

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Cosmetology

RULE NO.: RULE TITLE:

61G5-20.002 Salon Requirements

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address salon requirements.

SUBJECT AREA TO BE ADDRESSED: Update rule language regarding salon requirements.

RULEMAKING AUTHORITY: 477.016, 477.025(2) FS.

LAW IMPLEMENTED: 477.025 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: Robyn Barineau, Executive Director, Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399-0783, robyn.barineau@myfloridalicense.com.

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

Section II

Proposed Rules

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-8.002 Requirements for Prevention of Medical Errors Education

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address requirements for prevention of medical errors education

SUMMARY: Update rule language regarding requirements for prevention of medical errors education to address a recent statutory amendment.

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 there is no reason to expect that this rule change will 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: 456.013(7) FS.

LAW IMPLEMENTED: 456.013(7) 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-0797, Allen.Hall@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-8.002 Requirements for Prevention of Medical Errors Education.

(1) To receive Board approval for biennial renewal, courses on medical error prevention shall be two contact hours and include a study of root-cause analysis, error reduction and prevention, and patient safety, which shall encompass:

- (a) Medical documentation and communication;
- (b) Contraindications and indications for physical therapy management; and
- (c) Pharmacological components of physical therapy and patient management.

~~(2) Applicants for initial licensure must have completed at least two contact hours of medical error education. The Board shall accept coursework from accredited schools of physical therapy provided such coursework was completed after January 1, 2002.~~

~~(2)(3)~~ If the course is being offered by a facility licensed pursuant to Chapter 395, F.S., the Board may apply up to one hour of the two-hour course if specifically related to error reduction and prevention methods used in that facility.

~~(3)(4)~~ The course may be used as part of the home study continuing education hours.

~~(4)(5)~~ Medical errors education courses approved by any Board within the Division of Medical Quality Assurance of the Department of Health pursuant to Section 456.003, F.S., are approved by this Board.

Rulemaking Specific Authority 456.013(7) FS. Law Implemented 456.013(7) FS. History--New 10-8-02, Amended 8-18-08.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Physical Therapy Practice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 3, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 11, 2017

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-9.001 Continuing Education

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to update the language regarding continuing education.

SUMMARY: Update rule language regarding continuing education.

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 there is no reason to expect that this rule change will 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: 456.013(6), 486.025, 486.109(5) FS.

LAW IMPLEMENTED: 456.013(6), 486.109 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-0797, Allen.Hall@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-9.001 Continuing Education.

(1) through (6) No change.

(7) The Board approves for continuing education credit:

(a) through (e) No change.

(f) Licensees who file DOH form #DH-MQA 1144, "Application Materials For The Florida Laws and Rules Examination," (revised 5/15), incorporated herein by reference, which is available through www.floridasphysicaltherapy.gov/resources or at <http://www.flrules.org/Gateway/reference.asp?No=Ref-05841>, and take and pass the Florida laws and rules examination shall receive two (2) hours of continuing education per biennium. The continuing education credit shall be awarded only for the biennium in which the examination was taken and passed. Continuing education credit shall not be awarded to licensees who ~~that~~ take and pass the examination as a result of a disciplinary proceeding or as a board ordered condition of initial licensure, ~~re-activation~~ or reinstatement.

(8) The Board shall make exceptions for licensees from the continuing education requirements including waiver of all or a portion of these requirements or the granting of an extension of time in which to complete these requirements upon a finding of good cause by majority vote of the Board at a public meeting

following receipt of a written request for exception based upon emergency or hardship. Emergency or hardship cases are those: (1) involving long term personal illness or illness involving a close relative or person for whom the licensee has care-giving responsibilities; (2) where the licensee can demonstrate that the required course(s) are not reasonably available; and (3) other demonstrated economic, technological or legal hardships that substantially relate to the ability to perform or complete the continuing education requirements. Licensees requesting an exception from continuing education requirements must provide the Board with documentation supporting the claim of emergency or hardship that is the basis of the request.

(9) No change.

Rulemaking Authority 456.013(6), 486.025, 486.109(5) FS. Law Implemented 456.013(6), 486.109 FS. History--New 4-6-92, Formerly 21MM-9.001, Amended 3-7-94, Formerly 61F11-9.001, Amended 12-5-95, Formerly 59Y-9.001, Amended 2-14-02, 4-21-02, 1-2-03, 6-28-04, 4-9-06, 5-28-06, 2-17-08, 5-21-09, 8-10-09, 6-30-10, 9-23-10, 12-24-13, 11-23-14, 9-20-15,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Physical Therapy Practice

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: August 3, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: August 11, 2017

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.0035 Licensure by Examination: Proof
Satisfactory to the Board for the Purpose of
Determining Eligibility for Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the language to include submission of education documents by third parties.

SUMMARY: Submission of education documents by third parties.

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: 490.004(4), 490.005(1)(b) FS

LAW IMPLEMENTED: 490.003(3), 490.005(1)(b) 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: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-11.0035 Licensure by Examination: Proof
Satisfactory to the Board for the Purpose of Determining
Eligibility for Examination.

(1) U.S. and Canadian Education.

(a)(4) No change.

(b)(2) No change.

(c) Proof may be provided by:

1. a true copy of the applicant's transcript sent directly to the Board, or

2. electronic submission through the National Student Clearinghouse, or

3. electronic submission through the Association of State and Provincial Psychology Board's (ASPPB) Mobility Program, or

4. electronic submission through the National Register of Health Service Psychologists.

(2)(3) No change.

Rulemaking Authority 490.004(4), 490.005(1)(b) FS. Law Implemented 490.003(3), 490.005(1)(b) FS. History--New 1-7-96, Formerly 59AA-11.0035, Amended 12-4-97, 9-20-98, 11-24-98, 1-25-00, 10-12-11,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Psychology

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 1, 2017
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 16, 2017

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-13.003 Continuing Psychological Education Credit
 PURPOSE AND EFFECT: The Board propose the amendment to update rule language regarding continuing education to include pro-bono credits.

SUMMARY: To update rule language to include pro-bono continuing education credits.

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: 456.013(7), (9), 490.004(4), 490.0085(4) FS.

LAW IMPLEMENTED: 456.013(7), 490.007(2), 490.0085(1), (3) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-13.003 Continuing Psychological Education Credit.

(1) Continuing psychological education credit will be granted for:

(a) through (k) No change.

(l) Publishing in the field of psychology (research, peer-reviewed articles, books, book chapters, textbooks or editor or co-editor of peer reviewed journals); a maximum of ten (10) continuing psychological education credits will be granted per publication per renewal period, not to exceed thirty (30) continuing psychological education credits per renewal period;

(m) Performance of Pro Bono Services – A licensee may receive up to six (6) hours per biennium of continuing education credit through the performance of pro bono services to the indigent as provided in Section 456.013(9), F.S., or to underserved populations, or in areas of critical need within the state where the licensee practices. In order to receive credit under this rule, licensees must make a written request to the Board and receive approval prior to performing pro bono services in advance. One (1) hour credit shall be given for each two (2) hours worked. In the written request, licensees shall disclose the type, nature and extent of services to be rendered, the facility where the services will be rendered, the number of patients expected to be serviced, and a statement indicating that the patients to be served are indigent. If the licensee intends to provide services in underserved or critical need areas, the written request shall provide a brief explanation as to those facts.

(2) through (5) No change.

Rulemaking Authority 456.013(7), (9), 490.004(4), 490.0085(4) FS. Law Implemented 456.013(7), 490.007(2), 490.0085(1), (3) FS. History—New 1-28-93, Amended 7-14-93, Formerly 21U-13.0042, Amended 6-14-94, Formerly 61F13-13.0042, Amended 2-8-96, 11-18-96, Formerly 59AA-13.003, Amended 1-10-01, 8-5-01, 5-21-02, 6-3-04, 1-2-06, 12-31-06, 2-24-08, 5-26-08, 1-7-09, 11-8-10, 3-18-14, .

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 21, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: May 16, 2017

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-14.092 Textbook Affordability

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. 43 No. 139, July 19, 2017 issue of the Florida Administrative Register.

6A-14.092 Textbook Affordability.

Pursuant to Section 1004.085, F.S., institutions within the Florida College System through the Chief Academic Officer or designee(s) shall:

(1) Adopt textbooks and instructional materials no later than seventy-five (75) days prior to the first day of classes for 95% of sections. No later than seventy-five (75) days prior to the first day of classes, colleges shall share a list of adopted textbooks and instructional materials with bookstores to allow sufficient lead time to bookstores to work with publishers so as to confirm availability of the requested materials and to ensure maximum availability of used books. Where courses are added after this seventy-five (75) day deadline, textbooks for such courses shall be adopted as soon as is feasible to ensure sufficient lead time. ~~Academic departments shall notify the bookstore of required and recommended textbooks and instructional materials no later than sixty (60) days prior to the first day of classes for 95% of course sections.~~

(2) through (5) No change.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.125: Behavior Analysis Services

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. 43 No. 109, June 6, 2017 issue of the Florida Administrative Register.

There are no changes to the rule text.

The following changes have been made to the the Florida Medicaid Behavior Analysis Services Coverage Policy:

Sections 1.0 through 2.0, No change.

Section 3.0 Eligible Provider.

Subsection 3.1, General Criteria, No change.

Subsection 3.2, Who Can Provide, the fourth bullet relating to Behavior assistants has been updated.

Sections 4.0 through 6.0, No change.

Section 7.0 Authorization.

Subsection 7.1, General Criteria, No change.

Subsection 7.2, Specific Criteria.

The last paragraph now reads: The QIO uses the review criteria specified in section 9.0 for the first level review. For more information on how the QIO uses the criteria in the review process, please refer to Florida Medicaid's General Policies on authorization requirements.

Section 8.0, No change.

Section 9.0 Appendix.

Review Criteria for Behavior Analysis Services - all footnotes, references, citations, and tables have been removed; information relating to the review process has been included.

The policy changes may be found on the Agency for Health Care Administration's Web site at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

The contact person for Rule 59G-4.125, F.A.C. is: Devon Tran, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4245, e-mail: Devon.Tran@ahca.myflorida.com.

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-4.010: Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On August 17, 2017 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Chaplins Calabash located in St. Petersburg. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within a nearby

establishment under a different ownership for use by customers only.

The Petition for this variance was published on August 18, 2017 in Vol. 43, No. 161, F.A.R. The Order for this Petition was signed and approved on August 25, 2017. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Abraham's Furniture Galore at 2309 Central Ave N, St. Petersburg, FL 33713, are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Chaplins Calabash (Cory Chaplin) and/or Abraham's Furniture Galore (Abraham Reid) changes, an updated signed agreement for use of the bathroom facilities will be required immediately.

A copy of the Order or additional information may be obtained by contacting Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On August 17, 2017 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7) Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code from Big C's BBQ located in St. Petersburg. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within a nearby establishment under a different ownership for use by customers only.

The Petition for this variance was published on August 18, 2017 in Vol. 43, No. 161, F.A.R. The Order for this Petition was signed and approved on date August 25, 2017. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring

the bathrooms located within Campbell Park Community Church at 1039 9th St South, St. Petersburg, FL 33705, are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Big C's BBQ (Cassandra Jenkins) and/or Campbell Park Community Church (Campbell Park Community Church Inc.) changes, an updated signed agreement for use of the bathroom facilities will be required immediately.

A copy of the Order or additional information may be obtained by contacting Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On August 7, 2017 the Division of Hotels and Restaurants received a Petition for a Routine Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Fernandez & Son Corporation located in Hialeah. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Petition for this variance was published August 8, 2017 in Vol. 43, No. 153, F.A.R. The Order for this Petition was signed and approved on August 25, 2017. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated

for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting Daisy.Aleman@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-555.360: Cross-Connection Control for Public Water Systems

NOTICE IS HEREBY GIVEN that on August 9, 2017, the Department of Environmental Protection received a petition for waiver from Petitioner, Photonico, LLC. The petition requested a waiver from paragraph 62-555.360(2)(a), F.A.C., which requires that each community water system (CWS) establish and implement a cross-connection control program utilizing backflow protection at or for service connections in order to protect the CWS from contamination caused by cross-connections on customers' premises. The property is located 10935 SE 177th Place, #305, Summerfield, Florida 34491; OGC No. 17-0953.

A copy of the Petition for Variance or Waiver may be obtained by contacting Nathan Hess, Department of Environmental Protection, Central District Office, 3319 Maguire Blvd, Suite 232, Orlando, Florida 33803-3767, (407)897-4140, Nathan.Hess@dep.state.fl.us, during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays. Written comments must be received by the Department of Environmental Protection no later than 14 days from the date of publication of this notice.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Ralph Webb, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Christy Moore, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine, received a petition for variance or waiver filed by Craig Tushaus, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Kimberly Sands-Kahn, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Jeffery Kinnard, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine, received a petition for variance or waiver filed by William Haney, DC, regarding the requirement of Rule 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine, received a petition for variance or waiver filed by Brittany Davis, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Amy Tirpak, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Tamika Long, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by David Levy, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 23, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Alex Morgan, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 22, 2017, the Board of Chiropractic Medicine, received a petition for variance or waiver filed by Eric Sampson, DC, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

NOTICE IS HEREBY GIVEN that on August 22, 2017, the Board of Chiropractic Medicine received a petition for variance or waiver filed by Kenneth Roesch, regarding the requirement of subsection 64B2-13.004(3), F.A.C., which specifies the required criteria for online continuing education courses. Petitioner desires to take an online course which does not satisfy the criteria. Comments on this petition should be filed with the, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin C07, Tallahassee, FL 32399-3255, (850)488-0595, email Anthony.Spivey@flhealth.gov, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, at the above address.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-11.004: Food Protection

The Department of Health hereby gives notice:

On August 24, 2017, the Department of Health issued an order in response to a petition for a variance filed on July 18, 2016, by Sonny Stelmacki, representing Lee County School District School District of Lee County, regarding the "Time as a Public Health Control". Petitioner sought a variance from subsections 64E-11.004(1), (2), & (3), Florida Administrative Code, which state: (1) Food while being transported, stored, prepared, displayed, served or sold at a food service establishment shall be protected from dust, flies, rodents or other vermin, toxic materials, unclean equipment and utensils, unnecessary handling, coughs and sneezes, flooding by sewage, overhead leakage and all other sources of contamination. Different types of raw animal products such as beef, fish, lamb, pork or poultry shall be separated during storage and processing by use of different containers, partitions, shelves, or by cleaning and sanitizing the equipment between product use. Raw food products shall be physically separated from ready-to-eat food products during display or storage by storing the raw products below ready-to-eat food products or using other approved methods.

(2) Perishable food shall be stored at such temperatures as will protect against spoilage. All potentially hazardous food shall be kept at safe temperatures, 41 degrees Fahrenheit or below and 140 degrees Fahrenheit or above, except during necessary periods of preparation and service.

(3) Potentially hazardous foods which are to be served without further cooking, such as ham salad, chicken salad, egg salad, shrimp salad, lobster salad, tuna salad, potato salad and other mixed foods containing potentially hazardous ingredients or dressings shall be prepared from chilled products with a minimum of manual contact. The surfaces of containers and the utensils used for preparation and subsequent storage shall have been effectively cleaned and sanitized immediately prior to use. Potentially hazardous food requiring refrigeration after preparation shall be rapidly cooled to an internal temperature of 41 degrees Fahrenheit or below. The cooling period shall not exceed four hours. Potentially hazardous foods of large volume or prepared in large quantities shall be rapidly cooled, utilizing one or more of the following.... Notice of the petition was published in the July 22, 2016, edition of the Florida Administrative Register.

The Department found that the Petitioner demonstrated that the underlying intent of the statute could be achieved by alternative means and that strict application of the rules would create a substantial hardship in the Petitioner's particular circumstance. Therefore, pursuant to the requirements of section 120.542(2), Florida Statutes, the Department GRANTED Petitioner's request for a variance.

A copy of the Order or additional information may be obtained by contacting Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A02, Tallahassee, Florida 32399-1703.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Cultural Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 28, 2017, 9:00 a.m. until conclusion

PLACE: Teleconference; dial: 1(888)670-3525, then participant code: 6583652830#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and score grant applications for the 2018-2019 Artist Projects grants under the General Program Support and Specific Cultural Project Grant Programs.

A copy of the agenda may be obtained by contacting: the Division of Cultural Affairs at (850)245-6470 or by visiting our website: www.florida-arts.org/calendar.

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 rachelle.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: Hillary Crawford, (850)245-6462, hillary.crawford@dos.myflorida.com.

DEPARTMENT OF EDUCATION

State Board of Education

The Blind Services Foundation announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 6, 2017, 3:00 p.m. – 5:00 p.m. (or before if business concludes earlier)

PLACE: Teleconference number: 1(888)670-3525, participant

code: 1242528392#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting: The Division of Blind Services, 325 West Gaines Street, Turlington Building, Room 1114, Tallahassee, FL 32399, (850)245-0329, email: Selena.Sickler@dbs.fldoe.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: The Division of Blind Services, 325 West Gaines Street, Turlington Building, Room 1114, Tallahassee, FL 32399, (850)245-0329, email: Selena.Sickler@dbs.fldoe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Division of Blind Services, 325 West Gaines Street, Turlington Building, Room 1114, Tallahassee, FL 32399, (850)245-0329, email: Selena.Sickler@dbs.fldoe.org.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces its Internal Affairs Meeting, to which all interested persons are invited.

DATE AND TIME: Thursday, September 7, 2017, immediately following the Commission Conference which commences at 9:30 a.m. in Joseph P. Cresse Hearing Room 148

PLACE: Room 105, Gerald L. Gunter Building, 2540 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters affecting Commission operations. Internal Affairs Agendas and FPSC contact information is available at www.floridapsc.com.

ADA: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 (TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

EMERGENCY CANCELLATION OF MEETING: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission's website (www.floridapsc.com) under the Hot Topics link on the home page. Cancellation can also be confirmed by calling the Office of Commission Clerk at (850)413-6770.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a public workshop in the following undocketed matter to which all persons are invited.

DATE AND TIME: September 12, 2017, 1:30 p.m.

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Undocketed – In Re: Review of Ten-Year Site Plans of Electric Utilities. The purpose of this workshop is to afford an opportunity for discussion and public comment on the ten-year site plans submitted by Florida’s electric utilities and on related issues. In addition, the Florida Reliability Coordinating Council will present the 2017 Florida Regional Load and Resource Plan, discuss fuel reliability, planned renewables projects, and physical security of infrastructure in Florida.

A copy of the agenda may be obtained by contacting: The Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the workshop at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

EMERGENCY CANCELLATION OF MEETING: If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission’s website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at 850-413-6199.

For additional information, please contact: Orlando Wooten, Engineering Specialist, Division of Engineering, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850 or (850)413-6686.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces its regularly scheduled Commission Conference, to which all interested persons are invited.

DATE AND TIME: Thursday, September 7, 2017, 9:30 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To

consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S. Persons who may be affected by Commission action on certain items on the Conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C. The Commission Conference Notice, Agenda, related documents, and FPSC contact information are available at www.floridapsc.com.

ADA: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 (TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

EMERGENCY CANCELLATION OF CONFERENCE: If a named storm or other disaster requires cancellation of the Conference, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission’s website (www.floridapsc.com) under the Hot Topics link on the home page. Cancellation can also be confirmed by calling the Office of Commission Clerk at (850)413-6770.

COMMISSION ON ETHICS

The Commission on Ethics announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 8, 2017, 8:30 a.m.

PLACE: First District Court of Appeal, 3rd Floor Courtroom, 2000 Drayton Drive, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: www.ethics.state.fl.us or (850)488-7864.

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: (850)488-7864. 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.

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 14, 2017, 10 a.m. ET.

PLACE: Call (888)670-3525, and when prompted enter pass code 1760507820, followed by the # key.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Commission to vote on the disposition of cases pending before it for decision.

A copy of the agenda may be obtained by contacting: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com.

ACCESS POINT: The FCHR office at 4075 Esplanade Way, Room 110, Tallahassee, FL 32399, will serve as an access point for this meeting. Interested persons wishing to attend this meeting may also do so by appearing in person at this designated access point, at which location telephonic access to the meeting will be provided.

For more information, you may contact: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

The Division of Medical Quality Assurance announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 6, 2017, 6:00 p.m. ET

PLACE: Toll-free number 1(888)670-3525, participant passcode 9303908006

GENERAL SUBJECT MATTER TO BE CONSIDERED: Members of the Boards of Dentistry, Medicine, Nursing, Osteopathic Medicine, and Pharmacy will hold a planning discussion for an upcoming Multidisciplinary Board Fact Finding Workgroup on Controlled Substances meeting.

A copy of the agenda may be obtained at <http://floridasnursing.gov/meeting-information/> or any other listed board website.

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 Division of Medical Quality Assurance. 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 Joe Baker, MQA, 4052 Bald Cypress Way, Tallahassee, FL 32399, (850)245-4158.

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

The Board of Chiropractic Medicine announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 25, 2017, 12:15 p.m.

PLACE: Phone number 1(888)670-3525, participant code 7342425515

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business, to include licensure.

A copy of the agenda may be obtained at <http://floridaschiropracticmedicine.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 the Board of Chiropractic Medicine. 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 Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

The Board of Clinical Laboratory Personnel announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 22, 2017, 9:00 a.m.

PLACE: Phone number 1(888)670-3525; participant code 7342425515

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business, to include licensure.

A copy of the agenda may be obtained at <http://floridasclinallabs.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 the Board of Clinical Laboratory Personnel. 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 Anthony.Spivey@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine – Full Board Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: UPDATE - CANCELLED Wednesday, August 30, 2017, 2:00 p.m.

PLACE: Telephone conference: 1(888)670-3525, participation code: 125 528 7056

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General business of the Board. Meetings may be cancelled prior to the meeting date. Please check the Board website at www.FLBoardofMedicine.gov for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information. This August 30 meeting has been cancelled and will be rescheduled in early September.

A copy of the agenda may be obtained by contacting Rebecca Hewett, Rebecca.Hewett@flhealth.gov, (850)245-4137.

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: Rebecca Hewett, Rebecca.Hewett@flhealth.gov, (850)245-4137. 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 Rebecca Hewett, Rebecca.Hewett@flhealth.gov, (850)245-4137.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

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

DATE AND TIME: September 15, 2017, 9:00 a.m.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Lake Mary, Florida 32746

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General board business, to include licensure and discipline.

A copy of the agenda may be obtained by contacting: <http://floridaspodiatricmedicine.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 the Board of Podiatric Medicine: . 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 Anthony.Spivey@flhealth.gov.

Moffitt Cancer Center & Research Institute

The Florida Cancer Control & Research Advisory Council (CCRAB) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 29, 2017, 10:00 a.m. Eastern

PLACE: H. Lee Moffitt Cancer Center & Research Institute, c/o Stabile Research Building, 12902 Magnolia Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A CCRAB General Membership Meeting.

To Join by Phone dial: 1(800)206-6032; participant code: 7451520#

A copy of the agenda may be obtained by contacting: Bobbie.McKee@Moffitt.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 2 days before the workshop/meeting by contacting Moffitt Cancer Center & Research Institute. 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 Bobbie.McKee@Moffitt.org.

Justice Administrative Commission

The Justice Administrative Commission announces a public meeting to which all persons are invited.

DATE AND TIME: September 12, 2017, 10:00 a.m. ET

PLACE: Justice Administrative Commission, Commission Meeting Room, City Centre Building, Suite 2100, 227 North Bronough Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting Barbara Siplin, (850)488-2415, ext. 225, Barbara.Siplin@justiceadmin.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting Barbara Siplin, (850)488-2415, ext. 225, Barbara.Siplin@justiceadmin.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Florida Workers' Compensation Joint Underwriting Association, Inc.

The FWCJUA Annual Membership Meeting followed by a Board of Governors Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: September 13, 2017, 10:00 a.m. (Central Time)

PLACE: Hyatt Place Pensacola Airport, 161 Airport Lane, Pensacola, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Agenda topics may include a 2016 overview with Q&A; approval of minutes; legal, legislative & regulatory matters; election of vice chair & officers; Operations Manual; review of rates, rating plans & policy forms and associated matters to include application forms; Subplan D; commutation matters; operations & financial reports; and committee reports on Audit Committee Charter procedures checklist; financial auditor engagement; investment marketplace update; portfolio compliance review; investment policy & guidelines review; investment manager engagement; 2018 reinsurance program; reinsurer financial strength ratings; reinsurance intermediary engagement; premium level indication; actuarial services engagement; policyholder dividend policy; preliminary 2018 Business Plan & Forecast; collection services engagement; service provider audit results; disaster recovery matters; records management matters; and Agency revocation appeal outcome.

A copy of the agenda may be obtained by contacting Kathy Coyne at (941)378-7408, or at www.fwcjua.com.

QCAusa

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

DATE AND TIME: September 28, 2017, 5:30 p.m. – 7:30 p.m., Open House; Presentations, N/A; Informal Open House

PLACE: Camp Challenge, 31600 Camp Challenge Road, Sorrento, Florida 32776

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Management No.: 238275-7-52-01. Project Description: Wekiva Parkway Section 6 Design-Build Project.

This project will build nearly 6 miles of limited access toll road largely along the existing State Road (S.R.) 46 corridor from State Road (S.R.) 429 to just west of Longwood-Markham Road. There will also be a non-tolled, service road for local travel, a new bridge over the Wekiva River, as well as several wildlife bridges to allow animals to pass safely between the Seminole State Forest and Rock Springs Run State Reserve. A multi-use trail will be included along this section. Work will include bridges, connector roads between remaining sections of County Road (C.R.) 46A and State Road (S.R.) 46, roadway widening, drainage, lighting, utilities and other roadway features.

A flyer will be distributed at the meeting.

A copy of the agenda may be obtained by contacting: Mary Brooks, Public Information Officer at (407)694-5505 or via email at info@wekivaparkway.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: Mary Brooks, Public Information Officer, (407)694-5505, info@wekivaparkway.com.

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 Jennifer Smith, FDOT District Five Title VI Coordinator, (386)943-5367, Jennifer.Smith2@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: Kevin Moss, the FDOT Section 6 Project Manager, at (386)943-5255 or via email at kevin.moss@dot.state.fl.us. You also may log onto the project website at www.wekivaparkway.com and follow the project on Facebook and Twitter.

Infinite Source Communications Group, LLC

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

DATE AND TIME: September 7, 2017, 5:30 p.m.

PLACE: Indian River State College Chastain Campus, Wolf High-Technology Center, Susan H. Johnson Auditorium, 2400 SE Salerno Road, Stuart, Florida 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation, District Four will be hosting a Public Hearing for the reconstruction of SR 76 (Kanner Highway) from south of CR 711 (Pratt Whitney Road) to SW Jack James Drive in Martin County. The purpose of this project is to widen and reconstruct Kanner Highway (SR 76) from the existing two lane roadway to a four lane roadway with

a median. A roundabout will be constructed at the intersection of Kanner Highway and Pratt Whitney Road. (Financial Project ID Number: 422641-2). The Public Hearing will begin as an open house at 5:30 p.m. followed by a formal presentation at 6:30 p.m.

A copy of the agenda may be obtained by contacting: Ms. Betsy Jeffers, PE, Project Manager, Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4061; toll-free: 1(866)336-8435, ext. 4061; email: betsy.jeffers@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Betsy Jeffers, PE, Project Manager, Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4061; toll-free: 1(866)336-8435, ext. 4061; email: betsy.jeffers@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: Ms. Betsy Jeffers, PE, Project Manager, Florida Department of Transportation District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4061; toll-free: 1(866)336-8435, ext. 4061; email: betsy.jeffers@dot.state.fl.us.

TranSystems

The Florida Department of Transportation (FDOT) District 5 announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, October 17, 2016, 8:30 a.m. – 3:00 p.m. Eastern Time (ET)

PLACE: Florida Department of Transportation, Orlando Urban Office, 133 South Semoran Boulevard, Orlando, Florida 32807, Lake Apopka Conference Rooms A & B

GENERAL SUBJECT MATTER TO BE CONSIDERED: FDOT District 5 5310/5311/5339 Grant Workshop. Registration begins at 8:30 a.m.; Morning Session begins at 9:00 a.m.; Meet with Vendors from 12:00 Noon – 1:30 p.m.; Afternoon Session resumes at 1:30 p.m.; Workshop Concludes at 3:00 p.m.

A copy of the agenda may be obtained by contacting Matt McIntosh - mjmcintosh@transystems.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: Jennifer Smith - District 5 Title VI Coordinator, Jennifer.Smith@dot.state.fl.us, (386)943-5367. 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 Matt McIntosh, mjmcintosh@transystems.com.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

Board of Massage Therapy

Notice is hereby given that the Board Massage Therapy has received a Petition for Declaratory Statement filed by Angelique Vanover, on August 22, 2017. The Petitioner seeks a Declaratory Statement from the Board as to whether CBD hemp oil can be used in the practice of massage therapy in Florida. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin C06, Tallahassee, Florida 32399-3256, Kama.Monroe@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Nursing

Notice is hereby given that the Board of Nursing has received a Petition for Declaratory Statement filed by Daniel Sforza, on August 22, 2017. The Petitioner seeks a Declaratory Statement from the Board with regard to whether it is within the scope of practice of a registered nurse, educated and experienced in gastroenterology nursing and endoscopy, to have an expanded procedural role under the direct supervision of a physician endoscopist in the placement of a Percutaneous Endoscopic Gastrostomy Tube (PEG tube). Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice. A copy of the Petition for Declaratory Statement may be obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399, info@floridasnursing.gov, or by telephone at (850)245-4125.

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

AULD & WHITE CONSTRUCTORS, LLC
NOTICE TO SUBCONTRACTORS AND SUPPLIERS
FLORIDA SCHOOL FOR THE DEAF AND THE BLIND –
GORE HALL RENOVATION REQUEST FOR BIDS
NOTICE IS HEREBY GIVEN that Auld & White Constructors, LLC, in conjunction with the Florida School for the Deaf and the Blind (FSDB), will be accepting sealed proposals, which will be received until 2:00 p.m., September 25, 2017, at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216, or at FSDB, Attention: Charles Meyers, Contract Administrator, Building #28, Purchasing Department, 207 North San Marco Ave., St. Augustine, Florida 32084, between the hours of 10:00 a.m. – 1:59 p.m. for the referenced project. Bids shall be opened publicly at the campus of the Florida School for the Deaf and the Blind, 207 San Marco Ave., Moore Hall Building, Room 126 St. Augustine, Florida 32084 at 3:30 p.m.
SCOPE DESCRIPTION: Gore Hall is a 25,000 SF existing 2-story K-5th grade classroom building built in the 1960's. The current plan is to completely gut the building, expand the footprint at the exterior walls on the ground floor growing the total existing building square footage to 27,500 SF and completely renovate the interior for new classrooms and

support space including all new MEP and infrastructure. The scope also includes a 5,000 SF Early Learning Center Addition. Site improvements and utility work are included as well as all major construction trades including but not limited to concrete footings and slabs, helical pile foundations, masonry, carpentry and millwork, roofing and waterproofing, glass and glazing systems interior/exterior with integral sunshades, doors, frames and hardware, drywall and framing, acoustical ceilings, flooring, painting, toilet partitions and accessories, classroom accessories, window treatments, all mechanical, electrical, plumbing and fire protection trades (MEPF). Elevator refurbishment is anticipated as well.

Interested Bidders are required to notify Auld & White Constructors, LLC, of their Intent to Bid, in writing, no later than Wednesday, September 13, 2017. Interested Bidders who fail to notify Auld & White Constructors, LLC, of their intent to bid by the date referenced above MAY NOT be permitted to bid. Bid drawings and specifications will be available on Auld & White Constructors, LLC's website (www.auld-white.com), on August 25, 2017. All interested bidders shall submit their Notice of Intent to Elizabeth Wilcox by email at awcestimating@auld-white.com.

Florida School for the Deaf and the Blind and Auld & White Constructors, LLC are committed to provide equal opportunity and strongly encourage all interested M/WBE and small business firms and suppliers to submit bids.

Auld & White Constructors, LLC reserves the right to reject any and all bids that are not in compliance with the Bid Form, associated Bid Packages, Bid Drawings & Specifications and Addendums. The Bidding process and Subcontractor & Supplier selection will be in accordance with the Florida School of the Deaf and the Blind procurement requirements.

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8:00 a.m., Monday, August 21, 2017 and 3:00 p.m., Friday, August 25, 2017. An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
1S-9.001	8/25/2017	9/14/2017

61-5.003	8/21/2017	9/10/2017
61-5.005	8/21/2017	9/10/2017
64B3-6.002	8/24/2017	9/13/2017
64B5-15.017	8/23/2017	9/12/2017
64B5-15.018	8/23/2017	9/12/2017
64B5-15.019	8/23/2017	9/12/2017
64B9-4.004	8/25/2017	9/14/2017
64B9-4.010	8/25/2017	9/14/2017
64B9-7.001	8/25/2017	9/14/2017
64B9-8.003	8/25/2017	9/14/2017
64B15-14.007	8/21/2017	9/10/2017
65DER17-1	8/24/2017	8/25/2017
68A-15.061	8/25/2017	9/14/2017
68A-15.063	8/25/2017	9/14/2017
68A-15.064	8/25/2017	9/14/2017
68A-15.065	8/25/2017	9/14/2017
68A-17.005	8/25/2017	9/14/2017
69B-251.001	8/25/2017	9/14/2017
69B-251.002	8/25/2017	9/14/2017
69B-251.003	8/25/2017	9/14/2017
69B-251.020	8/25/2017	9/14/2017

**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
40C-2.101	8/2/2017	**/**/****
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.100	12/19/2016	**/**/****
69L-7.501	12/19/2016	**/**/****

EXEMPTIONS

The Agency for Health Care Administration approved the following exemptions on August 24, 2017 pursuant to Section 408.036(3), Florida Statutes:

ID # E170021 District: 11-1 (Miami-Dade County)
Facility/Project: Regents Park at Aventura
Applicant: Regents Park at Aventura, Inc.
Project Description: Add 18 community nursing home beds
Proposed Project Cost: \$2,688,062

ID # E170022 District: 7-2 (Orange County)
Facility/Project: Conway Lakes Health and Rehabilitation Center
Applicant: Conway Lakes NC, LLC
Project Description: Add 20 community nursing home beds
Proposed Project Cost: \$6,000,000

ID # E170023 District: 6-5 (Polk County)
Facility/Project: Spring Lake Rehabilitation Center
Applicant: Spring Lake NC, LLC
Project Description: Add 12 community nursing home beds
Proposed Project Cost: \$4,500,000

ID # E170024 District: 5-2 (Pinellas County)
Facility/Project: Belleair Health Care Center
Applicant: Belleair East HCC, LLC
Project Description: Add 12 community nursing home beds
Proposed Project Cost: \$6,000,000

**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.