

## Section I

### Notice of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Florida Forest Service**

|            |  |
|------------|--|
| RULE NOS.: | RULE TITLES:                                       |
| 5I-5.001   | Purpose  |
| 5I-5.002   | Definitions  |
| 5I-5.003   | Use of Plant A Tree Trust Fund Monies              |
| 5I-5.004   | Grant Application Process                          |
| 5I-5.005   | Reviewing and Processing of Grants                 |
| 5I-5.006   | Maintenance of Grant Award Projects                |
| 5I-5.007   | Prioritization of Grant Applications               |
| 5I-5.008   | Award of Grants                                    |
| 5I-5.009   | Execution of Agreements and Documents              |
| 5I-5.010   | Review of Projects in Progress and Upon Completion |

**PURPOSE AND EFFECT:** The purpose and effect is to provide guidance to the public and to the Florida Forest Service staff regarding tree planting and tree enhancement programs. This rule was created for the Plant a Tree Trust Fund in 1993 and last updated in 1995. Many of the provisions are obsolete and need to be updated to increase efficiency.

**SUBJECT AREA TO BE ADDRESSED:** Florida Forest Service Tree Planting and Other Applicable Practices.

**RULEMAKING AUTHORITY:** 570.07(23), 589.0277(3), FS.

**LAW IMPLEMENTED:** 589.277, 589.30, 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:** Steve Bohl, 3125 Conner Blvd., Tallahassee, FL 32399-1650, (850)681-5871.

**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-25.009 | Scope of Vocational Rehabilitation Services |

**PURPOSE AND EFFECT:** To consolidate three Division of Vocational Rehabilitation rules that cover similar topics. The topics of informed choice and comparable services and benefits (Rules 6A-25.003 and 6A-25.010, F.A.C.) will now be

contained in the more general rule describing the scope of rehabilitation services (Rule 6A-25.009, F.A.C.). Rules 6A-25.003 and 6A-25.010, F.A.C., will be proposed for repeal.

**SUBJECT AREA TO BE ADDRESSED:** The consolidated language discusses the principal of informed choice as defined in the vocational rehabilitation program and the requirements that clients utilize comparable services and benefits when seeking services from the Division of Vocational Rehabilitation.

**RULEMAKING AUTHORITY:** 413.22, FS.

**LAW IMPLEMENTED:** 413.24, 413.28, 413.30, 413.32, 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:** Julia Kates, Chief, Bureau of Program Development and Assistance, 4070 Esplanade Way, 2nd Floor, Tallahassee, Florida 32399-7016, (850)245-3338, Fax: (850)245-3394. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or e-mail [cathy.schroeder@fldoe.org](mailto: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>.

## Section II

### Proposed Rules

**DEPARTMENT OF HEALTH**

**Board of Respiratory Care**

|             |                         |
|-------------|-------------------------|
| RULE NO.:   | RULE TITLE:             |
| 64B32-5.001 | Disciplinary Guidelines |

**PURPOSE AND EFFECT:** The Board proposes the development to review and update the rule language.

**SUMMARY:** Clarifies rule and adds range of penalties for disciplinary violations.

**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: 456.079, 468.365(4) FS.

LAW IMPLEMENTED: 456.072, 468.365 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 Respiratory Care, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-0797.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B32-5.001 Disciplinary Guidelines.

(1) The Board may impose disciplinary penalties upon a determination that an applicant or licensee:

(a) Has violated any provision of Chapter 468, Part V, F.S., or any rules promulgated thereunder;

(b) Has violated any provision of Chapter 456, F.S., or any rules promulgated thereunder;

Section 456.0635, F.S., outlines specific offenses for which the Board is prohibited from issuing or renewing a license, certificate, or registration to any applicant if the candidate has been convicted of, pled nolo contendere, or guilty to, regardless of adjudication, a felony under Chapter 409, Chapter 817, Chapter 893, 21 U.S.C. ss. 801-970, or 42 U.S.C. ss 1395-1396, unless the sentence and any subsequent period of probation for such conviction or pleas ended more than 15 years prior to the date of the application.

(c) Has committed an act defined as “unprofessional conduct” in this rule chapter; or

~~(d) Has violated the Code of Ethics set forth in this rule chapter.~~

(2) No change.

(3) Violations and Range of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to Sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the severity and repetition of the violations as set forth below. The mitigating or aggravating circumstances used to justify any deviation from the specified guidelines must be enunciated in the final order. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included. For applicants, any and all offenses listed herein are sufficient for refusal to certify an application for licensure. In addition to the penalty imposed, pursuant to section 456.072(4), F.S., the Board shall recover the costs of the investigation and prosecution of the case. Additionally, if the Board makes a finding of pecuniary benefit or self-gain related to the violation, then the Board shall require refund of fees billed and collected from the patient or a third party on behalf of the patient.

(a) through (ii) No change.

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| <u>(jj) Willfully failing to comply with s. 627.64194 or s. 641.513 with such frequency as to indicate a general business practice.</u> | <u>First Offense</u> | <u>From refund of fees billed and a minimum of one year probation with conditions, to two years suspension and an administrative fine from \$500 to \$3,000.</u> |
|---|----------------------|--|

|                                       |                       |  |
|---------------------------------------|-----------------------|--|
| <u>(Section 456.072(1)(oo), F.S.)</u> | <u>Second Offense</u> | <u>From refund of fees billed and two years probation with conditions to revocation and a fine from \$2,000 to \$10,000.</u> |
|---------------------------------------|-----------------------|--|

|  |                      |  |
|--|----------------------|--|
|  | <u>Third Offense</u> | <u>Refund of fees billed, revocation with no ability to reapply and a fine from \$3,000 to \$10,000.</u> |
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However, if the offense is for fraud, the fine is increased to \$10,000 per count or offense.

(4) through (6) No change.

Rulemaking Authority 456.079, 468.365(4) FS. Law Implemented 456.072, 468.365 FS. History—New 4-29-85, Formerly 21M-37.01, 21M-37.001, Amended 1-3-94, Formerly 61F6-37.001, 59R-74.001, 64B8-74.001, Amended 5-5-02, 12-5-04, 5-15-05, 2-23-06, 3-29-07, 5-4-10, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Respiratory Care  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Board of Respiratory Care  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: February 10, 2017  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAR: November 2, 2016

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: 69O-128.025  
RULE TITLE: Confidentiality of Personal Financial and Health Information Pursuant to Section 624.23, F.S.

PURPOSE AND EFFECT: This rule defines “personal financial and health information” as used in Section 624.23, F. S.

SUMMARY: The rule is being repealed because it is inconsistent with the definition provided in the statute.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 624.308(1), FS.

LAW IMPLEMENTED: 624.23, 624.307(1), FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Monica Ross, Office of Insurance Regulation, E-mail: monica.ross@flor.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). THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Monica Ross, Office of Insurance Regulation, E-mail: monica.ross@flor.com.

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

69O-128.025 Confidentiality of Personal Financial and Health Information Pursuant to Section 624.23, F.S. Rulemaking Authority 624.308(1) FS. Law Implemented 624.23, 624.307(1) FS. History–New 10-21-02, Formerly 4-128.02, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Monica Ross, Office of Insurance Regulation, E-mail monica.ross@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: 69O-141.003  
RULE TITLE: Plan of Correction

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the

rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 624.308, FS.

LAW IMPLEMENTED: 624.424, 624.307(1), 624.610, 624.80, 624.81, 625.012, 625.172, 625.302, 625.330, 625.332, 625.338, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-141.003 Plan of Correction.

(1) thru (3) No change.

(4) Any reports submitted to the Office pursuant to any approved corrective plan shall be electronically filed at <http://www.flor.com/iportal> ~~addressed to the Bureau of Administrative Services within the Office of Insurance Regulation~~ unless otherwise indicated through a consent order. All other reports required by statute or rule shall be submitted in the manner required by such statute or rule, regardless of whether the insurer is in administrative supervision.

(5) Any notice, request, or other communication received by an insurer while in administrative supervision from any person acting for the Office, but not responsible for the administrative supervision, ~~employed by the Bureau of Administrative Services~~, shall be reported to the person in the office responsible for the administrative supervision ~~Bureau of Administrative Services~~ by the insurer within five (5) days of receipt.

Rulemaking Authority 624.308 FS. Law Implemented 624.307(1), 624.424, 624.610, 624.80, 624.81, 625.012, 625.172, 625.302, 625.330, 625.332, 625.338 FS. History–New 1-30-91, Formerly 4-93.003, Amended 5-5-92, Formerly 4-141.003, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 22, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: RULE TITLE:

690-170.007 Annual Rate Filings

PURPOSE AND EFFECT: This rule revision updates the rule to reflect electronic filing process.

SUMMARY: The rule indicates how forms and filings are to be made to the Office. This rule revision updates the rule to reflect the electronic filing process.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 624.308, 624.424(1)(c), FS.

LAW IMPLEMENTED: 624.307, 624.418(2), 624.4211, 624.424(1)(c), 627.021`, 626.052, 627.0645, 627.0651, 627.221, 627.301, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017 at 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Sandra Starnes, Office of Insurance Regulation, E-mail Sandra.starnes@flor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sandra Starnes, Office of Insurance Regulation, E-mail: Sandra.starnes@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-170.007 Annual Rate Filings.

(1)(a)thru (c) No change.

(d) For purposes of identifying filings submitted to the Office, a line of business shall be identified by one of the following, although additional identification may be used as needed:

1. Commercial Automobile;

12. Commercial Multiple Peril Policy (with indivisible premium);

23. Dwelling Fire and Liability;

34. Homeowners;

45. Mobile Homeowners;

56. Motor Home and Motorcycle;

67. Personal Inland Marine;

78. Personal Liability; and

89. Private Passenger Automobile.

(2) thru (5) No change.

Rulemaking Specific Authority 624.308, 624.424(1)(c) FS. Law Implemented 624.307, 624.418(2), 624.4211, 624.424(1)(c), 627.021, 627.062, 627.0645, 627.0651, 627.221, 627.301 FS. History–New 12-25-90, Formerly 4-72.007, Amended 1-27-92, 3-9-93, 9-7-93, 12-17-00, Formerly 4-170.009, Amended 9-5-07,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sandra Starnes, Office of Insurance Regulation, E-mail Sandra.starnes@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 22, 2017.

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: RULE TITLE:

69O-171.004 Reports of Information by Products Liability Insurers Required

PURPOSE AND EFFECT: Repeal of the rule due to repeal of the statutory authority or determined to be obsolete or unnecessary.

SUMMARY: This rule was identified for repeal due to repeal of the statutory authority or determined to be obsolete or unnecessary.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 624.308(1), FS.

LAW IMPLEMENTED: 624.307(1), 627.913(1), 627.918(1), FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-171.004 Reports of Information by Products Liability Insurers Required.

Specific Authority 624.308(1) FS. Law Implemented 624.307(1), 627.913(1), 627.918(1) FS. History—New 1-16-83, Amended 7-1-85, Formerly 4-59.04, 4-59.004, 4-171.004, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: 690-176.022  
 RULE TITLE: Mediation of Bodily Injury and Property Damage Claims

PURPOSE AND EFFECT: Repeal of the rule due to repeal of the statutory authority or determined to be obsolete or unnecessary.

SUMMARY: This rule was identified for repeal due to repeal of the statutory authority or determined to be obsolete or unnecessary. The program described in the rule is administered by the Department of Financial Services.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely

to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 624.308(1), 627.745(4), FS.

LAW IMPLEMENTED: 624.307(1), 626.171, 627.745, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-176.022 Mediation of Bodily Injury and Property Damage Claims.

Rulemaking Specific Authority 624.308(1), 627.745(4) FS. Law Implemented 624.307(1), 626.171, 627.745 FS. History—New 3-14-93, Amended 8-6-98, 9-17-01, Formerly 4-176.022, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: RULE TITLE:

69O-185.007 Insurer to Maintain and File Records

PURPOSE AND EFFECT: Repeal of the rule due to repeal of the statutory authority or determined to be obsolete or unnecessary.

SUMMARY: This rule was identified for repeal due to repeal of the statutory authority or determined to be obsolete or unnecessary.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 635.081, FS.

LAW IMPLEMENTED: 635.071(2), FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.com.

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

69O-185.007 Insurer to Maintain and File Records.

Rulemaking Specific Authority 635.081 FS. Law Implemented 635.071(2) FS. History—Repromulgated 12-24-74, Amended 4-17-84, 4-30-86, Formerly 4-2.11, 4-2.011, 4-185.007, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NOS.: RULE TITLES:

69O-187.006 Deficit Assessments and Surplus Funds

69O-187.007 Continuing Requirements Including Filing of Reports and Rates

69O-187.008 Contracts for Excess Insurance

69O-187.009 Termination or Merger of Self-Insurance Trust Fund

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 627.357(3),(6), 624.308(1), FS.

LAW IMPLEMENTED: 624.307(1), 624.424(6), 627.357, 627.4147, 627.4148, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-187.006 Deficit Assessments and Surplus Funds.

(1) through (2) No change.

(3) All filings shall be submitted electronically to <http://www.flor.com/iportal>.

Rulemaking Specific Authority 627.357(6), 624.308(1) FS. Law Implemented 624.307(1), 624.424, 627.357 FS. History—New 10-7-75, Formerly 4-39.05, Amended 5-10-89, Formerly 4-39.005, 4-187.006, Amended

690-187.007 Continuing Requirements Including Filing of Reports and Rates.

(1) The Trustees shall have the accounts and records of the Fund audited annually or at any time as may be required by the Office, such audit to be made by Certified Public Accountants or by authorized representatives of the Office, with the Office reserving the right to prescribe a uniform accounting system to be used by the Fund in order that it may determine the solvency of the Fund. An audit prepared by other than Office personnel shall be a certified audit filed with and received by the Office in Tallahassee within ninety (90) days after the close of the fund year. All filings shall be submitted electronically to <http://www.flor.com/iportal>.

(2) The Trustees shall annually file a report as to financial condition, loss experience, and operational expense of the Fund on Form OIR-342 entitled "Medical Malpractice Self-Insurance Trust Fund Annual Audit". This report shall be due and must be received by the Office within ninety (90) days of the close of the fund year. Form OIR-342, rev. 2/93, is hereby adopted and incorporated by reference. Forms are available at <http://www.flor.com/iportal>. Form OIR 342 may be obtained from and shall be submitted to the Office of Insurance Regulation, Bureau of Property and Casualty Forms and Rates, Larson Building, Tallahassee, Florida 32399-0300.

(3) thru (5) No change.

(6) The Fund shall file with the Office all changes or modifications to documents previously filed with the Office at least thirty (30) days prior to the date of implementation and all changes and modifications shall be subject to Office approval. All filings shall be submitted electronically to <http://www.flor.com/iportal>.

(7) thru (8) No change.

(9) The Trustees shall file quarterly reports as to the financial condition, loss experience and operational expense of the Fund on Form OIR-343, "Medical Malpractice Self-Insurance Trust Fund Quarterly Audit", rev. 2/93, which is hereby adopted and incorporated by reference. This report is due and must be received by the Office within sixty (60) days of the close of the fund quarter. Forms are available at <http://www.flor.com/iportal>. Form OIR 343 may be obtained from and shall be submitted to the Office of Insurance Regulation, Bureau of Property and Casualty Forms and Rates, Larson Building, Tallahassee, FL 32399-0300.

(10) No change.

Rulemaking Specific Authority 624.308(1), 627.357(6) FS. Law Implemented 624.307(1), 624.424, 627.357, 627.4147, 627.4148 FS. History—New 10-7-75, Formerly 4-39.06, Amended 5-10-89, Formerly 4-39.006, Amended 1-18-94, Formerly 4-187.007, Amended

690-187.008 Contracts for Excess Insurance.

Specific excess and aggregate excess insurance may be required as a condition of approval or continuing operation of the Fund. The Fund shall not voluntarily reduce its specific excess or aggregate excess insurance without the prior approval of the Office. The Fund shall notify the Office of any involuntary changes in such coverages as soon as the Fund receives notice of any such change in coverage. The Office may approve the continued operations of the Fund with the reduced coverage taking into consideration the availability of such excess insurance, the financial condition of the Fund and the cost of any such excess insurance. All filings shall be submitted electronically to <http://www.flor.com/iportal>.

Rulemaking Specific Authority 627.357(3), 624.308(1) FS. Law Implemented 624.307(1), 624.424, 627.357 FS. History—New 10-7-



75, Formerly 4-39.07, Amended 5-10-89, Formerly 4-39.007, 4-187.008, Amended \_\_\_\_\_.

69O-187.009 Termination or Merger of Self-Insurance Trust Fund

- (1) No change.
- (2) For a voluntary termination or voluntary merger of the Fund, the Trustees shall:
  - (a) thru (b) No change.
  - (c) No change.
  - 1. through 2. No change.
  - 3. For a merger:

a. The Fund shall submit a request for a Loss Portfolio Transfer ~~All filings shall be submitted electronically to <http://www.floir.com/iportal> on Form OIR-LPT, "Medical Malpractice Self Insurance Trust Fund Application for Loss Portfolio Transfer," rev. 7/93, which is hereby adopted and incorporated by reference. The form may be obtained from and shall be submitted to the Bureau of Property and Casualty Forms and Rates, Division of Insurer Services, Office of Insurance Regulation, Larson Building, Tallahassee, FL 32399-0300.~~

- b. through c. No change.
- (3) No change.

~~Rulemaking Specific~~ Authority 624.308(1), 627.357(6) FS. Law Implemented 624.307(1), 624.424(6), 627.357 FS. History—New 1-18-94, Formerly 4-187.009 Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 23, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

|             |  |
|-------------|--|
| RULE NOS.:  | RULE TITLES:   |
| 69O-188.022 | Filing of the Commercial Self-Insurance Fund Experience Reporting Form |
| 69O-188.023 | Filing of the Annual Statement by Commercial Self-Insurance Funds      |
| 69O-188.024 | Deficiency/Assessment Procedure  |

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic fling process.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 624.308, FS.

LAW IMPLEMENTED: 624.307(1), 624.424, 624.470, 624.474, 624.488, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-188.022 Filing of the Commercial Self-Insurance Fund Experience Reporting Form.

- (1) No change.

(2) Each fund shall, upon filing its initial Form OIR-EX and Form OIR-IA, elect to report on either a policy year or calendar-accident year basis. Thereafter, the reporting shall be on a consistent basis from year to year. Any changes in accounting or actuarial technique used in developing data shall be approved by the Office Department. All filings shall be submitted electronically to <http://www.floir.com/iportal>.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), ~~624.424~~, 624.470, 624.474, 624.488 FS. History–New 12-17-90, Formerly 4-78.022, 4-188.022 Amended\_\_\_\_\_.

690-188.023 Filing of the Annual Statement by Commercial Self-Insurance Funds.

(1) Each commercial self-insurance fund shall submit electronically to <http://www.floir.com/iportal>. ~~comply with Rule Chapter 690-137, F.A.C., Insurer Annual Statement Diskette Filing Specifications.~~ For the purpose of complying with Rule Chapter 690-137, F.A.C., a commercial self-insurance fund shall be considered an authorized insurer, except that the fund’s annual statement shall be due on or before April 1 of each year.

(2) and (3) No change.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), ~~624.424~~, 624.470, 624.474, 624.488 FS. History–New 12-17-90, Formerly 4-78.023, 4-188.023, Amended\_\_\_\_\_.

690-188.024 Deficiency/Assessment Procedure.

(1) thru (3) No change.

(4) The fund may petition the Office within thirty (30) days of filing Forms OIR-EX and OIR-IA, to delay levying an assessment if it believes to do so is prudent. The Office shall grant the petition if the fund demonstrates to the satisfaction of the Office that the deficiency indicated on Form OIR-EX is likely to be resolved without an assessment. While such petition is under consideration by the Office, the sixty (60) day requirement in subsection 690-188.024(1), F.A.C., shall not be applicable. However, if such petition is denied by the Office, the fund shall levy the assessment within sixty (60) days of such denial. All forms shall be submitted electronically to <http://www.floir.com/iportal>.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), ~~624.424~~, 624.470, 624.474, 624.488 FS. History–New 12-17-90, Formerly 4-78.024, 4-188.024, Amended\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 23, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.: 690-189.007  
RULE TITLE: Insurer Experience Reporting - Excessive Profits, Workers' Compensation Insurance

PURPOSE AND EFFECT: Repeal of the rule due to repeal of the statutory authority or determined to be obsolete or unnecessary.

SUMMARY: This rule was identified for repeal due to repeal of the statutory authority or determined to be obsolete or unnecessary

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 624.308(1), 627.215, FS.

LAW IMPLEMENTED: 624.307(1), 624.424(1)(c), 627.215, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@floir.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-189.007 Insurer Experience Reporting - Excessive Profits, Workers' Compensation Insurance.

Rulemaking Specific Authority 624.308(1), 627.215 FS. Law Implemented 624.307(1), 624.424(1)(c), 627.215 FS. History--New 6-14-84, Amended 7-1-85, Formerly 4-59.061, Amended 6-1-88, Formerly 4-59.0061, Amended 12-20-00, Formerly 4-189.007, Amended 3-29-05, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steve Fredrickson, Office of Insurance Regulation, E-mail Steve.Fredrickson@flor.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NOS.: RULE TITLES:

69O-191.051 Filing, Approval of Subscriber Contract and Related Forms

69O-191.054 Rates

69O-191.075 Annual and Quarterly Reports

69O-191.107 Prescribed Forms

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process and in some cases the forms have been updated to reflect current practice.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described

herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 624.308(1), 641.31, 641.36, FS

LAW IMPLEMENTED: 624.424, 628.4615, 627.410(6), (7), 627.413(4), 627.4145, 627.6699(12)(d)4., 627.6735, 627.682, 627.9407(2), 628.4615, 641.19(5),(13)(d), 641.21(1), 641.219(1)(e), 641.22(2),(9), (4), (6), 641.221, 641.225, 641.285, 641.26(1),(2), 641.27, 641.29, 641.3007(4)(b),(c), 641.31(2),(3),(5), 641.31074, 641.3922(3), FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Chris Struk, Office of Insurance Regulation, E-mail christopher.struk@flor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Chris Struk, Office of Insurance Regulation, E-mail christopher.struk@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-191.051 Filing, Approval of Subscriber Contract and Related Forms.

(1) thru (2) No change..

(3)~~(a)~~ One copy of each form filing shall be submitted at the time of filing. HMOs in possession of a Certificate of Authority shall submit all contract filings to the Office electronically through <http://www.flor.com/iportal>. Bureau of Life and Health Forms and Rates, Office of Insurance Regulation, Post Office Box 8040, Tallahassee, Florida 32301-8040, or submitted electronically to <https://iportal.fldfs.com>. All filings sent by Federal Express or any other form of special delivery shall be delivered to: Bureau of Life and Health Forms

and Rates, Office of Insurance Regulation, 1st Floor, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399 0328.

(b) Subsequent to July 1, 2003, all filings shall be submitted electronically to <https://iportal.fldfs.com>, or by computer diskette meeting the compatibility requirements mandated by Section 624.424(1)(c), F.S. Deadlines for filing will not be extended due to shipping delays, format incompatibility, data corruption, or any other impediment which results from an election to file by diskette.

(4) through (5) No change..

Rulemaking Specific Authority 641.36 FS. Law Implemented 624.424, 641.21(1)(e), 641.3007(4)(b), (c), 641.31(2), (3) FS. History–New 2-22-88, Amended 10-25-89, Formerly 4-31.051, Amended 5-28-92, 8-15-02, 6-19-03, Formerly 4-191.051, Amended \_\_\_\_\_.

69O-191.054 Rates.

(1) No change.

(2) Filings of rating methodologies shall provide adequate information, so that the Office, in accordance with generally accepted actuarial principles as applied to Health Maintenance Organizations, may verify that the rating methodology does not produce inadequate, excessive, or unfairly discriminatory premiums. All rate classifications should be clearly identified, and the formulas and/or methods of calculating premiums adequately described, as defined in Rule 69O-191.055, F.A.C.

(a) No change.

(b) Filings, as that term is defined in paragraph (a), shall be submitted to the Office electronically through <http://www.floir.com/iportal>, mailed to: Office of Insurance Regulation, Division of Insurer Services, Bureau of Life and Health Forms and Rates, Post Office Box 8040, Tallahassee, Florida 32301 8040 or submitted electronically to <https://iportal.fldfs.com>. All filings sent to the Office by Federal Express or any other form of special delivery shall be delivered to: Office of Insurance Regulation, Division of Insurer Services, Bureau of Life and Health Forms and Rates, 1st Floor, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399 0328.

(c) No change.

(3) through (11) No change.

Rulemaking Specific Authority 641.31, 641.36 FS. Law Implemented 624.424, 641.21(1)(e), 641.22(2), (4), (6), 641.31(2), (3), 641.31074, 641.3922(3) FS. History– New 2-22-88, Amended 10-25-89, Formerly 4-31.054, Amended 10-8-96, 8-15-02, 1-19-03, Formerly 4-191.054, Amended 6-18-07, \_\_\_\_\_.

69O-191.075 Annual and Quarterly Reports.

(1) Each HMO shall furnish to the Office an annual report at the time specified in Section 641.26, F.S., on a form furnished by the Office of Insurance Regulation, Life and Health Financial Oversight Bureau of Specialty Insurers, Tallahassee, Florida 32399 0300, incorporated in Rule 69O-191.107, F.A.C.

~~The financial statement shall also be filed on a diskette; the Office must approve the electronic format for reporting the financial information. The annual report shall be submitted to the Office electronically through <http://www.floir.com/iportal>.~~

The completed annual statement form shall be accompanied by the items required in Section 641.26, F.S., as well as a supplemental actuarial certification and an organization chart of the HMO identifying ownership and affiliated companies, and shall be submitted by April 1 or within three months after the end of its reporting period. The audit report required by Section 641.26, F.S., that is found to have assets which are not allowed pursuant to Section 641.35, F.S., shall be granted a fifteen (15) day extension from the date of notification of disallowed assets to resubmit a corrected audit report. The extension will be granted only for submission of a corrected audit report. If the Office determines that the HMO has been notified previously that the asset has been disallowed, the audit report will be deemed not filed. No extension shall be granted for correction of the audit report.

(2) through (5) No change.

(6) Quarterly reports shall be submitted to the Office within forty-five (45) days following the end of each operating quarter. The initial operating quarter commences after the issuance of a Certificate of Authority. Quarterly reports shall be submitted on a form, provided by the Office of Insurance Regulation, Life and Health Financial Oversight Bureau of Specialty Insurers, Tallahassee, Florida 32399 0300, incorporated herein by reference and also be filed electronically on a diskette in accordance with subsection (1) of this section, and shall contain the following supplemental schedules:

(a) through (i) No change.

(7) No change.

Rulemaking Specific Authority 641.36 FS. Law Implemented 624.424, 641.26(1) FS. History–New 2-22-88, Amended 10-25-89, Formerly 4-31.075, Amended 5-28-92, Formerly 4-191.075, Amended \_\_\_\_\_.

69O-191.107 Prescribed Forms.

(1) The forms listed below are incorporated into, and made a part of, these rules by reference.

| FORM NUMBER    | DESCRIPTION   | DATE OF LATEST REVISION |
|----------------|---|-------------------------|
| (a) OIR-C1-942 | HMO COA Application Form  | 12/05-2/92              |
| (b) OIR-943    | Quarterly Report of Subscriber Grievances (Summary)             | 11/91                   |
| (c) OIR-944    | Individual Quarterly Grievance Report                           | 11/91                   |
| (d) OIR-945    | Request for Review by the Statewide Subscriber Assistance Panel | 11/91                   |
| (e) OIR-946    | HMO Response Form for Statewide Subscriber Assistance Panel     | 11/91                   |
| (f) OIR-947    | Annual HMO Report Form  | 11/91                   |

|                        |   |             |
|------------------------|---|-------------|
| (g) OIR-948            | Annual Report Supplement — Audited                        | 11/91       |
|                        | Financial Statement                                       |             |
| (b)(h) OIR-A2-949      | Annual Report Supplement — Contracts Issued & Outstanding | 07/04 11/91 |
| (c)(i) OIR-A2-950      | Annual Report Supplement — Damage Claims & Medical Injury | 07/04 11/91 |
| (j) OIR-951            | Annual Report Supplement — Actuarial Certification        | 11/91       |
| (k) OIR-952            | Annual Report Supplement — Actuarial Report               | 11/91       |
| (l) OIR-953            | Quarterly HMO Report Form                                 | 11/91       |
| (d)(m) OIR-C1-448      | Acquisition Application                                   | 12/05 5/89  |
| (e)(n) OIR-C1-938954   | Fingerprint Card Instructions                             | 5/13 4/91   |
| (f)(o) OIR-C1-903      | Fingerprint Invoice                                       | 12/05 9/91  |
| (g)(p) OIR-C1-144      | Consent and Agreement in Re: Service Process              | 06/04 11/90 |
| (q) OIR-414            | Registration of Non-Office Representative                 | 6/89        |
| (h)(r) OIR-C1-1423 422 | Biographical Affidavit Statement                          | 8/14 11/90  |
| (s) OIR-449            | Abbreviated Biographical                                  | 4/91        |
| (i)(t) OIR-C1-450      | Authority for Release of Information                      | 5/00 8/91   |
| (j) OIR-D0-516         | Insurance Holding Company System Registration Statement   | Annual 5/16 |
| (k) OIR-A2-1083        | Annual Report Filing Fees                                 | 01/03       |

(2) Form OIR-B2-1507, Form OIR-B2-1507A, and Form OIR-B2-1356 as incorporated in Rule 69O-149.022, F.A.C., are also used for purposed of this rule chapter.

(3) Copies of all forms listed in subsection (1) above may be obtained from ~~through~~ the Office of Insurance Regulation's web site: <http://www.floir.com/iportal>. ~~Bureau of Specialty Insurers, Tallahassee, Florida 32399-0300.~~

~~Rulemaking Specific Authority 624.308(1), 641.36 FS. Law Implemented 624.424, 627.410(6), (7), 627.413(4), 627.4145, 627.6699(12)(d)4., 627.6735, 627.682, 627.9407(2), 628.4615, 641.19(13)(d), 641.21(1), 641.26(1), (2), 641.29 FS. History—New 2-22-88, Amended 10-25-89, Formerly 4-31.107, Amended 5-28-92, 8-15-94, 8-15-02, Formerly 4-191.107, Amended \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Chris Struk, Office of Insurance Regulation, E-mail christopher.struk@floir.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 22, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

|                   |  |
|-------------------|--|
| <b>RULE NOS.:</b> | <b>RULE TITLES:</b>  |
| 69O-196.005       | Filing Surety Bond in Lieu of Net Worth  |
| 69O-196.007       | Annual Reports   |
| 69O-196.009       | Other Reports and Corrective Action Plans  |
| 69O-196.015       | Forms Incorporated by Reference  |
| 69O-196.021       | Disclosure Requirements for Insurance Coverages Financed With Personal Injury Protection |

|             |                                |
|-------------|--------------------------------|
| 69O-196.025 | Statement of Account; Receipts |
| 69O-196.035 | Required Books and Records     |

**PURPOSE AND EFFECT:** These rule revisions update the rules to reflect electronic filing process.

**SUMMARY:** The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process and in some cases the forms have been updated to reflect current practice.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 624.308, 627.8405, FS.  
**LAW IMPLEMENTED:** 624.307(1), 624.321(1)(a), 624.424, 624.80, 624.81, 626.9541(1)(a), 627.734, 627.828, 627.829, 627.832, 627.834, 627.836, 627.838, 627.840, 627.841, 627.844, 627.845, 627.8405, 627.848, 627.849, 628.4615, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

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: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@flor.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-196.005 Filing Surety Bond in Lieu of Net Worth.

(1) A surety bond in the amount of \$35,000.00 may be filed with the Office department by premium finance companies in conjunction with a \$10,000 minimum net worth; and all filings shall be submitted electronically to <http://www.flor.com/iportal>.

(2) through (3) No change.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.424, 627.828 FS. History–New 10-20-73, Repromulgated 12-24-74, Formerly 4-18.05, 4-18.005, Amended 8-29-99, Formerly 4-196.005, Amended.

690-196.007 Annual Reports.

(1) No change.

(2) The annual report shall be filed on form OIR-~~A3~~-107(11/97), Annual Report, which is incorporated by reference in Rule 690-196.015, F.A.C. Each page of the form shall be completed and prepared according to the instructions. An incomplete form shall be returned and considered not filed by the Office. Failure to file a complete annual report by the due date shall subject a licensee to fines as set forth in Rule 690-207.007, F.A.C., and discipline as provided in Sections 627.832 and 627.833, F.S. All filings shall be submitted electronically to <http://www.flor.com/iportal>.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.424, 627.836 FS. History–New 10-20-73, Repromulgated 12-24-74, Formerly 4-18.07, 4-18.007, Amended 7-27-95, 8-29-99, Formerly 4-196.007, Amended.

690-196.009 Other Reports and Corrective Action Plans.

To aid the Office in determining a licensee’s continued eligibility to hold a premium finance license:

(1) No change.

(2) Changes in senior corporate officers, chief executive officer, chief financial officer, or directors (or members of a properly authorized and appointed executive committee thereof), or if the licensee is not incorporated, changes in management personnel who have decision or policy-making authority over the premium finance company, shall be reported in writing to the Office within 60 days after the effective date of the change. Such changes will require completion of biographical information in the form required by the Office and an independent investigative background report of the person or entity, plus an investigation fee. All filings shall be submitted electronically to <http://www.flor.com/iportal>.

(3) through (6) No change.

Rulemaking Specific—Authority 624.308 FS. Law Implemented 624.307(1), 624.424, 624.80, 624.81, 627.828, 627.829, 627.832, 627.834, 627.836, 627.849, 628.4615 FS. History–New 7-27-95, Formerly 4-196.009, Amended.

690-196.015 Forms Incorporated by Reference.

The following forms are incorporated into this rule chapter by reference to implement the provisions of Chapter 627, Part XV, F.S.:

| Title  | Form Number                            |
|--|--|
| (1) Application for License to Conduct Business in the State of Florida as a Premium Finance Company | OIR-99 (10/94)                         |
| (a) Application for Certificate of Authority Premium Finance Company                                 | OIR-979 (10/94)                        |
| (b) Instructions for Application   | OIR- <del>C1</del> -958 (5/2013)(6/95) |

(c) through (g) No change.

(2) through (11) No change.

These forms shall become effective on the date this rule becomes effective. Forms are available at <http://www.flor.com/iportal>. ~~Copies of the forms may be obtained from the Office of Insurance Regulation, Bureau of Specialty Insurers, Larson Building, Tallahassee, FL 32399-0331.~~

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.321(1)(a), 624.424, 627.828, 627.829, 627.836, 627.845, 628.4615 FS. History–New 5-28-90, Formerly 4-18.015, Amended 7-27-95, 8-29-99, Formerly 4-196.015, Amended.

690-196.021 Disclosure Requirements for Insurance Coverages Financed With Personal Injury Protection.

(1) No change.

(2) The disclosure shall be on Form OIR-~~A3~~-1162 (3/95), which is incorporated herein by reference. Forms are available

at <http://floir.com/iportal>. All filings shall be submitted electronically to <http://www.floir.com/iportal>. A blank form can be obtained from the Bureau of Specialty Insurers, 200 East Gaines Street, Tallahassee, Florida 32399-0331, from which you may make as many copies as needed. Photocopies of Form OIR-1162 (3/95) are acceptable, provided that the copies are clearly legible and contain no alterations in text and type size.

(3) through (4) No change.

Rulemaking Specific Authority 627.8405 FS. Law Implemented 624.424, 626.9541(1)(a), 627.734, 627.8405 FS. History—New 3-1-95, Amended 8-16-95, Formerly 4-196.021, Amended \_\_\_\_\_.

690-196.025 Statement of Account; Receipts.

(1) The Office has adopted a standard form which is acceptable for the use of premium finance companies in meeting the requirements of this part. Upon request of the premium finance company, the Office will provide form OIR-970, which is incorporated by reference in Rule 690-196.015, F.A.C., from which the company may make as many copies as necessary. Forms are available at <http://www.floir.com/iportal>. All filings shall be submitted electronically to <http://www.floir.com/iportal>.

(2) No change.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 624.424, 627.845, 626.9541(1)(a) FS. History—New 7-27-95, Formerly 4-196.025 Amended \_\_\_\_\_.

690-196.035 Required Books and Records.

At a minimum for permanent books and records, each licensed premium finance company shall maintain:

(1) through (8) No change.

(9) Copies of all contracts with independent contractors or third parties performing services directly or indirectly related to the premium finance business. Each such contract shall be submitted to the Office and shall contain at a minimum the following provisions: All filings shall be submitted electronically to <http://www.floir.com/iportal>.

(a) through (d) No change.

(10) No change.

Rulemaking Specific Authority 624.308 FS. Law Implemented 624.307(1), 624.424, 627.828, 627.834, 627.836, 627.838, 627.840, 627.8405, 627.841, 627.844, 627.845, 627.848, 627.849 FS. History—New 7-27-95, Formerly 4-196.035, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 23, 2017

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NOS.: RULE TITLES:

690-198.010 License Continuance

690-198.012 Annual Statement and Quarterly Reports

PURPOSE AND EFFECT: These rule revisions update the rules to reflect electronic filing process.

SUMMARY: The various rules indicate how forms and filings are to be made to the Office. These rule revisions update the rules to reflect the electronic filing process and in some cases the forms have been updated to reflect current practice.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 634.402, FS.

LAW IMPLEMENTED: 624.424, 634.405, 634.407, 634.408, 634.4085, 634.415, FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 13, 2017, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-198.010 License Continuance.

(1)(a) No change.

(b) Form OIR-A3-110 and a fee of \$200.00 should be received by the Office annually in conjunction with the March 1 filing of the annual statement.

(c) A manufacturer or affiliate should use Form OIR-A3-955, which should be received by the Office annually in conjunction with the March 1 filing of the annual statement, together with a fee of \$500.00.

(2) No change.

(3) Forms are available at <http://www.floir.com/iportal>. All filings shall be submitted electronically to <http://www.floir.com/iportal>.

Rulemaking Specific Authority 634.402 FS. Law Implemented 624.424, 634.408 FS. History—New 12-26-88, Formerly 4-67.010, Amended 3-28-93, Formerly 4-198.010, Amended \_\_\_\_\_.

69O-198.012 Annual Statement and Quarterly Reports.

(1) An Annual Statement is required to be filed with the Office of Insurance Regulation, ~~Bureau of Specialty Insurers~~, on or before March 1 of each year on Form OIR-A3-456 (05/90) as incorporated by reference in subsection 69O-198.015(1), F.A.C. If the statement is not complete to include all information requested in the format provided, it will not be deemed filed until all deficiencies are corrected.

~~(2) Quarterly Reports are required to be filed with the Office of Insurance Regulation, Bureau of Allied Lines, on the form prescribed by the Office. If Quarterly Reports are not complete to include all information requested in the format provided, it will not be deemed filed until all deficiencies are corrected. Failure to file the Quarterly Reports in a timely manner may result in administrative action to suspend or revoke the license.~~

(3) The Quarterly Reports are due as follows:

| PERIOD                       | DUE         |
|------------------------------|-------------|
| First Quarter (March 31)     | May 15      |
| Second Quarter (June 30)     | August 15   |
| Third Quarter (September 30) | November 15 |

(2) Forms are available at <http://www.floir.com/iportal>. All filings shall be submitted electronically to <http://www.floir.com/iportal>.

Rulemaking Specific Authority 634.402 FS. Law Implemented 624.424, 634.415 FS. History—New 12-26-88, Amended 4-26-90, Formerly 4-67.012, 4-198.012, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Robert Ridenour, Office of Insurance Regulation, E-mail Robert.ridenour@floir.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: THE FINANCIAL SERVICES COMMISSION

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 23, 2017

### Section III Notice of Changes, Corrections and Withdrawals

#### DEPARTMENT OF HEALTH

##### Division of Environmental Health

| RULE NOS.: | RULE TITLES:   |
|------------|--|
| 64E-5.1203 | General Provisions   |
| 64E-5.1204 | Certification Requirements for Radon Measurement Specialists and Technicians |
| 64E-5.1205 | Certification Requirements for Radon Mitigation Specialists and Technicians  |
| 64E-5.1206 | Certification Requirements for Radon Measurement Businesses                  |
| 64E-5.1207 | Certification Requirements for Radon Mitigation Businesses                   |
| 64E-5.1208 | Measurement Requirements and Procedures                                      |

#### NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 6, January 10, 2017 issue of the Florida Administrative Register.

The Department has determined that the Notice of Proposed Rule as published in the Florida Administrative Register (FAR) contained links to incorporated Florida Building Code materials that are copyright protected. Therefore, the relevant portion of the rule shall read as follows:

64E-5.1207 Certification Requirements for Radon Mitigation Businesses.

(11) The certified mitigation business shall install radon mitigation systems as specified in the Florida Building Code 5th Edition (2014) Residential, Appendix E, “Florida Standard for Mitigation of Radon in Existing Buildings” (effective June 1, 1994), or Florida Building Code 5th Edition (2014) Building, Appendix C, “Florida Standard for Mitigation of Radon in Existing Buildings” (effective June 1, 1994), which are incorporated by reference. As both appendices have been deemed copyright protected, they are available for inspection at the Department of Health, 4052 Bald Cypress Way, Bin A-12, Tallahassee, Florida 32399-1720, or at the Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jorge Laguna, 4052 Bald Cypress Way, Bin A-08, Tallahassee, FL 32399-1720, (850)245-4288, Jorge.Laguna@flhealth.gov.



**DEPARTMENT OF CHILDREN AND FAMILIES****Economic Self-Sufficiency Program**

RULE NO.: RULE TITLE:

65A-1.900 Overpayment and Benefit Recovery  
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. 42 No. 246, December 21, 2016 issue of the Florida Administrative Register.

65A-1.900 Overpayment and Benefit Recovery.

This section sets forth the administrative policies applicable to the establishment and recovery of overpayments in the food assistance and cash assistance programs.

(1) Administrative Definitions Applicable to Overpayment and Benefit Recovery.

(a) through (c) No change.

(d) Intentional Program Violation (IPV) or fraud, is defined pursuant to section 414.39(1), (2) and (4), F.S., 7 C.F.R. §273.16(c) and 45 C.F.R. §235.110(a)(2). 7 C.F.R. §273.16(2016) and 45 C.F.R. §235.110(2016) are incorporated by reference and may be obtained by contacting the Office of Public Benefits of Integrity, Department of Children and Families, 1317 Winewood Blvd, Tallahassee, Florida 32399.

(e) through (g) No change.

(h) Refusal to Repay, occurs when the individual responsible for repayment:

1. Received notification of the overpayment or request for Voluntary Repayment Agreement as specified in subsection (8) and subsequently:

a. Fails to comply with the time frames as set forth in paragraph (8)(c)(4);

b. through c. No change.

(i) Notification, for purposes of this rule, is any correspondence from the Department that advises an individual or assistance group of the status of an overpayment. Any notification will be in compliance with 7 C.F.R. §273.18(e)(3). 7 C.F.R. §273.18(2016) is incorporated by reference and may be obtained by contacting the Office of Public Benefits of Integrity, Department of Children and Families, 1317 Winewood Blvd, Tallahassee, Florida 32399.

(j) Extreme hardship policy, only to cash assistance agency errors and occurs when monthly expenses for basic maintenance needs exceed monthly income. Expenses taken into account include food, shelter, medical, transportation, clothing and personal and household incidentals, child or adult care and court ordered child support payments. Any expenses paid by someone outside the household are not used. The Department requires verification documentation for all extreme hardships, if it considers reported items excessive.

1. through 7. No change.

(2) through (3) No change.

(4) Methods of Repayment.

(a) The methods of repayment of cash assistance overpayment are as follows:

1. As specified in 45 C.F.R. § 233.20(a)(13). 45 C.F.R. § 233.20(2016) is incorporated by reference and may be obtained by contacting the Office of Public Benefits of Integrity, Department of Children and Families, 1317 Winewood Blvd, Tallahassee, Florida 32399; or

2. No change.

(b) The method of repayment of all food assistance overpayments will be as specified in 7 C.F.R. § 273.18(f)-(g).

(c) No change.

(5) through (7) No change.

(8) Notification of Overpayment. The Department must notify the individuals or assistance groups responsible for repayment of overpayment in writing that overpayment exists and that they are required, by law, to repay the entire amount pursuant to section 414.41(1), F.S., or that they may seek compromise of a food assistance overpayment pursuant to 7 C.F.R. § 273.18(e)(3)(~~2016~~), and (7) ~~incorporated by reference.~~

(a) through (c)

(9) No change.

(10) Determination of Intentional Program Violation.

(a) Pursuant to ~~§~~sections 414.33, 414.36 and 414.39, F.S., when the Department has information that an individual or assistance group has committed fraud or an IPV, it will refer the case to the Department of Financial Services, Division of Public Assistance Fraud (DPAF) for investigation. In cases where DPAF determines that an individual has committed fraud in the cash assistance or Food Assistance Programs, it will pursue a determination of IPV through either court action, administrative disqualification hearing, or both, where permitted by 7 C.F.R. § 273.16(a), 45 C.F.R. § 235.110 and section 414.41, F.S. DPAF will pursue a determination of IPV through court action in instances where it determines that an individual has committed fraud in the Medicaid Program.

(b) Individuals found by an administrative fair hearing officer or court to have committed an act of IPV while receiving, or attempting to receive, food assistance, cash assistance, or both, will be disqualified from participation in the program(s) under which that act was committed or attempted in accordance with 7 C.F.R. § 273.16(b) ~~(2016)(2010)~~, ~~incorporated by reference~~ or section 414.41, F.S.

(11) Treasury Offset Program.

(a) The Department will refer individuals who owe past-due, legally enforceable federal food assistance overpayment debts to the U.S. Department of the Treasury for purposes of collection of such debt through offset against federal payments pursuant to 26 U.S.C. § 6402 (d)(1)-(2) and (f). Referral of individuals owing such debt will be completed in accordance with procedures and criteria contained in 26 C.F.R. § 301.6402-6 and 31 C.F.R. Part 5 Subpart C et. seq., as provided for in 7 C.F.R. § 3.46. 26 U.S.C. § 6402 (2016), 26 C.F.R. § 301.6402-6 (2016), 31 C.F.R. Part 5 Subpart C (2016) and 7 C.F.R. § 3.46 (2016) are incorporated by reference and may be obtained by contacting the Office of Public Benefits of Integrity, Department of Children and Families, 1317 Winewood Blvd, Tallahassee, Florida 32399.

(b) through (e) No change.

(12) The following forms, incorporated by reference, are used by the Department in the process of establishing and recovering overpayment:

(a) through (g) No change.

(h) Notice of Case Action, CF-ES,

1. BVFSOI, 12/2010

2. BVFSOE, 12/2010

3. BVCAOP, 12/2008

4. BVMAOP, 12/2008

5. BVPFBI, 12/2008

6. BVPFBE, 12/2008

7. BVPCBL, 12/2008

8. BVPMBL, 12/2008

9. BV06D5, 12/2008

10. BV10D5, 12/2008

11. BV06D6, 12/2008

12. BV10D6, 12/2008

13. BV06D9, 12/2008

14. BV10D9, 12/2008

15. BV06DF, 12/2008

16. BV10DF, 12/2008

17. BV06DA, 12/2008

18. BV10DA, 12/2008

19. BV06DG, 12/2008

20. BV10DG, 12/2008

21. BV06DB, 12/2008

22. BV10DB, 12/2008

23. BV06DH, 12/2008

24. BV10DH, 12/2008

25. BV11OH, 12/2008

26. BV11OD, 12/2008

BVRPON,

27. BVEBBL, 12/2008

28. BV12OS, 12/2008;

(i) Payroll Deduction Agreement;

(i) through (j) No change.

Copies of the forms and materials incorporated by reference are available from the ACCESS Florida Office of Public Benefits Integrity Headquarters Office, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700. Forms are also available on the Department's web site at <http://www.dcf.state.fl.us/dcfforms/Search/DCFFormSearch.aspx>.

Rulemaking Authority 414.41, 414.45 FS. Law Implemented 414.31, 414.36, 414.41 FS. History—New 7-21-92, Amended 1-5-93, 9-5-93, Formerly 10C-1.900, Amended 7-9-98, 4-2-00, 2-26-02, 3-18-03, 7-21-05, 1-19-09, 6-21-10, -16.

## Section IV Emergency Rules

NONE

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

NONE

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

DEPARTMENT OF STATE

Division of Historical Resources

The Division of Historical Resources announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 28, 2017, 3:30 p.m. to conclusion

PLACE: R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250; teleconference: 1(888)670-3525, & participant code: 1526050922#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Historical Commission Awards Nomination Subcommittee teleconference to discuss nominations for the Mary Call D. Collins and Senator Bob Williams Awards.

A copy of the agenda may be obtained by contacting: Sarah Liko at sarah.liko@dos.myflorida.com or (850)245-6332.

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: Sarah Liko. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Sarah Liko at sarah.liko@dos.myflorida.com or (850)245-6332.

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**DEPARTMENT OF EDUCATION**

**Commission for Independent Education**

The Commission for Independent Education announces a public meeting to which all persons are invited.

**DATES AND TIMES:** March 28, 2017, 9:00 a.m., Commission meeting – Degree Granting Institutions; March 29, 2017, 9:00 a.m., Commission meeting – Non-Degree Granting Institutions  
**PLACE:** Mission Inn Resort and Club, 10400 County Road 48, Howey In The Hills, Florida 34737

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** On March 28, 2017 beginning at 9:00 a.m. and on March 29, 2017 – beginning at 9:00 a.m. the Commission for Independent Education will consider: All Degree Granting Institutions and Non-Degree granting Institutions for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Applications for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual Licenses, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges, informal hearings, Improper School Closure Reports, and the General Business of the Commission. Public Comment: The Commission is committed to promoting transparency and public input during its public meetings. Speakers are requested to complete a public comment form, which will be available at the meeting, and to indicate whether they represent a group or faction. The Commission will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

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 Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-

0400. 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 Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

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**DEPARTMENT OF TRANSPORTATION**

The Florida Transportation Commission announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** PREVIOUS NOTICED MEETING, PUBLISHED ON MARCH 15, 2017, Volume 43, Number 51, has been changed to a conference call on March 23, 2017, 10:00 a.m. to conclusion of business

**PLACE:** Florida Transportation Commission, 605 Suwannee Street, Room 176, Tallahassee, Florida 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Standing bi-weekly teleconference to discuss FTC Business

A copy of the agenda may be obtained by contacting: Jennifer Clark, 605 Suwannee Street, MS 9, Tallahassee, Florida 32399, (850)414-4105 or jennifer.clark@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 48 hours before the workshop/meeting by contacting: the FTC, 605 Suwannee Street, MS 9, Tallahassee, Florida 32399, (850)414-4105. 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: Jennifer Clark, (850)414-4105 or jennifer.clark@dot.state.fl.us.

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**DEPARTMENT OF TRANSPORTATION**

Florida Seaport Transportation and Economic Development Council

The Seaport Environmental Management Committee of the Florida Seaport Transportation and Economic Development Council (FSTED) announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Tuesday, April 4, 2017, 2:30 p.m.

**PLACE:** Call-in number: (605)475-2874, access code: 9348585\*

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Business.

A copy of the agenda may be obtained by contacting: Toy Keller at the Florida Ports Council, (850)222-8028.

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: Toy Keller at the Florida Ports Council, (850)222-8028. 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: Toy Keller at the Florida Ports Council, (850)222-8028.

DEPARTMENT OF MANAGEMENT SERVICES

First Net

The Florida First Net announces a public meeting to which all persons are invited.

DATE AND TIME: Cancelled

PLACE: Cancelled

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Monday, March 20, 2017 meeting has been cancelled. A new meeting will be announced soon.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Florida Department of Environmental Protection, Division of Recreation and Parks, announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 29, 2017, 5:00 p.m. – 7:00 p.m., ET; Presentation at 5:30 p.m.,

PLACE: Sorrento Elementary School, 24605 Wallick Road, Sorrento, FL 32776

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation of the proposed unit management plan update for Wekiwa Springs State Park, Rock Springs Run State Reserve, and Lower Wekiva River Preserve State Park.

A copy of the agenda may be obtained by contacting: Robert Brooks, Park Manager, Wekiwa Springs State Park at 1800 Wekiwa Circle, Apopka, Florida 32712, (407)884-2006, fax: (407)884-2039, Robert.Brooks@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: Robert Brooks as listed above. 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 ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Florida Department of Environmental Protection, Division of Recreation and Parks, announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 30, 2017, 5:00 p.m. – 7:00 p.m., ET; Presentation at 5:30 p.m.

PLACE: The Youth Camp Recreation Hall at Wekiwa Springs State Park, 1800 Wekiwa Circle, Apopka, FL 32712

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation of the proposed unit management plan update for Wekiwa Springs State Park, Rock Springs Run State Reserve, and Lower Wekiva River Preserve State Park.

A copy of the agenda may be obtained by contacting: Robert Brooks, Park Manager, Wekiwa Springs State Park at 1800 Wekiwa Circle, Apopka, Florida 32712, (407)884-2006, fax: (407)884-2039, Robert.Brooks@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: Robert Brooks as listed above. 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 ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Florida Department of Environmental Protection, Division of Recreation and Parks, announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 30, 2017, 9:00 a.m. – 12:00 p.m., ET

PLACE: The Youth Camp Recreation Hall at Wekiwa Springs State Park, 1800 Wekiwa Circle, Apopka, FL 32712

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion of the proposed unit management plan update for Wekiwa Springs State Park, Rock Springs Run State Reserve, and Lower Wekiva River Preserve State Park with the advisory group members.

A copy of the agenda may be obtained by contacting: Robert Brooks, Park Manager, Wekiwa Springs State Park at 1800 Wekiwa Circle, Apopka, Florida 32712, (407)884-2006, fax#: (407)884-2039, Robert.Brooks@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: Robert Brooks as listed above. 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).

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#### DEPARTMENT OF ECONOMIC OPPORTUNITY

##### Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: March 29, 2017, 9:30 a.m.

PLACE: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151

#### GENERAL SUBJECT MATTER TO BE CONSIDERED:

Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

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 24 hours before the workshop/meeting by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. 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: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

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#### HANSON PROFESSIONAL SERVICES, INC.

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

DATE AND TIMES: Tuesday, March 28, 2017, 5:30 p.m., Open House; 6:00 p.m., Presentation

PLACE: Homewood Suites West Palm Beach, 2455 Metrocentre Boulevard, West Palm Beach, FL 33407

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District Four, will conduct an Alternatives Public Workshop for SR 9/I-95 from South of 45th Street to North of 45th Street in Palm Beach County, Florida. The purpose of this workshop is to give interested persons an opportunity to comment and provide input on the transportation improvement alternatives the Department has developed at this point in the study. Project representatives will be available during the Workshop to discuss the project, answer questions and receive comments.

The environmental review, consultation, and other actions required by applicable federal environmental laws for this project are being, or have been, carried out by the Florida Department of Transportation (FDOT) pursuant to 23 U.S.C. 327 and a Memorandum of Understanding dated December 14, 2016 and executed by the Federal Highway Administration and FDOT.

A copy of the agenda may be obtained by contacting: Robert Lopes, PE, Project Manager, Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, robert.lopes@dot.state.fl.us.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven (7) days before the workshop/meeting by contacting: Robert Lopes, PE at (954)777-4425, toll-free at 1(866)336-8435, ext. 4425 or by email at robert.lopes@dot.state.fl.us. Any persons who require translation services (free of charge) should also contact: Mr. Robert Lopes, PE seven (7) days before the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Robert Lopes, PE, Florida Department of Transportation, District Four, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, (954)777-4425, toll-free at 1(866)336-8435, ext. 4425, robert.lopes@dot.state.fl.us. You may also visit the project website at [www.95at45street.com](http://www.95at45street.com).

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## Section VII

### Notice of Petitions and Dispositions Regarding Declaratory Statements

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Walter E. Bissell, In Re: Orangewood Lakes Mobile Homeowners Association, Inc., Docket No. 2017012741, filed on February 8, 2017. The petition seeks the agency's opinion as to the applicability of 723.078(2)(b)2., Florida Statutes, as it applies to the petitioner.

Whether section 723.078(2)(b)2., Florida Statutes, applies to voting for officers of the board of directors if the association’s bylaws state it will be by ballot and by plurality of votes? When determining the number of votes required for a majority, are the owner and co-owner both included in the voting process, pursuant to section 723.078(2)(b)2., Florida Statutes?

A copy of the Petition for Declaratory Statement may be obtained by contacting: Danielle Walker, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030; (850)717-1539; Danielle.Walker@myfloridalicense.com.

Please refer all comments to: Robin E. Smith, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-6.007 Delegation to Unlicensed Personnel by the Physical Therapist

NOTICE IS HEREBY GIVEN that Board of Physical Therapy Practice has declined to rule on the petition for declaratory statement filed by Karen Lou Luna, PT 22027 on January 19, 2017. The following is a summary of the agency’s declination of the petition:

The Board of Physical Therapy Practice hereby gives notice of the issuance of a Final Order on the Petition for Declaratory Statement, original Petition filed on January 19, 2017 and amended Petition filed on January 25, 2017, by Karen Lou Luna, PT 22027. The original Notice of Petition for Declaratory Statement was published in Vol. 43, No. 13, of the January 20, 2017 Florida Administrative Register, and the amended Petition filed January 25, 2017 after the Notice was published was accepted as the Petition which the Board would consider. The Board considered the Petition at a duly-noticed public meeting on February 3, 2017. The Petitioner sought a declaratory statement to clarify and obtain Board’s guidance on Rule 64B17-6.007 F.A.C. Delegation to Unlicensed Personnel by the Physical Therapist, specifically in mobility programs implemented by hospitals. The Board declined to issue a Declaratory Statement on the conduct and policies of hospital mobility programs using unlicensed personnel, and denied the Petition for Declaratory Statement. The Order was filed on February 28, 2017.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

NOTICE IS HEREBY GIVEN that The Board of Physical Therapy Practice has declined to rule on the petition for declaratory statement filed by Jovanni Hilario Villardarez, PT on January 3, 2017. The following is a summary of the agency’s declination of the petition:

The Board of Physical Therapy Practice hereby gives notice of the issuance of a Final Order on the Petition for Declaratory Statement, filed on January 3, 2017, by Jovanni Hilario Villardarez, PT. The Notice of Petition for Declaratory Statement was published in Vol. 43, No. 8, of the January 12, 2017 Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting on February 3, 2017. The Petitioner sought a declaratory statement to obtain the Board’s interpretation of the scope of practice for a physical therapist providing a physical examination. Petitioner did not state any specific statute or rule for which a determination was requested. The Board declined to issue a Declaratory Statement on the scope of practice of a physical therapist as requested, because the Petition was not legally sufficient due to lack of citation to a specific rule or statute for interpretation by the Board, and denied the Petition for Declaratory Statement. The Final Order was filed on February 28, 2017.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

Section VIII

Notice of Petitions and Dispositions  
Regarding the Validity of Rules

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

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION

Florida International University

RULE NO.: RULE TITLE:

6C8-5.009 Use of University Facilities (Repealed)

FIU CONTINUING MEP PROFESSIONAL SERVICES  
 NOTICE TO PROFESSIONAL CONSULTANTS

The Florida International University Board of Trustees announces that Professional Services in the discipline of MECHANICAL/ELECTRICAL ENGINEERING will be required for Continuing Services projects at FIU.

Project Location: Modesto A. Maidique Campus (MMC), Biscayne Bay Campus (BBC), Engineering Center (EC), and other properties in South Florida managed by FIU.

Project Description: Continuing Services Contracts are specific projects for Mechanical, Electrical and Plumbing for renovations, alterations, and additions that have a basic construction budget estimated to be \$2,000,000 or less, or studies for which the fee for professional services is \$200,000 or less.

Term of Contract: Any contract resulting from the selection of a professional consultant (or consultants) to provide these services shall require the consultant to be available on an as-needed basis for the Fiscal Year, July1 – June 30. One (1) contract will be awarded to one firm. This contract will be awarded for an initial period of one-year with Owner’s option to renew the contract, at its sole discretion, for additional one-year periods, however, in no event to exceed a total of five successive years.

Selection Process: Selection of finalists for interviews will be made on the basis of qualifications, including experience and ability; past experience; administrative ability, quality control capability and qualification of the firm's personnel and staff. The final ranking shall be determined based on oral presentations and references. The Selection Committee may reject all proposals and stop the selection process at any time.

Instructions:

Firms desiring to apply for consideration shall submit a letter of application. The letter of application should have attached:

1. A completed "Florida International University Professional Qualifications Supplement (FIUPQS)." The official FIUPQS forms must be downloaded from the project website at <http://facilities.fiu.edu/projects/FIUMEPConsultant2017.htm>.

Applications on any other form will not be considered.

2. A copy of the applicant's current Professional Registration Certificate from the appropriate Governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit Six (6) bound copies of the required proposal data and one CD copy in Adobe Acrobat PDF format of the requested qualifications to: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room CSC142, Modesto A. Maidique Campus, Miami, Florida 33199.

Applications that do not comply with the above instructions will not be considered. Application material will not be returned. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent. The award of this contract is subject to availability of funds.

GENERAL REQUIREMENTS: The plans and specifications prepared by the Design Professional are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

FIU HAS CREATED STANDARD CONTRACT FORMS AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO A/E'S FOR A/E SERVICES TO PROVIDE FOR AN EFFICIENT AND EFFECTIVE PROCESS. THESE FORMS ARE AVAILABLE FOR REVIEW AND CAN BE FOUND AT <http://facilities.fiu.edu/formsandstandards.htm>.

ALL APPLICANTS SHOULD REVIEW THE APPLICABLE FIU CONTRACT FORM AND STANDARD INSURANCE REQUIREMENTS CAREFULLY PRIOR TO MAKING A DECISION AS TO WHETHER OR NOT TO RESPOND TO THIS ADVERTISEMENT.

The Project Fact Sheet, describes the selection process schedule for this Project and additional information regarding the Project scope, and may be obtained from the project website <http://facilities.fiu.edu/projects/FIUMEPConsultant2017.htm>.

In order to minimize the possibility of unethical pressures or influences on the recommendations of the Selection Committee, direct contact with the committee members is not permitted. Requests for meetings by individual firms will not be granted. Committee members and selection schedule milestone dates can be found in the Project Fact Sheet.

Once the firm acquires and reviews the required forms including instructions, any question or explanation desired by an applicant regarding the project or any part of the process must be requested in writing to [griffith@fiu.edu](mailto:griffith@fiu.edu). And cc: [angpaz@fiu.edu](mailto:angpaz@fiu.edu). Responses to questions and requests for information will be posted on the project website. An effort will be made to respond to all applicant questions; however, the University is not obligated to and may choose not to answer every question. The last day questions or inquiries will be considered prior to final interviews for this project is Monday April 10, 2017.

If a change in schedule should become necessary, updated information will be posted on the project website <http://facilities.fiu.edu/projects/FIUMEPConsultant2017.htm>.

All future notices will be posted on the website. Applicants should check the website daily.

**SUBMIT QUALIFICATIONS TO:** Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555S.W. 17th St., Room#142, Modesto A. Maidique Campus, Miami, Florida 33199. Submittals must be received between 8:30 a.m. and 12:30 p.m. OR 1:30 p.m and 4:00 p.m. local time, Tuesday April 18, 2017. Submittals will not be accepted before or after the times and date stated above. Facsimile (FAX) submittals are not acceptable and will not be considered.

Posted 3/20/2017

**DEPARTMENT OF EDUCATION**

University of North Florida

ITB 17-22 UNF Trail Boardwalk Replacement

**NOTICE TO CONTRACTORS**

ITB 17-22 UNF Trail Boardwalk Replacement

The University of North Florida Board of Trustees, a public body corporate, is soliciting bids to contractors for the replacement of various sections of the trail boardwalk platform

located in the UNF Nature Preserve at the University of North Florida, 1 UNF Drive, Jacksonville, FL 32224.

The scope of work includes all labor, materials and supervision required for the replacement of the deteriorated wood sections of the boardwalk platforms along the trail at the UNF Nature Preserve. See the construction drawings and specifications manuals for the full scope of work.

The preliminary schedule for this ITB:

|                           |  |
|---------------------------|--|
| Advertisement             | March 21, 2017                                     |
| Mandatory Pre-Bid Meeting | March 30, 2017, 9:00 a.m.                          |
| Deadline for questions    | April 4, 2017; response to questions April 6, 2017 |
| Bids due                  | April 12, 2017, 3:00 p.m.                          |

Minority business participation is strongly recommended and supported by the University of North Florida.

A performance and payment bond for 100 percent of the amount of the bid will be required of the successful contractor for any project with a cost that exceeds \$100,000.

As required by §287.133, Fla. Stat., a contractor may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Contractor shall have established equal opportunity practices which conform to all laws against discrimination and prohibits discrimination based on race, creed, color, sex, age, national origin, marital status or religion; neither contractor nor any subcontractor or other person, firm or business entity with whom it would be engaged in a combined effort to perform the services has hired any person who is an officer or employee of UNF.

Full sets of bidding documents and descriptive project information may be obtained online at the UNF Procurement Services website: [http://www.unf.edu/procurement/Bids\\_and\\_Notices.aspx](http://www.unf.edu/procurement/Bids_and_Notices.aspx).

Submit one complete copy of your bid response in full accordance with the requirements of the bid documents to: University of North Florida Procurement Services 4892 First Coast Technology Parkway, Hicks Hall, Suite 2950 Jacksonville, Florida 32224

Sealed bids must be received no later than 3:00 p.m. Eastern Time on April 12, 2017. Facsimile (fax) or email submittals are not acceptable and will not be considered.



DEPARTMENT OF MANAGEMENT SERVICES  
Division of Building Construction  
MSFM-16006030-Rohde RSC  
STATE OF FLORIDA DEPARTMENT OF MANAGEMENT  
SERVICES  
DIVISION OF REAL ESTATE DEVELOPMENT AND  
MANAGEMENT  
PUBLIC ANNOUNCEMENT FOR PROFESSIONAL  
SERVICES  
ARCHITECTURE-ENGINEER

March 21, 2017

The Department of Management Services (DMS), Division of Real Estate Development and Management, announces that professional services are required for the project listed below.

PROJECT NUMBER: MSFM-16006030

PROJECT NAME: Rohde Regional Service Center, Parking Garage #62 North/South, Fire Alarm and Security Camera System Replacement and Fire Pump Bypass Line

PROJECT LOCATION: Miami, Florida

ESTIMATED CONSTRUCTION BUDGET: Current funding is approximately \$1,100,000.00, Estimated Project Budget \$2,300,000.00, with additional funding contingent upon future appropriation by the Legislature.

Please visit the Department's website [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu) and click on "Search Advertisements" – "Division of Real Estate Development and Management" Look for "Opportunities for Design and Construction Firms" and click on link.

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## 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., Tuesday March 14, 2017 and 3:00 p.m., Monday, March 20, 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.

| <b>Rule No.</b>   | <b>File Date</b> | <b>Effective Date</b> |
|---|------------------|-----------------------|
| 53ER17-14   | 3/15/2017        | 3/15/2017             |
| 53ER17-15   | 3/15/2017        | 3/15/2017             |
| 59A-9.019   | 3/16/2017        | 4/4/2017              |
| 59A-9.020   | 3/16/2017        | 4/4/2017              |
| 59A-9.021   | 3/16/2017        | 4/4/2017              |
| 59A-9.022   | 3/16/2017        | 4/4/2017              |
| 59A-9.0225  | 3/16/2017        | 4/4/2017              |
| 59A-9.023   | 3/16/2017        | 4/4/2017              |
| 59A-9.024   | 3/16/2017        | 4/4/2017              |
| 59A-9.025   | 3/16/2017        | 4/4/2017              |
| 59A-9.026   | 3/16/2017        | 4/4/2017              |
| 59A-9.027   | 3/16/2017        | 4/4/2017              |
| 59A-9.028   | 3/16/2017        | 4/4/2017              |
| 59A-9.029   | 3/16/2017        | 4/4/2017              |
| 59A-9.030   | 3/16/2017        | 4/4/2017              |
| 59A-9.031   | 3/16/2017        | 4/4/2017              |
| 59G-1.045   | 3/16/2017        | 4/4/2017              |
| 61G5-20.008   | 3/14/2017        | 4/3/2017              |
| 62-660.802  | 3/15/2017        | 4/3/2017              |
| 64B16-26.200  | 3/15/2017        | 4/3/2017              |
| 64B17-3.003   | 3/15/2017        | 4/3/2017              |
| 64B17-4.001   | 3/15/2017        | 4/3/2017              |
| 64B17-4.002   | 3/15/2017        | 4/3/2017              |
| 64B17-4.003   | 3/15/2017        | 4/3/2017              |
| 64B17-4.006   | 3/15/2017        | 4/3/2017              |
| 64B23-2.001   | 3/16/2017        | 4/4/2017              |
| 68B-14.005  | 3/15/2015        | 3/15/2017             |
| 69C-1.004   | 3/15/2017        | 4/3/2017              |
| <b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b> |                  |                       |

| Rule No.    | File Date  | Effective Date |
|-------------|------------|----------------|
| 40B-9.021   | 12/21/2016 | **/**/*****    |
| 40B-9.041   | 12/21/2016 | **/**/*****    |
| 40B-9.126   | 12/21/2016 | **/**/*****    |
| 40B-9.131   | 12/21/2016 | **/**/*****    |
| 40B-9.1381  | 12/21/2016 | **/**/*****    |
| 40B-9.1411  | 12/21/2016 | **/**/*****    |
| 40B-9.142   | 12/21/2016 | **/**/*****    |
| 40B-9.145   | 12/21/2016 | **/**/*****    |
| 40B-9.123   | 12/9/2016  | **/**/*****    |
| 58M-2.009   | 2/9/2017   | **/**/*****    |
| 60FF1-5.009 | 7/21/2016  | **/**/*****    |
| 64B8-9.009  | 6/15/2016  | **/**/*****    |
| 64B8-10.003 | 12/9/2015  | **/**/*****    |
| 69L-7.100   | 12/19/2016 | **/**/*****    |
| 69L-7.501   | 12/19/2016 | **/**/*****    |

**DEPARTMENT OF HEALTH**

**Emergency Action**

On March 20, 2017, State Surgeon General issued an Order Lifting Emergency Restriction of License with regard to the registration of FLA Medical Group, LLC, Registration No. PMC 1190. The Department orders that the Emergency Restriction of License be lifted.

**Section XIII**

**Index to Rules Filed During Preceding Week**

**INDEX TO RULES FILED BETWEEN MARCH 13, 2017 AND MARCH 17, 2017**

| Rule No. | File Date | Effective Date | Proposed Vol./No. | Amended Vol./No. |
|----------|-----------|----------------|-------------------|------------------|
|----------|-----------|----------------|-------------------|------------------|

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

|           |           |          |        |       |
|-----------|-----------|----------|--------|-------|
| 40D-2.091 | 3/13/2017 | 4/2/2017 | 42/235 | 43/19 |
| 40D-8.624 | 3/13/2017 | 4/2/2017 | 43/20  |       |
| 40D-8.624 | 3/13/2017 | 4/2/2017 | 43/20  |       |

**DEPARTMENT OF THE LOTTERY**

|           |           |           |       |
|-----------|-----------|-----------|-------|
| 53ER17-14 | 3/15/2017 | 3/15/2017 | 43/52 |
| 53ER17-15 | 3/15/2017 | 3/15/2017 | 43/52 |

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

|            |           |          |        |       |
|------------|-----------|----------|--------|-------|
| 59A-9.019  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.020  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.021  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.022  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.0225 | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.023  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.024  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.025  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.026  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.027  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.028  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.029  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.030  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |
| 59A-9.031  | 3/16/2017 | 4/5/2017 | 42/216 | 43/21 |

**Medicaid**

|           |           |          |       |
|-----------|-----------|----------|-------|
| 59G-1.045 | 3/16/2017 | 4/5/2017 | 43/15 |
|-----------|-----------|----------|-------|

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

|             |           |          |       |
|-------------|-----------|----------|-------|
| 61G5-20.008 | 3/14/2017 | 4/3/2017 | 43/29 |
|-------------|-----------|----------|-------|

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

|            |           |          |        |
|------------|-----------|----------|--------|
| 62-660.802 | 3/15/2017 | 4/4/2017 | 41/177 |
|------------|-----------|----------|--------|

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

|              |           |          |       |
|--------------|-----------|----------|-------|
| 64B16-26.200 | 3/15/2017 | 4/4/2017 | 43/28 |
|--------------|-----------|----------|-------|

**Board of Physical Therapy Practice**

|             |           |          |       |
|-------------|-----------|----------|-------|
| 64B17-3.003 | 3/15/2017 | 4/4/2017 | 43/31 |
| 64B17-4.001 | 3/15/2017 | 4/4/2017 | 43/31 |
| 64B17-4.002 | 3/15/2017 | 4/4/2017 | 43/31 |
| 64B17-4.003 | 3/15/2017 | 4/4/2017 | 43/31 |
| 64B17-4.006 | 3/15/2017 | 4/4/2017 | 43/31 |

**Council of Medical Physicists**

|             |           |          |       |       |
|-------------|-----------|----------|-------|-------|
| 64B23-2.001 | 3/16/2017 | 4/5/2017 | 43/07 | 43/22 |
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**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

68B-14.005 3/15/2017 3/15/2017 43/36

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Treasury**

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69C-1.005 3/15/2017 4/4/2017 43/24

**LIST OF RULES AWAITING LEGISLATIVE  
APPROVAL PURSUANT TO SECTION 120.541(3), 373.139(7)  
AND 373.1391(6), FLORIDA STATUTES**

**WATER MANAGEMENT DISTRICTS**

**Suwannee River Water Management District**

40B-9.021 12/21/2016 \*\*/\*\*/\*\*\*\*\* 42/221

40B-9.041 12/21/2016 \*\*/\*\*/\*\*\*\*\* 42/221

40B-9.123 12/9/2016 \*\*/\*\*/\*\*\*\*\* 42/221

40B-9.126 12/21/2016 \*\*/\*\*/\*\*\*\*\* 42/221

40B-9.131 12/21/2016 \*\*/\*\*/\*\*\*\*\* 42/221

40B-9.1381 12/21/2016 \*\*/\*\*/\*\*\*\*\* 42/221

40B-9.1411 12/21/2016 \*\*/\*\*/\*\*\*\*\* 42/221

40B-9.142 12/21/2016 \*\*/\*\*/\*\*\*\*\* 42/221

40B-9.145 12/21/2016 \*\*/\*\*/\*\*\*\*\* 42/221

**DEPARTMENT OF ELDER AFFAIRS**

**Guardianship**

58M-2.009 2/9/2017 \*\*/\*\*/\*\*\*\*\* 42/203 43/11

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

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**DEPARTMENT OF HEALTH**

**Board of Medicine**

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64B8-10.003 12/9/2015 \*\*/\*\*/\*\*\*\*\* 39/95 41/49

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

69L-7.100 12/19/2016 \*\*/\*\*/\*\*\*\*\* 42/191 42/218

69L-7.501 12/19/2016 \*\*/\*\*/\*\*\*\*\* 42/191 42/218

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.