstruction.com

PROPOSAL FORM  
PROPOSAL FOR: UNIVERSITY OF FLORIDA – IFAS GREENHOUSE

Bid Package Number: \_\_\_\_\_

Division:   13  

Entitled: University of Florida – IFAS Greenhouse

Proposal \_\_\_\_\_ Of:

(Bidder) \_\_\_\_\_

Proposal To: Ryan Fitzgerald Construction, Inc.

27201 Blackwater Court

Eustis, Florida 32736

Phone: (352) 223-2879

Fax: (407) 386-6996

The Bid Package Bid Package referenced herein is entitled Bid Package No. \_\_\_\_\_. University of Florida – IFAS Greenhouse, \_\_\_\_\_, Florida.

\_\_\_\_\_,  
the undersigned, do hereby declare that we have carefully examined the site of the proposed work and the contract documents. We do hereby agree to furnish all material, transportation, equipment, apparatus systems, labor and supervision required to do all work in strict accordance with the



contract documents for the Following Base Bid Price for Bid Package

No. \_\_\_\_\_ - University of Florida – IFAS Greenhouse.

Total bid price for all work, complete, in accordance with the contract documents of the above referenced bid package:

Base Bid

\_\_\_\_\_

\_\_\_\_\_ Dollars

(\$ \_\_\_\_\_).

The following addenda have been received and any changes to the contract documents have been noted and incorporated into this proposal.

Addenda # \_\_\_\_\_ Dated: \_\_\_\_\_

Addenda # \_\_\_\_\_ Dated: \_\_\_\_\_

Addenda # \_\_\_\_\_ Dated: \_\_\_\_\_

Addenda # \_\_\_\_\_ Dated: \_\_\_\_\_

1/ Do you acknowledge receipt of 100% Construction Documents? Y or N

2/ Do you acknowledge all the requirements outlined in your scope of work and the General scope of work? Y or N

3/ Is this bid in strict accordance with the plans & specifications? Y or N

4/ Have you reviewed and are you prepared to sign the CM’s “Subcontract Agreement”? Y or N

5/ Have you reviewed the attached project schedule and agree to complete your scope(s) of work in accordance with that schedule? Y or N

Bidder: \_\_\_\_\_

Address: \_\_\_\_\_

Tel: \_\_\_\_\_

Email: \_\_\_\_\_

Contact: \_\_\_\_\_

By: \_\_\_\_\_

\_\_\_\_\_

(Member of the Firm Authorized to Sign Bid)

Title: \_\_\_\_\_ License

# \_\_\_\_\_

The Bidder is a/an:
( ) Individual
( ) Partnership
( ) Corporation, Incorporated in the State of \_\_\_\_\_

Bid Package # 7362, Bid Package # 7367

Definition, Correlation, and Intent

The following requirements form a part of the contract documents for, and refer solely to, the work of the above-entitled subcontract. All information contained herein is provided for the purpose of defining and describing the work

which shall be included in the scope of work of the subcontract and to identify certain specific information which will be required to furnish a complete contract. It is the intent that the requirements of the section shall be complementary to, and shall be correlated with, the requirements of all other contract documents referenced herein and made part of the contract.

Quincy scope of work

Bid Package # 7922

Remove and replace all existing wet wall posts and framing and replace it with new aluminum post and framing for all cooling walls.

Install a new complete wet pad system including trough, tank, pads, and all necessary plumbing requirements with either Lubing or American Cool Air PVC open top system.

Install new 8mm polycarbonate panels on the wet pad gable wall.

Included in this quote is the replacement of (3) customer supplied control systems, and the replacement of one conduit that is severely rusted.

Bid Package # 7997

Disassembly, cleaning, and reassembly of (3) wet pad systems Remove and replace of (1) interior partition wall with new clear corrugated polycarbonate panels.

Furnish and install (3) 1-1/2" bulkhead adapters for the tank drains.

DEPARTMENT OF EDUCATION

University of Florida

Greenhouse Repair University of Florida Belle Glade

UNIVERSITY OF FLORIDA – IFAS GREENHOUSE

Belle Glade, FLORIDA

Bid Package Numbers: Bid Package # 7403, Bid Package # 7439

Entitled: 13 Special Construction

University of Florida, IFAS Greenhouse Belle Glade, FL

Instruction to Bidders

There will be a Mandatory pre-bid meeting at the site on January 10th, 2024 at 8:00 a.m.. The site address is 3200 Canal St S., Belle Glade Fl 32351 Questions will be received until 3:00 p.m. on January 16th, 2024.

All bidders must preregister for Mandatory meeting by 12:00 noon on January 9th, 2024 by sending an email to hunter@rfc95.com. If no bidders preregister the pre-bid meeting will be canceled.

Sealed bids for bid package No. 13 entitled Greenhouse will be received by Ryan Fitzgerald Construction, Inc., Construction Manager no later than 2:00 p.m. on January 24, 2024. Sealed bids will be received at 27201 Blackwater Court, Eustis, Florida 32736. Any bids received after the posted cut-off time will be returned unopened. If mailing the bids via US mail please mail to 27201 Blackwater Court, Eustis, Florida 32736.

All bids must be per the attached scope of work. The construction Manager reserves the right to reject any or all bids, accept bids in any order or combination, make modifications to the work after bidding, and waive any in formalities or irregularities in bids if it is deemed in the Owner’s best interest to do so.

The form of agreement between the subcontractor and the construction manager is attached.

Direct all questions to Hunter Mills with Ryan Fitzgerald Construction, Inc. at (352)223-2879 or to email address Hunter@rfc95.com

Note: CM will provide all required permits.

When applicable submit multiple proposal forms. One proposal form per bid package for clarification.

A downloadable document can be found at www.ryanfitzgeraldconstruction.com

PROPOSAL FORM

PROPOSAL FOR: UNIVERSITY OF FLORIDA – IFAS GREENHOUSE

Bid Package Number: \_\_\_\_\_

Division: 13

Entitled: University of Florida – IFAS Greenhouse Proposal

Of:

(Bidder) \_\_\_\_\_

Proposal To: Ryan Fitzgerald Construction, Inc.

27201 Blackwater Court

Eustis, Florida 32736

Phone: (352)223-2879

Fax: (407)386-6996

The Bid Package Bid Package referenced herein is entitled Bid Package No. \_\_\_\_\_ University of Florida – IFAS Greenhouse, \_\_\_\_\_, Florida.

the undersigned, do hereby declare that we have carefully examined the site of the proposed work and the contract documents. We do hereby agree to furnish all material, transportation, equipment, apparatus systems, labor and supervision required to do all work in strict accordance with the contract documents for the Following Base Bid Price for Bid Package

No. \_\_\_\_\_ - University of Florida – IFAS Greenhouse.

Total bid price for all work, complete, in accordance with the contract documents of the above referenced bid package:

Base Bid

\_\_\_\_\_ Dollars

(\$\_\_\_\_\_).

The following addenda have been received and any changes to the contract documents have been noted and incorporated into this proposal.

Addenda # \_\_\_\_\_ Dated: \_\_\_\_\_

Addenda # \_\_\_\_\_ Dated: \_\_\_\_\_

Addenda # \_\_\_\_\_ Dated: \_\_\_\_\_

Addenda # \_\_\_\_\_ Dated: \_\_\_\_\_

1/ Do you acknowledge receipt of 100% Construction Documents? Y or N

2/ Do you acknowledge all the requirements outlined in your scope of work and the General scope of work? Y or N

3/ Is this bid in strict accordance with the plans & specifications? Y or N

4/ Have you reviewed and are you prepared to sign the CM’s “Subcontract Agreement”? Y or N

5/ Have you reviewed the attached project schedule and agree to complete your scope(s) of work in accordance with that schedule? Y or N

Bidder: \_\_\_\_\_

Address: \_\_\_\_\_

Tel: \_\_\_\_\_

Email: \_\_\_\_\_

Contact: \_\_\_\_\_

By: \_\_\_\_\_

(Member of the Firm Authorized to Sign Bid)

Title: \_\_\_\_\_ License

# \_\_\_\_\_

The Bidder is a/an:

( ) Individual

( ) Partnership

( ) Corporation, Incorporated in the State of \_\_\_\_\_

Bid Package # 7403, Bid Package # 7439

Definition, Correlation, and Intent

The following requirements form a part of the contract documents for, and refer solely to, the work of the above-entitled subcontract. All information contained herein is provided for the purpose of defining and describing the work which shall be included in the scope of work of the subcontract and to identify certain specific information which will be required to furnish a complete contract. It is the intent that the requirements of the section shall be complementary to, and shall be correlated with, the requirements of all other contract documents referenced herein and made part of the contract.

Belle Glade Scope of work

Bid Package # 7403

Cut out rusted bottoms of cool cell walls and install aluminum post boots.

Remove and replace the rusted wall purlin on wet wall.  
 Cut out rusted bottoms of field post and install aluminum post boots.  
 Grind off flaking paint and rust and re-painted with bitumen paint on all columns that aluminum post boots are not installed on.  
 Install new electrical outlet covers where they are missing.  
 Remove and replace 8mm twin wall covering on wet pad/vent wall only.  
 Bid Package # 7439  
 Replacement of rusted metal framing.  
 Install new purlins and aluminum post repair boots as required. (approximately 30).  
 Remove and replace (1) exhaust fan motor.  
 Replacement of damaged polycarbonate panels.  
 Repair the gutter leak in the second to last bay.

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
 DEP ITB 2024007, Installation Services of a DEP- owned Ambient Air Monitoring Shelter at the Winkler Pump Station  
 The Florida Department of Environmental Protection is requesting Bids for Installation Services of a DEP- owned Ambient Air Monitoring Shelter at the Winkler Pump Station. The Department will post notice of any changes or additional meeting(s) on the Vendor Information Portal (VIP) in accordance with section 287.042(3), Florida Statutes, and will not re-advertise any notice in the Florida Administrative Register (FAR). Access the VIP at: <https://vendor.myfloridamarketplace.com/>

PASCO COUNTY BOARD OF COUNTY COMMISSIONERS  
 IFB-RH-24-003 NEW RIVER DEBRIS REMOVAL PROJECT  
 IFB-RH-24-003 NEW RIVER DEBRIS REMOVAL PROJECT Questions Deadline: JAN 9TH, 2024, at 5:00 p.m., ET Bid Submissions Due: JAN 23RD, 2024 at 1:30 p.m., ET All questions and bids MUST be submitted online by visiting <https://pascocountyfl.bonfirehub.com/opportunities/116789>

## 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, December 15, 2023, and 3:00 p.m., Thursday, December 21, 2023.

Rule No.	File Date	Effective Date
34-7.025	12/15/2023	1/4/2024

34-12.750	12/15/2023	1/4/2024
40D-1.1010	12/21/2023	1/10/2024
59G-4.127	12/15/2023	1/4/2024
59G-13.081	12/15/2023	1/4/2024
60R-1.0047	12/18/2023	1/7/2024
60R-1.00481	12/18/2023	1/7/2024
69G-20.0021	12/20/2023	1/9/2024
69O-136.002	12/18/2023	1/7/2024
69O-136.004	12/18/2023	1/7/2024
69O-136.006	12/18/2023	1/7/2024
69O-136.007	12/18/2023	1/7/2024
69O-136.011	12/18/2023	1/7/2024
69O-136.012	12/18/2023	1/7/2024
69O-136.013	12/18/2023	1/7/2024
69O-136.014	12/18/2023	1/7/2024
69O-136.015	12/18/2023	1/7/2024
69O-136.018	12/18/2023	1/7/2024
69O-136.031	12/18/2023	1/7/2024
69O-136.032	12/18/2023	1/7/2024
69O-136.034	12/18/2023	1/7/2024
69O-136.080	12/18/2023	1/7/2024
69O-136.090	12/18/2023	1/7/2024
69O-136.100	12/18/2023	1/7/2024
69O-143.0465	12/15/2023	1/4/2024
69O-144.002	12/15/2023	1/4/2024
69O-151.001	12/15/2023	1/4/2024
69O-151.002	12/15/2023	1/4/2024
69O-151.003	12/15/2023	1/4/2024
69O-151.004	12/15/2023	1/4/2024
69O-151.005	12/15/2023	1/4/2024
69O-151.006	12/15/2023	1/4/2024
69O-151.007	12/15/2023	1/4/2024
69O-151.008	12/15/2023	1/4/2024
69O-151.009	12/15/2023	1/4/2024
69O-151.010	12/15/2023	1/4/2024
69O-151.012	12/15/2023	1/4/2024
69O-151.101	12/15/2023	1/4/2024
69O-151.102	12/15/2023	1/4/2024
69O-151.106	12/15/2023	1/4/2024
69O-151.107	12/15/2023	1/4/2024
69O-151-201	12/15/2023	1/4/2024

69O-151-202	12/15/2023	1/4/2024
69O-151-203	12/15/2023	1/4/2024
69O-157.023	12/15/2023	1/4/2024
69O-157.111	12/15/2023	1/4/2024
69O-166.031	12/15/2023	1/4/2024
69O-192.008	12/15/2023	1/4/2024
69O-194.003	12/15/2023	1/4/2024
69O-196.007	12/15/2023	1/4/2024
69O-196.015	12/15/2023	1/4/2024
69O-198.012	12/15/2023	1/4/2024
69O-199.008	12/15/2023	1/4/2024
69O-201.008	12/15/2023	1/4/2024
69O-201.012	12/15/2023	1/4/2024
69O-203.020	12/15/2023	1/4/2024
69O-203.210	12/15/2023	1/4/2024
69O-203.215	12/15/2023	1/4/2024
73C-60.001	12/15/2023	1/4/2024
73C-60.002	12/15/2023	1/4/2024
73C-60.003	12/15/2023	1/4/2024
73C-60.004	12/15/2023	1/4/2024
73C-60.005	12/15/2023	1/4/2024
73C-60.006	12/15/2023	1/4/2024
73C-60.007	12/15/2023	1/4/2024
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
40C-4.091	3/31/2023	**/**/****
40C-41.043	3/31/2023	**/**/****
40E-4.091	6/26/2023	**/**/****
60FF1-5.009	7/21/2016	**/**/****
62-330.010	4/28/2023	**/**/****
62-330.050	4/28/2023	**/**/****
62-330.055	4/28/2023	**/**/****
62-330.301	4/28/2023	**/**/****
62-330.310	4/28/2023	**/**/****
62-330.311	4/28/2023	**/**/****
62-330.350	4/28/2023	**/**/****
62-330.405	4/28/2023	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

establishment of Art's Golf Carts, as a dealership for the sale of low-speed vehicle manufactured by Club Car LLC (CLUB)  
 Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population  
 Pursuant to section 320.642, Florida Statutes, notice is given that Club Car LLC, intends to allow the establishment of Art's Golf Carts, as a dealership for the sale of low-speed vehicle manufactured by Club Car LLC (CLUB) at 29630 Hwy 27, Dundee, (Polk County), Florida, 33838, on or after January 21, 2024.

The name and address of the dealer operator(s) and principal investor(s) of Art's Golf Carts are dealer operator(s): Art Hobson, 29630 Hwy 27, Dundee, Florida 33838-4289; principal investor(s): Terri Hobson, 29630 Hwy 27, Dundee, Florida 33838-4289.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Mark Wagner, Club Car LLC, 4125 Washington Rd, Evans, Georgia, 30809.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Relocation of Central Buick GMC Inc, as a dealership for the sale of automobiles manufactured by General Motors, LLC (BUIC)

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that General Motors, LLC, intends to allow the relocation of Central Buick GMC Inc, as a dealership for the sale of automobile manufactured by General Motors, LLC (BUIC) from its present location at 1555 First St S, Winter Haven, (Polk County), Florida, 33880, to a proposed location at Parcel Id # 27-27-08-727500-040030 And Parcel ID# 27-27-08-727500-040011, Haines City, (Polk County), Florida, 33844, on or after January 21, 2024.

Legal Description of proposed location: Tract 3, in the Southwest ¼ of Section 8, Township 27 South, Range 27 East, Map of Florida Development Co. Tract, according to the plat thereof as recorded in Plat Book 3, Page 60, Public Records of Polk County, Florida, together with the South ½ of the closed road lying along the North boundary thereof as described in Official Records Book 4200, Page 569, Public Records of Polk County, Florida. Parcel ID # 27-27-08-727500-040030 AND: Tracts 1,2,15 and 16, in the West ½ of the Northwest ¼ of the Southwest ¼ of Section 8, Township 27 South, Range 27 East, Florida Development Co. Tract, according to the map or plat thereof as recorded in Florida Development Co. Tract, Plat Book 3, Page 60, Public Records of Polk County, Florida, LESS that portion lying West of SR 27 and LESS right of way for SR 27. Parcel ID# 27-27-08-727500-040011

The name and address of the dealer operator(s) and principal investor(s) of Central Buick GMC Inc are dealer operator(s): Timothy C. Huston, 1555 1st Street South, Winter Haven, Florida 33880, principal investor(s): Timothy C. Huston, 1555 1st Street South, Winter Haven, Florida 33880, Samuel D. Huston, 1555 1st Street South, Winter Haven, Florida 33880, Allan Mervis, 1555 1st Street South, Winter Haven, Florida 33880.

The notice indicates intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Robert Hilgardner, General Motors, LLC, 300 Renaissance Center, Detroit, Michigan, 48265.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Florida Coastal Management Program Notice of Approval of  
Program Change Request

On December 21, 2023, the State received concurrence from NOAA's Office for Coastal Management that the proposed changes to the approved Florida Coastal Management Program (FCMP), with certain exceptions as noted in the Program Change 2022 approval letter located at <https://floridadep.gov/rcp/fcmp/content/fcmp-program-changes>, constitute changes to the federally-approved FCMP as defined by 15 C.F.R. 923.84, implementing Federal Coastal Zone Management Act (16 U.S.C. ss. 1451 et seq.). The proposed changes were noticed in the Florida Administrative Register on September 6, 2023.

These incorporated changes do not result in any substantial change to the enforceable policies or authorities of the FCMP related to uses subject to management, special management areas, boundaries, authorities and organization or coordination, public involvement, and national interest.

As of the date of this notice, these changes are incorporated into the FCMP and federal consistency applies to these statutory and rule changes. This notice has been sent to affected parties, including local governments, state agencies, and regional offices of relevant federal agencies as required by 15 C.F.R. 923.84(b)(4).

For more information on this FCMP Program Change and the list of persons and organizations notified, please contact: Ms. Anne Lunie Rodney, Department of Environmental Protection, Office of Resilience and Coastal Protection, 2600 Blair Stone Road, M.S. 235, Tallahassee, FL 32399-2400, (850)245-7559.

DEPARTMENT OF COMMERCE  
Division of Community Development  
Commerce Final Order No. COM-23-050

FINAL ORDER APPROVING  
BREVARD COUNTY ORDINANCE NO. 2023-28

The Department of Commerce (the "Department") hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes, approving land development regulations adopted by Brevard County (the "County") Ordinance No. 2023-28 (the "Ordinance").

FINDINGS OF FACT

1. In 2023, the Brevard Barrier Island Area was designated as an area of critical state concern by Section 380.0553, Florida

Statutes. The County is a local government located within the Brevard Barrier Island Area.

2.The County adopted the Ordinance on October 24, 2023, and rendered to the Department on November 6, 2023.

3.The Ordinance amends Chapter 62, Article 1, of the Land Development Code to create a definition for the term “major transit stop” to implement certain provisions of Chapter 2023-17, Laws of Florida, relating to reducing parking requirements for a proposed affordable housing development.

**CONCLUSIONS OF LAW**

4.The Department is required to approve or reject land development regulations that are adopted by any local government that is located within an area of critical state concern. See Section 380.05(6), Florida Statutes.

5.“Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.

6.The Ordinance is consistent with the County’s Comprehensive Plan as required by Section 163.3177(1), Florida Statutes, generally, and is specifically consistent with the Goal of the Future Land Use Element and the Transportation Element’s Goal, Policy 5.7, and Objectives 2, 4, and 6.

7.All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. See Section 380.05(6), Florida Statutes. The Principles for Guiding Development for the Brevard Barrier Island Area are set forth in Section 380.0553(5), Florida Statutes.

8.The Ordinance is consistent with the Principles for Guiding Development in Section 380.0553(5), Florida Statutes and is specifically consistent with the following Principles:

- i. Enhancing natural scenic resources to promote the aesthetic benefits of the natural environment.
- j. Ensuring that development is compatible with the unique characteristics of the Brevard Barrier Island Area.

WHEREFORE, IT IS ORDERED that the Department finds that the Brevard County Ordinance No. 2023-28 is consistent with the County’s Comprehensive Plan and the Principles for Guiding Development for the Brevard Barrier Island Area of Critical State Concern and is hereby APPROVED.

This Final Order becomes final 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/ Meredith Ivey Meredith Ivey, Deputy Secretary, Division of Community Development, Department of Commerce

**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 Commerce within 21 calendar days of being published in the Florida Administrative Register. A petition is filed when it is received by:

Agency Clerk, Department of Commerce, Office of the general Counsel, 107 East Madison St., MSC 110, Tallahassee, Florida 32399-4128, Fax (850)921-3230

You waive the right to any administrative proceeding if you do not file a petition with the agency clerk within 21 calendar days of being published in the Florida Administrative Register.

For the required contents of a petition challenging agency action, refer to subsections 28-106.104(2), 28-106.201(2), and Rule 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 sections 120.569 and 120.57(1), Florida Statutes, or Sections 120.569 and 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 21st day of December 2023.

/s/ Karis De Gannes, Agency Clerk, Department of Commerce, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128

By U.S. Mail:

Commissioner Jason Steele, Chair, Brevard County Board of County Commissioners, 2725 Judge Fran Jamieson Way, Melbourne, FL 32940

Rachel M. Sadoff, Clerk Brevard County, 400 South Street, Titusville, FL 32780

Tad Calkins, Planning Director, Brevard County Planning & Development, 2725 Judge Fran Jamieson Way, Melbourne, FL 32940.

**DEPARTMENT OF COMMERCE**

Division of Community Development

Commerce Final Order No. COM-23-051

**FINAL ORDER**

**APPROVING MONROE COUNTY ORDINANCE NO. 020-2023**

The Department of Commerce (“Department”) hereby issues its Final Order, pursuant to sections 380.05(6) and 380.0552(9),

Florida Statutes, approving land development regulations adopted by Monroe County, Florida (the “County”), Ordinance No. 020-2023 (the “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 County is a local government within the Florida Keys Area.
- 2.The Ordinance was adopted by the County on September 20, 2023, and rendered to the Department on October 20, 2023.
- 3.The Ordinance amends Section 122-25 of the County’s Land Development Code to clarify that 299 square feet or less of opaque breakaway construction is allowed for the enclosure of certain spaces located below elevated structures and within specified flood zones.

**CONCLUSIONS OF LAW**

- 4.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. See §§ 380.05(6) and 380.0552(9), Fla Stat.
- 5.“Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations adopted by the Ordinance are land development regulations.
6. The Ordinance is consistent with the Monroe County Comprehensive Plan generally, as required by Section 163.3177(1), Florida Statutes, and specifically, with Goals 101 1503 and Objective 1503.4.
- 7.All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. §§ 380.05(6) and 380.0552(9), Fla Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in Section 380.0552(7), Florida Statutes.
- 8.The Ordinance is consistent with the Principles for Guiding Development as a whole, and specifically complies with the following:
  - (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.
  - (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.
  - (k) Limiting the adverse impacts of public investments on the environmental resources of the Florida Keys.
  - (n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that Monroe County Ordinance No. 020-2023 is consistent with the Monroe County Comprehensive Plan and Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This 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/ Meredith Ivey , Meredith Ivey, Deputy Secretary, Division of Community Development, Department of Commerce

**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 Commerce within 21 calendar days of being published in the Florida Administrative Register. A petition is filed when it is received by:

Agency Clerk, Department of Commerce, Office of the General Counsel, 107 East Madison St., MSC 110, Tallahassee, Florida 32399-4128, Fax (850)921-3230.

You waive the right to any administrative proceeding if you do not file a petition with the Agency Clerk within 21 calendar days of being published in the Florida Administrative Register. For the required contents of a petition challenging agency action, refer to subsections 28-106.104(2), 28-106.201(2), and Rule 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 sections 120.569 and 120.57(1), Florida statutes, or Sections 120.569 and 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 21st day of December 2023.

/s/ Karis De Gannes, Agency Clerk, Department of Commerce, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128, Telephone: (850) 45-7151, Facsimile: (850)921-3230

By U.S. Mail:

The Honorable Craig Cates, Mayor, Monroe County, 1100 Simonton Street, Key West, Florida 33040

Kevin Madok, Clerk, Monroe County, Board of County Commissioners, 500 Whitehead Street, Key West, Florida 33040

## DEPARTMENT OF COMMERCE

Division of Community Development

Commerce Final Order No. COM-23-052

## FINAL ORDER

## APPROVING CITY OF KEY WEST ORDINANCE NO. 23-28

The Florida Department of Commerce (“Commerce”) hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes, approving land development regulations adopted by the City of Key West, Florida (“City”), by Ordinance No. 23-28 (“Ordinance”).

## FINDINGS OF FACT

1. The City is designated within an area of critical state concern. See § 380.0552, Fla. Stat., and Rule 28-36.002, Fla. Admin. Code.
2. The City adopted the Ordinance on September 15, 2023, and rendered it to Commerce on October 17, 2023.
3. The Ordinance amends the City’s Code of Ordinances (“Code”) to update and amend certain floodplain regulations. Specifically, the Ordinance amends Chapter 34, Floods, to
  - a. Change references to the section of the Code that establishes flood hazard areas from section 34-134(4) to section 34-134(3);
  - b. Provide that flood hazard areas subject to wave heights between one and one-half feet and three feet shall be established as Coastal A Zones;
  - c. Specify requirements for determining and evaluating whether proposed work constitutes substantial improvement or repair of substantial damage;
  - d. Revise requirements for application for permit or approval relating to the enclosure of areas below certain elevated floors or under elevated buildings;
  - e. Modify requirements for buildings, structures, and facilities exempt from the Florida Building Code, lowest floor inspection;
  - f. Provide a definition for the terms “accessory structure” and “declaration of land restriction;”
  - g. Revise the definitions for the terms “market value” and “substantial improvement;”
  - h. Remove definitions for the terms “alteration of a watercourse,” “coastal construction central line,” “existing manufactured home park or subdivision,” “expansion to an existing manufactured home park or subdivision,” “new manufactured home park or subdivision,” “public restrooms in SFHAs,” and “watercourse;”
  - i. Remove outdated or inconsistent references and renumber provisions throughout the Code.
4. The Ordinance also removes several definitions from Section 34-133 relating to flood-resistant development and buildings and structures and provides new definitions for “non-elevated accessory structures.”

5. The Ordinance amends Section 34-134 relating to subdivisions to remove the requirements relating to the floodway boundary delineation and the base flood elevations for certain subdivisions. Section 34-136 is also modified to clarify that manufactured homes are prohibited from being located within coastal high hazard areas and coastal A zones, and to require that all manufactured homes that are placed, replaced, moved, or substantially improved in flood hazard areas to be elevated in a manner that the bottom of the frame is at or above the base flood elevation plus one foot.

## CONCLUSIONS OF LAW

6. Commerce is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. See Section 380.05(6), Florida Statutes.
7. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.
8. The Ordinance is consistent with the City’s Comprehensive Plan generally, as required by Section 163.3177(1), Florida Statutes, and is specifically consistent with Policy 4-3.1.6 and Policy 6-1.3.1.
9. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. See Section 380.05(6), Florida Statutes. The Principles for Guiding Development for the City are set forth in Rule 28-36.003, Florida Administrative Code.
10. The Ordinance is consistent with the Principles for Guiding Development for the City as a whole, and specifically furthers the following Principles:
  - (a) Strengthen local government capabilities for managing land use and development;
  - (c) Minimize the adverse impacts of development on the quality of water in and around the City of Key West and throughout the Florida Keys;
  - (d) Protection of scenic resources of the City of Key West and promotion of the management of unique, tropical vegetation;
  - (e) Protection of the historical heritage of Key West and the Key West Historical Preservation District; and
  - (h) Protection of the public health, safety, welfare and economy of the City of Key West, and the maintenance of Key West as a unique Florida resource.

WHEREFORE, IT IS ORDERED that Commerce finds that Ordinance No. 23-28 is consistent with the City’s Comprehensive Plan and the Principles for Guiding Development for the City and is hereby APPROVED.



This Final Order becomes final 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights.

DONE AND ORDERED in Tallahassee, Florida.

/s/ Meredith Ivey , Meredith Ivey, Deputy Secretary, Division of Community Development, Department of Commerce

#### NOTICE OF ADMINISTRATIVE RIGHTS

Any person whose substantial interests are affected by this Final Order has the opportunity for an administrative proceeding pursuant to section 120.569, Florida Statutes.

For the required contents of a petition challenging agency action, refer to subsections 28-106.104(2), 28-106.201(2), and Rule 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 sections 120.569 and 120.57(1), Florida Statutes, or Sections 120.569 and 120.57(2), Florida Statutes.

Any petition must be filed with the Agency Clerk of the Florida Department of Commerce within 21 calendar days of the Final Order being published in the Florida Administrative Register.

A petition is filed when it is received by:

Agency Clerk, Florida Department of Commerce, Office of the General Counsel, 107 East Madison St., MSC 110

Tallahassee, Florida 32399-4128, Fax (850)921-3230, agency.clerk@commerce.fl.gov

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 final Order being published in the Florida Administrative Register.

#### 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 21st day of December 2023.

/s/ Karis De Gannes, Karis De Gannes, Agency Clerk, Florida Department of Commerce, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128

By U.S. Mail:

The Honorable Teri Johnston, Mayor, City of Key West, P.O. Box 1409, Key West, FL 33041-1409

Keri O'Brien, City Clerk City of Key West, P.O. Box 1409, Key West, FL 33041-1409

Katie Halloran, Director, City of Key West Planning Department, P.O. Box 1409, Key West, FL 33041-1409.

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#### DEPARTMENT OF COMMERCE

Division of Community Development

Commerce Final Order No. COM-23-053

#### FINAL ORDER

APPROVING LAKE COUNTY ORDINANCE NO. 2023-61

The Florida Department of Commerce ("Commerce") hereby issues its Final Order, pursuant to section 380.05(6), Florida Statutes, approving land development regulations adopted by Lake County, Florida, Ordinance No. 2023-61 (the "Ordinance").

#### FINDINGS OF FACT

1.The Green Swamp Area is designated by section 380.0551, Florida Statutes, as an area of critical state concern. Lake County is a local government within the Green Swamp Area.

2.The Ordinance was adopted by Lake County on October 10, 2023, and rendered to Commerce on October 30, 2023.

3.The Ordinance amends the Lake County Code (the "Code"), Appendix E, Land Development Regulations, Section 9.07.00 and Section 14.15.03 of the County's Code, to make various stylistic changes. The Ordinance also amends Section 9.07.09 by removing previous elevation requirements and adding language that requires that the bottom frame of all manufactured homes, placed, replaced, or substantially improved in flood hazard areas, is elevated at or above the elevation requirements in the Florida Building Code.

4.In addition, the Ordinance amends Chapter II, Lake County Code, Appendix E, Land Development Regulations, by updating the definition of market value and removing the definitions regarding manufactured home parks within a flood hazard area.

#### CONCLUSIONS OF LAW

5.Commerce is required to approve or reject land development regulations that are adopted by any local government in the Green Swamp Area of Critical State Concern. See section 380.05(6), Florida Statutes.

6."Land development regulations" include "local zoning, subdivision, building, and other regulations controlling the development of land." Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.

7.The Ordinance is consistent with the Lake County Comprehensive Plan generally, as required by section 163.3177(1), Florida Statutes, and specifically is consistent with Policy I-1.8.8, Policy I-4.1.4, Policy III-2.4.2, Policy III-2.4.3, Policy III-2.4.4, and Policy I-7.2.1.

8.All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. See section 380.05(6), Florida Statutes. The Principles for Guiding Development for the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003(1), Florida Administrative Code.

9.The Ordinance is consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern as a whole.

WHEREFORE, IT IS ORDERED that Commerce finds that Lake County Ordinance No. 2023-61 is consistent with the Lake County Comprehensive Plan and the Principles for Guiding Development for the Green Swamp Area of Critical State Concern and is hereby APPROVED.

This Final Order becomes final 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/ Meredith Ivey , Meredith Ivey, Deputy Secretary, Division of Community Development, Florida Department of Commerce

**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 Florida Department of Commerce within 21 calendar days of being published in the Florida Administrative Register. A petition is filed when it is received by:

Agency Clerk, Florida Department of Commerce, Office of the General Counsel, 107 East Madison St., MSC 110, Tallahassee, Florida 32399-4128, Fax (850)921-3230, agency.clerk@commerce.fl.gov

You waive the right to any administrative proceeding if you do not file a petition with the Agency Clerk within 21 calendar days of being published in the Florida Administrative Register. For the required contents of a petition challenging agency action, refer to subsections 28-106.104(2), 28-106.201(2), and Rule 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 sections 120.569 and 120.57(1), Florida Statutes, or Sections 120.569 and 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 21st day of December, 2023.

/s/ Karis De Gannes, Karis De Gannes, Agency Clerk, Florida Department of Commerce, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128, Telephone: (850)245-7151, Facsimile: (850)921-3230, Agency.clerk@commerce.fl.gov

By U.S. Mail:

The Honorable Kirby Smith, Chairman, Lake County Board of County Commissioners, P.O. Box 7800, Tavares, FL 32778

The Honorable Gary J. Cooney, Clerk of the Circuit Court and Comptroller, Lake County, P.O. Box 7800, Tavares, FL 32778.

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**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.

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