#### Section I

## Notice of Development of Proposed Rules and Negotiated Rulemaking

## FISH AND WILDLIFE CONSERVATION COMMISSION

#### **Marine Fisheries**

RULE NOS.: RULE TITLES:

68B-14.0036 Recreational Bag Limits: Snapper, Grouper,

Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption

68B-14.0039 Recreational Grouper and Tilefish Seasons

68B-14.0043 Recreational Red Porgy Season

PURPOSE AND EFFECT: The purpose of this rule development notice is to address a possible federal consistency action to amend Atlantic state recreational regulations for red porgy, snowy grouper, and blueline tilefish to be consistent with current and pending federal regulations. Consistent regulations can help improve stock status of these species, increase regulatory compliance, and aid in enforcement.

SUBJECT AREA TO BE ADDRESSED: Subject areas to be addressed in the rule development notice include recreational bag limits, vessel limits, seasons, and/or for-hire possession limits for red porgy, snowy grouper, and blueline tilefish in Florida's Atlantic state waters.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution. 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: Jessica McCawley, Director, Division of Marine Fisheries Management, 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

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 Environmental Health**

RULE NO.: RULE TITLE:

64E-3.009 Standards for Continuing Education Courses PURPOSE AND EFFECT: To update requirements for continuing education (CE) courses for the radiologic professions to comply with updated national standards, such that department-approved continuing education courses may be used to satisfy renewal requirements for state and national radiologic technologist licensing and registration; and to correct spelling errors; and add language requiring a review which may result in a rule amendment, modification, or repeal. The proposed changes are supported by the Advisory Council on Radiation Protection.

SUMMARY: The proposed changes update requirements for CE courses for the radiologic professions to comply with updated national standards; to correct spelling errors; and add language requiring a review which may result in a rule amendment, modification, or repeal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The department's analysis of the potential adverse impact and potential regulatory costs of the proposed rule did not exceed the criteria for a SERC established in section 120.541(2)(a), F.S. As part of this analysis, the department relied upon its own experiences with other rulemaking and licensure of this type; and the expertise and experience of the members of the state Advisory Council on Radiation Protection, made up of members representing the radiologic technology profession and various other radiation-related professions, which supported this amendment.

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: 468.303, 468.309(3), FS LAW IMPLEMENTED: 468.309(3), 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: Brenda Andrews, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741; (850)901-6568; Brenda.Andrews@FLHealth.gov.

#### THE FULL TEXT OF THE PROPOSED RULE IS:

## 64E-3.009 Standards for Continuing Education

- (1) through (6) No change.
- (7) The content of each continuing education course shall be planned in logical order and reflect input from qualified persons in the subject matter. A target audience for each continuing education course shall be identified. The criteria for successful course completion shall be determined by the program provider and made available to attendees prior to the course. The subject matter for each continuing education course shall reflect the professional educational needs of the technologist to meet the health care needs of the patient, and shall consist of content from one or more of the following:
  - (a) Radiologic technology practice areas, such as:
  - 1. through 16. No change.
- 17. Nuclear medicine, including but not limited to, Positron Emission Emmission Tomography/Computed Tomography (PET/CT), and Single Photon Emission Emmission Computed Tomography (SPECT),
  - 18. through 24. No change.
  - (b) through (c) No change.
- (d) Personal development subject matter, which must include application of content as it relates to improved patient care. A maximum of 3 continuing education hours in this area can be used for renewal requirements during each renewal cycle. The program may cover any topic which enhances technologist skills and improves patient care. However, awards presentations, introductions of new staff members, tributes to departing staff, employee satisfaction surveys, discussions of facility fiscal status or human resource policies, or similar topics will not be approved for personal development. Attendance at the entire course is required for credit.
- (8) All Ceontinuing education courses shall be at least 30 minutes in length. A 30-minute course approved by the dDepartment will be awarded one-half (.5) contact hour of continuing education credit. An additional one-quarter (.25) contact hour of continuing education credit will be awarded for each additional 15 minutes of course length. Completion of the entire course is required for credit.
- (9) If the course offers a "hands-on" component along with a didactic component, and the same amount of time is spent on

both components, the continuing education credit awarded shall be the same for both components.

(10)(9) All Self-study courses must include a post-test to assess the attendee's understanding of the course material and mastery attainment of course objectives. The provider must grade the post-test, and a course participant must, within a maximum of 3 attempts, achieve receive a score of at least 75% on the post-test to successfully complete a course. A minimum of 4 post-test questions is required for a course awarded one-half (.5) hour of continuing education credit. An additional 2 post-test questions are required for each additional one-quarter (.25) hour of continuing education credit. Time utilized to attempt to complete the course post test shall not be considered part of the learning activity and shall not be awarded credit.

- (10) renumbered as (11) No change.
- (12) Continuing education courses that are based on a textbook or electronic book (e-book) must be submitted to and approved by the department on a per-chapter basis, as published in the textbook or e-book, rather than as subsections of a chapter, or as the entire textbook or e-book as one activity. Each textbook or e-book chapter activity must have its own post-test and must be assigned its own unique course number.
- (12) The Department shall approve a course meeting the requirements of this rule for a period of up to 36 months.
  - (11) renumbered as (13) No change.
- (a) At least 30 days prior to the date the course begins, make application on Form DH 374 (02/16), "CE Provider Information Sheet," which is incorporated by reference and available from the <u>dDepartment</u> at www.http://flhealth.gov/radiation, and at http://www.flrules.org/Gateway/reference.asp?No=Ref-07088. The completed Form DH 374 (02/16) This form shall identify the format of the course as either live lecture or some type of self-study.
- 1. If the course is a live lecture, the provider shall submit course objectives and an outline for review to the <u>d</u>Department as an attachment to Form DH 374 (02/16).
- 2. If the course is self-study, the provider shall submit a copy of the self-study course material and post-test for review to the d<del>Department.</del>
  - (b) No change.
- (14)(13) The provider shall furnish each successful course attendee with a written certificate of course completion which shall include the following, all but the last of which must be printed on the certificate and not handwritten:
  - (a) through (b) No change.
- (c) Approved FLDOH-BRC course number in the format "FLDOH-BRC XXXXXXXXX," where "XXXXXXXX" is the 8-digit course number assigned by the d<del>D</del>epartment;
  - (d) through (g) No change.
  - (h) Name of course attendee; and,

(i) "Category A," if the course is approved by the American Registry of Radiologic Technologists for Category

A credit;

(j) Course learning objectives, if the course is "hands-on"; and

(k)(i) Signature of the instructor or provider.

(15) Department approval of a continuing education course is effective for up to 3 calendar years from the date approved.

(16)(14) No later than 30 days after each course presentation date, the provider shall submit to the <u>d</u>Pepartment a copy of the <u>previously-approved</u> Department approved Form DH 374 (02/16) that was submitted for the course, and as well as a completed Form DH 406 (02/16), "Continuing Education Roster," incorporated by reference, a proof of which is available at <a href="http://www.flrules.org/Gateway/reference.asp?No=Ref-07089">http://www.flrules.org/Gateway/reference.asp?No=Ref-07089</a>. (PROOF IS NOT TO BE SUBMITTED AS AN OFFICIAL DOCUMENT as it is not machine-readable and, therefore, is for reference and viewing only); Belank, machine-readable versions of Form DH 406 this form must be obtained from the <u>d</u>Pepartment of Health as follows:

(a) through (c) No change.

 $(\underline{17})(15)$  The provider must notify the  $\underline{d}$ Department in writing within 60 days of any changes in information submitted to the Department on Form DH 374 (02/16) or Form DH 406 (02/16) or any attachments thereto.

(16) renumbered as (18) No change.

(19) Within 5 years after the effective date of this rule, the department will consider amendment, modification, or repeal of this rule if a review determines that the rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs.

Rulemaking Authority 468.303, 468.309(3)(1) FS. Law Implemented 468.309(3)(1) FS. History–New 4-10-85, Formerly 10D-74.52, Amended 9-17-92, 5-7-96, 12-12-96, Formerly 10D-74.052, Amended 3-4-08, 7-20-16,\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Clark Eldredge, Interim Chief, Bureau of Radiation Control NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Joseph A. Ladapo, MD, PhD, State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 24, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 16, 2022

# Section III Notice of Changes, Corrections and Withdrawals

#### **NONE**

### Section IV Emergency Rules

#### **NONE**

# Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:

14-10.004 Outdoor Advertising Permit Applications, Criteria, and Permit Issuance

The Florida Department of Transportation hereby gives notice: that on February 9, 2023, the Department entered an Order Denying Petition for Variance from paragraph 14-10.004(7)(d), Florida Administrative Code (F.A.C.). On November 16, 2022, 3N Outdoor Media, Inc. filed a petition for variance from paragraph 14-10.004(7)(d), F.A.C., which directs that no sign permit shall be issued for a sign to be located on the interstate highway system, which is outside the boundaries of an incorporated municipality and within 500 feet of an interchange, intersection at grade, or rest area. The Department denied the petition because 3N Outdoor Media, Inc. failed to satisfy the requirements for variance issuance under Section 120.542, Florida Statutes.

A copy of the Order or additional information may be obtained by contacting: Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, MS 58, Tallahassee, Florida 32399-0458, FDOT.AgencyClerk@dot.state.fl.us.

#### WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: RULE TITLE:

40B-400.091 Publications and Agreements Incorporated by Reference

The Suwannee River Water Management District (SRWMD) hereby gives notice: that on February 9, 2023, SRWMD issued an order granting a variance under permit ERP-001-244203-1, Sunbelt Rentals - Gainesville.

Petitioner's Name: NW 66th Court, LLC - File Tracking No. 23-001

Date Petition Filed: February 2, 2023

Section No.: 5.4.2 of the Environmental Resource Permit Applicant's Handbook, Vol II, incorporated by reference in rule 40B-400.091, F.A.C.

Nature of the rule for which variance or waiver was sought: construction of a wet detention stormwater system

Date Petition Published in the Florida Administrative Register: February 8, 2023

General Basis for Agency Decision: Petitioner demonstrated a substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rules. A copy of the Order or additional information may be obtained by contacting: Tilda Musgrove, Business Resource Specialist, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or 1(800)226-1066 in Florida only.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on February 9, 2023, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for A Routine Variance for Subparagraph 3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA Food Code, Section 6-202.16, 2017 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Pal Afrentau Catering LLC. located in St. Cloud. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daisy.Lee@myfloridalicense.com

Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

#### DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program RULE NO.: RULE TITLE: 65D-30.002 Definitions

NOTICE IS HEREBY GIVEN that on December 16, 2022, the Department of Children and Families, received a petition for temporary waiver of subsection 65D-30.002(82), Florida Administrative Code, from River Region Human Services, Inc.

Subsection 65D-30.002(82) states that "telehealth" means the mode of providing care, treatment, or services by a Florida qualified professional, as defined under subsection 397.311(34), F.S., within the scope of his or her practice, through the use of clinical and medical information exchanged from one site to another via electronic communication. Telehealth does not include the provision of health services only through an audio only telephone, email messages, text messages, facsimile transmission, U.S. mail or other parcel service, or any combination thereof. Petitioner seeks authorization to allow a non-qualified professional to provide telehealth from December 1, 2022 through March 31, 2023.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

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

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

The Florida Department of Agriculture and Consumer Services, Animal Industry announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2023, 1:30 p.m.

PLACE: Terry L. Rhodes Building, Conference room # 242, 2005 Apalachee Parkway, Tallahassee, Fl. 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Meeting of the Animal Industry Technical Council A copy of the agenda may be obtained by contacting: Marti Miller; Martha.miller@fdacs.gov, (850)410-0951, 407 S. Calhoun St., Tallahassee, Fl. 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Marti Miller; Martha.miller@fdacs.gov, (850)410-0951, 407 S. Calhoun St., Tallahassee, Fl. 32399. 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: Marti Miller; Martha.miller@fdacs.gov, (850)410-0951, 407 S. Calhoun St., Tallahassee, Fl. 32399.

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

The Department of Agriculture and Consumer Services, Animal Industy announces a public meeting to which all persons are invited.

DATE AND TIME: February 22, 2023, 2:00 p.m.

PLACE: Bronson Animal Disease Diagnostic Laboratory, 2700 N. John Young Parkway, Kissimmee, Fl. 34741-1266

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting for The Animal Industry Technical Council Laboratory Subcommittee

A copy of the agenda may be obtained by contacting: Marti Miller, Martha.Miller@FDACS.gov, (850)410-0951, 407 S. Calhoun Street, Tallahassee, Fl. 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Marti Miller, Martha.Miller@FDACS.gov, (850)410-0951, 407 S. Calhoun Street, Tallahassee, Fl. 32399. 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: Marti Miller, Martha.Miller@FDACS.gov, (850)410-0951, 407 S. Calhoun Street, Tallahassee, Fl. 32399.

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Water Policy

The Orange Soil and Water Conservation District announces a public meeting to which all persons are invited.

DATES AND TIMES: March 10, 2023, 3:30 p.m.; April 14, 2023, 3:30 p.m.; May 12, 2023, 3:30 p.m.; June 9, 2023, 3:30 p.m.; July 14, 2023, 3:30 p.m.; August 11, 2023, 3:30 p.m.; September 8, 2023, 3:30 p.m.; October 13, 2023, 3:30 p.m.; November 10, 2023, 3:30 p.m.; December 8, 2023, 3:30 p.m.

PLACE: Orange County Administrative Building, Board of County Commissioners Chambers, 201 S Rosalind Ave, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items for discussion include general business pursuant to responsibilities under Chapter 582, F.S., and any new business that is brought up by District supervisors.

A copy of the agenda may be obtained by contacting: Orange Soil and Water Conservation District at (321)430-5144.

#### DEPARTMENT OF EDUCATION

The Articulation Coordinating Committee announces a public meeting to which all persons are invited.

DATE AND TIME: February 22, 2023, 2:00 p.m. – 4:00 p.m.

PLACE: Please register to attend at https://us06web.zoom.us/meeting/register/tZAucO-

qqDsiHt1wkM9RWCfiAYu\_91EaLz2y.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business meeting

A copy of the agenda may be obtained by contacting: Articulation@fldoe.org or (850)245-0427.

#### DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 7, 2023, 2:30 p.m. – 4:00 p.m. EST (or until complete)

PLACE: Microsoft TEAMS at the following address: https://teams.microsoft.com/l/meetup-

join/19%3ameeting\_Yzc4MjkwYmItZGIzZC00ZDMzLWJm NWItYTY5MTQ3ZWRlMzI3%40thread.v2/0?context=%7b% 22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-

1406bb5cb794%22%2c%22Oid%22%3a%2261f02920-7175-4b3f-8c98-31c02c8b6ef9%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council - Legislative and Public Awareness - General Business

A copy of the agenda may be obtained by contacting: FRC staff at: FRCCustomers@vr.fldoe.org or (850)245-3397.

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: FRC staff at: FRCCustomers@vr.fldoe.org or (850)245-3397. 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: FRC staff at: FRCCustomers@vr.fldoe.org or (850)245-3397.

#### DEPARTMENT OF EDUCATION

Postsecondary Reciprocal Distance Education Coordinating Council

The Postsecondary Reciprocal Distance Education Coordinating Council (PRDECC) announces a public meeting to which all persons are invited.

DATE AND TIME: February 22, 2023, 2:00 p.m.

PLACE: Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399, Room 1721-1725

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Postsecondary Reciprocal Distance Education Coordinating Council (PRDECC) will conduct a review of initial and renewal institutional applications to participate in the Florida-State Authorization Reciprocity Agreement (FL-SARA).

PUBLIC COMMENT: The Council is committed to promoting transparency and public input during its public meetings.

Speakers are requested to complete a public comment form, which will be available at the meeting, and to indicate whether they represent a group or faction. The Council will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0300 or by visiting www.flsara.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0300 or by visiting www.flsara.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0300 or by visiting www.flsara.org.

#### REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Heartland Regional Transportation Planning Organization (HRTPO) announces a public meeting to which all persons are invited.

DATE AND TIME: February 23, 2023, 2:00 p.m.

PLACE: DeSoto County Board of County Commissioners Chambers, 201 E. Oak St. Arcadia, FL 34266

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Heartland Regional Transportation Planning Organization (HRTPO) Citizens Advisory Committee (CAC).

A copy of the agenda may be obtained by contacting: Marybeth Soderstrom, Transportation Director, at 1(863)534-7130 ext. 134 or visit www.heartlandregionaltpo.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by

contacting: Marybeth Soderstrom, Transportation Director, at 1(863)534-7130 ext. 134 or visit www.heartlandregionaltpo.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Marybeth Soderstrom, Transportation Director, at 1(863)534-7130 ext. 134 or visit www.heartlandregionaltpo.org.

#### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 22, 2023, 1:30 p.m. PLACE: This meeting will be conducted by means of communications media technology. Join the meeting via Microsoft Teams from our website calendar at www.WaterMatters.org/calendar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Springs Coast Management Committee Meeting. Anyone who wishes to view the meeting or provide public input will be able to do so via Microsoft Teams. An additional telephone connection is available at (786)749-6127 conference code 343-493-674#. Additional instructions regarding viewing of and participation in the meeting are available by calling 1(800)423-1476 and requesting assistance.

A copy of the agenda may be obtained by contacting: WaterMatters.org — Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office, (352)796-7211 or 1(800)423-1476 (FL only) or email to ADACoordinator@WaterMatters.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Lauren.Vossler@WaterMatters.org; (352)415-0913 EXE0866.

#### DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATE AND TIME: \* CANCELLATION NOTICE \* February 10, 2023, 10:30 a.m. ET

PLACE: 9495 Sunset Dr., Suite B-100, Miami, FL 33173 GENERAL SUBJECT MATTER TO BE CONSIDERED: North Dade Council Business

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

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

**Board of Pilot Commissioners** 

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

DATE AND TIME: February 17, 2023, 10:00 a.m.

PLACE: 1(888)585-9008, participant code: 491089625

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancements

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982.

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

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

For more information, you may contact: Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1982.

#### DEPARTMENT OF CHILDREN AND FAMILIES

The Public Meeting / DCF announces a public meeting to which all persons are invited.

DATE AND TIME: February 10, 2023, 10:00 a.m.

PLACE: 137 Hosptial Drive, Fort Walton Beach, Florida & Microsoft Teams

GENERAL SUBJECT MATTER TO BE CONSIDERED: https://calendar.google.com/calendar/event?eid=NGd0Y2wxa

WdrYmRnNm43YXMzb2hlZWg5N2ogc2prNGxiZGt0NWZs dmhnYmVhODFlY2s4YzBAZw&ctz=America/New\_York&c tz=America/New York

Circuit Alliance Meeting

A copy of the agenda may be obtained by contacting: Melissa Sidoti at Melissa.Sidoti@myflfamilies.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 5 days before the workshop/meeting by contacting: Melissa.Sidoti@myflfamilies.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: Melissa.Sidito@myflfamilies.com.

## FISH AND WILDLIFE CONSERVATION COMMISSION Marine Fisheries

RULE NO.: RULE TITLE:

68B-3.051 Areas Seasonally Closed to Fishing in Martin and Palm Beach Counties; Exception

The FISH AND WILDLIFE CONSERVATION COMMISSION announces a workshop to which all persons are invited.

DATES AND TIMES: February 28, 2023, 1:00 p.m. – 3:00 p.m. EDT; March 1, 2023, 6:00 p.m. – 8:00 p.m. EDT

PLACE: Statewide webinar. More information about how to participate in the webinar will be available on FWC website prior to the webinar date: http://www.myfwc.com/fishing/saltwater/rulemaking/worksho ps/. People interested in participating may also contact the Division of Marine Fisheries Management at (850)487-0554 for more information.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Fish and Wildlife Conservation Commission is holding virtual public workshops to gather public input on a proposal to reduce potential impact of catch-and-release fishing on goliath during spawning. Staff will provide a brief presentation on the proposal that would enact seasonal fishing closures at three goliath spawning aggregation sites off Martin and Palm Beach counties and gather public feedback prior to final rulemaking at an upcoming Commission meeting. All stakeholders interested in the management of goliath grouper or fishing for other species at these locations are encouraged to attend.

A copy of the agenda may be obtained by contacting: Jessica McCawley, at 620 South Meridian St., Tallahassee, Florida 32399, (850)487-0554.

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). 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: Jessica McCawley, at 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

Area Agency on Aging for North Florida

The Area Agency on Aging for North Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: February 23, 2023, 10:30 a.m.

PLACE: 2414 Mahan Drive, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors meeting

A copy of the agenda may be obtained by contacting: Lisa Bretz, (850)488-0055, or email: info@advantageaging.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Lisa Bretz, (850)488-0055. 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: Lisa Bretz, (850)488-0055, or email: info@advantageaging.org.

#### Gulf Coast State College

The Region II Trust Fund Regional Training Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 30, 2023, 10:00 a.m.

PLACE: Gulf Coast State College, North Bay Campus, 700 Highway 2300, Southport, FL 32409

GENERAL SUBJECT MATTER TO BE CONSIDERED: Semi-annual Region II Training Council meeting

A copy of the agenda may be obtained by contacting: Elizabeth Kelly, (850)872-3878, ekelly@gulfcoast.edu.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: E. Kelly, (850)872-3878, ekelly@gulfcoast.edu. 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: Bruce Harber, Chair, (850)872-3878, bharber@gulfcoast.edu.

#### City of Miami

The City of Miami announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 23, 2023, 9:00 a.m. PLACE: Miami City Hall, 3500 Pan American Drive, Miami, FL 33133

GENERAL SUBJECT MATTER TO BE CONSIDERED: The City of Miami gives notice of proposed ordinance governing a telecommunications company placing or maintaining telecommunications facilities in its roads or rights-of-way.

A copy of the agenda may be obtained by contacting: The City Clerk's Office at (305)250-5360 or clerks@miamigov.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: The City Clerk's Office at (305)250-5360 or clerks@miamigov.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: The City Clerk's Office at (305)250-5360 or clerks@miamigov.com.

#### HNTB

The Florida Department of Transportation (FDOT), Florida's Turnpike Enterprise announces a public meeting to which all persons are invited.

DATES AND TIMES: Virtual/online and phone-in: February 21, 2023, 5:30 p.m. (Options 1 and 2)

In-Person: February 23, 2023, 5:30 p.m. - 7:30 p.m. (Option 3) PLACE: Option 1: Virtual/online via a computer, tablet, or smartphone

Option 2: By telephone in listen-only mode. Call: (213)929-4231 (toll free: 1(877)309-2071) and enter access code 868-329-178

Option 3: In-person at the Palm Beach County Convention Center, 650 Okeechobee Blvd., Palm Beach, FL 33401

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Project Identification Number 406143-5 and 406143-8

Project Description: Widen Turnpike Mainline (SR 91) from West Palm Beach Service Plaza to north of Okeechobee Blvd (SR 704) in Palm Beach County, Florida

The Florida Department of Transportation (FDOT), Florida's Turnpike Enterprise (Enterprise) will hold a Design Public Information Meeting for the project to Widen the Florida's Turnpike Mainline (SR 91) from the West Palm Beach Service Plaza to north of Okeechobee Blvd (SR 704). This meeting will give interested persons an opportunity to review the project design and ask questions about the proposed improvements.

The proposed improvements include widening a seven-mile segment of the Turnpike Mainline (SR 91) between the West Palm Beach Service Plaza and north of Okeechobee Boulevard (SR 704). The widening will increase the number of travel lanes from four to eight. This project also includes pavement widening, reconstruction, milling and resurfacing, bridge improvements, stormwater drainage improvements, and noise walls in qualifying areas.

Displays that illustrate the proposed improvements will be available at the meeting, along with informational videos. All meeting materials will be available for review the day of the virtual meeting on the project website, www.TurnpikeWPBto704.com.

The Enterprise will provide several options to participate in the Public Information Meeting. You may participate virtually/online via a computer, tablet, smartphone, or by telephone in listen-only mode on February 21, 2023, at 5:30 p.m. Alternatively, you may participate in-person on February 23, 2023, from 5:30 p.m. – 7:30 p.m. at the Palm Beach County Convention Center, 650 Okeechobee Blvd., Palm Beach, FL 33401

Visit the project website, www.TurnpikeWPBto704.com to register for the Public Information Meeting and to select your participation option. \*\*Please note that registration works best in the Google Chrome, Microsoft Edge, or Firefox web browsers.\*\* Once registered, you will receive a confirmation email that includes instructions on how to join the Public Information Meeting online. To join the open house in listenonly mode, call: (213)929-4231 (toll free: 1(877)309-2071) and enter access code 868-329-178.

For assistance registering for the meeting, or for additional information, please contact the Project Manager, Carlos Estrella, P.E., via email at Carlos.Estrella@dot.state.fl.us or by phone at (407) 264-3068. Persons wishing to submit written or verbal comments or questions may do so at the meeting or may contact the Project Manager. All comments received or postmarked no later than March 6, 2023, will be included in the records for the Public Information Meeting.

A copy of the agenda may be obtained by contacting: Carlos Estrella, P.E., Project Manager. Public participation is solicited

without regard to race, color, national origin, age, sex, religion, disability, or family status.

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: Carlos Estrella, P.E., Project Manager. If any person requires translation services (free of charge), please also advise the Project Manager at least seven (7) days before the meeting. 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: Carlos Estrella P.E., Project Manager (Atkins), at (407)264-3068 or by email at Carlos.Estrella@dot.state.fl.us.

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION Beaches and Coastal Systems

RULE NO.: RULE TITLE:

62B-33.008 Application Requirements and Procedures for Areawide and Individual Permits

NOTICE IS HEREBY GIVEN that the Department of Environmental Protection has received the petition for declaratory statement from Sunwind Properties, Inc. The petition seeks the agency's opinion as to the applicability of Chapter 161.053(1)(a), Florida Statutes and subsection 62B-33.008(1), Florida Administrative Code, as it applies to the petitioner.

Petitioner asserts that the statute's clear purpose and intent is to protect the sand beaches of the State of Florida and further contemplates Coastal Construction Control Line (CCCL) regulation at barrier island ends such as the property located directly adjacent and south of the petitioner's property in Charlotte County.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lea Crandall, Agency Clerk, Office of General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000, (850)245-2242;

Agency\_Clerk@dep.state.fl.us during normal business hours (8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays).

Please refer all comments to: Taylor Coram, Administrative Secretary, Office of General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000.

Persons whose substantial interests may be affected by the requested declaratory statement may file a motion to intervene or a petition for administrative hearing within 21 days from the date of the publication of this notice. A motion or petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

#### DEPARTMENT OF FINANCIAL SERVICES

Finance

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

On 2/8/2023, the Florida Office of Financial Regulation (Consumer Finance) received a Petition for Declaratory Statement from Balance Stride Inc. The petition seeks a declaratory statement from the Office on whether Petitioner's proposed activity (to offer its users a cash advance application that allows the Customer to receive a portion of their earned wages in advance of the scheduled payday for those wages. The customer must repay the cash advance after the Customer receives their paycheck by a direct deposit, but there are no interest or other finance charges.) requires registration as a state money transmitter under the Florida Money Transmitter Statute, Chapter 560, Florida Statutes. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

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

# 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 ENVIRONMENTAL PROTECTION Beaches and Coastal Systems

RULE NO.: RULE TITLE:

62B-33.008 Application Requirements and Procedures for Areawide and Individual Permits

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Agency\_Clerk@dep.state.fl.us during normal business hours (8:00 a.m. - 5:00 p.m., Monday through Friday, except legal holidays).

Please refer all comments to: Taylor Coram, Administrative Secretary, Office of General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000.

Persons whose substantial interests may be affected by the requested declaratory statement may file a motion to intervene or a petition for administrative hearing within 21 days from the date of the publication of this notice. A motion or petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

City of North Port

RFP #2023-14 WARM MINERAL SPRINGS PUBLIC PRIVATE PARTNERSHIP OPPORTUNITY

NOTICE OF AVAILABILITY OF PROPOSAL SPECIFICATIONS

RFP #2023-14

WARM MINERAL SPRINGS PUBLIC PRIVATE PARTNERSHIP OPPORTUNITY

The City of North Port, Florida is issuing a Request for Proposals for a comprehensive agreement in the form of a Public-Private Partnership (P3)— harmonious with those amenities contained in a previously-developed Master Plan—for a portion of Warm Mineral Springs (WMS) Park, located at 12200 San Servando Ave., North Port, FL 34287, Parcel 0769070014 that builds upon an already present tourist market, provides additional tourism- and health-focused amenities, and enhances the City's economic development goals for the area. Proposals must be consistent with the Warm Mineral Springs Development Group LLC's unsolicited detailed proposal recognized by City Commission as a qualifying project under Florida Statutes Section 255.065(1)(L).

The submittals may propose the identical project, a functionally equivalent project, or an alternative project achieving the same purpose or using the same city resources as the proposed project.

OPENING: MARCH 15, 2023, AT 2:00 p.m.

4970 CITY HALL BOULEVARD, ROOM 337A, NORTH PORT, FLORIDA 34286

\*\*ALL PROPOSALS ARE DATE AND TIME STAMPED IN THE FINANCE DEPARTMENT, SUITE 337 FIRST AND THEN ARE OPENED IN SUITE 337A\*\*

Information regarding this project may be viewed and downloaded from Demandstar's website at www.demandstar.com and Florida Administrative Register at www.flrules.org. The only place to obtain the addenda is on www.demandstar.com. Links to DemandStar are also available from the city website at www.northportfl.gov. Proposal specifications, attachments/exhibits are posted on the City FTP site at https://www.northportfl.gov/fileshare (select the Purchasing Folder and scroll to P3 Project 2023-14). If you have any questions, concerns, or problems accessing the bid package using the link, please contact Keith Raney, Contract Administrator II at (941)429-7103. Requests for additional

information or clarification regarding the specifications must be sent via email to purchasing@northportfl.gov. No verbal requests will be honored. All questions and clarifications must be submitted via e-mail by March 8, 2023.

The City reserves the right to reject any or all proposals, and to negotiate a comprehensive public-private partnership agreement with the Proposer whose proposal best serves the interests of the City. Nothing contained herein shall be interpreted as an obligation or binding agreement by the City regarding the Project.

Proposals will be ranked in order of preference by the city. In ranking the proposals, the city will consider the factors set forth in the solicitation.

The City of North Port does not discriminate on the basis of race, color, national origin, sex, age, disability, family or religious status in administration of its programs, activities or services.

### 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, February 3, 2023 and 3:00 p.m., Thursday, February 9, 2023.

Rule No.	File Date	Effective Date
6M-10.001	2/9/2023	3/1/2023
6M-10.002	2/9/2023	3/1/2023
53ER23-6	2/6/2023	2/6/2023
60H-6.004	2/9/2023	3/1/2023
60H-6.005	2/9/2023	3/1/2023
60H-6.007	2/9/2023	3/1/2023
60H-6.011	2/9/2023	3/1/2023
64B19-13.003	2/3/2023	2/23/2023
65C-30.013	2/9/2023	3/1/2023

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

Rule No.	File Date	Effective
		Date
5K-4.020	12/10/2021	**/**/***
5K-4.035	12/10/2021	**/**/***
5K-4.045	12/10/2021	**/**/***
60FF1-5.009	7/21/2016	**/**/***
62-6.001	5/10/2022	**/**/***

62-600.405	11/16/2021	**/**/***
62-600.705	11/16/2021	**/**/***
62-600.720	11/16/2021	**/**/***
64B8-10.003	12/9/2015	**/**/***
65C-9.004	3/31/2022	**/**/***
69L-7.020	10/22/2021	**/**/***
64B8-10.003	12/9/2015	**/**/***

### Section XIII Index to Rules Filed During Preceding Week

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