

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Historical Resources

RULE NO.: RULE TITLE:
1A-39.001 Division of Historical Resources Grant
Programs & Requirements

PURPOSE AND EFFECT: The purpose of this rule amendment is to establish in rule the most recent version of materials incorporated by reference in the program guidelines and forms, including the Secretary of the Interior's Standards and Guidelines for Archaeology and Historic Preservation, the Secretary of the Interior's Professional Qualification Standards, eligibility criteria for the National Register of Historic Places, Section 274A(a) of the Immigration and Nationality Act.

SUBJECT AREA TO BE ADDRESSED: Guidelines and forms for the Small Matching Grant Program and the Special Category Grant Program.

RULEMAKING AUTHORITY: 267.031(1), 267.0617(5), FS.
LAW IMPLEMENTED: 267.0617(2), F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Carlos A. Rey, Assistant General Counsel, Florida Department of State, 500 S. Bronough St., Tallahassee, FL 32399, carlos.rey@dos.myflorida.com, (850)245-6536

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-18.0011	Standards Adopted
5J-18.0012	Bureau of Fair Rides Inspection Forms
5J-18.007	Signage
5J-18.009	Inspections by Owner or Manager
5J-18.0125	Fencing and Gate Standards
5J-18.0127	Enforcement Actions and Administrative Penalties
5J-18.014	Training of Managers, Attendants, and Maintenance Persons
5J-18.015	Regulation of Go-Kart Tracks and Similar Vehicles
5J-18.016	Regulation of Water Parks
5J-18.025	Regulation of Bungy Operations

PURPOSE AND EFFECT: The purpose of developing changes to these rules is to: (1) update materials incorporated by reference; (2) provide language regarding signage pursuant to sections 616.242(4) (b), (c) and (d), F.S.; (3) ensure compliance with 2016 legislative changes to sections 616.242(15) and 616.242(16), F.S. pursuant to s. 37, ch. 2016-166, L.O.F.; (4) update standards adopted; (5) amend the penalty structure to encompass the addition of new rule language.

SUBJECT AREA TO BE ADDRESSED: The proposed rules address: updated materials incorporated by reference; standard requirements for signage prominently displayed at the entrance of amusement rides; ride specific daily inspection reports and employee training records; updated adopted standards; and the penalty structure to encompass language from Rule 5J-18.007, F.A.C.

RULEMAKING AUTHORITY: 616.165, 616.242(4), (6), (15), (16) FS.

LAW IMPLEMENTED: 616.242, 616.242(4), (15), (16), (18), (19) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michelle Faulk, 2005 Apalachee Parkway, Tallahassee, Florida 32399, (850)410-3838

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**Division of Licensing**

RULE NOS.:	RULE TITLES:
5N-1.132	Firearms Training
5N-1.134	Firearms Instructor's Training Manual and Certificate of Firearms Proficiency for Statewide Firearm License Schools or Training Facilities, License Application; Exemptions

PURPOSE AND EFFECT: This proposed rulemaking updates firearms instruction requirements, and codifies in new Rule 5N-1.132, F.A.C., guidelines for Class "G" licensee initial firearms qualification, subsequent requalification, and qualification for other types and calibers of firearms. The proposed new rule incorporates a Firearms Training Manual Student Handbook and an Instructor's Guide, and a revised version of the Certificate of Firearms Proficiency for Statewide Firearm License. The effect of proposed changes will be to improve firearms training and provide clear guidelines for applicants and licensees.

SUBJECT AREA TO BE ADDRESSED: Firearms training and instruction.

RULEMAKING AUTHORITY: 493.6103, 493.6105(5), 493.6115(8), 493.6304(3), 493.6406(3), FS.

LAW IMPLEMENTED: 493.6105, 493.6113(3), 493.6115, 493.6121, 493.6304, 493.6406, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John Roberts, Government Analyst, Division of Licensing; John.Roberts@FreshfromFlorida.com; (850)245-5459.

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

DEPARTMENT OF EDUCATION**State Board of Education**

RULE NO.:	RULE TITLE:
6A-3.016	Responsibilities of Deputy Commissioner for Finance and Operations for Student Transportation

PURPOSE AND EFFECT: The purpose is to acknowledge local school district control and eliminate the redundant responsibilities of the Deputy Commissioner for Finance and Operations to conduct periodic insurance studies related to student transportation, approve plans and specifications for

school bus repair shops, ensure district school system plans for bus purchasing are administratively sound, and prescribe records to be kept and reports to be made to assure adequate and comparable transportation information. The effect will be reduced oversight of the Deputy Commissioner for Finance and Operations about insurance studies, school bus repair shop and purchase plans, recording and reporting transportation information, and a revision in terminology to match the actual name of the Online Bus Inventory Application.

SUBJECT AREA TO BE ADDRESSED: Insurance studies, school bus repair shops, bus purchasing plans and transportation records and reports.

RULEMAKING AUTHORITY: 1001.02(1), 1006.22, FS.

LAW IMPLEMENTED: 1006.22, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Eggers, Assistant Deputy Commissioner, Finance and Operations, Florida Department of Education, 325 West Gaines Street, Room 814, Tallahassee, Florida 32399, (850)245-0351. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or email cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>.

DEPARTMENT OF EDUCATION**State Board of Education**

RULE NO.:	RULE TITLE:
6A-6.0786	Forms for Charter School Applicants and Sponsors

PURPOSE AND EFFECT: To make changes to a form incorporated by reference. In March 2016, the Florida Legislature passed House Bill 7029, which made changes to certain provisions in section 1002.33, F.S., and the Florida Standard Charter Contract (Form IEPC-SC1) will be revised to reflect those changes.

SUBJECT AREA TO BE ADDRESSED: Florida Standard Charter Contract.

RULEMAKING AUTHORITY: 1002.33(28), FS.

LAW IMPLEMENTED: 1002.33, FS.

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

DATE AND TIME: August 22, 2016, 10:00 a.m. – 11:00 a.m., ET

PLACE: Via conference call: 1(888)670-3525, Participant Code: 9945174167

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Adam Emerson, Charter Schools Director, Office of K-12 School Choice, 325 West Gaines Street, Suite 1044, Tallahassee, Florida 32399-0400 or via e-mail at Adam.Emerson@fldoe.org. To comment on this rule development, please contact: Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or e-mail cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>.

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

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: 6M-8.301 RULE TITLE: Standard Statewide Provider Contract for the VPK Program

PURPOSE AND EFFECT: The proposed rule revision updates the Statewide Provider Contract.

SUBJECT AREA TO BE ADDRESSED: The revised rule will update the components of the Contract.

RULEMAKING AUTHORITY: 1002.79, 1002.75(1) FS.

LAW IMPLEMENTED: 1002.55(3)(i), 1002.61(3)(b), 1002.63(3)(b), 1002.75(1) FS.

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

DATE AND TIME: Tuesday, August 23, 2016, from 9:00 a.m. to 10:00 a.m. or until business is concluded, whichever is earlier and from 6:00 p.m. to 7:00 p.m. or until business is concluded, whichever is earlier.

PLACE: Via GoToWebinar, for which the link may be found at:

http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx

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: Tara Huls, 250 Marriott Drive, Tallahassee, FL 32399, Telephone: (850)717-8635 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tara

Huls, 250 Marriott Drive, Tallahassee, FL 32399, (850)717-8635 or email: tara.huls@oel.myflorida.com Available on the Office's Website at:

http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

RULE NO.: 61G14-15.004 RULE TITLE: Boarding and Disembarking

PURPOSE AND EFFECT: The Board proposes to revise the points of boarding and disembarking for various ports.

SUBJECT AREA TO BE ADDRESSED: Boarding and Disembarking.

RULEMAKING AUTHORITY: 310.185 FS.

LAW IMPLEMENTED: 310.002, 310.141 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Thomas Campbell, Executive Director, Board of Pilot Commissioners, 2601 Blair Stone Road, Tallahassee, FL 32399-0790

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

Section II Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Licensing

RULE NO.: 5N-1.131 RULE TITLE: Approval of Other Firearms

PURPOSE AND EFFECT: The purpose of this rulemaking is to propose new Rule 5N-1.131, providing conditions for use of firearms other than those specified in Section 493.6115(6) Florida Statutes. The effect will be to establish clear guidelines for licensees authorized to carry firearms under Chapter 493 Florida Statutes.

SUMMARY: Proposed new Rule 5N-1.131 establishes conditions for use of firearms other than those specified in Section 493.6115(6) Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department's analysis of the adverse impact or potential regulatory costs of this proposed new rule indicated that the rule does not meet the statutory threshold for ratification by the legislature. The rule imposes no additional costs on licensees, and instead, provides opportunity for licensees to use firearms not specifically listed in statute.

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: 493.6103 FS.

LAW IMPLEMENTED: 493.6115(6) 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: John Roberts, Government Analyst I, Department of Agriculture and Consumer Services, Division of Licensing, P.O. Box 5708, Tallahassee, Florida 32314, (850)245-5441, John.Roberts@freshfromflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

5N-1.131 Approval of Other Firearms

(1) In addition to firearms authorized pursuant to Section 493.6115(6), Florida Statutes, the department approves the following weapons for use by Class "G" licensed employees of security and private investigative agencies, when performing Chapter 493 regulated duties under the conditions identified below. A Class "G" licensee is only authorized to carry a firearm of the specific type and caliber with which she or he is qualified pursuant to the firearms training referenced in s. 493.6105(5) or s. 493.6113(3)(b).

(a) Use of 12-gauge pump-action shotguns or semi-automatic rifles as a secondary weapon, to carry or to remain in a vehicle, when the agency is engaged in:

1. Fulfillment of contractual obligations to guard United States, state, or local government facilities where the government contract specifically requires use of these weapons.

2. Fulfillment of contractual obligations to guard critical infrastructure facilities as defined in Section 493.631, Florida Statutes, where the contract specifically requires use of these weapons.

3. Guarding large rural tracts of land where a significant possibility of encountering heavily armed poachers, narcotics traffickers, or trespassers exist.

(b) Use of 12-gauge pump-action shotguns as a secondary weapon, where the shotgun remains in a vehicle for use only if needed, when the agency is engaged in:

1. Armored car services or agencies that replenish automated teller machines.

2. Courier services involving the transport of large amounts of currency and/or valuables.

3. Guarding and/or transporting prisoners.

4. Close protection bodyguard services.

(c) Use of automatic or select-fire firearms when the licensed security or private investigative agency provides services directly to the United States government, and the government contract specifically requires use of these weapons.

(2) Ammunition Guidelines and Restrictions

(a) Ammunition for semi-automatic rifles shall be of .223/5.56 mm or of a statutorily compliant pistol caliber as described in Section 493.6115(6), Florida Statutes.

(b) Ammunition for the 12-gauge pump-action shotgun shall consist of .00 buckshot only. The use of slug-type ammunition is prohibited.

(c) All ammunition must be otherwise compliant with Rule 5N-1.129, F.A.C.

(d) Agency employees who carry firearms approved under this rule are prohibited from using less-lethal ammunition. For purposes of this rule, the term "less-lethal ammunition" means a projectile that is designed to stun, temporarily incapacitate, or cause temporary discomfort to a person without penetrating the person's body.

(3) An agency employee holding a Temporary Class "G" Statewide Firearms License is prohibited from using the weapons specified herein, and are only authorized to utilize the weapons specified in Section 493.6115(6), Florida Statutes.

(4) (a) Firearms waivers previously issued by the Division, authorizing the use of firearms by agency employees with Class "G" licenses in circumstances and conditions where the use of such weapons are prohibited by this rule, shall remain valid until such time as the contractual obligations requiring the use of such weapons cease to exist.

(b) During the pendency of the agency's contractual obligation referenced above, the agency shall on a quarterly basis, provide the Division with a list of all Class "G" licensed employees currently assigned to perform security services for

the contract in question. Each quarter's list shall indicate which Class "G" employees, if any, have been newly assigned to, or removed from, providing security services under the agency's contract.

(c) Each such agency shall notify the Division within 15 days of cessation of the contractual obligation referenced above. All future use of 12-gauge pump-action shotguns or semi-automatic rifles shall be in accordance with this rule.
 Rulemaking Authority: Section 493.6103 Law Implemented: Section 493.6115(6) History, New

NAME OF PERSON ORIGINATING PROPOSED RULE:

Grea Bevis, Director, Division of Licensing

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Adam H. Putnam, Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 03, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 5, 2015

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:

61G15-24.001 Schedule of Fees

PURPOSE AND EFFECT: The proposed rule amendment reduces licensure fees and establishes fees regarding continuing education courses.

SUMMARY: Updates and adds fees

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST AND LEGISLATIVE

RATIFICATION: 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: At its meeting on February 11, 2016, the Board determined that a Statement of Estimated Regulatory Costs (SERC) should be prepared. At its meeting on June 9, 2016, the Board voted to approve the SERC. The summary of the SERC is as follows: The proposed rule language reduces certain application and license renewal fees, while creating fees for approval of continuing education courses regarding laws and rules and professional ethics. The SERC found the rule would not be likely to have an adverse impact on economic growth, private sector job creation or employment, or private sector investment, or on business competitiveness, including the ability of persons in the state to compete with persons doing business in other states or domestic markets, in excess of \$1 million in the aggregate within 5 years after implementation. The SERC found the rule amendments would be likely to add regulation that is not present in other

states or markets, but would not be likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after implementation of the rule, and that there will be no additional cost impact on the department and other state and local government entities implementing and enforcing the rule. This finding is based upon the historical number of courses submitted for approval and the per-course approval fee; the SERC estimates the cost impact to be roughly \$7000 over 5 years. The SERC further estimated that approximately 70 of the 439 registered continuing education providers would be impacted by the rule amendments.

The SERC found there will be a minimal impact on small business. Many providers of continuing education meet the statutory definition of "small businesses," and will be subject to the course approval fee, plus increased time and effort to complete the application for course approval. However, because many of the providers currently provide continuing education courses on other subjects in Florida, the Board determined they will already be familiar with application procedures, and therefore, the impact of this rule is likely to be minimal.

No person or interested party submitted additional information regarding the economic impact of the rule at any time. Based on the information contained in the SERC, the Board found the rule amendments will not require legislative ratification.

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

RULEMAKING AUTHORITY: 455.213, 455.219, 455.271, 471.008, 471.011 FS.

LAW IMPLEMENTED: 455.217(3), (7), 471.011, 471.015, 471.021 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303, (850)521-0050

THE TEXT OF THE PROPOSED RULE IS:

61G15-24.001 Schedule of Fees.

(1) Pursuant to Section 471.011, F.S., the Board hereby establishes the following fees for applications, licensing and renewal, temporary registration, late renewal, licensure by endorsement, reactivation fee, and replacement of certificate.

(2) Engineering licensure fees (individuals and firms):

- (a) Application fee for licensure by examination or endorsement – \$125.00 non-refundable.
- (b) Initial license fee – \$100.00.
- (c) Biennial renewal fee – ~~\$93.75~~~~\$125.00~~.
- (d) Delinquency fee – \$100.00.
- (e) Temporary license (individual) – \$25.00.
- (f) Temporary Certificate of Authorization (firm) – \$50.00.
- (g) Application fee for a Certificate of Authorization (firm) – \$125.00 non-refundable.
- (h) Initial fee for Certificate of Authorization – ~~\$100.00~~~~\$125.00~~.
- (i) Biennial Renewal fee for Certificate of Authorization (firm) – ~~\$93.75~~~~\$125.00~~.
- (j) Inactive Status fee – \$125.00.
- (k) Reactivation fee – \$150.00.
- (l) Change of Status fee (Active/Inactive) - \$125.00.
- (m)(4) Duplicate Certificate – \$25.00.
- (n)(m) Special Inspector Certification fee – \$100.00.
- (o)(n) Application fee for Special Inspector Certification – \$125.00.
- (p)(o) Engineer Intern Endorsement fee – \$100.00.
- (3) Engineer Intern application fee – \$30.00.
- (4) Continuing Education provider fees:
 - (a) Application fee for continuing education provider status - \$250.00.
 - (b) Application fee for Laws and Rules continuing education course (per course) - \$50.00.
 - (c) Application fee for Professional Ethics continuing education course (per course) - \$50.00
 - (5) Unlicensed Activity Fee pursuant to Sections 455.02281 and 471.038(5), F.S. - \$5.00

Rulemaking Authority 455.213, 455.2179(3), 455.219, 455.271, 471.008, 471.011 FS. Law Implemented 455.217(3), (7), 471.011, 471.015, 471.021 FS. History—New 1-8-80, Amended 8-26-81, 12-19-82, 6-2-83, 2-28-84, Formerly 21H-24.01, Amended 3-10-86, 12-11-86, 3-10-87, 4-12-88, 12-21-88, 1-10-90, 8-15-90, 1-6-93, Formerly 21H-24.001, Amended 11-15-94, 8-10-98, 6-16-99, 5-8-00, 11-15-01, 2-21-02, 9-16-02, 5-9-04, 6-5-05, 3-5-06, 7-17-14, .

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Professional Engineers

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 9, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 20, 2016

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-31.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants

PURPOSE AND EFFECT: The proposed rule amendments are intended to incorporate the revised application form into the rule and to delete the language requiring prevention of medical errors education at the time of initial licensure.

SUMMARY: The proposed rule amendments incorporate the revised application form into the rule and delete the language requiring prevention of medical errors education at the time of initial licensure.

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

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

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

RULEMAKING AUTHORITY: 456.048, 458.309, 458.3475 FS.

LAW IMPLEMENTED: 456.013(7), 456.048, 456.0635, 458.3475 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: Claudia Kemp, J.D., Executive

Director, Board of Medicine/MQA, 4052 Bald Cypress Way,
Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-31.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants.

(1) Application for Licensure.

(a) All persons applying for licensure as an anesthesiologist assistant shall submit an application to the Department. The application shall be made on Form DH-MQA 1087, entitled "Application for Licensure As An Anesthesiologist Assistant," (revised 7/16 ~~10/13~~), hereby adopted and incorporated by reference, and can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-03736>, or

<https://www.doh.state.fl.us/DOHInitialApp/CreateAccount.aspx?Board=8015&Procde=1515>.

(b) No change.

~~(c) All application information must be submitted no later than 15 days prior to the meeting at which the applicant desires his or her application to be considered.~~

(2) Requirements for Licensure.

(a) through (c) No change.

~~(d) The applicant must provide documentation of the completion of two hours of continuing medical education relating to prevention of medical errors which includes a study of root cause analysis, error reduction and prevention, and patient safety, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education. One hour of a two hour course which is provided by a facility licensed pursuant to Chapter 395, F.S., for its employees may be used to partially meet this requirement.~~

~~(d)(e)~~ Demonstrate compliance with the financial responsibility pursuant to Section 456.048, F.S., and as outlined in Rule 64B8-31.006, F.A.C., below.

(3) No change.

Rulemaking Authority 456.048, 458.309, 458.3475 FS. Law Implemented 456.013(7), 456.0135, 456.048, 456.0635, 458.3475 FS. History—New 8-2-05, Amended 5-20-09, 2-2-10, 3-10-14, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Anesthesia Assistants Committee

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 3, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 21, 2016

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:

64B15-7.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants

PURPOSE AND EFFECT: The proposed rule amendments are intended to incorporate the revised application form into the rule and to delete the language requiring prevention of medical errors education at the time of initial licensure.

SUMMARY: The proposed rule amendments incorporate the revised application form into the rule and deletes the language requiring prevention of medical errors education at the time of initial licensure.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 456.048, 459.005, 459.023 FS.

LAW IMPLEMENTED: 456.013(7), 456.048, 456.0635, 459.023 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: Kama Monroe, J.D., Executive

Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-7.003 Application for Licensure and Licensure Requirements for Anesthesiologist Assistants.

(1) Application for Licensure.

(a) All persons applying for licensure as an anesthesiologist assistant shall submit an application to the Department. The application shall be made on Form DH-MQA 1087, entitled "Application for Licensure As An Anesthesiologist Assistant," (revised 7/16 ~~10/13~~), hereby adopted and incorporated by reference, and can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-03737>, or

<https://www.doh.state.fl.us/DOHInitialApp/CreateAccount.aspx?Board=8015&Procde=1515>.

(b) No change..

~~(c) All application information must be submitted no later than 15 days prior to the meeting at which the applicant desires his or her application to be considered.~~

(2) Requirements for Licensure.

(a) through (c) No change.

~~(d) The applicant must provide documentation of the completion of two hours of continuing medical education relating to prevention of medical errors which includes a study of root cause analysis, error reduction and prevention, and patient safety, and which is approved by any state or federal government agency, or nationally affiliated professional association, or any provider of Category I or II American Medical Association Continuing Medical Education or American Osteopathic Association approved Category I A continuing education related to the practice of osteopathic medicine or under osteopathic auspices. One hour of a two hour course which is provided by a facility licensed pursuant to Chapter 395, F.S., for its employees may be used to partially meet this requirement.~~

~~(d)(e)~~ Demonstrate compliance with the financial responsibility pursuant to Section 456.048, F.S., and as outlined in Rule 64B15-7.006, F.A.C., below.

(3) No change.

Rulemaking Authority 456.048, 459.005, 459.023 FS. Law Implemented 456.013(7), 456.048, 456.0135, 456.0635, 459.023 FS. History—New 8-2-05, Amended 5-20-09, 2-2-10, 3-10-14.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Anesthesia Assistants Committee

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 17, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 21, 2016

DEPARTMENT OF FINANCIAL SERVICES

Finance

RULE NOS.: RULE TITLES:

69V-40.0312 Application Procedure for Loan Originator License

69V-40.0313 Loan Originator License Renewal and Reactivation

PURPOSE AND EFFECT: These proposed amendments will streamline the process for an individual who desires to be licensed as a loan originator in the State of Florida.

SUMMARY: These proposed amendments will streamline the process for an individual who desires to be licensed as a loan originator in the State of Florida. Currently, the initial application process requires the applicant to be tested on both a national component and a state component. However, the national test component, which is administered by the National Mortgage Licensing System & Registry (NMLS), now includes a section called the Uniform State Test (UST). The UST material tests applicants on their knowledge of high level state-related content that is based on the SAFE Act and the CSBS/AARMR Model State Law, which many states used to implement the SAFE Act. The UST replaces the state-specific test components for the states that adopt it.

The proposed amendments will remove the Florida-specific test requirement. Instead, as part of the presently-required 20-hour pre-license class, an applicant will have to complete at least two hours of pre-license education that covers the provisions found in Chapter 494, F.S., and Rule Chapter 69V-40, F.A.C. The federal SAFE Act currently requires 8 hours of continuing education. In order to renew or reactivate a license, as part of those presently-required 8 hours, the amendments proposed to Rule 69v-40.0313, F.A.C., will require a loan originator to complete at least 1 hour of continuing education that covers the provisions found in Chapter 494, F.S., and Rule Chapter 69V-40, F.A.C.

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.

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: 494.0011(2), 494.00312(2), 494.00313 FS.

LAW IMPLEMENTED: 494.00112(2), 494.00312, 494.00313 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: Sheila Harley, Sheila.harley@flofr.com or (850)410-9716

THE FULL TEXT OF THE PROPOSED RULE IS:

69V-40.0312 Application Procedure for Loan Originator License.

(1) Each individual desiring to obtain licensure as a loan originator shall apply to the Office of Financial Regulation by submitting the following:

(a) A completed NMLS Individual Form (Form MU4), filed through the Registry;

(b) The statutory nonrefundable application fee of \$195 filed through the Registry;

(c) The statutory nonrefundable mortgage guaranty fund assessment fee of \$20, if required by Section 494.00172, F.S., filed through the Registry;

(d) Evidence that the applicant has been awarded a high school diploma or the equivalent;

(e) Confirmation from the Registry that the applicant has satisfied the requirement to complete a 20-hour pre-license class approved by the Registry, of which a minimum of 2 hours shall cover the provisions of Chapter 494, F.S., and Rule Chapter 69V-40, F.A.C.;

(f) Confirmation from the Registry that the applicant has satisfied the requirement to pass a test developed by the Registry and administered by a provider approved by the Registry. ~~For the purposes of this rule, a test developed by the Registry and administered by a provider approved by the Registry includes both a national component and a state component;~~

(g) Submit fingerprints to the Registry for submission to the Federal Bureau of Investigation for a federal criminal background check;

(h) Submit fingerprints to a live scan vendor approved by the Florida Department of Law Enforcement and published on the Florida Department of Law Enforcement's website (<http://www.fdle.state.fl.us/Content/Criminal-History/documents/ApplicantLivescanService-ProvidersVendors.aspx>) for submission to the Florida Department of Law Enforcement for a state criminal

background check. The cost of fingerprint processing shall be borne by the applicant and paid directly to the live scan vendor;

(i) Authorize the Registry to obtain and make available to the Office an independent credit report on the applicant.

(2) Request for Additional Information. Within 30 days of receipt the Office shall review each loan originator application and inform the applicant of any request for additional information required to complete its review. The additional information must be received by the Office within 45 days from the date of the request. Failure by the applicant to respond within 45 days from the date of the request shall be construed by the Office of Financial Regulation as grounds for denial for failure to provide the requested information.

(3) Amendments to Pending Applications. If the information contained in the NMLS Individual Form (Form MU4) or any amendment thereto becomes inaccurate for any reason the applicant shall file an amendment through the Registry correcting such information within 15 days of the change. An amendment changing answers to question 6 on the NMLS Individual Form (Form MU4) shall be considered a material change to the application and grounds for denial of the application.

(4) Withdrawal of Application. An applicant may request withdrawal of an application prior to a determination of the application being made by the Office by filing such request through the Registry.

(5) Upon approval of an application, a loan originator license will be issued with an expiration date of December 31 for the year in which the license was issued.

(6) NMLS Individual Form (Form MU4) is incorporated by reference in Rule 69V-40.002, F.A.C.

Rulemaking Authority 494.0011(2), 494.00312(2) FS. Law Implemented 494.0011(2), 494.00312 FS. History—New 10-1-10, Amended 11-9-15,_____.

69V-40.0313 Loan Originator License Renewal and Reactivation.

(1) In order to renew an active loan originator license a licensee must submit the following to the Office no later than December 31 of each calendar year in which the licensee wishes to renew the license:

(a) Submit a total payment of \$176.00 paid through the Registry which includes the following:

1. \$150 nonrefundable renewal fee,
2. \$20 nonrefundable mortgage broker guaranty fund fee; and
3. \$6 to cover the cost of fingerprint retention as required to comply with 494.00313(1)(b) F.S.

(b) Authorize the Registry to obtain and make available to the Office an independent credit report on the licensee.

(c) Confirmation from the Registry that the loan originator has satisfied the requirement to complete an 8-hour continuing education class approved by the Registry, of which a minimum of 1 hour shall cover the provisions of Chapter 494, F.S., and Rule Chapter 69V-40, F.A.C.;

(2) A loan originator license that is not renewed as required in subsection (1) before January 1 of the renewal year shall revert from active to inactive status. In order to reactivate a loan originator license, a licensee must submit the following to the Office before March 1 of each calendar year in which the licensee wishes to reactivate the license:

(a) Submit a total payment of \$326.00 paid through the Registry which includes the following:

1. \$150 nonrefundable renewal fee,
2. \$150 nonrefundable reactivation fee,
3. \$20 nonrefundable mortgage broker guaranty fund fee; and
4. \$6 to cover the cost of fingerprint retention as required to comply with 494.00313(1)(b) F.S.

(b) Confirmation from the Registry that the loan originator has satisfied the requirement to complete an 8-hour continuing education class approved by the Registry, of which a minimum of 1 hour shall cover the provisions of Chapter 494, F.S., and Rule Chapter 69V-40, F.A.C.;

(3) A loan originator license that is not reactivated before March 1 after becoming inactive shall permanently expire.

(4) Request for Additional Information. The Office shall review each loan originator renewal request and inform the licensee of any request for additional information required to complete its review. The additional information must be received by the Office within 30 days from the date of the request. Failure by the licensee to respond within 30 days from the date of the request shall be construed by the Office of Financial Regulation as grounds for denial of the renewal request for failure to provide the requested information.

(5) Upon the Office determining that a renewal request has been completed the Office shall determine if the licensee continues to meet the minimum standards for licensure as set forth in Section 494.00312, F.S., and Rules 69V-40.00112 and 69V-40.0113, F.A.C. If a licensee continues to meet the minimum standards for licensure the Office shall renew the loan originator license which shall be valid until December 31 of the year following the expiration date of the loan originator license. If a licensee does not continue to meet the minimum standards for licensure the Office shall deny the renewal request pursuant to Section 494.00313(2), F.S.

Rulemaking Authority 494.0011(2), 494.00313 FS. Law Implemented 494.0011(2), 494.00313 FS. History—New 10-1-10, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Gregory Oaks

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 17, 2016

DEPARTMENT OF FINANCIAL SERVICES

Finance

RULE NO.: 69V-180.070
RULE TITLE: Consumer Collection Agency Registration Renewal

PURPOSE AND EFFECT: Rule amendment will delete obsolete rule language.

SUMMARY: Chapter 2016-10, Laws of Florida (Reviser's Bill) deleted obsolete language found in section 559.555, F.S. The rule amendments delete the corresponding obsolete rule language relating to renewal requirements for registrations expiring on December 31, 2014.

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.

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: 559.554, 559.555 FS.

LAW IMPLEMENTED: 559.555 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: Sheila Harley, Sheila.harley@flofr.com or (850)410-9716

THE FULL TEXT OF THE PROPOSED RULE IS:

69V-180.070 Consumer Collection Agency Registration Renewal.

(1) Consumer Collection Agency registrations must be renewed in accordance with the provisions of Section 559.555, F.S.

~~(2) Renewal requirements for registrations expiring on December 31, 2014:~~

~~(a) Registrants shall submit a non-refundable renewal fee equal to the registration fee required in Section 559.555(2)(b), F.S.~~

~~(b) Registrants initially approved before October 1, 2014, shall submit fingerprints for each control person as defined in Section 559.55(4), F.S. for live scan processing pursuant to Section 559.555(2)(e), F.S. Such fingerprints must be submitted before renewing a registration that is scheduled to expire December 31, 2014. Failure to submit such fingerprints within forty five (45) days from the date of the request will result in the registration becoming expired. For purposes of this paragraph, each of the registrant's control persons required to submit fingerprints shall submit such fingerprints to a live scan vendor approved by the Florida Department of Law Enforcement and published on the Florida Department of Law Enforcement's website (<http://www.fdle.state.fl.us/Content/getdoc/941d4e90-131a-45ef-8af3-3e9d4efefd8e/Livescan-Service-Providers-and-Device-Vendors.aspx>) for submission to the Florida Department of Law Enforcement and the Federal Bureau of Investigation for a state criminal background check and a Federal criminal background check. The cost of the fingerprinting process shall be borne by the registrant and paid directly to the live scan vendor. The Office shall screen the background results to determine if the registrant continues to meet the registration requirements of Section 559.555, F.S. Any request for additional information made by the Office must be received within forty five (45) days from the date of the request. Failure to provide additional information requested by the Office within forty five (45) days from the date of the request will result in the registration becoming expired.~~

~~(2)(3) Renewal requirements for registrations expiring on December 31, 2015 and thereafter:~~

~~(a) Registrants shall submit a non-refundable renewal fee equal to the registration fee required in Section 559.555(2)(b), F.S.~~

~~(b) Registrants shall submit a nonrefundable fee of \$6.00 for each person reported to the Office as a control person as defined in Section 559.55(4), F.S. on the Application for Registration as Consumer Collection Agency, OFR-559-102, to cover the costs of fingerprint retention. Failure to remit all fees required in this paragraph by the registration expiration date will automatically result in the registration becoming expired.~~

~~Rulemaking Authority 559.554, 559.555 FS. Law Implemented, 559.555 FS. History—New 9-10-15, Amended _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Greg Oaks

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 02, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 17, 2016

Section III Notice of Changes, Corrections and Withdrawals

NONE

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on August 4, 2016, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Sarasota Bradenton International Airport at 6000 Airport Circle, Sarasota, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.27.2.3, 1996 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires an illuminated signal in the elevator lobby which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2016-186).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, thr.elevators@myfloridalicense.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

Florida Elections Commission

The Florida Elections Commission announces a public meeting to which all persons are invited.

DATES AND TIMES: August 16, 2016, 9:00 a.m. until adjourned, and on August 17, 2016, 8:30 a.m. until adjourned

PLACE: Senate Office Building, 404 South Monroe Street, Room 110-S, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agency matters. Review and adjudication of cases relating to alleged violations of Chapters 104 and 106, Florida Statutes, and to the late filing of campaign treasurer's reports. Rules Review. Portions of this meeting are confidential and closed to the public.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: the Agency Clerk at (850)922-4539, by e-mail: FEC@myfloridalegal.com or write to: 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050 or by viewing the Commission's website: www.fec.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Agency Clerk at (850)922-4539, by e-mail: FEC@myfloridalegal.com or write to: 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050. 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 Agency Clerk at (850)922-4539, by e-mail: FEC@myfloridalegal.com or write to: 107 West Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050 or by viewing the Commission's website: www.fec.state.fl.us.

DEPARTMENT OF EDUCATION

Florida Atlantic University

RULE NO.: RULE TITLE:

6C5-1.001 General Information (Repealed)

The FDOE Commissioner's Task Force on Holocaust Education announces public meetings to which all persons are invited.

DATES AND TIMES: Monday, September 19, 2016, 1:00 p.m. – 5:00 p.m.; Tuesday, September 20, 2016, 9:00 a.m. – 1:00 p.m.

PLACE: Holocaust Museum of Southwest Florida, 4760 Tamiami Trail North, #7, Naples, FL 34103

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Meeting; FDOE Report; Reports from Task Force Designated Sites; Curriculum Updates; Reports on progress on research project; budget; website.

A copy of the agenda may be obtained at <http://flholocausteducationtaskforce.org>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Linda Medvin, Chair, flaholocaustchair@gmail.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF LAW ENFORCEMENT

The Criminal and Juvenile Justice Information Systems (CJJIS) Council announces a telephone conference call to which all persons are invited.

DATES AND TIMES: August 11, 2016, 10:00 a.m., August 18, 2016, 10:00 a.m., August 25, 2016, 10:00 a.m.

PLACE: Conference calls

GENERAL SUBJECT MATTER TO BE CONSIDERED: Emerging Technologies Committee Meetings. The committee or subcommittee will discuss ideas for standards development for their respective topics.

A copy of the agenda may be obtained by contacting: brendaboyd@fdle.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: brendaboyd@fdle.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: brendaboyd@fdle.state.fl.us.

STATE BOARD OF ADMINISTRATION

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

DATE AND TIME: Monday, August 22, 2016, 9:30 a.m. – 12:30 p.m., ET

PLACE: Hermitage Room, First Floor, The Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General business of the Audit Committee.

A copy of the agenda may be obtained by contacting:
Kimberly Calhoun, (850)413-1243, email:
Kimberly.calhoun@sbafla.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jim Moore, (850)413-1164, email: jim.moore@sbafla.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).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.624 Guidance and Minimum Levels for Lakes

The Southwest Florida Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, August 23, 2016, 5:30 p.m. – 7:00 p.m.

PLACE: Lake Eva Community Center, 555 Ledwith Ave., Haines City, FL 33844

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Proposed guidance and minimum levels for Lake Eva in Polk County pursuant to Sections 373.042, and 373.0421, F.S.

A copy of the agenda may be obtained by contacting: Mark Hurst, Senior Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4271.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Director, (352)796-7211, ext. 4701; 1(800)423-1476 (FL only), ext. 4701 or email to ADACoordinator@swfwmd.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: Mark Hurst, Senior Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4271 (OGC# 2016042).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-8.624 Guidance and Minimum Levels for Lakes

The Southwest Florida Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, September 7, 2016, 5:30 p.m. – 7:00 p.m.

PLACE: Jimmie B. Keel Regional Public Library, 2902 W. Bearss Ave., Tampa, FL 33618

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Proposed guidance and minimum levels for Lake Merrywater in Hillsborough County pursuant to Sections 373.042, and 373.0421, F.S.

A copy of the agenda may be obtained by contacting: Donna Campbell, Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Director, (352)796-7211, ext. 4701; 1(800)423-1476 (FL only), ext. 4701 or email to ADACoordinator@swfwmd.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: Donna Campbell, Environmental Scientist, SWFWMD, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, ext. 4236 (OGC# 2016041).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 17, 2016, 10:00 a.m.

PLACE: South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Public Meeting to discuss regulatory matters.

All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at:
Lower West Coast Service Center, 2301 McGregor Blvd., Fort Myers, FL 33901

Okeechobee Service Center, 3800 NW 16th Boulevard, Okeechobee, FL 34972

Orlando Service Center, 1707 Orlando Central Parkway, Suite 200, Orlando, FL 32809

The meeting will also be webcast.

Agendas are available 7 days prior to the meeting date. You may obtain a copy of the agenda by at our website, www.sfwmd.gov:

- Hold mouse over the “Topics” tab, scroll down to “Permits” and click
- Under “Upcoming Events” on the right-hand column, click the “Monthly Regulatory Meetings” link
- Or, you may subscribe to ePermitting/eNoticing: www.sfwmd.gov/epermitting.

For additional information, you may also call our information line at (561)682-6207 or Florida toll-free: 1(800)432-2045, ext. 6207.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the District Clerk’s Office, (561)682-6805. 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 ELDER AFFAIRS

The Department of Elder Affairs Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, August 22, 2016, 3:00 p.m.

PLACE: Telephone conference call: 1(888)670-3525, conference code: 962 076 0613

GENERAL SUBJECT MATTER TO BE CONSIDERED: General updates on departmental programs. Third quarter advisory council conference call.

A copy of the agenda may be obtained by contacting: Jenny Rojas, rojasj@elderaffairs.org, (850)414-2000.

For more information, you may contact: Jenny Rojas, rojasj@elderaffairs.org, (850)414-2000.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: August 23, 2016, 9:00 a.m.

PLACE: Crystal River City Hall, 123 NW Highway 19, Crystal River, FL 34428

GENERAL SUBJECT MATTER TO BE CONSIDERED: Announcing a Technical Meeting for the Basin Management Action Plan (BMAP) for Kings Bay and Crystal River Springs. Topic of discussion will be development of OSTDS remediation plan for the basin. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs).

A copy of the agenda may be obtained by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail: terry.hansen@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail: terry.hansen@dep.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: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail: terry.hansen@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: August 23, 2016, 2:00 p.m.

PLACE: Southwest Florida Water Management District Office, Room 112, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Announcing a Technical Meeting for the Basin Management Action Plan (BMAP) for Weeki Wachee Spring and River. Topic of discussion will be the development of the OSTDS remediation Plan for Weeki Wachee Spring. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs).

A copy of the agenda may be obtained by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail: terry.hansen@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail: terry.hansen@dep.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: Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail: terry.hansen@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: August 16, 2016, 9:30 a.m.

PLACE: County Council Chambers, Room 204, Thomas C. Kelly Administration Center, 123 West Indiana Avenue, DeLand, Florida 32720

GENERAL SUBJECT MATTER TO BE CONSIDERED: Announcing a Technical Meeting for the Basin Management Action Plan (BMAP) for Volusia Blue Spring. Topic of discussion will be development of OSTDS remediation plan for the basin. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs).

A copy of the agenda may be obtained by contacting: Moira Homann, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, moira.homann@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Moira Homann, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, moira.homann@dep.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: Moira Homann, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, moira.homann@dep.state.fl.us.

DEPARTMENT OF HEALTH

Board of Optometry

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

DATE AND TIME: August 19, 2016, 9:00 a.m.

PLACE: Gaylord Palms Resort and Convention Center, 6000 W Osceola Parkway, Kissimmee, FL 34746, (407)586-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board business.

A copy of the agenda may be obtained by contacting: Karen Miller at karen.miller2@flhealth.gov or going to <http://floridasoptometry.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 48 hours before the workshop/meeting by

contacting: Karen.miller2@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: karen.miller2@flhealth.gov or go to <http://floridasoptometry.gov/meeting-information/>.

DEPARTMENT OF HEALTH

Division of Family Health Services

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

DATE AND TIME: August 25, 2016, 9:00 a.m. – 1:00 p.m.

PLACE: 2585 Merchants Row Boulevard, Suite 320P, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Diabetes Advisory Council Report Development Committee will meet to develop the Legislatively Mandated Report on Diabetes.

For a copy of the agenda or more information, you may contact: Ade Oladokun, MPH, (850)245-4444, Extension 2844, Florida Department of Health.

DISABILITY RIGHTS FLORIDA

The Disability Rights Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 9, 2016, 9:00 a.m.

PLACE: Embassy Suites Orlando Airport, 5835 TG Lee Blvd., Orlando, FL 32322, tel.: (407)888-3993

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disability Rights Florida, Inc., Florida's Protection & Advocacy System for Persons with Disabilities Quarterly Joint meeting of the Board of Directors/PAIMI Advisory Council.

A copy of the agenda may be obtained by contacting: Paige Morgan, 1(800)342-0823, ext. 9721.

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: Disability Rights Florida, 2473 Care Drive, Suite 200, Tallahassee, FL 32308, toll free number: 1(800)342-0823. TDD 1(800)346-4127. 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: Paige Morgan, Executive Assistant, 1(800)342-0823, ext. 9721.

POLK REGIONAL WATER COOPERATIVE

The Polk Regional Water Cooperative announces a public meeting to which all persons are invited.

DATE AND TIME: August 15, 2016, 2:00 p.m.

PLACE: Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale, Florida 33823

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Board of Directors of the Polk Regional Water Cooperative will meet to hold a regularly scheduled meeting and to conduct a public hearing at which the Board will adopt the Cooperative's final budget for FY2016 and FY2017. In addition to the public hearing the Board of Directors meeting will address subjects dealing with organization, budgeting, water conservation, and project selection, funding, planning, and development, all as provided within the Interlocal Agreement creating the Cooperative. The meeting is open to the public.

A copy of the agenda may be obtained by contacting: Copies of the meeting agenda and the proposed FY2016 and FY2017 budgets are available in the Documents & Agendas section of the Cooperative's website, www.prwcwater.org, or may be obtained by writing to the Polk Regional Water Cooperative, c/o Polk County Manager, Attn: Diane Pannebaker, P.O. Box 9005, Drawer CA01, Bartow, Florida, 33831-9005 or by calling Diane Pannebaker at (863)534-6444.

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: Polk County Communications Office, Neil Combee Administration Building, 330 West Church Street in Bartow, Florida 33831, Telephone: (863)534-6090, TDD (863)534-7777. 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: Gene Heath, Coordinator, Polk Regional Water Cooperative, by telephone at (813)920-0180 or by email at GeneHeath@PRWCwater.org.

ENTERPRISE FLORIDA, INC.

Enterprise Florida announces a public meeting to which all persons are invited.

DATE AND TIME: August 15, 2016, 2:00 p.m.

PLACE: Enterprise Florida, 800 North Magnolia Avenue, Suite 1100, Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Florida Opportunity Fund meeting for discussion of ongoing issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting: Louis Laubscher, (407)625-1359.

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 1 day before the workshop/meeting by contacting: Louis Laubscher. 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: Louis Laubscher, (407)625-1359.

LEE MODICA & ASSOCIATES

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

DATE AND TIME: Wednesday, August 17, 2016, 3:00 p.m.

PLACE: Conference Room, Fourth District Court of Appeal, 1525 Palm Beach Lakes Boulevard, West Palm Beach, FL 33401

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Art Selection Committee for Art in State Buildings Project DMS 14008000, Fourth District Court of Appeal in West Palm Beach, will hold an Orientation Meeting to evaluate the new facility and determine potential artwork sites and themes.

A copy of the agenda may be obtained by contacting Lee Modica, ASB Administrator, at lee@leemodica.com or (850)766-7117.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

NONE

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI

Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BDC09-16/17 Von D. Mizell and Eula Johnson State Park –

Beach Access Boardwalk and Ramp Repairs

NOTICE OF INVITATION TO BID: The Florida Department of Environmental Protection, Bureau of Design and Construction is soliciting formal, competitive, sealed bids from contractors for bid number BDC09-16/17 Von D. Mizell and Eula Johnson State Park (Formerly John U Lloyd Beach State Park) – Beach Access Boardwalk and Ramp Repairs. More info @ <http://tinyurl.com/jmmrcmn>.

Section XII

Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Clean Water State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA FINDING OF NO SIGNIFICANT IMPACT

Spring Lake Improvement District, FLORIDA

The Florida Department of Environmental Protection (DEP) has determined that the Spring Lake Improvement District's project involving the construction of a new wastewater treatment plant, effluent disposal system, master, gravity sewer collection system, lift station, master pump station and force mains is not expected to generate controversy over

potential environmental effects. The total estimated construction cost is \$2,582,280. The project may qualify for a Clean Water State Revolving Fund (CWSRF) loan comprised of federal or state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the can be obtained by writing to Mahnaz Massoudi, CWSRF Program, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS 3505, Tallahassee, Florida 32399-3000, calling (850)245-2960 or emailing mahnaz.massoudi@dep.state.fl.us.

DEPARTMENT OF JUVENILE JUSTICE

Policy and Procedure Updates

The Department has posted revised policy and procedures: FDJJ 1050 Department of Juvenile Justice Continuity of Operations Plans and 1800 Background Screening. The policies are posted on the Department's webpage at <http://www.djj.state.fl.us/partners/policies-resources/department-policies>.

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.