

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.002 RULE TITLE: General Provisions

PURPOSE AND EFFECT: To revise the criteria outlined for the acceptance of college teaching experience in order for educator certification applicants to satisfy requirements for the Professional Certificate. The effect of the rule change will expand acceptable college teaching experience to satisfy the mastery of general knowledge and mastery of professional preparation and education competence.

SUMMARY: The Bureau of Educator Certification issues a 5-year Professional Certificates to educators who meet the criteria, including earning a bachelor’s degree, per section 1012.56, Florida Statutes. The rule will be amended to align with the statutory language in section 1012.56(3) and (6), Florida Statutes, to expand the number of applicants with acceptable college teaching experience who may be able to satisfy the mastery of general knowledge, mastery of professional preparation and education competence, and be eligible for a Professional Certificate.

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 proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S. and will not require legislative ratification. This is based upon the nature of the proposed changes, which amends the criteria for acceptance of college

teaching experience to satisfy requirements for the Professional Certificate.

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: 1001.02, 1012.55, 1012.56, F.S.

LAW IMPLEMENTED: 1001.10(5)(b), 1012.55, 1012.56, F.S.
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: April 19, 2023, 9:00 a.m.

PLACE: Florida State Capitol Complex, 400 S Monroe St, Tallahassee, FL 32399, Cabinet Meeting Room - LL03.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michelle L. Gaines, Bureau Chief, Educator Certification, (850)245-0615.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.002 General Provisions.

(1) through (2) No change.

(3) College credit. College credit used for educator certification purposes shall be undergraduate or graduate credit earned at an accredited or approved institution or recommended by the American Council on Education (ACE) as specified in Rule 6A-4.003, F.A.C. All college credit shall be computed by semester hours. For purposes of converting quarter grade points to semester grade points, one (1) quarter hour of college credit shall equal two-thirds (2/3) of one (1) semester hour. State and community and junior college credit used for educator certification purposes shall parallel those of the first and second years of course work at an accredited or approved institution and shall be comparable to courses offered at Florida state and community and junior colleges that which have been approved by the Florida Department of Education.

(a) No change.

(b) Course credit for college teaching experience. Teaching a college credit course, excluding courses for ~~developmental credit academic remediation~~, at an accredited or approved institution as described in Rule 6A-4.003, F.A.C., shall be accepted the same as credit earned in that course to meet a specific course requirement for certification. A written statement from the registrar or other official designated by the president verifying the college teaching experience shall be filed with the Bureau of Educator Certification, Florida Department of Education.

(c) College teaching experience. College teaching experience for satisfying mastery of general knowledge and mastery of professional preparation and education competence per Section 1012.56(3) and (6), F.S., must be earned as the full or part-time employee or contractor of the college or university

~~in at least two (2) separate college or university semesters or equivalent quarters as the instructor of record. Documentation of college teaching experience must be an official letter on institution letterhead signed by the chief human resources officer, registrar or dean, or designee, from the accredited or approved institution as described in Rule 6A-4.003, F.A.C. The letter must verify the following information:~~

- ~~1. The begin and end dates of employment or contract; and~~
- ~~2. For each instance where the employee or contractor served as instructor of record, a list of each course taught with the begin and end dates, prefix, course number, and credit hours awarded to students.~~

~~(c) Teaching faculty. Documentation of college teaching experience related to mastery of general knowledge and mastery of professional preparation and education competence shall be an official letter from the registrar or dean from the accredited or approved institution verifying the dates of employment, and the prefix, number, and credit hours of the courses taught. The college teaching experience must have:~~

- ~~1. Been earned in at least two (2) separate college or university terms;~~
- ~~2. Resulted in earned college-level credit for the students in at least one (1) course each term; and,~~
- ~~3. Been earned while a member of the teaching faculty at the accredited or approved institution as a:

 - ~~a. Full time member of the teaching faculty of a college (Section 1012.82, F.S.), or a full time equivalent teaching faculty member at a university (Section 1012.945, F.S.); or~~
 - ~~b. Part time member of the teaching faculty with total college teaching experience equivalent to at least two (2) semesters of full time experience.~~~~

~~(d) No change.~~

~~(e) A grade of at least "C" or the equivalent shall be earned in each course used for meeting professional preparation requirements pursuant to Rule 6A-4.006(2), F.A.C. A grade of pass shall be acceptable under the pass or fail grading system and a grade of satisfactory shall be acceptable under a satisfactory/unstisfactory grading system.~~

~~(4) No change.~~

~~(5) Teaching experience.~~

~~(a) Definition of teaching experience. Teaching experience as used in Florida State Board of Education rules for educator certification purposes shall be defined as full-time teaching, administrative, or supervisory service.~~

~~1. No change.~~

~~2. Teaching experience used for degreed career and technical class subjects shall be gained in an elementary or secondary school as specified in subparagraph (5)(a)1. of this rule, school district postsecondary technical career center under Section 1001.44, F.S., charter technical career center under Section 1002.34, F.S., or a Florida College System~~

~~institution, in a public or state supported vocational or technical school, or in an accredited community or junior college as described in Rule 6A-4.003, F.A.C.~~

~~(b) through (c) No change.~~

~~(6) No change.~~

Rulemaking Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1001.10(5)(b), 1012.55, 1012.56 FS. History—New 4-10-64, Amended 4-8-68, 4-11-70, 10-18-71, 3-19-72, 12-18-72, 6-17-73, 4-19-74, Repromulgated 12-5-74, Amended 6-22-76, 6-27-77, 12-26-77, 4-27-78, 7-1-79, 7-2-79, 6-26-80, 7-28-81, 1-3-82, 5-11-82, 6-22-83, 3-28-84, 1-31-85, 3-13-85, Joint Administrative Objection Filed – See FAR Vol. 12, No. 11, March 14, 1986, Formerly 6A-4.02, Amended 12-25-86, 10-18-88, 10-10-89, 4-15-91, 11-10-92, 5-30-94, 11-13-96, 10-15-01, 12-27-04, 7-27-06, Joint Administrative Procedures Committee objection resolved by Chapter 86-156, Laws of Florida, Florida Administrative Register Vol. 35, No. 27, July 10, 2009, Amended 1-1-14, 12-31-14, 10-26-15, 6-23-161, 12-20-16, 2-19-19, 7-14-21, 9-20-22,

NAME OF PERSON ORIGINATING PROPOSED RULE: Michelle L. Gaines, Bureau Chief, Educator Certification.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Manny Diaz Jr., Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 6, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 17, 2023

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

RULE NOS.:	RULE TITLES:
27P-14.003	Annual Registration Fee
27P-14.004	Filing Fee
27P-14.0045	Section 313 Toxic Chemical Release Inventory Fee
27P-14.006	Approved Forms
27P-14.007	Refunds
27P-14.008	Filings; Amended Filings; Electronic Transmission
27P-14.010	EPCRA Public Information Requests; Inspection and Copies

PURPOSE AND EFFECT: The purpose of this Rule is to update annual chemical facility filing and standardize reporting procedures within the State because the EPA converted from the Standard Industrial Classification System to the North American Industrial Classification System. This Rule updates the Florida rule governing reporting and clarifies filing procedures from paper to electronic reporting.

SUMMARY: The Rule has been updated with stakeholder input to include updated federal Environmental Protection Agency processes, and chemical facility filing procedures.

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 Division used an itemized checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory cost associated with this rule that exceeds the criteria.

Upon review of the proposed changes to the rule, the Division has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), FS.

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: 252.35(2)(y); 252.83(1); 252.85(5), F.S.

LAW IMPLEMENTED: 252.83(1)(b); 252.85

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: Cassie Sykes, (850)815-4178, Cassie.sykes@em.myflorida.com

27P-14.003 Annual Registration Fee.

(1) Any owner or operator of a facility required by s. 302 or 312 of EPCRA or Section 252.87, F.S., to submit a notification or an annual inventory form to the Commission for any calendar year shall be required to pay an annual registration fee based on the total number of employees as provided in this subsection.

(2) The registration fee shall be due on March 1 of each year during which one or more facilities became or remained subject to the requirements of this section.

(3) For any facility owner or operator regulated under Chapters 368 and 527 or Section 376.303, F.S., which does not have present any extremely hazardous substance, as defined by EPCRA, equal to or in excess of the applicable threshold planning quantity established pursuant to EPCRA, the amount of the registration fee shall be \$2.50 for each employee employed within the State by such facility owner or operator,

but shall be not less than \$25.00 nor more than \$500.00 per year.

(4) For any owner or operator of an agricultural facility, the amount of the registration fee for any company shall be \$10.00 for each agricultural employee employed within the state by such facility owner or operator, but shall not be less than \$25.00 nor more than \$2,000.00 per year. For any owner or operator of a facility with a North American Industrial Classification System code of 11XXX, 31XXX, 54XXX, 81XXX ~~a Standard Industrial Classification code of 01, 02, or 07~~, which is eligible for the routine agricultural use exemption provided under EPCRA, Section 311(e), the amount of the fee shall be \$10.00 for each employee employed within the state by such facility owner or operator, but shall not be less than \$25.00 nor more than \$1,000.00 per year.

(5) For all other facilities the amount of the registration fee shall be \$10.00 for each employee employed within the State by such facility owner or operator, but shall be not less than \$25.00 nor more than \$2,000.00 per year.

(6) Governmental bodies as defined in Section 252.87, F.S., are exempt from the annual registration fee.

Rulemaking Authority 252.35(2)(~~xy~~), 252.83(1), 252.85(5) FS. Law Implemented 252.85, 252.87 FS. History—New 11-24-88, Amended 12-31-92, 2-26-97, Formerly 9G-14.003.

27P-14.004 Filing Fee.

(1) Any owner or operator of a facility, including any government body as defined by Section 252.87, F.S., who has notified or is required to notify the Commission pursuant to s. 302(c) of EPCRA that the facility owner or operator is subject to the requirements of subchapter I of EPCRA shall be required to pay a one time filing fee of \$50.00 per facility as provided by subsection 252.85(2), F.S.

(2) Such fee shall be due at the same time the notification is due. Any change in the identity of the owner/operator shall require a new notification and filing fee.

(3) An owner or operator of a facility who gives the notice required by s. 302(c) of EPCRA for more than one facility shall pay the filing fee for each facility, regardless of whether more than one notification is given.

(4) Any owner or operator of a facility with a North American Industrial Classification System code of 11XXX, 31XXX, 54XXX, 81XXX ~~Standard Industrial Classification code of 01, 02, or 07~~ subject to the notification or annual inventory form requirement solely because of the presence of EPCRA listed substances in temporary or portable storage units located at the facility for less than 48 consecutive hours shall not be required to pay a one-time filing fee of \$50.

Rulemaking Authority 252.35(2)(~~xy~~), 252.83(1) FS. Law Implemented 252.85 FS. History—New 11-24-88, Amended 12-31-92, 2-26-97, Formerly 9G-14.004.

27P-14.0045 Section 313 Toxic Chemical Release

Inventory Fee.

(1) An owner or operator of one or more facilities who is required to submit a United States Environmental Protection Agency Toxic Chemical Release Inventory Form-R report or alternate threshold Form-A filing to the Commission under s. 313 of EPCRA shall be required to pay an annual reporting fee of \$150.00 per Toxic Chemical Release Inventory Form-R report and \$75 per chemical listed on each Form-A alternate threshold filing for each s. 313 listed EPCRA substances on the Environmental Protection Agency's list in effect on January 1, 2005, using Form Number HMP-08-00.

(2) Such fee shall be due on July 1 of each year.

Rulemaking Authority 252.35(2)(xy), 252.83(1) FS. Law Implemented 252.85 FS. History—New 12-31-92, Amended 2-26-97, 12-20-98, 1-3-01, 3-13-06, Formerly 9G-14.0045.

27P-14.006 Approved Forms.

The following forms are adopted by reference. ~~Use of Form HMP-02-00 is required for submission of an annual registration fee. Use of Form HMP-01-98 is required for submission of a notification pursuant to EPCRA s. 302. Use of Form HMP-05-00 is required for submission of an annual inventory form pursuant to EPCRA s. 312 and 324 and Section 252.88(3), F.S. Use of Form HMP-09-00 is required for submission of a request for a refund for overpayment of fees or for fees paid in error pursuant to Rule 27P-14.007, F.A.C. Use of Form HMP-10-00 is required for electronic transmission of an annual inventory report pursuant to EPCRA s. 312 and 324 and Section 252.88(3), F.S. Use of Form HMP-11-00 is required for providing certification of accuracy for electronic transmission filings. Use of Form HMP-08-00 is required for submission of an annual inventory report or alternate threshold filing fee submitted pursuant to EPCRA s. 313. These forms are available at no charge from the Division of Emergency Management, Bureau of Preparedness, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399.~~

~~AA-4 Services, Application for Refund, Revised 06~~

~~HMP- 9-1-21 Revised 7-1-05~~
~~09-00~~

~~HMP- Electronic Tier Two Form (with 3-13-06~~
~~10-00 instructions), Revised 7-1-05~~

~~HMP- Tier Two Certification Statement Form, 3-13-06~~
~~11-00 Revised 7-1-05~~

Rulemaking Authority 252.35(2)(xy), 252.35(2)(x), 252.83(1) FS. Law Implemented 120.53, 252.85 FS. History—New 11-28-90, Amended 12-31-92, 6-1-95, 2-26-97, 12-20-98, 1-3-01, 3-13-06, Formerly 9G-14.006.

27P-14.007 Refunds.

Any owner or operator of a facility may request a refund for overpayment of fees or for fees paid in error. In order to request a refund, the owner or operator of a facility must complete a Refund Application Form (DFS-AA-4) (effective February 1, 2007), hereby incorporated by reference, and submit it to the Commission. Refunds will be processed only after the request has been verified and approved by the Division, all facility reports required pursuant to EPCRA have been filed, and completed accurately, for all required years, and with all required recipients. Applications for refunds must be filed within three (3) years of the date of payment or else the right to a refund shall be barred.

Rulemaking Authority 252.83(1) FS. Law Implemented 252.85 FS. History—New 6-1-95, Amended 1-3-01, Formerly 9G-14.007.

27P-14.008 Filings; Amended Filings; Electronic Transmission.

(1) Filings with the Division shall be complete and accurate when filed. The filing entity is responsible for any required information omitted from a required filing. The Division's rejection of a filing for failure to include required information shall comply with subsection 27P-14.005(2), F.A.C.

(2) Supplemental filings, or amendments to existing filings, shall not be permitted absent accompanying written explanation by the amending entity. Supplemental filings or amendments to remedy incorrect information are authorized provided that the information initially submitted is shown to have been indisputably incorrect. Supplemental filings or amendments are authorized in order to add omitted information, correct misspellings, correct figures and numbers, or remedy incorrect terminology. Supplemental filings or amendments solely for the purpose of reducing the fee owed shall not be permitted. Supplemental filings or amendments solely for the purpose of substituting the owner for the operator, or the operator for the owner, shall not be permitted.

(3) Any supplemental filings or amendments shall identify the particular filings to be supplemented or amended, shall be accompanied by the required written explanation, shall demonstrate that copies have been supplied to all other required recipients, and shall be accompanied by any fees or late fees owed.

FORMSUBJECT NO.	EFFECTIVE DATE
HMP- Section 302 – Emergency Planning 01-98 Notification, <u>Revised 9-1-21</u>	1-1-21 13-13-06
HMP- Annual Registration Form, <u>Revised 9-1-1-21</u>	1-1-21 13-13-06
HMP- Tier Two Form (with instructions), <u>Revised 1-1-21</u>	1-1-21 13-13-06
HMP- Confidential Location Information Sheet,	3-13-06
06-95	Revised 7-1-05
HMP- Toxic Chemical Release Inventory Fee	1-1-21 13-13-06
08-00 Form, <u>Revised 9-1-21</u>	Revised 7-1-05
<u>DFS-</u> State of Florida, Department of Financial	1-1-21 13-13-06

(4) Annual inventory reports required under EPCRA s. 312 and 324, ~~may shall~~ be submitted by electronic transmission to the State Emergency Response Commission. The format must be consistent with electronic transmission software provided by the SERC. While required by federal law, the manner of execution should be accomplished through the use of a certification statement using electronic reporting approved by the SERC. ~~Form HMP 11-00 certifying authenticity and requiring an original signature of the facility owner/operator or an officially designated representative.~~ The method of electronic transmission will be accomplished by the Division providing the electronic software including instructions to facility owners/operators via the Internet or, upon request, other available electronic means. Facility owners/operators must return completed electronic annual chemical inventory reports to the SERC ~~by diskette or other available electronic means~~ within established deadlines.

Rulemaking Authority 252.35(2)(~~xy~~), 252.83(1) FS. Law Implemented 120.53, 252.83, 252.85 FS. History—New 6-1-95, Amended 1-3-01, Formerly 9G-14.008.

27P-14.010 EPCRA Public Information Requests; Inspection and Copies.

(1) ~~Requests for information may be directed to the Local Emergency Planning Committee (LEPC), c/o the Regional Planning Council (RPC), at the following addresses:~~

~~District One LEPC
c/o West Florida RPC
4081 East Olive Road, Suite A
Pensacola, Florida 32514~~

~~District Two LEPC
c/o Apalachee RPC
20776 Central Avenue East, Suite 1
Blountstown, Florida 32424~~

~~District Three LEPC
c/o North Central Florida RPC
2009 Northwest 67 Place, Suite A
Gainesville, Florida 32653~~

~~District Four LEPC
c/o Northeast Florida RPC
6850 Belfort Oaks Place
Jacksonville, Florida 32216~~

~~District Five LEPC
c/o Withlacoochee RPC
1241 Southwest Tenth Street
Ocala, Florida 34471~~

~~District Six LEPC~~

~~c/o East Central Florida RPC
309 Cranes Roost Blvd., Suite 2000
Altamonte Springs, Florida 32701~~

~~District Seven LEPC
c/o Central Florida RPC
Post Office Box 2089
Bartow, Florida 33831~~

~~District Eight LEPC
c/o Tampa Bay RPC
4000 Gateway Centre Blvd., Suite 100
Pinellas Park, Florida 33782~~

~~District Nine LEPC
c/o Southwest Florida RPC
1926 Victoria Avenue
Fort Myers, Florida 33901~~

~~District Ten LEPC
c/o Treasure Coast RPC
421 S.W. Camden Avenue
Stuart, Florida 34994~~

~~District Eleven LEPC
c/o South Florida RPC
3440 Hollywood Boulevard, Suite 140
Hollywood, Florida 33021~~

Requests for inspection and copying of any EPCRA records that are open to the public may be directed to DEMPublicRecords@em.myflorida.com ~~the same office~~ or to the Commission, c/o the ~~Department~~ Division of Emergency Management at 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2149. For further information, please see <https://www.floridadisaster.org/hazmat>.

(2) through (5) renumbered (1) through (4) No Change.

Rulemaking Authority 252.35(2)(~~xy~~), 252.83(1) FS. Law Implemented 119.07(1), 120.53, 252.83, 252.88 FS. History—New 6-1-95, Amended 2-26-97, 1-3-01, 3-13-06, Formerly 9G-14.010.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Stephanie Stachowicz

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kevin Guthrie

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 06, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 3/9/2023

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NOS.:	RULE TITLES:
64B6-6.002	Requirements to Inform Prospective Purchasers Regarding Technologies
64B6-6.008	Regular Place of Business Requirements; Advertising Requirements
64B6-6.009	Posting of Prices
64B6-6.010	Requirements Regarding Certain Information on the Receipt

PURPOSE AND EFFECT: To conform with 21 C.F.R. 800.30.

SUMMARY: To conform with 21 C.F.R. 800.30.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 484.044(2), 456.035(1) FS.

LAW IMPLEMENTED: 484.044(2), 484.0501(5), (7), 484.051(1), (2), (3), 484.058, 456.035 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: Ashleigh Irving, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-6.002 Requirements to Inform Prospective Purchasers Regarding Technologies.

(1) The hearing aid specialist shall inform each prospective purchaser of a prescription hearing aid at the time of the initial examination for fitting and sale of a prescription hearing aid, any available information, including information based on personal knowledge and experience, of the telecoil, “t” coil or “t” switch technology. Said information shall include any advantages and disadvantages known to the hearing aid specialist, such as, increased access to telephones and noninvasive access to assistive listening systems required under the Americans with Disabilities Act of 1990.

(2) No Change.

Rulemaking Authority 484.044(2) FS. Law Implemented 484.044(2), 484.0501(5) FS. History—New 10-24-94, Formerly 61G9-6.0011, _____.

64B6-6.008 Regular Place of Business Requirements; Advertising Requirements.

(1) Each licensee, upon engaging in the practice of dispensing prescription hearing aids, shall declare and establish a regular place of business, at which the licensee’s license shall be conspicuously displayed, and shall file such declaration with the Executive Director of the Board. Conspicuously displayed means easily visible to clients or prospective clients. The regular place of business shall be open to the public, and shall have posted business hours.

(2) through (4) No Change.

Rulemaking Authority 456.035(1), 484.044 FS. Law Implemented 484.058, 456.035 FS. History—New 2-28-85, Formerly 21JJ-12.01, 21JJ-12.001, Amended 8-12-87, 3-5-91, Formerly 21JJ-6.007, 61G9-6.007, Amended 3-4-08, Amended 2-20-2023, _____.

64B6-6.009 Posting of Prices.

(1) The licensee shall display, in a conspicuous place, the availability of itemization of total purchase price of the prescription hearing aid.

(2) Notice of availability of itemization of purchase price shall be displayed in an area easily visible to the prospective client by one of the following:

(a) A minimum 6" x 9" sign or plaque stating in minimum 3/8" size print or larger, in bold type:

“An itemized list of prices and services for the total purchase price of your prescription hearing aid fitting is available upon request.”

(b) For a prescription hearing aid purchased in a place other than the licensee’s regular place of business, the above statement must be given to the client at the time the client agrees to purchase a prescription hearing aid, and in ten (10) point bold face type or larger.

Rulemaking Authority 484.044 FS. Law Implemented 484.051(1), (2), 484.0501(7) FS. History—New 8-12-87, Formerly 21JJ-6.008, 61G9-6.008, Amended 11-16-04, _____.

64B6-6.010 Requirements Regarding Certain Information on the Receipt.

(1) No Change.

(2) The receipt required by Section 484.051(3), F.S., shall contain the disclaimer “A prescription hearing aid will not restore normal hearing, nor will it prevent further hearing loss” in 10 point type or larger.

Rulemaking Authority 484.044 FS. Law Implemented 484.051(2), (3) FS. History—New 8-12-87, Amended 5-22-90, 3-5-91, Formerly 21JJ-6.009, Amended 6-26-95, Formerly 61G9-6.009, Amended 2-2-17,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Hearing Aid Specialists
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 27, 2023
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 24, 2023

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NOS.: RULE TITLES:
64B6-7.002 Guidelines for Disposition of Disciplinary Cases
64B6-7.004 Fraudulent, False, Deceptive or Misleading Advertising

PURPOSE AND EFFECT: To conform with 21 C.F.R. 800.30.
SUMMARY: To conform with 21 C.F.R. 800.30.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 484.044, 456.47(7), 456.079 FS.

LAW IMPLEMENTED: 456.47, 456.079, 760.27, 484.056(1)(f) 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: Ashleigh Irving, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-7.002 Guidelines for Disposition of Disciplinary Cases.

(1) No Change.

(2) Violations and Range of Penalties. For applicants, all violations are sufficient for refusal to certify an application for licensure. For licensees or trainees, the imposition of probation as a penalty shall ordinarily require compliance with conditions such as restitution, continuing education and/or training, indirect or direct supervision by a Board-approved monitor, restrictions on practice, submission of reports, appearances before the Board, and/or hours of community service. As appropriate, such conditions of probation also shall be required following any period of suspension. In addition to any other discipline imposed, the Board shall assess the actual costs related to the investigation and prosecution of a case. In imposing discipline pursuant to Sections 120.57(1) and 120.57(2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty as authorized by Section 456.072(2), F.S., within the range corresponding to the violations set forth below. Pursuant to Section 456.47, F.S., disciplinary guidelines for registered out-of-state telehealth providers may include suspension or revocation of the provider’s registration or the issuance of a reprimand or letter of concern. A suspension may be accompanied by a corrective action plan as determined by the board. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included:

(a) through (o) No Change.

(p) Section 484.056(1)(p), F.S.: Implying that use of a prescription hearing aid will improve or preserve hearing or retard impairment.

	MINIMUM	MAXIMUM
FIRST OFFENSE	Reprimand and	\$2,500 fine, 1

	\$250 fine.	year probation.
SECOND OFFENSE	Reprimand and \$500 fine, 1 year probation.	\$5,000 fine, 1 year suspension.
ADDITIONAL OFFENSES	Reprimand and \$5,000, 1 year suspension.	\$10,000 fine, revocation.

TELEHEALTH REGISTRANTS		
	MINIMUM	MAXIMUM
FIRST OFFENSE	Reprimand, 6 months suspension.	Revocation.
SECOND OFFENSE	Reprimand and 1 year suspension, corrective action plan.	Revocation.
ADDITIONAL OFFENSES	Reprimand and 2 years suspension, corrective action plan.	Revocation.

(q) Section 484.056(1)(q), F.S.: Making any statement regarding cure or cause of an impairment by use of a prescription hearing aid.

	MINIMUM	MAXIMUM
FIRST OFFENSE	Reprimand and \$250 fine.	\$2,500, 1 year probation.
SECOND OFFENSE	Reprimand and \$500 fine, 1 year probation.	\$5,000 fine, 1 year of suspension.
ADDITIONAL OFFENSES	\$5,000, 1 year suspension.	\$10,000, revocation.

TELEHEALTH REGISTRANTS		
	MINIMUM	MAXIMUM
FIRST OFFENSE	Reprimand, 6 months suspension.	Revocation.
SECOND OFFENSE	Reprimand and 1 year suspension, corrective action plan.	Revocation.
ADDITIONAL OFFENSES	Reprimand and 2 years suspension, corrective action plan.	Revocation.

(r) through (mm) No Change.

(3) through (6) No Change.

Rulemaking Authority 456.47(7), 456.079 FS. Law Implemented 456.47, 456.079, 760.27 FS. History—New 2-11-87, Amended 2-16-89, Formerly 21JJ-7.005, Amended 8-18-93, 9-22-94, Formerly 61G9-7.005, Amended 11-11-02, 6-23-10, 10-21-12, 11-14-21, _____.

64B6-7.004 Fraudulent, False, Deceptive or Misleading

Advertising.

An advertisement or advertising is fraudulent, false, deceptive or misleading if it:

(1) through (2) No Change.

(3) Is misleading or deceptive because its content or the context in which it is presented makes only a partial disclosure of relevant facts.

(a) No Change.

(b) Furthermore, it is misleading and deceptive to advertise, or permit to be advertised, the price of a specifically identified prescription hearing aid, if more than one prescription hearing aid appears in the same advertisement, without an accompanying price.

(4) through (6) No Change.

Rulemaking Authority 484.044 FS. Law Implemented 484.056(1)(f) FS. History—New 8-12-87, Amended 10-15-90, Formerly 21JJ-7.007, 61G9-7.00, Amended 11-16-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Hearing Aid Specialists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 27, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 24, 2023

DEPARTMENT OF HEALTH

Board of Nursing

RULE NOS.: RULE TITLES:

64B9-12.002 Definitions

64B9-12.003 Aspects of Intravenous Therapy Outside the Scope of Practice of the LPN

64B9-12.004 Authority for the LPN to Administer Limited Forms of Intravenous Therapy

64B9-12.005 Competency and Knowledge Requirements Necessary to Qualify the LPN to Administer IV Therapy

PURPOSE AND EFFECT: For Rule 64B9-12.002, F.A.C., the Board proposes the rule amendment to remove unnecessary language and define “health care practitioner.” For Rule 64B9-12.003, F.A.C., the Board proposes the rule amendment to update language regarding the aspects of IV therapy outside the scope of practice of an IV certified LPN. For Rule 64B9-12.004, F.A.C., the Board proposes the rule amendment to update language regarding authority for the LPN to administer limited forms of intravenous therapy. For Rule 64B9-12.005, F.A.C., the Board proposes the rule amendment to update language regarding the competency and knowledge requirements to qualify an LPN to administer IV therapy.

SUMMARY: For Rule 64B9-12.002, F.A.C., unnecessary language will be removed and “health care practitioner” will be

defined. For Rule 64B9-12.003, F.A.C., language regarding the aspects of IV therapy outside the scope of practice of an IV certified LPN will be updated. For Rule 64B9-12.004, F.A.C., language regarding authority for an LPN to administer limited forms of intravenous therapy will be updated. For Rule 64B9-12.005, F.A.C., language regarding the competency and knowledge requirements to qualify an LPN to administer IV therapy will be updated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013(2), 490.004(4), 464.006 FS.

LAW IMPLEMENTED: 456.013(2), 464.003(3)(b), 464.003(19) 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: Joe Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; MQA.Nursing@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-12.002 Definitions.

- (1) No change.
- (2) “Under the direction of a registered ~~professional~~ nurse”

means that the registered ~~professional~~ nurse has delegated intravenous therapy functions to a qualified licensed practical nurse. The registered ~~professional~~ nurse does not in all instances have to be on the premises in order for the licensed

practical nurse to perform the delegated functions.

- (3) No change.

(4) “Health care practitioner” means a physician or physician assistant licensed pursuant to Chapter 458 or 459, F.S.; a dentist licensed pursuant to Chapter 466, F.S.; or a Florida licensed Advanced Practice Registered Nurse (APRN). Rulemaking Authority 464.006 FS. Law Implemented 464.003(18)(3)(b) FS. History—New 1-16-91, Formerly 21O-21.002, 61F7-12.002, 59S-12.002, Amended.

64B9-12.003 Aspects of Intravenous Therapy Outside the Scope of Practice of an IV certified the LPN.

(1) Aspects of intravenous therapy which are outside the scope of practice of an IV certified ~~the~~ licensed practical nurse unless under the direct supervision of the registered ~~professional~~ nurse or health care practitioner ~~physician~~ and which shall not be performed or initiated by an IV certified licensed practical nurses without direct supervision include the following:

- (a) through (d) No change.
- ~~(e) Mixing IV solution;~~
- ~~(f) IV pushes, except heparin flushes and saline flushes.~~

(2) Although this rule limits the scope of an IV certified licensed practical nurse practice, it is appropriate for an IV certified licensed practical nurses to care for patients receiving such therapy.

Rulemaking Authority 464.006 ~~456.013(2), 490.004(4)~~ FS. Law Implemented 464.003(18) ~~456.013(2)~~ FS. History—New 1-16-91, Formerly 21O-21.003, 61F7-12.003, 59S-12.003, Amended 4-9-98,

64B9-12.004 Authority for the LPN to Administer Limited Forms of Intravenous Therapy.

(1) With the exception of those aspects of intravenous therapy deemed outside the scope of practice of the IV certified licensed practical nurse by Rule 64B9-12.003, F.A.C., above, and subject to the approval of the institution at which the licensed practical nurse is employed, any licensed practical nurse who meets the competency knowledge requirements of Rule 64B9-12.005, F.A.C., below, is authorized to administer intravenous therapy under the direction of a registered ~~professional~~ nurse or other health care practitioner.

(2) Individuals who have completed a Board approved preclicensure practical nursing education program, professional nursing students who qualify as graduate practical nurses, or licensed practical nurses who have not completed the specified course under Rule 64B9-12.005, F.A.C., may engage in a limited scope of intravenous therapy under the direction of a registered nurse or other health care practitioner ~~physician or dentist~~. This scope includes:

- (a) through (d) No change.

Rulemaking Authority 464.006 FS. Law Implemented 464.003(18)(3)(b) FS. History—New 1-16-91, Formerly 21O-21.004, 61F7-12.004, 59S-12.004, Amended.

64B9-12.005 Competency and Knowledge

Requirements Necessary to Qualify the LPN to Administer IV Therapy.

(1) ~~Contents. The board endorses the Intravenous Therapy Course Guidelines issued by the Education Department of the National Federation of Licensed Practical Nurses, November, 1983. The course necessary to qualify a licensed practical nurse or graduate practical nurse to administer IV therapy shall be not less than a thirty (30) hour post-graduate level course teaching aspects of IV therapy. The didactic intravenous therapy education must contain the following components:~~

(a) through (q) No change.

(2) Clinical Competence. The course must be followed by supervised clinical practice in intravenous therapy as needed to demonstrate clinical competence. Verification of clinical competence shall be the responsibility of each institution employing a licensed practical nurse based on institutional protocol. Such verification shall be given through a signed statement of a licensed registered nurse.

(3)~~(2)~~ Central Venous Lines (CVL) and Peripherally Inserted Central Catherer (PICC) Lines. The Board recognizes that through appropriate education and training, a Licensed Practical Nurse is capable of performing intravenous therapy via central and PICC lines under the direction of a registered professional nurse or other health care practitioner as defined in subsection 64B9-12.002~~(2)~~, F.A.C. Appropriate education and training requires a minimum of four (4) hours of instruction. The requisite four (4) hours of instruction may be included as part of the thirty (30) hours required for intravenous therapy education specified in subsection (4), of this rule. The education and training required in this subsection shall include, at a minimum, didactic and clinical practicum instruction in the following areas:

- (a) No change.
- (b) CVL and PICC site assessment;
- (c) CVL and PICC dressing and cap changes;
- (d) CVL and PICC flushing;
- (e) CVL and PICC medication and fluid administration;
- (f) CVL and PICC blood drawing; and,
- (g) CVL and PICC complications and remedial measures.

Upon completion of the intravenous therapy training via central and PICC lines, the Licensed Practical Nurse shall be assessed on both theoretical knowledge and practice, as well as clinical practice and competence. The clinical practice assessment must be witnessed by a Registered Nurse who shall file a proficiency statement regarding the Licensed Practical Nurse's ability to perform intravenous therapy via central lines. The proficiency statement shall be kept in the Licensed Practical Nurse's personnel file.

~~(4)(3)~~ No change.

(4) ~~Educational Alternatives. The cognitive training shall include one or more of the following:~~

(a) ~~Post graduate Level Course. In recognition that the curriculum requirements mandated by Sections 464.019(1)(b), 464.019(1)(f), and 464.019(1)(g), F.S., for practical nursing programs are extensive and that every licensed practical nurse will not administer IV Therapy, the course necessary to qualify a licensed practical nurse or graduate practical nurse to administer IV therapy shall be not less than a thirty (30) hour post graduate level course teaching aspects of IV therapy containing the components enumerated in subsection 64B9-12.005(1), F.A.C.~~

(b) ~~Credit for Previous Education. The continuing education provider may credit the licensed practical nurse or graduate practical nurse for previous IV therapy education on a post graduate level, providing each component of the course content of subsection 64B9-12.005(1), F.A.C., is tested by and competency demonstrated to the provider.~~

(c) ~~Nontraditional Education. Continuing education providers may select nontraditional education alternatives for acquisition of cognitive content outlined in Rule 64B9-12.005, F.A.C. Such alternatives include:~~

- 1. Interactive videos;
- 2. Self study;

3. ~~Other nontraditional education that may be submitted to the Board for consideration and possible approval. Any continuing education providers using nontraditional education must make provisions for demonstration of and verification of knowledge.~~

(5) Clinical Competence. The course must be followed by supervised clinical practice in intravenous therapy as needed to demonstrate clinical competence. Verification of clinical competence shall be the responsibility of each institution employing a licensed practical nurse based on institutional protocol. Such verification shall be given through a signed statement of a Florida licensed registered nurse.

Rulemaking Authority 464.006 FS. Law Implemented 464.003(1849) FS. History--New 1-16-91, Formerly 21O-21.005, 61F7-12.005, Amended 7-15-96, Formerly 59S-12.005, Amended 11-17-10,

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Nursing

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 3, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 17, 2023

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-14.0043 Recreational Red Porgy Season
 PURPOSE, EFFECT AND SUMMARY: A recent stock assessment for South Atlantic red porgy indicates the stock has been overfished for decades and is currently undergoing overfishing. Despite multiple rebuilding plans and subsequent management changes, additional harvest reductions are necessary to end overfishing. To reduce harvest and help improve stock status of red porgy, the South Atlantic Fishery Management Council recently took action to modify recreational and commercial regulations for this species in South Atlantic federal waters. Off Florida, recreational red porgy harvest primarily occurs in federal waters, but can be harvested in state waters off southeast Florida. Any harvest in state waters contributes towards the overall stock quota.

Consistent recreational regulations between Atlantic state and federal waters can help rebuild the red porgy stock, reduce the risk of in-season closures in federal waters, and aid in enforcement. This federal consistency would update state recreational rules to be consistent with current federal regulations.

At its February meeting, the Florida Fish and Wildlife Conservation Commission approved a rule to modify recreational regulations for red porgy in Florida’s Atlantic state waters to be consistent with recently approved federal regulations. Specifically, these recreational management changes include, reducing the red porgy bag limit from 3 to 1 fish per person/day and establishing an open season of May-June in Atlantic state waters. The purpose of this federal consistency action is to improve stock status of red porgy, which will help improve the health of this fishery for the long-term. The effects of this federal consistency action are to modify recreational limits for red porgy in Atlantic state waters that are consistent with those in adjacent federal waters, thereby reducing regulatory confusion for fishers and aiding in enforcement.

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION

120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: Jessica McCawley, Director, Division of Marine Fisheries Management, Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, Florida 32399. SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-14.0036 Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption.

(1) through (4) No change.

(5) Red porgy. No recreational harvester shall harvest from state waters of the Atlantic Ocean more than one red porgy per day, nor possess more than one such fish (consistent with the Federal Standard established in 50 C.F.R. §622.187(b)(6) as of January 19, 2023) while in, on, or above state waters of the Atlantic Ocean or on any dock, pier, bridge, beach, or any fishing site adjacent to such waters.

(6) through (10) No change.

PROPOSED EFFECTIVE DATE: 4-1-23

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 12-31-98, Amended 3-1-99, Formerly 46-14.0036, Amended 10-22-99, 1-1-00, 3-6-00, 3-1-01, 1-1-03, 1-3-05, 9-16-05, 1-1-06, 7-1-06, 7-1-07, 4-1-08, 1-6-09, 8-27-09, 10-16-09, 1-19-10, 12-30-11, 7-1-12, 6-10-13(4), 6-10-13(8), 3-13-14, 5-7-15, 7-1-16, 11-17-16, 1-1-17, 5-30-17, 8-24-17, 1-16-18, 7-1-19, 4-1-20, 1-1-21, 8-25-21, 7-1-22, 4-1-23.

68B-14.0043 Recreational Red Porgy Season.

(1) Red Porgy Open Season. In all state waters of the Atlantic Ocean, the open season for the recreational harvest and possession of red porgy shall be May 1 through June 30 each year (consistent with the Federal Standard established in 50 C.F.R. §622.183(b)(9) as of January 19, 2023).

(2) Red Porgy Closed Season. Except for persons harvesting red porgy for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., in all state waters of the Atlantic, the recreational harvest and possession of red porgy shall be prohibited from January 1 through April 30 and July 1 through December 31 each year (consistent with the Federal Standard established in 50 C.F.R. §622.183(b)(9) as of January 19, 2023).

PROPOSED EFFECTIVE DATE: 4-1-23

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 4-1-23.

Section III Notice of Changes, Corrections and Withdrawals

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-4.003 Continuing Education
 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. 48 No. 241, December 14, 2022 issue of the Florida Administrative Register.

The changes are based upon comments submitted by the Joint Administrative Procedures Committee and discussion and subsequent vote by the Board at the public meeting held February 6, 2023, in Orlando, Florida.

The rule now reads as follows:

61J1-4.003 Continuing Education.

(1) through (2) No change.

(3) Satisfactory completion of the Board prescribed or approved continuing education course or courses of classroom instruction is demonstrated by successfully meeting standards established for each Board prescribed course. These standards for approval of continuing education courses for appraisers shall be that the course or courses contain at least 2 hours of instruction and cover real estate appraisal related topics such as ad valorem taxation, arbitration, business courses related to real estate appraisal, construction estimating, ethics and standards of professional practice, valuation bias, fair housing, equal opportunity, land use planning, zoning and taxation, management, leasing, brokerage, timesharing, property development, partial interests, real estate appraisal (valuations/evaluations), real estate financing and investment, real estate law, easements, legal interests, real estate litigation, damages, condemnation, real estate appraisal related computer

applications, real estate securities and syndication, developing opinions of real property value in appraisals, seller concessions, impact on value, energy-efficient items and “green building”, as set forth in the AQB, appraisals, and real property exchange.

(a) through (d) No change.

(4)(a) The continuing education courses required in this rule may be satisfied by a Board approved equivalent distance education course. Distance education is education that takes place when the learner is separated from the source of instruction by time and/or distance. Such distance education course subject matter, assignment work, scholastic standards and other related requirements shall be evaluated in the same manner as the course offered by classroom instruction, having due regard however, to the different method of presentation. Components of distance education include synchronous and asynchronous courses. Synchronous courses require the instructor and students to interact simultaneously online via live webinar or web based meeting. Synchronous courses do not require final exams or proof of certification of the delivery method by the AQB or an independent certified organization approved by the AQB. The institution, school, or entity offering synchronous education courses must provide the delivery platform. Asynchronous courses allow the students to progress at their own pace and follow a structure course content and quiz/exam schedule. The institution, school or entity offering distance asynchronous education courses must provide proof of certification of the delivery method by the AQB or by an independent certified organization approved by the AQB.

(b) A copy of the distance education course materials, a detailed course timeline, learning objectives, and a copy of each form of the course examination that will be administered to students shall be submitted to the Board for evaluation and approval at least 90 days prior to use. A minimum of 2 course examinations for each course shall be submitted for approval. The Board will issue a status report to the course provider within 60 days after submission of the course and examinations. Approval must be granted before the course and examinations may be offered. Thereafter, the course and examinations shall be maintained by each institution, school, or entity offering the distance education course(s) in accordance with the Board approved standard as subsequently modified by changing times, standards and laws. It is the responsibility of the institution, school or entity offering the Board approved distance education courses to keep the course material current and accurate, and notify the Board at least 90 days before implementing any significant changes to the course during its approval period. The examination must be proctored in person or remotely. Biometric proctoring is acceptable. As an alternative to the proctoring of the final examination, there must be successful completion of prescribed course related topics mechanisms, as set forth by the AQB, required to demonstrate knowledge of the

subject matter.

(c) The continuing education courses required in this rule may be taught by a Board approved equivalent hybrid education course. Hybrid courses can be composed of a combination of classroom, asynchronous and synchronous education. Hybrid courses must include in the course timed outline what sections are being offered by synchronous, asynchronous and classroom. The asynchronous portion of the course requires a course examination. A copy of the complete course materials and a copy of each form of the course examination that will be administered to students shall be submitted to the Board for evaluation and approval at least 90 days prior to use. A minimum of 2 course examinations for each course shall be submitted for approval. The examination may be administered at the end of the course or portions of the examination may be administered to students at appropriate intervals during the course. The Board will issue a status report to the course provider within 60 days after submission of the courses and examinations. Approval must be granted before the course and examination may be offered. Thereafter, the course and examinations shall be maintained by each institution, school, or entity offering the education course(s) in accordance with the Board approved standard as subsequently modified by changing times, standards, and laws. It is the responsibility of the institution, school, or entity offering the Board approved education courses to keep the course material current and accurate, and notify the Board at least 90 days before implementing any significant changes to the course during its approval period. The examination must be proctored in person or remotely. Bio-metric proctoring is acceptable. As an alternative to the proctoring of the final examination, there must be successful completion of prescribed course related topics, as set forth in the AQB, mechanisms required to demonstrate knowledge of the subject matter. The institution, school, or entity offering hybrid education courses must provide proof of certification of the delivery method by the AQB or by an independent certified organization approved by the AQB for the asynchronous portion of the course. The institution, school, or entity offering hybrid education courses must provide the delivery platform for the synchronous portion of the course.

(d) through (g) No change.

(5) through (8) No change.

Rulemaking Authority 475.613(2), 475.614 FS. Law Implemented 475.613, 475.618, 475.628 FS. History—New 10-15-91, Amended 4-21-92, 6-7-92, Formerly 21VV-4.003, Amended 11-3-94, 9-5-96, 4-6-98, 9-6-98, 9-14-00, 10-22-01, 3-31-02, 5-25-04, 5-15-05, 1-8-06, 12-4-06, 12-6-07, 6-7-10, 7-17-11, 4-9-13, Amended 11-17-15, 10-16-19, 2-18-21, 1-4-22, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison McDonald, Executive Director, Florida Real Estate Appraisal Board, 400 West Robinson Street, #N801, Orlando, FL 32801.

DEPARTMENT OF CHILDREN AND FAMILIES

Substance Abuse Program

RULE NOS.:	RULE TITLES:
65D-30.002	Definitions
65D-30.004	Common Licensing Standards
65D-30.0046	Staff Training, Qualifications, and Scope of Practice

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. 48 No. 241, December 14, 2022 issue of the Florida Administrative Register.

65D-30.002 Definitions.

(1) through (37) No change.

(38) “Medical Consultant” means a physician licensed under chapter 458 or 459, F.S., or an advanced practice registered nurse licensed under section 464, F.S., or a physician assistant, who has an agreement with a licensed provider to be available to consult on any medical services required by individuals involved in those licensed components.

(39) through (86) No change.

Rulemaking Authority 397.321(5) FS. Law Implemented 397.311, 397.321(1), 397.410 FS. History—New 5-25-00, Amended 4-3-03, 12-12-05, 8-29-19, Amended _____.

65D-30.004 Common Licensing Standards.

(1) through (2) No change.

(3) Provider Governance and Management.

(a) Governing ~~Board Body~~. Any provider that applies for a license, shall be a legally constituted entity. Providers that are government-based and providers that are for-profit and not-for-profit, as defined in section 397.311, F.S., shall have a governing board body that shall set policy for the provider. The governing board body shall maintain a record of all meetings where business is conducted relative to provider operations. These records shall be available for review by the Department.

(b) No change.

(c) Chief Executive Officer. A chief executive officer shall be appointed. If the entity is operated by a governing board, the governing board body shall appoint a chief executive officer. The qualifications and experience required for the position of chief executive officer shall be defined in the provider’s operating procedures. Documentation shall be available from the governing board body providing evidence that a background screening has been completed in accordance with chapters 397 and 435, F.S., and there is no evidence of a disqualifying offense. Providers shall notify the regional office in writing within 24 hours when a new chief executive officer is appointed.

(4) through (5) No change.

(6) Medical Director. Providers licensed to operate addictions receiving facilities, detoxification, intensive inpatient treatment, residential treatment, and methadone and

medication-assisted treatment for opioid use disorder shall have a medical director. Providers shall designate a medical director who shall oversee all medical services. The medical director’s responsibilities shall be clearly described.

(a) through (f) No change.

(g) In cases where a provider operates treatment components that are not identified in this subsection, the provider shall have access to a physician, physician assistant, or APRN through a written agreement who will be available to consult on any medical services required by individuals involved in those components. Physicians, physician assistants, or APRN’s serving as a medical consultant shall adhere to all requirements and restrictions as described for medical directors in this chapter.

(h) No change.

(7) through (22) No change.

Rulemaking Authority 397.321(5) FS. Law Implemented 397.321, 397.4014, 397.4073, 397.4075, 397.410, 397.4103, 397.4104, 397.411 FS. History—New 5-25-00, Amended 4-3-03, 12-12-05, 8-29-19. Amended

65D-30.0046 Staff Training, Qualifications, and Scope of Practice.

(1) through (3) No change.

(4) Scope of Practice for staff who provide services specific to substance use but who are not licensed or certified as qualified professionals.

(a) The scope of practice is more limited for certain staff working for providers licensed under this Chapter who do not meet the definition of a qualified professional. This staff is comprised of:

1. through 2. No change.

3. Certified addiction counselors with highest education level of a high school diploma who are certified by the Florida Certification Board; and

4. Certified behavioral health technicians with highest education level of a high school diploma who are certified by the Florida Certification Board.

(b) through (d) No change. The staff listed in subsection (4)(a) of this rule shall be directly supervised by a qualified professional.

(5) No change.

Rulemaking Authority 397.321(5) FS. Law Implemented 397.321, 397.410 FS. History—New 8-29-19. Amended

**Section IV
Emergency Rules**

NONE

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

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: RULE TITLE:

40B-4.3030 Conditions for Issuance of Works of the District Permits

The Suwannee River Water Management District (SRWMD) hereby gives notice:

that on March 9, 2023, SRWMD issued an order granting a variance under permit ERP-041-243836-1, Brady Dock and Seawall.

Petitioner’s Name: John Brady - File Tracking No. 23-002

Date Petition Filed: January 31, 2023

Section No.: 40B-4.3030(13), F.A.C.

Nature of the rule for which variance or waiver was sought: to retain structures within 75 feet of the Suwannee River top of bank. The project is located in Section 30, Township 8S, Range 14E of Gilchrist County.

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.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on March 09, 2023, the Southwest Florida Water Management District, received a petition for a variance or waiver.

Petitioner’s Name: Timber Pines Community Association, Inc.

Rule No.: 40D-22.201

Nature of the rule for which variance or waiver is sought: Lawn and landscape irrigation

The Petition has been assigned tracking No. 23-4357.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sarah Kreisle, 7601 US Highway 301, Tampa, Florida 33637, 1(813)985-7481, water.variances@watermatters.org. Any interested person or other agency may submit written comments within 14 days after the publication of this notice. (M2023014)

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-45.005 Level I Waivable Requirements

NOTICE IS HEREBY GIVEN that on March 6, 2023, the Department of Children and Families, received a petition for waiver of or variance from subsection 65C-45.005(5)(I), Florida Administrative Code, from the Children’s Network of Southwest Florida. Subsection 65C-45.005(5)(I) states that children over 36 months of age shall not share a bedroom with a child of the opposite gender unless efforts are being made to maintain a sibling group. In instances where efforts are being made to maintain a sibling group, the foster family, licensing agent, and case manager shall work together in determining arrangements for the safety and best interests of the children involved. Rationale for any decision made for children over the age of 36 months to share a bedroom shall be documented in the Florida Safe Families Network (FSFN).

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.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

The Florida Housing Finance Corporation hereby gives notice: On March 10, 2023, the Florida Housing Finance Corporation issued an order granting the waiver from subsection 67-48.0072(26) Florida Administrative Code for Sandcastles Foundation, Inc., allowing Petitioner to extend its firm loan commitment issuance deadline from February 6, 2023, to May 8, 2023. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on February 17, 2023, and notice of the receipt of petition was published on February 20, 2023 in Vol. 49, Number 35 F.A.R.

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

The Florida Housing Finance Corporation hereby gives notice: On March 10, 2023, the Florida Housing Finance Corporation issued an order granting the waiver from paragraph 67-48.004(3)(j) Florida Administrative Code (2019) for Pablo Hamlet, LLLP, allowing Petitioner to reduce its total set aside commitment from 154 units (100%) to 153 units (99%). Florida Housing determined that the Petitioner had demonstrated that it

would suffer a substantial hardship if the waiver was not granted. The petition was filed on February 21, 2023, and notice of the receipt of petition was published on February 22, 2023 in Vol. 49, Number 36 F.A.R.

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

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Arts and Culture

The Florida Division of Arts and Culture and Florida Folklife Council announces a public meeting to which all persons are invited.

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

PLACE: Room 307 RA Gray Building, 500 South Bronough Street, Tallahassee

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review and take action on recommendations for the Florida Folklife Award and any other items that come before the Council. Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken.

A copy of the agenda may be obtained by contacting: Dominic Tartaglia at dominic.tartaglia@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: Rachelle Ashmore at rachel.ashmore@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).

For more information, you may contact: the Division of Arts and Culture at (850)245-6470 or visit their website <https://dos.myflorida.com/cultural/>.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Licensing

The Private Investigation, Recovery and Security Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 11, 2023, 9:00 a.m.

PLACE: Hilton Orlando/ Altamonte Springs, Capital Ballroom, 350 S. Northlake Blvd, Altamonte Springs, FL 32701, Phone: (407)830-1985

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly meeting of the Council pursuant to the requirement of subsection 493.6104(4), Florida Statutes. The Council will conduct a general business meeting.

A copy of the agenda may be obtained by contacting: Stefannie Corbett, Division of Licensing, P.O. Box 5647, Tallahassee, Florida 32314, Phone: (850)245-5443.

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: Stefannie.Corbett@FDACS.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: Stefannie.Corbett@FDACS.gov.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 3, 2023, 9:00 a.m.

PLACE: District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: The District Auditor Selection Committee will meet to discuss and evaluate the responses received for Request for Proposals 38510 for independent financial auditor services and determine if oral presentations are needed. If oral presentations are not needed, then the Committee will also determine the final rankings.

NOTE: One or more Governing Board members may attend and participate in the meeting by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Kendall Matott or Wendy Cox, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)312-2324 (Kendall Matott) or (386)329-4118 (Wendy Cox).

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: District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Medicine

The Florida Boards of Medicine and Osteopathic Medicine’s Joint Surgical Care/Quality Assurance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 23, 2023, 1:00 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/717632629>. You may also join the meeting using your phone at the following number: (571)317-3112, access code: 717-632-629. 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: 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 at 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 Rules/Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: (UPDATED) Thursday, March 23, 2023, 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/717632629>. You may also join the meeting using your phone at the following number:

(571)317-3112, access code: 717-632-629. 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: 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 at BOM.MeetingMaterials@flhealth.gov or by calling the Board at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

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

DATE AND TIME: Friday, March 24, 2023, 2:30 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.

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)558-9848 or emailing her at 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)558-9848 or emailing her at April.Houston@flhealth.gov.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a workshop to which all persons are invited.

DATE AND TIME: March 30, 2023, 2:00 p.m.

PLACE: Florida Housing Finance Corporation, 227 N. Bronough Street, Tallahassee, Florida 32301. The workshop will also be available by webinar. The registration information for the webinar is posted to the following website:

<https://www.floridahousing.org/programs/developers-multifamily-programs/competitive/2023/2023-108>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workshop will be held to solicit comments and suggestions from interested persons relative to Florida Housing’s proposed RFA 2023-108 Housing Credit and RRLP Financing to Develop Housing for Homeless Persons in Hurricane Ian and Nicole Impacted Counties.

A copy of the agenda may be obtained by contacting: Jean Salmonsens, (850)488-4197.

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: Jean Salmonsens, (850)488-4197. 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.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida Fish and Wildlife Conservation Commission announces a workshop to which all persons are invited.

DATES AND TIMES: Tuesday, April 4, 2023, 8:00 a.m. – 5:00 p.m.; Wednesday, April 5, 2023, 8:00 a.m. – 5:00 p.m.

PLACE: Best Western Gateway Grande 4200 NW 97th Blvd, Gainesville, FL 32606

GENERAL SUBJECT MATTER TO BE CONSIDERED:

During the February 2021 Florida Fish and Wildlife Conservation Commission meeting, the Commissioners directed staff to develop a Technical Assistance Group (TAG) to help address nonnative fish and wildlife issues in Florida. The purpose of this TAG is to enhance and promote ongoing dialogue and mutual understanding among organizations and agencies, and their respective stakeholders, by working together to address and examine the regulatory structure for nonnative fish and wildlife in Florida. The objectives of this April 2023 meeting in Gainesville will be for TAG members to continue discussions regarding regulation of non-native species.

The TAG will not serve as an advisory committee, nor is it delegated any decision-making authority.

A copy of the agenda may be obtained by contacting: Sarah Funck, 8535 Northlake Blvd., West Palm Beach, FL 33412, (561)882-5703, email: Sarah.Funck@MyFWC.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 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).

For more information, you may contact: Sarah Funck, 8535 Northlake Blvd., West Palm Beach, FL 33412, (561)882-5703, email: Sarah.Funck@MyFWC.com.

Area Agency on Aging of Central Florida, Inc. dba Senior Resource Alliance

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

DATE AND TIME: March 24, 2023, 12:00 Noon

PLACE: Microsoft Teams meeting

Join on your computer, mobile app or room device

Click here to join the meeting

Meeting ID: 229 982 274 162, Passcode: iYUEXY

Download Teams | Join on the web

Learn More | Meeting options

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Mission Moment presented by Brevard Aging Matters

Finance/Executive Committee Report

CEO Report

Presentation on OAA Board Requirements

Employee Satisfaction Survey Results

A copy of the agenda may be obtained by contacting: paige.davenport@sraflorida.org

The Valerin Group, Inc.

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

DATE AND TIME: Monday, March 20, 2023, 5:30 p.m. – 7:30 p.m.

PLACE: Please use the following link to register for the online session (5:30 p.m. to 6:30 p.m.): <https://fdot.cc/Blue-Heron-Bldv-Bridge-VPM>. You may also call in at: 1(877)309-2071 and then dial the Access code: 874-656-387. The in-person session will be held 6:30 p.m. – 7:30 p.m. at the Riviera Beach Marina Event Center, Hatcher Ballroom, 190 E. 13th Street, Riviera Beach, FL 33404

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Management No.: 445769-1-52-01

Project Description: SR A1A/Blue Heron Boulevard Bridge Rehabilitation Project in Palm Beach County, FL.

The project consists of replacing portions of the bridge deck in the outside westbound lane, repairing the concrete on the bridge foundations, and painting concrete portions of the bridge. Improvements also include milling and resurfacing the roadway at each end of the bridge and adding new pavement markings. Construction will begin in March 2023 and is estimated to be completed in late 2023. The estimated construction cost is \$4.4 million.

The Construction Open House will be held virtually and in person. The online session will be held from 5:30 p.m. to 6:30 p.m. on Monday, March 20, with a brief presentation followed by questions and comments from the public. The in-person session will be held from 6:30 p.m. – 7:30 p.m. on Monday, March 20, and will have an informal open house format. FDOT staff and consultant staff members will be available to discuss the project and answer questions.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who require translation services (free of charge) should contact Bodler Barthelemy, P.E., FDOT Project Manager, at (561)370-1127 or by email at bodler.barthelemy@dot.state.fl.us.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Bodler Barthelemy, P.E., FDOT Project Manager, at (561)370-1127 or by email at bodler.barthelemy@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Angel Streeter Gardner, Community Outreach Specialist, at (561)886-8773 or by email at angel@valerin-group.com.

Quest Corporation of America, Inc.

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

DATE AND TIME: Tuesday, March 21, 2023, 5:30 p.m.

PLACE: Online, by phone, and inperson at the Wickline Center, Flagler Beach

GENERAL SUBJECT MATTER TO BE CONSIDERED: FDOT is holding a public meeting regarding the State Road (S.R.) A1A Resiliency Plan recommendations from Roberta Road in Volusia County to Osprey Drive in Flagler County (FPID nos. 452443-1 and 452444-1).

The purpose of the S.R. A1A Resiliency Plan is to develop recommendations for strengthening the S.R. A1A corridor between Roberta Road in Ormond-by-the-Sea, Volusia County, and Osprey Drive in Beverly Beach, Flagler County. The public meeting is being held to present the plan's recommendations along the 13-mile corridor and receive community feedback. The Resiliency Plan proposes different options along the corridor and recommends moving forward with the U.S. Army Corps of Engineers Dune Renourishment Project planned along 2.6 miles in Flagler County.

FDOT is offering multiple ways for the public to participate in the meeting, and the same information will be presented in all formats.

In-Person Open House Option: Participants may attend in person at the Wickline Center, 800 S. Daytona Ave., Flagler Beach, FL 32136, anytime between 5:30 p.m. and 7:00 p.m. to view a presentation and project exhibits, speak with project team members, and provide comment. If attending in person, please remember to follow all safety and sanitation guidelines. If you are feeling unwell, please consider attending the meeting virtually or by phone.

Virtual Option: Interested persons may join from a computer, tablet or mobile device at 5:30 p.m. For this option, advance registration is required by visiting <http://bit.ly/3YGs39B>. Once registered, participants will receive a confirmation email containing information about joining the meeting online. Please use Chrome or Microsoft Edge as your internet browser to

register and attend this webinar. If joining online, please allow adequate time to log in to view the presentation in its entirety.

Phone Option (Listen Only): Participants may listen to the meeting from a telephone by dialing 1(877)309-2074 and entering the passcode 470-739-553 when prompted.

All meeting materials, including the presentation, will be available on the project website at www.cflroads.com/project/452443-1 and www.cflroads.com/project/452444-1 prior to the meeting.

FDOT is sending notices to all property owners, business owners, interested persons and organizations to provide the opportunity to offer comments and express their views regarding this project and the proposed improvements.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Melissa McKinney, FDOT District Five Title VI Coordinator, at Melissa.McKinney@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: N/A

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: Carolyn Fitzwilliam, public engagement consultant, at 386-943-5215 or Carolyn.Fitzwilliam@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FDOT Project Manager Ty Garner by phone at (386)943-5299, by email at Ty.Garner@dot.state.fl.us, or U.S. mail at Florida Department of Transportation, 719 South Woodland Blvd., M.S. 542, DeLand, FL 32720. Information about this project is also available online at www.cflroads.com. Simply type FPID No. in the search box, click "go" and then select the project.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections issued a Final Order dated March 8, 2023, disposing of the Petition for Declaratory Statement filed by inmate Ricardo Bryan, DC# L00414, on December 12, 2022. The following is a summary of the agency's disposition of the petition: As an inmate of the Florida Department of Corrections, Ricardo Bryan, DC# L00414, may only participate in administrative proceedings pursuant to sections 120.54(3)(c)

and (7), Florida Statutes. Pursuant to section 120.81(3), Florida Statutes, the Petitioner lacks standing to bring a Petition for Declaratory Statement, and the Department lacks jurisdiction to issue a declaratory statement in this case.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: FDC Rule Correspondence, 501 S. Calhoun Street, Tallahassee, Florida 32399.

Please refer all comments to: Amy Matlock, 501 S. Calhoun Street, Tallahassee, Florida 32399.

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

EXPRESSWAY AUTHORITIES
Miami-Dade Expressway Authority "MDX"
REQUEST FOR PROPOSAL (RFP)
MDX PROCUREMENT/CONTRACT NO.: RFP-23-03

MDX PROJECT/SERVICE TITLE: TRAFFIC AND REVENUE CONSULTING SERVICES

This Procurement Process is subject to the Cone of Silence in accordance with MDX’s Procurement Policy.

A Non-Mandatory Pre-Bid Conference is scheduled at 10:00 a.m. Eastern Time on March 30, 2023.

The Deadline for submitting a Bid Package is 2:00 p.m. Eastern Time on April 19, 2023.

For detailed information please visit the MDX Procurement Department website at <https://www.mdxway.com/business/solicitations>, or call the MDX Procurement Department at (305)637-3277 for assistance.

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Monday, March 6, 2023 and 3:00 p.m., Friday, March 10, 2023.

Rule No.	File Date	Effective Date
61G5-29.001	3/8/2023	3/28/2023
61G5-29.011	3/8/2023	3/28/2023
61J1-4.001	3/9/2023	3/29/2023
64B4-3.001	3/8/2023	3/28/2023
64B15-14.014	3/8/2023	3/28/2023
65D-30.0031	3/10/2023	3/20/2023
65D-30.013	3/10/2023	3/20/2023
68B-44.004	3/6/2023	3/6/2023

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.
