

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-30.019 Fees Regarding Physician Assistants
PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to update the rule text to reflect a reduction of the biennial renewal fee until January 31, 2026.

SUBJECT AREA TO BE ADDRESSED: Reduction of the biennial renewal fee.

RULEMAKING AUTHORITY: 456.036, 458.309, 458.347 FS.

LAW IMPLEMENTED: 456.036(3), (5), (7), 458.347 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: Paul Vazquez, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, Paul.Vazquez@flhealth.gov

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:
64B15-6.013 Physician Assistant Fees
PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to update the rule text to reflect a reduction of the biennial renewal fee until January 31, 2026.

SUBJECT AREA TO BE ADDRESSED: Reduction of the biennial renewal fee.

RULEMAKING AUTHORITY: 456.025(10), 456.036(3), (4), (5), (7), 459.005, 459.009, 459.022(7) FS.

LAW IMPLEMENTED: 456.025(10), 456.036(3), (4), (5), (7), 456.065(3), 459.009, 459.022(7) 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: Danielle Terrell, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or by email at Danielle.Terrell@flhealth.gov

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:
64B15-19.002 Violations and Penalties
PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to clarify and update disciplinary guidelines.

SUBJECT AREA TO BE ADDRESSED: To clarify and update disciplinary guidelines.

RULEMAKING AUTHORITY: 456.079, 456.47(7), 459.015(5), 459.0138 FS.

LAW IMPLEMENTED: 381.986(3)(a), 456.072, 456.079, 456.47, 456.50, 459.015, 459.0138 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: Danielle Terrell, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or by email at Danielle.Terrell@flhealth.gov

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

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NOS.:	RULE TITLES:
64D-3.028	Definitions
64D-3.029	Diseases or Conditions to be Reported
64D-3.030	Notification by Practitioners
64D-3.031	Notification by Laboratories
64D-3.032	Notification by Medical Facilities
64D-3.033	Notification by Others
64D-3.034	Cancer Reporting
64D-3.035	Congenital Anomaly Reporting
64D-3.037	Authority of the DOH County Health Department Director or Administrator and State Health Officer
64D-3.038	Quarantine Orders and Requirements
64D-3.039	Diseased Animals
64D-3.040	Procedures for Control of Specific Communicable Diseases
64D-3.041	Epidemiological Investigations
64D-3.043	Tuberculosis Treatment and Follow-up
64D-3.045	Execution of Certificate for Involuntary Hold for Tuberculosis

PURPOSE AND EFFECT: The proposed rule amendments will update definitions; clarify and update reporting requirements; add new diseases and conditions that must be reported; update incorporated documents, references, and citations; add additional information and requirements regarding notification by practitioners and by laboratories; clarify procedures for control of specific communicable diseases and add new procedures, including for additional diseases; and to update requirements around tuberculosis reporting to reflect systemic updates.

SUBJECT AREA TO BE ADDRESSED: Control of communicable diseases and conditions that may significantly affect public health.

RULEMAKING AUTHORITY: 381.0011(2), (3), (7), 381.003(2), 381.0031(8), 381.00315, 383.06, 384.25(1), 384.25(2), 384.29, 384.33, 385.202(5), 392.53(1), 392.53(2), 392.565, 392.64(1), 392.66, FS

LAW IMPLEMENTED: 154.04, 381.0011, 381.0012, 381.003, 381.0031, 381.00315, 381.004(3), 383.06, 384.23, 384.25, 384.26, 384.27, 384.28, 385.202, 392.52, 392.53, 392.54, 392.55, 392.56, 392.565, 392.59, 392.61, 392.62, 392.64, 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: Amber Pepe, Amber.Pepe@flhealth.gov.

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

**Section II
Proposed Rules**

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: **RULE TITLE:**

59A-8.0095 Personnel

PURPOSE AND EFFECT: The Agency proposes to amend Rule 59A-8.0095 governing home health agency personnel. Pursuant to changes from 2020-009 and 2022-048, L.O.F., the rule will be revised to align the requirements for an administrator and alternate administrator as well as a director of nursing and alternate director of nursing, require submission of the license application form to report certain personnel changes, and clarify requirements for home health aide training.

SUMMARY: : Rule 59A-8.0095 outlines the requirements governing home health agency personnel. The Agency is proposing to revise the rule to align the requirements for an administrator and alternate administrator as well as a director of nursing and alternate director of nursing, require submission of the license application form to report certain personnel changes, and clarify requirements for home health aide training.

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: A SERC has not been prepared by the agency. For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 400.488, 400.497 F.S.

LAW IMPLEMENTED: 400.476, 400.487, 400.488, 400.497 F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: January 26, 2023, 2:00 p.m. to 3:00 p.m.
 PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308, Building 3, Conference Room A

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ruby Grantham, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850) 412-4386. 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: Ruby Grantham at (850) 412-4386 or email at: Ruby.Grantham@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-8.0095 Personnel.

(1) Administrator.

(a) The administrator of the agency shall:

1. Meet the criteria as defined in sections 400.462(1) and 400.476(1), F.S.

2. Designate, in writing a direct employee or an individual covered under a management company contract to manage the home health agency or an employee leasing contract that provides the agency with full control over all operational duties and responsibilities to serve as an on-site alternate administrator during absences of the administrator. This person will be available during designated business hours, when the administrator is not available. Available during designated business hours means being readily available on the premises or by telecommunications. During the absence of the administrator, the ~~on-site~~ alternate administrator will have the responsibility and authority for the daily operation of the agency. The alternate administrator must meet the criteria as defined in sections 400.462(1) and 400.476(1) F.S.

(b) If an agency changes administrator or alternate administrator, the agency shall notify ~~the AHCA Home Care Unit office in Tallahassee~~ as required in subsection 59A-35.110(1), F.A.C., by submitting the application forms referenced in subsection 59A-8.003(1), F.A.C. Level 2 background screening compliance is required pursuant to Section 408.809, F.S. and Rule 59A-35.090, F.A.C. ~~Notification shall consist of submission of the person's name and a statement that the person meets the qualifications in sections 400.476(1) and 400.462(1), F.S. Send the notification~~

~~by email, fax or mail to HQAHOMEHEALTH@ahca.myflorida.com, fax (850)922-5374, or mail to AHCA Home Care Unit, 2727 Mahan Drive, Mail Stop #34, Tallahassee, Florida 32308. The administrator also must submit level 2 screening, pursuant to section 408.809, F.S., and rule 59A-35.090, F.A.C. or inform the Home Care Unit that level 2 screening was previously submitted.~~

(2) Director of Nursing.

(a) The director of nursing of the agency shall:

1. Meet the criteria as defined in Sections 400.462(10) and 400.476(2), F.S.;

2. through 4. no change

(b) no change.

(c) The director of nursing shall:

1. through 2. no change

3. Coordinate patient care services; ~~and;~~

4. Set or adopt policies for, and keep records of criteria for admission to service, case assignments and case management; and

5. Establish and adopt policies and procedures for the delegation process of nursing tasks and activities as specified in Chapter 64B9-14, F.A.C.

(d) through (f) no change

(g) If the director of nursing serves as the director of nursing for more than two licensed home health agencies, then the director of nursing shall designate, in writing, an alternate director of nursing to serve during the director of nursing's absence. This person will be available during designated business hours, when the director of nursing is not available. Available during designated business hours means being readily available on the premises or by telecommunications. The alternate director of nursing must meet the criteria as defined in sections 400.462(10) and 400.476(2), F.S.

(h) If an agency changes the director of nursing or alternate director of nursing, the agency shall notify AHCA as required in section 400.476(2)(b), F.S., by submitting the application forms referenced in subsection 59A-8.003(1), F.A.C. Level 2 background screening compliance is required pursuant to Section 408.809, F.S. and Rule 59A-35.090, F.A.C.

(i) An agency that does not provide skilled care is not required to have a director of nursing.

(3) Registered Nurse.

(a) A registered nurse shall be currently licensed in the state, pursuant to chapter 464, F.S., and:

1. Be the case manager in all cases involving nursing or both nursing and therapy care;

2. Be responsible for the clinical record for each patient receiving nursing care; ~~and;~~

3. Assure that progress reports are made to the physician, physicians assistant or advanced practice registered nurse for

patients receiving nursing services when the patient's condition changes or there are deviations from the plan of care; and

4. Provide nursing services within the scope of practice authorized by the license issued by the State of Florida for a registered nurse.

(b) Each home health agency that provides skilled care or non-skilled care may have an RN assign personal care tasks. A registered nurse may assign selected portions of patient care to licensed practical nurses, certified nursing assistants and home health aides but always retains the full responsibility for the care given and for making supervisory visits to the patient's home. The registered nurse maintains full responsibility for personal care tasks assigned to home health aides or CNAs and must ensure the home health aide or CNA is qualified to carry out those assignments based on their training and experience.

(c) Each home health agency that provides skilled care or non-skilled care must have an RN provide supervisory visits of unlicensed assistive personnel, as defined in 64B9-10.001(1), who are employed by or under contract with the home health agency, in accordance with Section 400.487(3), F.S. The agency must obtain written consent from the patient, or the patient's guardian or legal representative, to send an RN into the home to conduct supervisory visits.

(d) The RN must provide on-site supervision as needed, based upon the severity of patient's medical condition and the home health aide's or CNA's training and experience. Supervisory visits must be documented in patient files.

(e) Delegation of tasks for which additional training and validation is required. If the home health agency provides skilled care, an RN may delegate tasks in addition to assigned personal care tasks, including medication administration, to a home health aide or CNA qualified to perform the task pursuant to rules 59A-8.0097, 59A-8.0219 and 59A-8.0216, F.A.C.

(4) No change.

(5) Home Health Aide and Certified Nursing Assistant.

(a) A home health aide or a certified nursing assistant (CNA) shall provide personal care services assigned by and under the supervision of a registered nurse. When only physical, speech, or occupational therapy is furnished, in addition to home health aide or CNA services, supervision can be supplied by a licensed therapist directly employed by the home health agency or by an independently contracted employee.

(b) ~~Supervision of the home health aide and CNA by a registered nurse in the home will be in accordance with section 400.487(3), F.S. Home health agencies will need to obtain the patient's verbal permission to send a registered nurse into the home to conduct supervisory visits.~~

(b)(e) Prior to a CNA providing services, For every certified nursing assistant the home health agency shall have documentation of the CNA's current on file the person's State of Florida certification. A CNA that is currently certified in

another state may work as a home health aide in a home health agency in Florida if they present a copy of their current certificate as a nursing assistant from that state. A copy of the screen of the Florida Department of Health web site's Certified Nursing Assistant Information that shows the person's name, address, certificate number, original issue date, expire date and status will meet this requirement.

(c)(d) Prior to a home health aide providing services For every home health aide, a home health agency shall have on file documentation of the home health aide's successful completion of at least forty hours of training in the following subject areas or successful passage of the competency test as stated in section (i) paragraph (j), pursuant to section 400.497(1), F.S. An individual may complete home health aide training through a home health agency licensed under Chapter 400, Part III, F.S. for the purpose of employment with the agency. Home health aides who are licensed, certified or trained in another state must provide documentation of course completion, such as transcripts or a certificate that includes the course curriculum, to the employing home health agency as evidence of required training.

1. through 16. no change

(d) A home health aide seeking employment with a Medicare or Medicaid certified home health agency may be required to provide evidence of additional training incorporated within the Medicare Conditions for Participation, 42 C.F.R., Part 484, and available at <https://ecfr.io/Title-42/Part-484>.

(e) If a home health aide successfully completes training through a vocational school or a nonpublic post-secondary career school approved by the Florida Florida's Department of Education, the individual must present to a home health agency a diploma or certificate issued by that institution the vocational school. If the home health aide completes the training through a home health agency, and wishes to be employed at another agency, the individual must present to the other second home health agency documentation of successful completion of training as listed in section (5)(c) subparagraphs 59A-8.0095(5)(d)1. through 16., F.A.C.

(f) A home health agency that teaches Home health agencies which teach the home health aide course to their employees pursuant to section 400.497(1), F.S., but is who are not classified as a nonpublic post-secondary career school by the Florida Florida's Department of Education, must issue the following documentation to individuals at the time of successful completion of the training course. The documentation must include the following: the title "Home Health Aide Documentation;" the name, address, phone number, and license number of the home health agency; the student's name, address, phone number, and social security number; total number of clock hours completed in the training; the number of clock hours for each unit or topic of training;

signature of the person who directed the training; and the date the training was completed. It must be stated on the documentation that section 400.497(1), F.S., permits the home health agency conducting this training to provide such documentation.

~~(g) Home health training documentation issued by a home health agency on or after October 1, 1999, must contain language as listed in paragraph (f), above.~~

~~(h) A home health agency that teaches Home health agencies which teach the home health aide course, but is who are not an approved nonpublic post-secondary career school, cannot charge a fee for the training and cannot issue a document of completion with the words "diploma," "certificate," "certification of completion," or "transcript." The home health agency is limited to advertising in the "Help Wanted" section of the papers. The home health agency cannot advertise that they are offering "training for home health aides." The agency can indicate that they are hiring home health aides with the intention of providing training and will train.~~

(i) renumbered (h) no change

(j) renumbered (i) no change

1. through 2. no change

3. When a home health aide completes the competency test through the employing agency and wishes to be employed at another agency, the home health agency shall furnish documentation of successful passage of the test to the requesting agency pursuant to section 400.497(1), F.S. Documentation of successful passage may be provided in a format established by the home health agency, except as prohibited in sections (5)(f) and (g) paragraphs 59A-8.0095(5)(f) (h), F.A.C., that specifies limitations on the manner in which a home health agency may describe home health aide training. The documentation, at minimum, should include the home health aide's name, address and social security number; the home health agency's name and address; date the test was passed; the signature of the person providing the documentation; and any other information necessary to document the aide's passage of the test.

(k) Home health aides and CNA's must receive in-service training each calendar year. ~~Training must be provided to obtain and maintain a certificate in cardiopulmonary resuscitation.~~ Medicare and Medicaid agencies should check federal regulations for additional in-service training requirements. Home health aides and CNAs must also maintain current cardiopulmonary resuscitation (CPR) certification from an instructor or training provider approved to provide CPR by the American Red Cross, the American Heart Association, the National Safety Council, or an organization whose training is accredited by the Commission on Accreditation for Pre-Hospital Continuing Education.

(l) Responsibilities of the home health aide and CNA shall include:

1. The performance of all personal care activities contained in a written assignment by a licensed health professional employee or contractor of the home health agency and which include assisting the patient or client with personal hygiene, ambulation, eating, dressing, shaving, physical transfer, and other duties as assigned.

2. Maintenance of a clean, safe and healthy environment, which may include light cleaning and straightening of the bathroom, straightening the sleeping and living areas, washing the patient's or client's dishes or laundry, and such tasks to maintain cleanliness and safety for the patient or client.

3. Other activities as taught by a licensed health professional employee or contractor of the home health agency for a specific patient or client and are restricted to the following:

a. Assisting with reinforcement of dressing.

b. Applying and removing anti-embolism stockings and hosiery prescribed for therapeutic treatment of the legs.

~~c.~~ Assisting with tasks associated with elimination:

(I) Toileting.

(II) Assisting with the use of the bedpan and urinal.

(III) Providing catheter care including changing the urinary catheter bag.

(IV) Collecting specimens.

(V) Emptying ostomy bags or changing bags that do not adhere to the skin.

(VI) Assisting with the placement and removal of colostomy bags, excluding the removal of the flange or manipulation of the stoma's site.

~~d.~~ Assisting with the use of devices for aid to daily living, such as a wheelchair or walker;

~~e.~~ Assisting with prescribed range of motion exercises;

~~f.~~ Assisting with prescribed ice cap or collar;

g. ~~Doing~~ Performing simple urine tests for sugar, acetone or albumin;

h. Assisting with the use of a glucometer to perform blood glucose testing;

~~i.~~ Measuring and preparing special diets;

~~j.~~ Measuring intake and output of fluids, and,

k. Measuring vital signs including temperature, pulse, respiration or blood pressure.

l. Assisting with oxygen nasal cannulas and continuous positive airway pressure (CPAP) devices, excluding the titration of the prescribed oxygen levels.

4. Keeping records of personal health care activities.

5. Observing appearance and gross behavioral changes in the patient or client, reporting to the registered nurse.

6. Supervision of self-administered medication in the home is limited to the following:

- a. Obtaining the medication container from the storage area for the patient or client;
- b. Ensuring that the medication is prescribed for the patient or client;
- c. Reminding the patient or client that it is time to take the medication as prescribed; and,
- d. Observing the patient or client self-administering the medication.

(m) In cases where a home health aide or a CNA will provide assistance with self-administered medications in accordance with section 400.488, F.S., a review must be conducted by a registered nurse to ensure the patient is medically stable with the self-administration of routine, regularly scheduled medications. The Registered Nurse must review and reconcile all currently prescribed and over-the-counter medications to ensure the home health aide or CNA can provide assistance in accordance with their training and paragraph (o) below, an assessment of the medications for which assistance is to be provided shall be conducted by a licensed health care professional to ensure the unlicensed caregiver provides assistance in accordance with their training and with the medication prescription.

(n) No change

(o) In providing assistance with self-administered medication, in addition to the requirements outlined in section 400.488, F.S., home health aide or CNA may ~~The home health aide and CNA may also provide the following assistance with self-administered medication, as needed by the patient, in accordance with section 400.488, F.S.:~~

- 1. Prepare necessary items such as juice, water, cups, or spoons to assist the patient in the self-administration of medication;
- 2. Open and close the medication container or tear the foil of prepackaged medications;
- 3. Assist the patient resident in the self-administration process. Examples of such assistance include the steadying of the arm, hand, or other parts of the patient's body so as to allow the self-administration of medication;
- 4. Assist the patient by placing unused doses of solid medication back into the medication container.

(p) Responsibilities of the home health aide and CNA shall not include:

- 1. The performance of any therapeutic service that requires licensure as a health care professional;
- 2. Changing sterile dressings;
- 3. Irrigating body cavities such as giving an enema;
- 4. Performing irrigation of any wounds (such as vascular ulcers, diabetic ulcers, pressure ulcers, surgical wounds) or apply agents used in the debridement of necrotic tissues in wounds of any type;
- 5. Performing a gastric irrigation or enteral feeding;

- 6. Catheterizing a patient;
- 7. Administering any controlled substance listed in Schedule II, Schedule III, or Schedule IV of s. 893.03 or 21 U.S.C. s. 812.;
- 8. Applying heat by any method;
- 9. Caring for a tracheotomy tube;
- 10. Providing any personal health service which has not been included in the plan of care; or
- 11. Filling and removing medications from a pill organizer or electronic medication dispenser.

~~(p) The home health aide or CNA shall not change sterile dressings, irrigate body cavities such as giving an enema, irrigate a colostomy or wound, perform a gastric irrigation or enteral feeding, catheterize a patient, administer medication, apply heat by any method, care for a tracheotomy tube, nor provide any personal health service which has not been included in the plan of care.~~

(q) Individuals who have graduated from an accredited school of nursing, and are waiting to take their boards for licensure in Florida, may work as a home health aide. RNs or LPNs who can show proof they are licensed in another state or in Florida, may work as a home health aide in Florida.

(r) Pursuant to section 381.0035, F.S., all home health agency employees, with the exception of employees subject to the requirements of section 456.033, F.S., must complete a one-time education course on HIV and AIDS, within 30 days of employment.

~~(q) CNA's who earn their certificate in another state may work as a home health aide in a home health agency in Florida if they present a copy of their current CNA certificate from that state. For CNA's, who have a certificate from out of state and who want to obtain a Florida CNA certificate, they can contact the Florida Certified Nursing Assistant office at the Department of Health to inquire about taking the written examination, pursuant section 464.203, F.S.~~

~~(r) Home health aides who are trained in another state must provide documentation of course completion to the employing home health agency. Individuals who have graduated from an accredited school of nursing and are waiting to take their boards for licensure in Florida, can work as a home health aide. Registered nurses and licensed practical nurses who can show proof they are licensed in another state or in Florida, can work as a home health aide in Florida.~~

(6) through (12) no change

Rulemaking Authority 400.488, 400.497 FS. Law Implemented 400.476, 400.487, 400.488, 400.497 FS. History—New 1-20-97, Amended 1-17-00, 7-18-01, 9-22-05, 8-15-06, 7-11-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ruby Grantham

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Simone Marstiller
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/14/2022
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 7/5/2022

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.: RULE TITLES:

59A-8.0097 Medication Training and Validation

59A-8.0216 RN Delegation of Tasks

59A-8.0219 Medication Administration

PURPOSE AND EFFECT: Pursuant to changes from 2020-009 and 2022-048, L.O.F., the Agency proposes to create new rules within Chapter 59A-8 governing training and delegation of tasks by RNs to home health agency staff.

SUMMARY: Rule 59A-8.0097 establishes training and validation requirements for home health aides and certified nursing assistants (CNAs). Rule 59A-8.0216 establishes criteria for the delegation of tasks by a registered nurse (RN) and supervisory requirements for home health aides and CNAs. Rule 59A-8.0219 establishes procedures for the administration of medication by home health aides and CNAs to home health agency personnel.

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: A SERC has not been prepared by the agency. For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 400.489, 464.0156, 464.2035, F.S.

LAW IMPLEMENTED: 400.489, 400.490, 464.0156, 464.2035, F.S.

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: January 26, 2023, 2:00 p.m. to 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308, Building 3, Conference Room A

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ruby Grantham, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4386. 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: Ruby Grantham at (850)412-4386 or email at: Ruby.Grantham@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-8.0097 Medication Training and Validation

(1) Home health aides and Certified Nursing Assistants (CNA) must receive training prior to providing services and each calendar year thereafter as required. Home health aides and CNAs performing tasks delegated by a registered nurse (RN), including medication administration, may require additional training and validation to be qualified to perform the tasks in the home setting. Training may be provided as in-service training unless otherwise specified in statute. Medicare and Medicaid agencies should check federal regulations for additional in-service training requirements.

(2) Definitions

(a) A medication administration route is the path through which medication is delivered to a patient. For the purposes of this rule, routes of administration are defined as follows:

1. "Buccal" means medication is placed in the mouth between the cheek and gum.

2. "Enteral" means medication is delivered by oral route, sublingual or buccal route, or rectal route.

3. "Inhaled" means medication is administered as nose drops or nose spray, or medication is inhaled by mouth, such as with an inhaler or nebulizer.

4. "Ophthalmic" means solution or ointment medication is instilled into the eye or applied on or around the eyelid.

5. "Oral" means medication including, but not limited to, tablet, capsule, liquid, or powder form is introduced into the gastrointestinal tract by mouth.

6. "Otic" means solutions or ointment medication is placed in the outer ear canal or applied around the outer ear.

7. “Parenteral” means medication is injected into the body through some route other than the digestive tract, such as subcutaneous, intra-dermal, intra-muscular, or intravenous administration.

8. “Rectal” means any medication including, but not limited to, capsule, enema, gel, or suppository administered via the rectum.

9. “Sublingual” means medication is placed in the mouth under the tongue.

10. “Topical” means medication including, but not limited to, salve, lotion, ointment, cream, spray, shampoo, or solution applied locally to a body part.

11. “Transdermal” means a patch containing a pre-measured or measured amount of topical medication that is absorbed into the body via the epidermis (outer layer of skin).

12. “Vaginal” means any medication including, but not limited to, capsule, cream, or ointment that is administered via the internal vagina. This route does not include medications applied to the epidermis external to the vagina.

(3) Medication Training Course Curriculum.

(a) Home health aides and CNAs administering medication pursuant to Sections 400.489, 400.490 and 464.2035, F.S. must complete an initial 6-hour basic medication administration training course prior to assuming this responsibility and a 2-hour training course annually thereafter.

(b) Basic medication administration training must be provided by an RN licensed under chapter 464, F.S. or a physician licensed under chapter 458 or chapter 459, F.S. who has been in practice for at least 2 years.

(c) The training curriculum must require the home health aide or CNA to demonstrate the following in person, which must include, at minimum the ability to:

1. Read and understand a prescription label;
2. Administer oral, transdermal, ophthalmic, otic, inhaled, and/or topical medication routes;
3. Measure liquid medications, break scored tablets, and crush tablets in accordance with prescription directions;
4. Recognize the need to obtain clarification of an “as needed” prescription order;
5. Recognize a medication order which requires the judgment or discretion of an RN, and to advise the patient and the supervising RN of the inability to assist in the administration of such orders;

6. Complete a medication administration record (MAR) and fulfill related record keeping requirements;

7. Recognize the general signs of adverse reactions to medications and report such reactions;

8. Promote safety, sanitation and hand hygiene while administering medication; and

9. Medication error prevention and error reporting.

(4) Validation for Routes of Medication Administration.

(a) A home health aide or CNA must be assessed and validated as competent to administer medication by an RN after successfully completing required medication training.

(b) Successful validation requires the home health aide or CNA to demonstrate their capability to administer medication in a safe, sanitary and responsible manner in an on-site, patient-setting using the patient’s prescribed medications.

(c) The home health aide or CNA must achieve a score of 100% proficiency in the validation prior to administering medication.

(d) Validation must take place within 90 days of completing required medication training.

(e) Validation for medication administration includes a demonstration of the following:

1. The ability to comprehend and follow medication instructions on a prescription label, physician’s order, and properly complete a medication administration record form;

2. The ability to administer medication by oral, transdermal, ophthalmic, otic, inhaled, or topical administration routes, including prefilled insulin syringes if applicable;

3. The ability to obtain pertinent medication information, including the purpose of the medication, its common side effects, and symptoms of adverse reactions to the medication, either from the package insert that comes from the pharmacy, or other professionally recognized medication resource, and to maintain this information for easy access and future reference;

4. The ability to fulfill medication record keeping requirements; and

5. The ability to effectively communicate in a manner that permits health care providers and emergency responders to adequately and quickly respond to emergencies.

(5) Validations expire 1 year from the effective date of the validation. A home health aide or CNA must be revalidated within 60 days of expiration of their validation to continue to administer medications as delegated by an RN.

(6) Documentation demonstrating completion of required training and validations by home health aides and CNAs must be kept on file by the home health agency.

Rulemaking Authority 400.489, 464.0156, 464.2035 FS. Law Implemented 400.489, 400.490, 464.0156, 464.2035 FS. History—New

59A-8.0216 RN Delegation of Tasks

(1) A registered nurse (RN) may delegate tasks to a home health aide or certified nursing assistant (CNA) in accordance with sections 400.489, 400.490, 464.0156 and 464.2035, F.S., provided the following criteria are met:

(a) The home health agency is licensed to provide skilled care;

(b) The home health aide or CNA has met the training and validation pursuant to section 400.489 and 464.2035, F.S., and Rule 59A-8.0097, F.A.C.;

(c) The registered nurse delegating the task determines that the home health aide or CNA is competent to perform the task, and

(d) The task meets criteria in section (3) of this rule.

(2) A home health aide or CNA should only accept a delegation that the aide is appropriately trained and educated to perform.

(3) A registered nurse shall follow the delegation process outlined in Rule 64B9-14.002, F.A.C. when delegating a task to a home health aide or CNA.

(4) A registered nurse delegating a task to a home health aide or CNA shall document the following:

(a) Name of the patient and task being performed;

(b) The expected or desired outcome;

(c) The time frame for the delegation;

(d) The nature of the supervision required;

(e) Verification of the home health aide's or CNA's understanding of the task; and

(f) Periodic inspection and assessment of the home health aide or CNA's performance of the task in accordance with Rule 64B9-14, F.A.C.

(5) The registered nurse maintains accountability for the patient.

(6) The home health agency must obtain written, dated consent of the patient, or the patient's guardian, legal representative, or designated health care surrogate, to accept performance of delegated tasks, including medication administration, by a home health aide or CNA, prior to services being provided. The consent must be maintained in the patient's medical record and must contain the following:

(a) Name of the patient;

(b) The task(s) being performed;

(c) The time frame for the delegation of the task(s);

(d) The nature of the supervision required; and

(e) Signature of the patient, or the patient's guardian, legal representative, or designated health care surrogate.

(7) The registered nurse delegating the task of medication administration must maintain documentation that the home health aide or CNA has completed a medication administration course and is currently validated in accordance with Rule 59A-8.0097, F.A.C.

(8) Pursuant to section 464.0156, F.S., a registered nurse may not delegate tasks that:

(a) Are not within the delegating or supervising nurse's scope of practice.

(b) Require the use of the nursing process including assessment, diagnosis, planning, implementation and evaluation.

(c) Require the knowledge, judgment or skills of a licensed health care professional.

Rulemaking Authority 400.489, 464.0156, 464.2035 FS. Law Implemented 400.489, 400.490, 464.0156, 464.2035, FS. History—New

59A-8.0219 Medication Administration

(1) Medication Administration. The supervising or delegating nurse maintains responsibility for any medication administration task delegated to a home health aide or CNA pursuant to sections 464.0156, 464.2035, 400.489, and 400.490, F.S.

(a) Medication administration includes conducting any examination, including vital signs (temperature, blood pressure, heart rate, and/or respirations) for the proper administration of medication that the patient cannot perform personally and that can be performed by a licensed health care practitioner, or a home health aide or CNA as delegated by an RN.

(b) A home health aide or CNA may not administer medication to patients unless they have successfully completed a medication administration training course and obtained a current validation for the route by which the medication is administered in accordance with Rule 59A-8.0097, F.A.C.

(c) In cases wherein a home health aide or a CNA is delegated to administer medications, an assessment of the medications for which administration is to be provided shall be conducted by the registered nurse (RN) who delegated the task prior to the home health aide or CNA performing the task and upon any change in the patient's medication regimen. The assessment shall be documented in the patient's medical record for patients receiving medication administration from a home health aide or CNA.

1. The delegating nurse must ensure the home health aide or CNA administers the medication in accordance with their training and competency, and with the medication prescription.

2. Home health aides and CNAs who are validated to administer whole (not crushed) oral medication may give the medication in any dietary or nutritional food substance that facilitates swallowing, is tolerated by the patient and is not contrary to any prescribed diet, label warnings or known contraindications for the medication being given.

3. The home health aide or CNA must notify the supervising or delegating nurse of changes in the dosage, frequency or route of a medication. The nurse must verify the change and update the MAR.

4. The supervising or delegating nurse is required to review the MAR every 60 days, or more frequently if needed, for each patient receiving medication administration from a home health aide or CNA.

5. The home health aide and/or CNA must communicate changes in a patient's condition to the supervising or delegating

nurse. The nurse must assess for unusual reactions to the medication or a significant change in the patient's health or behavior that may be caused by the medication, and must document such in the patient's record to be reported immediately to the patient's health care provider. Contact with the health care provider must also be documented in the patient's medical record.

(2) Medication Administration Procedures. Home health aides and CNAs must:

(a) Only administer medication as prescribed or ordered by the patient's health care practitioner and which are properly labeled and dispensed in accordance with chapters 465 and 499, F.S.:

(b) Comply with new or changed orders for a specific medication, which override the previous orders for that medication. No order to discontinue the previous order is necessary;

(c) Comply with the time limit as provided for in time-limited orders (i.e. those that are ordered for a specific number of doses or days). Such orders do not require an order to discontinue at the completion of the time allotted in the time-limit;

(d) Before administering medication, review the patient's medical history and medication background with the delegating RN.

(e) Perform appropriate hand hygiene measures consistent with current guidance from the Centers for Disease Control and Prevention (CDC) before administering medication to the patient.

(f) Immediately report torn, damaged, illegible, or mislabeled prescription labels to the dispensing pharmacist and, if a patient is residing in a residential facility, notify the facility supervisor;

(g) Check the directions and expiration date of each medication to ensure that expired medications (those which are no longer current) or those no longer prescribed are not administered;

(h) Administer medication as prescribed and via the route instructed by the patient's prescribing health care professional. Each time medication is administered:

1. Verify the correct medication is administered to the correct patient, at the correct time, dosage, route, and for the correct reason, as prescribed by the health care practitioner.

2. Observe complete ingestion of oral medication before leaving the patient and before recording or documenting the administration of the medication on the MAR.

(i) PRN medications. The supervising or delegating nurse maintains responsibility for the appropriate administration of PRN medications based on the patient's health condition and prescribing health care practitioner orders.

1. Prior to the administration of an "as needed" or "PRN" medication to a patient, the home health aide or CNA must consult with the supervising or delegating nurse to determine the appropriateness of administration of the PRN medication.

2. Administration of medications which require nursing judgement or assessment to evaluate the effectiveness of the medication shall not be delegated, including medications for pain and psychotropic medications. PRN medications must include specific written instructions with specific parameters for administration as prescribed by the patient's health care practitioner.

3. Administration of PRN medication must be documented on the MAR with the reason for the administration of the PRN medication, monitoring of the patient, and outcome of the medication.

(j) Ensure that the prescription for a medication is promptly refilled so that a patient does not miss a prescribed dosage of medication. If the home health aide or CNA is not responsible for routine refills of a medication, they must notify the individual responsible for refilling the patient's prescriptions and document this notification;

(3) In the administration of medications, a home health aide or CNA must not:

(a) Administer medications, including PRN and OTC medications or medication samples without a written order and instructions for preparation and use from the patient's physician, PA, or APRN.

(b) Administer medications for which the health care provider's prescription or order does not specify the medication schedule, medication amount, dosage, route of administration, purpose for the medication, or with medication that would require professional medical judgment by the home health aide or CNA.

(c) Crush, dilute, or mix crushed medications without written instructions from the delegating RN as prescribed by the patient's health care provider.

(d) Administer medications via a medication route for which the home health aide or CNA has not been validated.

(e) Prepare syringes for a patient's use during the self-administration of medication via a parenteral, subcutaneous, intra-dermal, intra-muscular or intravenous route.

(f) Administer medications by injection via a parenteral, subcutaneous, intra-dermal, intra-muscular or intravenous route, with the exception of an epi-pen administered in an emergency situation. This prohibition does not include the administration of prefilled insulin syringes.

(g) Administer medication that is inserted vaginally, or administered via a tracheostomy.

(h) Administer medications for which the health care provider's prescription or order does not specify the medication schedule, medication amount, dosage, route of administration,

purpose for the medication, or with medication that would require professional medical judgment by the home health aide or CNA.

(4) Home health aides and CNAs must not:

(a) Continue to provide services as a home health aide or CNA if they fail to maintain required validation.

(b) Provide services as a home health aide or CNA while not currently authorized to do so by the State of Florida.

(c) Provide services as a home health aide or CNA after the home health agency has determined the home health aide or CNA must not continue to provide assistance with medication administration or administer medication as delegated by an RN.

(5) If a home health aide or CNA violates any provision of sections 400.489, 400.490, 464.0156 or 464.2035, F.S., or this rule, the home health agency must:

(a) Prohibit the home health aide or CNA from providing medication administration services to patients of the agency;

(b) Require the home health aide or CNA to:

1. Successfully complete the Basic Medication Administration Course and corresponding validation;

2. Participate in and successfully complete a corrective action plan; and

3. Comply with remediation requests.

(6) Medication Errors.

(a) The RN must document medication errors and all interventions in the patient's medical record.

(b) The home health agency must incorporate documented medication errors into their Quality Assurance program for systemic analysis in order to prevent a future occurrence and improve provision of services to patients.

(7) Medication Storage and Disposal.

(a) Home health aides and CNAs must:

1. Maintain medications in their original containers labeled by the dispensing health care practitioner or pharmacy with the patient's name, the practitioner's name, and the directions for administering the medication;

2. Maintain OTC medications in their original containers;

3. Ensure medications in a patient's residence are organized and returned to the patient's preferred location for storage and retrieval following administration.

(b) A home health aide or CNA may not transport medications away from the patient's residence or dispose of the patient's medications.

(c) Disposal of medications must be conducted by licensed health care professional and consistent with applicable federal, state, and local regulations.

Rulemaking Authority 400.489, 464.0156, 464.2035 FS. Law Implemented 400.489, 400.490, 464.0156, 464.2035 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ruby Grantham

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Simone Marstiller

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/14/2022

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 7/5/2022

DEPARTMENT OF MANAGEMENT SERVICES

Florida Digital Service

RULE NOS.: RULE TITLES:

60GG-5.001 Purpose and Applicability; Definitions

60GG-5.002 Enterprise Architecture

PURPOSE AND EFFECT: To update the Rule Chapter and create an enforceable and comprehensive enterprise architecture for all state agencies consistent with Chapter 2020-161, L.O.F.

SUMMARY: Repealing Rule 60GG-5.001, F.A.C., and promulgating Rule 60GG-5.002, F.A.C., to create a comprehensive operational framework and unified information technology environment.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

RULEMAKING AUTHORITY: (formerly "Specific Authority"): 282.0051(6)

LAW IMPLEMENTED: 282.0051, 282.206, F.S.

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: Andrea Barber, Government Analyst, Department of Management Services, 4050 Esplanade Way, Tallahassee, Florida 32399, Rulemaking@dms.fl.gov, (850)901-6279.

THE FULL TEXT OF THE PROPOSED RULE IS:

60GG-5.001 Purpose and Applicability; Definitions.

Rulemaking Authority 282.0051(6) FS. Law Implemented 282.0051 FS. History—New 8-3-17, Formerly 74-5.001, Repealed _____.

60GG-5.002 Enterprise Architecture.

(1) Purpose and intent. The purpose of this Enterprise Architecture rule is for the Florida Digital Service (“FL[DS]”) to establish a statewide Enterprise Architecture. The intent of this Enterprise Architecture rule is to provide a comprehensive operational framework, including Standards and deliverables, that contemplates the needs and assets of the Enterprise to support Digital Interoperability.

(2) “State of Florida Enterprise Architecture: Transforming the Way Florida Purchases and Manages State Technology Resources” (“EA Document”), effective [MM/YY], is hereby adopted and incorporated by reference and available at [FAR link]. The EA Document establishes the Enterprise Architecture, which includes Standards and deliverables.

(3) Form FL[DS]-01, Technology Initiative Management Form (“FL[DS]-01”), effective [MM/YY], is hereby adopted and incorporated by reference and available at [FAR link]. When submission of the FL[DS]-01 is required pursuant to this rule, FL[DS] may accept submission of an alternative format provided it is equivalent to the FL[DS]-01. The equivalent form must include the deliverables identified in the FL[DS]-01, as verified by FL[DS]. If FL[DS] determines that the alternative format is not an equivalent to the FL[DS]-01, the Enterprise Agency must update and resubmit the equivalent form to FL[DS] within thirty (30) calendar days of being notified by FL[DS].

(4) Definitions. Capitalized terms used herein are defined in section 1 of the EA Document.

(5) Thresholds. For procurement or acquisition of Technology Asset(s) exceeding \$195,000, Enterprise Agencies must complete and submit the FL[DS]-01, or an equivalent, in accordance with subsections (6) and (7) of this rule.

(6) Implementation. FL[DS] recognizes three categories of Technology Asset(s). They are Technology Asset(s) Planned, Technology Asset(s) in Development, and Technology Asset(s) in Operation.

(a) Technology Asset(s) Planned. A Technology Asset for which the intent to acquire has occurred but overt acts to initiate acquisition have not begun. This requirement applies regardless of the procurement method utilized. For all Technology Asset(s) Planned, the Enterprise Agency shall comply with the Standards and deliverables identified in the EA Document and FL[DS]-01, or equivalent. To document alignment with the EA Document and Standards and Deliverables, the Enterprise Agency must submit the FL[DS]-01, or an equivalent, in accordance with subsection (7) of this rule and must maintain supporting documentation in accordance with subsection (9) of this rule.

(b) Technology Asset(s) in Development. A Technology Asset for which the purchase is complete, work

has begun, but Implementation has not yet occurred. For Technology Asset(s) in Development as of the effective date of this rule, the Enterprise Agency should find the Enterprise Architecture instructive wherever reasonably possible.

(c) Technology Asset(s) in Operation. A Technology Asset which has been made operational to Stakeholders or has been implemented. For Technology Asset(s) in Operation as of the effective date of this rule, the Enterprise Agency may find this rule instructive.

(7) Completion and Submission of the FL[DS]-01 or an Equivalent. For all new Technology Assets as of the effective date of this rule, Enterprise Agencies must complete and submit the FL[DS]-01, or an equivalent, to FL[DS] in accordance with subsections (5) through (7) of this rule.

(a) Prior to initiating acquisition of a Technology Asset, Enterprise Agencies must complete and submit the Strategy, Business, and Systems Domains sections of the FL[DS]-01, or an equivalent, to FL[DS]. The FL[DS]-01, or an equivalent, is not required to be completed to publish a Request for Information, as defined in section 287.012(22), F.S.

1. Emergency Purchases. For emergency purchases, as described in section 287.057(3)(a), F.S., the requirement to submit the FL[DS]-01, or an equivalent, prior to acquisition, does not apply. Within ninety (90) calendar days of initiating the emergency Technology Asset acquisition, Enterprise Agencies must complete and submit the Strategy, Business, and Systems Domain sections of the FL[DS]-01, or an equivalent, along with a copy of the agency head’s written determination, as required by 287.057(3)(a), F.S.

(b) Prior to implementing a Solution, Enterprise Agencies must complete and submit the Security, Data, Infrastructure, and Testing Domains sections of the FL[DS]-01, or an equivalent, to FL[DS].

1. Emergency Purchase. For emergency purchases, as described in section 287.057(3)(a), F.S., the requirement to submit the FL[DS]-01, or an equivalent, prior to implementing a solution does not apply. Within one hundred and twenty (120) calendar days of implementing the Solution, Enterprise Agencies must complete and submit the Security, Data, Infrastructure, and Testing Domain sections of the FL[DS]-01, or an equivalent, to FL[DS].

(c) If the Enterprise Agency makes any changes to Technology Asset(s) which alter previous information provided in a submitted FL[DS]-01, or an equivalent, the Enterprise Agency must submit an updated FL[DS]-01, or an equivalent, to FL[DS]. The Enterprise Agency must submit the updated FL[DS]-01, or equivalent, to FL[DS] prior to implementing the change.

1. Emergency Purchases. For emergency purchases, as described in section 287.057(3)(a), F.S., the requirement to submit the updated FL[DS]-01, or an equivalent, prior to

making a change to the Technology Asset does not apply. Within sixty (60) calendar days of implementing the change, Enterprise Agencies must complete and submit the updated FL[DS]-01, or an equivalent, to FL[DS].

(8) Cabinet Agency Responsibilities. If a Cabinet Agency adopts alternative Standards in lieu of the Enterprise Architecture Standards, the Cabinet Agency must notify the Governor, the President of the Senate, and the Speaker of the House of Representatives in writing. The written notification must include a justification for adoption of the alternative Standards and explain how the Cabinet Agency will achieve Data Interoperability. A Cabinet Agency adopting alternative Standards should also provide the above-referenced notification to FL[DS].

(9) Documentation. Enterprise Agencies must maintain all supporting documentation to validate completion of the deliverables identified in all of the Enterprise Agency's FL[DS]-01 forms, or equivalents. Upon request, Enterprise Agencies must submit copies of supporting documentation to the Enterprise Agency's FL[DS]-01, or equivalent, to FL[DS]. Enterprise Agencies shall be responsible for maintaining all supporting documentation pursuant to the applicable retention schedule approved by the Department of State, Division of Library and Information Services.

(10) FL[DS] Responsibilities. FL[DS] shall support Initiatives which align with the Enterprise Architecture. If requested, FL[DS] will:

(a) Assist an Enterprise Agency in determining whether Technology Asset(s) align to the Enterprise Architecture outlined within the EA Document.

(b) Support an Enterprise Agency's efforts to align Technology Asset(s) to the Enterprise Architecture as outlined in the EA Document, and

(c) Provide an Enterprise Agency an assessment of its compliance with the Enterprise Architecture as outlined in the EA Document within forty-five (45) calendar days of FL[DS]'s receipt of the request.

Rulemaking Authority 282.0051(6) FS. Law Implemented 282.0051, 282.206, F.S. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Andrea Barber

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pedro Allende, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 19, 2022

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 25, 2021

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE NO.: RULE TITLE:

64B2-18.001 Definitions

PURPOSE AND EFFECT: The Board proposes the rule amendment to update definitions and timelines.

SUMMARY: The rule amendment will update definitions and timelines.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 460.405 FS.

LAW IMPLEMENTED: 460.403(2), (3), (5), (6), (7), (8) 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: Dayle Mooney, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257, or by telephone: (850)488-0595.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B2-18.001 Definitions.

(1) through (3) No change.

(4) The term “supervising physician” as herein used means any licensed chiropractic physician or group of physicians who is approved and certified by the Board to provide supervision for the certified chiropractic physician’s assistant and who assumes legal liability for the services rendered by such

assistants. An approved chiropractic physician or group of physicians may supervise ~~more than one~~ certified chiropractic physician’s assistants at a ratio no greater than 10 ~~2~~ certified chiropractic physician’s assistants to one chiropractic physician.

(5) through (7) No change.

(8) “Indirect supervision” means responsible supervision and control by the supervising physician only in a practice that is exempt from licensure under part X, chapter 400, F.S., and wholly owned by one or more chiropractic physicians or by a chiropractic physician and the spouse, parent, child, or sibling of that chiropractic physician. Indirect supervision shall require the “easy availability” or physical presence of the licensed chiropractic physician for consultation and direction of the actions of the certified chiropractic physician’s assistant. “Easy availability” means the supervising physician ~~must be in a location to enable him to be physically present with the certified chiropractic physician’s assistant within at least thirty minutes and must~~ be available to the certified chiropractic physician’s assistant when needed for consultation and advice either in person or by communication devices, such as telephone, two-way radio, medical beeper or other electronic means.

(9) No later than December 31, ~~2026~~ 2024, the Board shall review and consider amendment, modification, or repeal of this rule if review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs.

Rulemaking Authority 460.405 FS. Law Implemented 460.403(2), (3), (5), (6), (7), (8) FS. History—New 11-25-81, Formerly 21D-18.01, Amended 10-13-86, 7-15-91, Formerly 21D-18.001, 61F2-18.001, 59N-18.001, Amended 1-18-98, 7-17-07, 11-2-20, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Chiropractic Medicine
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Chiropractic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 26, 2022
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 9, 2022

Section III
Notice of Changes, Corrections and Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-51.003 Documentation for Licensure

NOTICE IS HEREBY GIVEN that on December 12, 2022, the Board of Medicine, received a petition for variance or waiver filed on behalf of Yvette Guzman, M.D. Although no specific rule is mentioned in the petition, it appears that the Petitioner is seeking a waiver or variance of Rule 64B8-51.003, F.A.C., regarding documentation for licensure. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paul Vazquez, J.D., Executive Director, Board of Medicine/MQA, Paul.Vazquez@flhealth.gov.

Section VI
Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Regular meeting of the Florida Agricultural Museum Board of Trustees announces a public meeting to which all persons are invited.

DATE AND TIME: February 16, 2023, 8:30 a.m.

PLACE: 150 Sawgrass Rd, Bunnell, FL 32110

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is to discuss general business.

A copy of the agenda may be obtained by contacting: Kara Hoblick (386)446-7630, (386)527-1467.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: 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: Kara Hoblick (386)446-7630, (386)527-1467.

DEPARTMENT OF TRANSPORTATION

RULE NOS.:RULE TITLES:

- 14-96.0011 Forms
- 14-96.002 Definitions
- 14-96.003 General Provisions
- 14-96.004 Connection Categories and Fees
- 14-96.005 Application
- 14-96.007 Application Submittal, Review, Approval, and Conditions
- 14-96.008 Construction and Maintenance of Traffic Requirements
- 14-96.009 Non-conforming Connection Permits
- 14-96.011 Modification of Connections
- 14-96.015 Department Design and Construction Projects

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

DATE AND TIME: Friday, January 27, 2023, 3:00 p.m.

PLACE: Department of Transportation Burns Building Auditorium, 605 Suwannee Street, Tallahassee, FL and online via GoToWebinar. Interested parties can register to attend at the following link:

<https://attendee.gotowebinar.com/register/5583443619114604381>. After registering, you will receive a confirmation email containing information about joining the webinar.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Comments received from the public and the Joint Administrative Procedures on the proposed revisions to Chapter 14-96, F.A.C., and forms incorporated by reference.

A copy of the agenda may be obtained by contacting: Richard E. Shine, Assistant General Counsel, Department of Transportation 605 Suwannee Street, Tallahassee, FL 32399, Richard.Shine2@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 3 days before the workshop/meeting by contacting: Richard E. Shine, Assistant General Counsel, Department of Transportation 605 Suwannee Street, Tallahassee, FL 32399, Richard.Shine2@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Richard E. Shine, Assistant General Counsel, Department of Transportation 605 Suwannee Street, Tallahassee, FL 32399, Richard.Shine2@dot.state.fl.us.

EXECUTIVE OFFICE OF THE GOVERNOR

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

DATE AND TIME: Tuesday, January 10, 2023, 9:00 a.m. ET until all business is complete

PLACE: 1(888)585-9008, Code: 721648837#

GENERAL SUBJECT MATTER TO BE CONSIDERED: A series of calls discussing general business. Calls will begin on the hour every hour from 9:00 a.m. ET – 5:00 p.m. ET, with a lunch break being taken at 12:00 Noon ET.

A copy of the agenda may be obtained by contacting: Sterling Marquez, sterling@volunteerflorida.org, (850)414-7400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Sterling Marquez, sterling@volunteerflorida.org, (850)414-7400. 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: Sterling Marquez, sterling@volunteerflorida.org, (850)414-7400.

EXECUTIVE OFFICE OF THE GOVERNOR

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

DATE AND TIME: Thursday, January 26, 2023, 1:30 p.m. ET until all business is complete

PLACE: Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business

A copy of the agenda may be obtained by contacting: Sterling Marquez, sterling@volunteerflorida.org, (850)414-7400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Sterling Marquez, sterling@volunteerflorida.org, (850)414-7400. 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: Sterling Marquez, sterling@volunteerflorida.org, (850)414-7400.

EXECUTIVE OFFICE OF THE GOVERNOR

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

DATE AND TIME: Wednesday, January 25, 2023, 2:00 p.m.

ET until all business is complete

PLACE: Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business.

A copy of the agenda may be obtained by contacting: Sterling Marquez, sterling@volunteerflorida.org, (850)414-7400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Sterling Marquez, sterling@volunteerflorida.org, (850)414-7400. 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: Sterling Marquez, sterling@volunteerflorida.org, (850)414-7400.

REGIONAL PLANNING COUNCILS

Emerald Coast Regional Council

The Bay County Transportation Planning Organization (TPO) Board and Committees announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 4, 2023, 3:30 p.m.

PLACE: Bay County Transit Office, 1010 Cone Avenue, Panama City, Florida 32401

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bay County TPO and Advisory Committees to Hold January Meeting with Opportunity for Public Input.

The Bay County Transportation Planning Organization (TPO) will hold a public meeting at 3:30 p.m., Wednesday January 4, 2023, at the Bay County Transit Office, 1010 Cone Avenue, Panama City, Florida 32401. The Technical Coordinating Committee (TCC) will meet at 11:00 a.m. and the Citizens' Advisory Committee (CAC) will meet at 1:30 p.m.

The TPO and advisory committee meetings will be held in person at the above location. However, for the convenience of our community members, the meeting can be accessed online via GoToWebinar or by phone. All in-person participants are encouraged to follow CDC COVID-19 guidelines.

A full agenda, when available, can be viewed at <http://www.ecrc.org/BAYTPOMeetings>.

Join us live via GoToWebinar!

1. ATTENDEES MUST REGISTER. Visit the below link to access the ECRC Meeting Stage webpage. Select the meeting you would like to attend. After registration is completed, a link to attend the Webinar will be emailed to you:

www.gotostage.com/channel/ecrc

2. When it's time for the webinar, click the emailed link, then choose one of the following audio options:

TO USE YOUR COMPUTER'S AUDIO:

When the Webinar begins, you will be connected to audio using your computer's microphone and speakers (VoIP).

-- OR --

TO USE YOUR TELEPHONE:

If you prefer to use your phone, you must select "Use Telephone" after joining the webinar and call in using the numbers provided.

All comments submitted at least 24 hours before are guaranteed to be read during the public meeting. Comments submitted after the 24-hour deadline will be recorded and disseminated to the Board. Please email publicinvolvement@ecrc.org with additional questions or concerns. You can also have your comment read during the meeting by submitting 24 hours before at www.ecrc.org/BayeComment.

Participation is asked for without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who believe they have been discriminated against on these conditions may file a complaint with the Title VI Coordinator, 850-332-7976.

The Bay County Transportation Planning Organization is staffed by the Emerald Coast Regional Council, a regional entity providing professional technical assistance, planning, coordinating, and advisory services to local governments, state and federal agencies, and the public to preserve and enhance the quality of life in northwest Florida.

A copy of the agenda may be obtained by contacting: Public Involvement at publicinvolvement@ecrc.org, (850) 332-7976, or by visiting www.ecrc.org/BayTPOMeetings

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: Public Involvement toll-free at 800-226-8914 or TTY 711, at least 48 hours (about 2 days) in advance. Para informacion en espanol, puede llamar a Ada Clark al 850-332-7976, ext. 278 o TTY 711. Si necesita acomodaciones especiales, por favor llame 48 horas de antemano. 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).

METROPOLITAN PLANNING ORGANIZATIONS

The Metropolitan Planning Organization Advisory Council (MPOAC) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 17, 2023, 3:00 p.m.-until conclusion of business

PLACE: Manatee County Administration Building, 1112 Manatee Avenue West, Board of County Commissioners Conference Room, Bradenton, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: MPOAC Executive Committee Meeting: General and administrative MPOAC business

A copy of the agenda may be obtained by contacting: Lisa O. Stone at lisa.o.stone@dot.state.fl.us or by phone (850)414-4037.

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: Lisa O. Stone at lisa.o.stone@dot.state.fl.us or by phone (850)414-4037. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lisa O. Stone at lisa.o.stone@dot.state.fl.us or by phone (850)414-4037.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIME: Tuesday, January 10, 2023; The Governing Board meeting will begin at 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

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

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Heather Barnes, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)329-4239, or by visiting the District's website at sjrwmd.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Civil Rights Coordinator at (386)329-4500. If you

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

DEPARTMENT OF HEALTH

Board of Pharmacy

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

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

PLACE: 1(888)585-9008, Participant Code: 599196982(#)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The panel will conduct a meeting related to public disciplinary cases.

A copy of the agenda may be obtained by contacting: www.floridaspharmacy.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. 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: (850)245-4474.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Florida Department of Health/ Division of Children's Medical Services/ Early Steps Program announces a public meeting to which all persons are invited.

DATE AND TIME: January 12, 2023, 10:00 a.m. – 11:00 p.m. EST

PLACE: Microsoft Teams

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Child Find Meeting. Current statewide child count data since the decline of COVID. Local Early Steps outreach efforts.

A copy of the agenda may be obtained by contacting: risa.davis@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: 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: risa.davis@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Broward Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 19, 2023, 10:00 a.m. – 12:00 Noon

PLACE: Meeting will take place via the Microsoft Teams platform. Use the below link to connect to the meeting:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_Mjg1NmFINGMtZTMzYi00ZmExLWJhZTk0NzgyOWI4NWY3NDky%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%224c7ac74e-0835-4242-a8cf-f26976fc1c32%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Broward Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Miriam Rosario at (561)227-6722 or David Draper at (407)317-7335.

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: Miriam Rosario at (561)227-6722 or David Draper at (407)317-7335. 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: Miriam Rosario at (561)227-6722 or David Draper at (407)317-7335.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: Wednesdays, January 11, 2023 – December 27, 2023, 2:00 p.m. No meeting will be held on holidays or during such time when there is no business for the review committee to conduct.

PLACE: Florida Housing Finance Corporation, 227 N. Bronough Street, 5th Floor, Formal or Executive Director’s Conference Room, Suite 5000, Tallahassee, FL 32301. If an in-person meeting is not held, the meeting may be conducted via phone or electronic meeting platforms. Call-in information for these meetings can be obtained by contacting

Robert.dearduff@floridahousing.org up to one hour prior to the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct meetings of the Corporation’s State Housing Initiatives Partnership (SHIP) Program Review Committee. The purpose of these Review Committee Meetings is to consider SHIP related matters and approve New and Amended Local Housing Assistance Plans submitted by counties or entitlement municipalities participating in the SHIP Program.

A copy of the agenda may be obtained by contacting: Robert Dearduff, (850)488-4197 or robert.dearduff@floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Robert Dearduff, (850)488-4197 or robert.dearduff@floridahousing.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

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

DATE AND TIME: January 5, 2023, 4:00 p.m. – 5:00 p.m. ET

PLACE: Please join the meeting from your computer, tablet, or smartphone. <https://meet.goto.com/989161421>

You can also dial in using your phone. United States (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 989-161-421

Join from a video-conferencing room or system.

Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 989 161 421

Or dial directly: 989161421@67.217.95.2 or 67.217.95.2##989161421

Get the app now and be ready when your first meeting starts: <https://meet.goto.com/install>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Subparagraph 440.13(12)(e)4, F.S., requires the Three-Member Panel to submit recommendations on or before January 15, 2017, and biennially thereafter, to the President of the Senate and the Speaker of the House of Representatives on methods to improve the workers’ compensation health care delivery system. The Three-Member Panel will consider adopting recommendations at this meeting.

A copy of the agenda may be obtained by contacting: Brittany O’Neil at brittany.oneil@myfloridacfo.com. The agenda will be available at <https://myfloridacfo.com/division/wc/notices-rules> at least 7 days prior to the meeting.

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

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: January 4, 2023, 9:30 a.m.

PLACE: Reemployment Assistance Appeals Commission, 1211 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301. Attendance by telephone is also available by calling (850)988-5144 and entering phone conference ID: 175 899 214 #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disposition of cases pending before the Reemployment Assistance Appeals Commission, adoption and replacement of precedential orders, and the Chairman's report. No public testimony or comment will be taken.

A copy of the agenda may be obtained by contacting: the office of the Reemployment Assistance Appeals Commission at RAAC.Inquiries@deo.myflorida.com or by visiting <https://www.floridajobs.org/Reemployment-Assistance-Service-Center/reemployment-assistance-appeals-commission/about-the-reemployment-assistance-appeals-commission/raac-notice>.

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: the Commission Clerk at (850)692-0180. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: the Commission Clerk at (850)692-0180.

FLORIDA SURPLUS LINES SERVICE OFFICE

The Florida Surplus Lines Service Office, Executive Committee, announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, January 18, 2023, 2:00 p.m. EST

PLACE: Virtual Format. For access contact Georgie Barrett at gbarrett@fslso.com.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop to review results of triannual Compensation Study.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Jennifer Mills at jmills@fslso.com or 1(800)562-4496, x101. 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).

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

The Central Florida Expressway Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 25, 2023, 9:30 a.m. – 11:30 a.m.

PLACE: Via Microsoft Teams: <https://bit.ly/3B6vblt> (Link is case sensitive)

(321)235-6136 United States, Orlando (Toll) Conference ID: 776 085 544#

GENERAL SUBJECT MATTER TO BE CONSIDERED: CFX Project No: 417-246

Project Description: CFX Concept, Feasibility, and Mobility (CF&M) Study

State Road 417 (Seminole Expressway) to Orlando Sanford International Airport Connector

The Central Florida Expressway Authority (CFX) is conducting a Concept, Feasibility, and Mobility (CF&M) study for the State Road 417 (Seminole Expressway) to Orlando Sanford International Airport Connector. All factors related to the location and design of the facility will be considered, including transportation needs, financial feasibility, social impacts, economic factors, environmental impacts, engineering analysis, and right-of-way requirements.

The goals of the SR 417 to Orlando Sanford International Airport Connector study are to identify transportation mobility options; enhance direct access to the Orlando Sanford International Airport; enhance mobility for the area's growing population and economy; provide consistency with local plans and policies; promote regional connectivity; and fulfill the recommendation of Seminole Board of County Commissioners to re-evaluate this corridor. The study will develop and evaluate the feasibility of alternatives for the proposed direct connection from SR 417 to the airport.

As a special advisory resource to CFX and the consultant team, the EAG provides input regarding local needs, concerns and potential physical, natural, social, and cultural impacts that are crucial in the evaluation of corridor and alternative alignments.

If you have any questions or would like more information about the study, please contact Shemir Wiles, Public Involvement Coordinator, by phone at (352)427-4054, or by email at ConceptStudies@cfxway.com or visit the study webpage at <http://bit.ly/SR417AirportConnector>.

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

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections issued a Final Order dated December 22, 2022, disposing of the Petition for Declaratory Statement filed by inmate Terrick Crosby, DC# 555610, on October 3, 2022. The following is a summary of the agency's disposition of the petition: As an inmate of the Florida Department of Corrections, Terrick Crosby, DC# 555610, may only participate in administrative proceedings pursuant to sections 120.54(3)(c) and (7), Florida Statutes. Pursuant to section 120.81(3), Florida Statutes, the Petitioner lacks standing to bring a Petition for Declaratory Statement, and the Department lacks jurisdiction to issue a declaratory statement in this case.

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

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

DEPARTMENT OF HEALTH

Board of Medicine

NOTICE IS HEREBY GIVEN that Board of Medicine has received the petition for declaratory statement from Dr. Peter N. Butler, MD, FACS, filed on December 12, 2022. The petition seeks the agency's opinion as to the applicability of Section 464.003(19)(b), F.S., as it applies to the petitioner.

Section 464.003(19)(b), F.S., states the administration of medications and treatments as prescribed or authorized by a duly licensed practitioner authorized by the laws of this state to prescribe such medications and treatments. Petitioner is seeking clarification of the scope of practice of a registered nurse to include the administration of medications (Botox Cosmetic), prescribing and treatment. The Board will consider this petition at its meeting currently scheduled for February 3, 2023. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paul J. Vazquez, J.D., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin

#C03, Tallahassee, Florida 32399-3253, or Paul.Vazquez@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

JACKSONVILLE PORT AUTHORITY
REQUEST FOR QUALIFICATIONS
REQUEST FOR QUALIFICATIONS
TERMINAL DEVELOPMENT FOR SET
JACKSONVILLE PORT AUTHORITY
CONTRACT NO.: AE-1830

PUBLIC NOTICE

JAXPORT is soliciting Requests for Qualifications (RFQs) from Construction Managers interested in providing Terminal Development for SET for JAXPORT.

JAXPORT will request proposers provide Construction Manager at Risk (CMAR) services during the design and construction of the Southeast Toyota – Blount Island

Automotive Distribution Facility. The CMAR will provide pre-construction phase services such as constructability reviews, construction phase sequencing, coordination, alternatives evaluations, cost estimating and cost control (value engineering) services, project schedule development, and preparation and submission of a Guaranteed Maximum Price (GMP) proposal for construction phase services.

Submission of an RFQ package does not guarantee your company will receive a contract from JAXPORT, nor does it imply that your company has any type of procurement/contractual relationship with JAXPORT now or in the future. Information provided by your company will be treated in a reasonable manner and will be subject to disclosure pursuant to the laws of the State of Florida. Concurrent with this policy, JAXPORT conducts its procurement activities and formal bid processes in a competitive environment that fosters equal opportunity for qualified companies to provide services that meet our requirements.

A Mandatory Pre-Submission Meeting will be held on Friday, January 6, 2023 at 10:00 a.m. (EST), via “Zoom” at <https://us02web.zoom.us/j/87253618621?pwd=d29xVnZZb1VxWEFPRDZSZE5hUkRjZz09>

Meeting ID: 872 5361 8621, Passcode: 057351. Attendance is required for any firm that may be considering submitting their Statement of Qualifications.

ALL STATEMENTS OF QUALIFICATIONS WILL BE RECEIVED BY JAXPORT IN PDF FORMAT ONLY THROUGH E-BUILDER

PRIOR TO 2:00 PM (EST), ON THURSDAY, FEBRUARY 2, 2023.

The Request for Qualifications document can be obtained from our website: <https://www.jaxport.com/procurement/active-solicitations/>. If you should have any questions regarding this application package, please submit them by e-mail to Sandra Platt, Sr. Contract Specialist at: sandra.platt@jaxport.com or through E-Builder.

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Monday, December 19, 2022 and 3:00 p.m., Tuesday, December 27, 2022.

Rule No.	File Date	Effective Date
5J-17.036	12/27/2022	1/16/2023

5J-17.048	12/27/2022	1/16/2023
12A-19.001	12/27/2022	1/16/2023
12DER22-13	12/20/2022	1/1/2023
29J-2.002	12/20/2022	1/9/2023
29J-2.003	12/20/2022	1/9/2023
29J-3.001	12/20/2022	1/9/2023
29J-3.013	12/20/2022	1/9/2023
59G-4.170	12/22/2022	1/11/2023
61G19-7.004	12/20/2022	1/9/2023
64B3-5.0011	12/22/2022	1/11/2023
64B11-4.001	12/27/2022	1/16/2023
64B12-16.004	12/27/2022	1/16/2023
68A-6.001	12/22/2022	1/11/2023
68A-6.009	12/22/2022	1/11/2023
68A-6.018	12/22/2022	1/11/2023

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

Rule No.	File Date	Effective Date
5K-4.020	12/10/2021	**/**/****
5K-4.035	12/10/2021	**/**/****
5K-4.045	12/10/2021	**/**/****
60FF1-5.009	7/21/2016	**/**/****
62-6.001	5/10/2022	**/**/****
62-600.405	11/16/2021	**/**/****
62-600.705	11/16/2021	**/**/****
62-600.720	11/16/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****
69L-7.020	10/22/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Dealer Services Remarketing Inc., dba Motorcars of Palm Beach, line-make GEMW

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that GEM WAEV, LLC, intends to allow the establishment of Dealer Services Remarketing Inc., dba Motorcars of Palm Beach, as a dealership for the sale of low-speed vehicles manufactured by GEM WAEV, LLC, dba Motorcars of Palm Beach, (line-make GEMW) at 2201 West Atlantic Avenue Suite A, Delray Beach, (Palm Beach County), Florida 33445, on or after January 27, 2023.

The name and address of the dealer operator(s) and principal investor(s) of Dealer Services Remarketing Inc., dba Motorcars of Palm Beach are dealer operator(s): Benjamin Ripstein, 4000 South Ocean Boulevard Apartment 101, Palm Beach, Florida 33480; principal investor(s): Benjamin Ripstein, 4000 South Ocean Boulevard Apartment 101, Palm Beach, Florida 33480.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Paul C. Vitrano, GEM WAEV, LLC, 2114 West Ball Road, Anaheim, California 92804.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Section XIII
Index to Rules Filed During Preceding
Week

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