

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

- RULE NOS.:** **RULE TITLES:**
 6A-19.001: Scope, Coverage and Definitions
 6A-19.002: Treatment of Students - General
 6A-19.003: Health Services
 6A-19.004: Interscholastic, Intercollegiate, Club and
 Intramural Athletics
 6A-19.005: Student Financial Assistance
 6A-19.006: Housing
 6A-19.007: Student Employment
 6A-19.008: Educational and Work Environment
 6A-19.009: Personnel
 6A-19.010: Strategies to Overcome Underrepresentation

PURPOSE AND EFFECT: The purpose of this rule development is to align the rules with Section 1000.05, Florida Statutes. Changes will include office names for specific function, addition to protected class and replacing outdated terms with more current terms.

SUBJECT AREA TO BE ADDRESSED: Educational Equity.

RULEMAKING AUTHORITY: 1000.05(5), 1001.02(1), FS.

LAW IMPLEMENTED: 1000.05(5), 1001.02(1), 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: Mary Jane Tappen, Executive Vice-Chancellor, K-12 Public Schools, 325 West Gaines Street, Suite 1502, Tallahassee, Florida 32399-0400, Mary.Tappen@fldoe.org. To request a rule development workshop, please contact: Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or e-mail: cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

Available at <https://app1.fldoe.org/rules/default.aspx>.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: **RULE TITLE:**
 59G-4.170 Intermediate Care Facility for the
 Developmentally Disabled Services,
 ICF/DD

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.170, F.A.C. is to incorporate by reference the Florida Medicaid Intermediate Care Facility Services Coverage Policy, _____. The incorporated coverage policy will specify recipient eligibility, provider requirements, coverage policies, and reimbursement information. The amendment also revises the rule title to Intermediate Care Facility Services.

SUBJECT AREA TO BE ADDRESSED: Intermediate Care Facility for the Developmentally Disabled Services, ICF/DD.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.170, Florida Administrative Code, will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.913 FS.

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

DATE AND TIME: October 29, 2015 from 1:00 p.m. to 2:30 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida 32308-5407

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tracy Thompson, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4270, e-mail:

Tracy.Thompson@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Comments will be received until 5:00 p.m., on the day of the workshop.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.170 Intermediate Care Facility ~~Services for the Developmentally Disabled Services, ICF/DD.~~

(1) This rule applies to all ~~providers of i~~Intermediate ~~c~~are ~~f~~acility ~~s~~ervices ~~for the Developmentally Disabled (ICF/DD) Services providers who are enrolled in or registered with the Florida Medicaid program.~~

(2) All ~~providers of i~~Intermediate ~~c~~are ~~f~~acility ~~s~~ervices ~~for the Developmentally Disabled (ICF/DD) Services must be in compliance with the provisions of the Florida Medicaid Intermediate Care Facility Services Coverage Policy, _____, incorporated by reference providers enrolled in the Medicaid program must comply with the Florida Medicaid Intermediate Care Facility for the Developmentally Disabled (ICF/DD) Services Coverage and Limitations Handbook, October 2003, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, Institutional 021, which is incorporated by reference in Rule 59G 4.200, F.A.C. The policy is available from the Medicaid fiscal agent's Web site at <http://portal.flmmis.com/flpublic>. Both handbooks are available from the Medicaid fiscal agent. The assessment tool included in the Handbook is incorporated by reference: Florida Status Tracking Survey August 1999 Version 4.4. This tool is available by photocopying from the Handbook.~~

(3) Purpose. ~~Intermediate care services for the mentally retarded are Medicaid services available for the diagnosis, treatment or rehabilitation of the mentally retarded or persons with related conditions which are provided in a protected residential setting to help each individual function at his greatest ability. This rule applies to all intermediate care facilities for the mentally retarded certified by the Agency for Health Care Administration, AHCA, for participation in the Medicaid program for ICF/MR care.~~

~~(4) Definitions.~~

~~(a) Agency for Health Care Administration, AHCA. The single state agency responsible for the administration of the Medicaid program in Florida. AHCA is responsible for the formulation of policy in conformance with state and federal requirements and for the monitoring of providers for compliance with such policy.~~

~~(b) Infirmiry. That area of an ICF/MR facility where the infirm or sick are lodged for temporary care or treatment.~~

~~(c) Intermediate Care Facility for the Mentally Retarded. A facility licensed under state law, and certified under federal regulations, to provide health care and related services to individuals who are mentally retarded or who have related conditions.~~

~~(d) Intermediate Care Facility for the Mentally Retarded Services. Those services required by an ICF/MR resident including room and board, continuous 24-hour supervision and participation in professionally developed and supervised activities, experiences or therapies.~~

~~(e) Level of Care. The type of care required by a Medicaid applicant or recipient based on medical and related needs as defined by the criteria established in Chapter 65B 38, F.A.C.~~

~~(f) Medicaid Payment. The amount due an ICF/MR provider for an individual's care based on the facility's reimbursement rate and an individual's personal income available to meet the cost of care. The Medicaid payment is expressed in dollars and cents and shall not exceed the cost of care recognized by AHCA for that level of ICF/MR care.~~

~~(5) Recipient Eligibility.~~

~~(a) In order to be eligible for ICF/MR services, an individual shall be a resident of the State of Florida, shall meet all the categorical eligibility criteria established under Title XVI, Supplemental Security Income for Aged, Blind, and Disabled, of the Social Security Act, and all the institutional eligibility criteria established under Title XIX, Medicaid, of the Social Security Act.~~

~~1. The categorical eligibility criteria established under Title XVI.~~

~~2. The institutional eligibility criteria established under Title XIX are as follows:~~

~~a. Need. An individual's income shall not exceed the federal Medicaid income cap amount, or the state income standard; and~~

~~b. Age. An individual shall be any age to receive ICF/MR services; and~~

~~c. Medical Necessity. An individual shall be certified to need ICF/MR care by a doctor of medicine or osteopathy; and~~

~~d. Appropriate Placement. An individual shall be placed in an ICF/MR licensed and certified to provide the type of care required by the individual. The ICF/MR shall have executed a provider agreement with AHCA and have an active Medicaid provider number.~~

~~(b) All individuals receiving assistance under the Medicaid program are entitled to receive a personal needs allowance. These personal funds shall not be utilized to supplement the Medicaid payment nor to reimburse an ICF/MR for items covered by the Medicaid payment.~~

~~(6) Provider Eligibility.~~

~~(a) ICF/MR providers participating in the Medicaid ICF/MR program shall:~~

~~1. Be licensed pursuant to Chapter 393, F.S., and be in compliance with Chapter 65B 38, F.A.C.~~

~~2. Be in compliance with applicable federal, state and local laws and regulations. Medicaid certification conditions and standards in 42 C.F.R. 442 are adopted by reference.~~

~~3. Have a Medicaid reimbursement rate established.~~

~~a. The provider shall submit a cost report in compliance with the provisions of Rule 59G-6.040, F.A.C. The cost report shall be analyzed and a reimbursement rate established by the agency as specified in Rule 59G-6.040, F.A.C.~~

~~b. An interim Medicaid reimbursement rate shall be established for providers entering or reentering the Medicaid program. Providers entering the Medicaid program as a result of a change of ownership, as defined in 42 C.F.R. 489.18, may elect to receive the reimbursement of the prior provider. If so, the Medicaid reimbursement rate of the prior provider shall be the interim Medicaid reimbursement rate for the provider entering the Medicaid program.~~

~~4. Execute an agreement for participation in Florida's medical assistance program, HRS-MED Form 1019, Jun 88, which is incorporated by reference into this rule.~~

~~a. A 30 day cancellation notice shall be given by either party, state or provider, to the other, prior to termination of this agreement.~~

~~b. After termination of the provider agreement, payment may be continued for up to 30 days for those eligible individuals who are in the process of being relocated and who were receiving care immediately prior to the termination date.~~

~~5. Not be currently under suspension from Florida's, or any other state's, Medicaid program.~~

~~6. The ICF/MR Provider shall comply with Chapters 59G-5, 59G-7 and Rule 59G-3.010, F.A.C.~~

~~(b) In situations involving a provider change of ownership, the following requirements shall be met:~~

~~1. The current provider shall submit to AHCA a written notice of intent to terminate participation in the Medicaid program 60 days before a contemplated change of ownership.~~

~~2. The prospective owner, if wanting to participate in Medicaid, shall submit to AHCA a request to continue participation in the Medicaid program 60 days prior to the transfer.~~

~~(c) Providers shall be terminated from participation in the Medicaid program for noncompliance with any provisions of this rule.~~

~~(d) All payments made by Medicaid shall constitute payment in full for covered services rendered and, in accordance with 42 C.F.R. 447.15, no additional or supplemental charges shall be assessed to the recipient or his representative.~~

~~(e) All providers shall be audited by AHCA.~~

~~(f) All financial and statistical records of the provider shall be retained for a period of 5 years.~~

~~(g) Medicaid claims received by the AHCA fiscal agent contractor shall be adjudicated as outlined in Chapter 59G-5, F.A.C.~~

~~(h) The disclosure of Medicaid information regarding both recipients and providers shall be handled in accordance with Chapter 119, F.S. and 42 C.F.R. 431, Subpart F, and Chapter 59G-7, F.A.C.~~

~~(7) Reimbursable ICF/MR Services.~~

~~(a) The Medicaid payment is an all inclusive payment designed to reimburse a facility for expenses incurred in providing daily care to Medicaid recipients.~~

~~(b) Items of necessary expense incurred by the ICF/MR provider in providing resident care shall be included as allowable costs in the ICF/MR's cost report and shall not be charged to the recipient. These allowable costs are defined as items of expense that the provider is required to incur in furnishing intermediate care services or any expenses incurred in complying with state licensure or federal certification requirements.~~

~~(c) The Medicaid payment includes, but is not limited to, reimbursement for the following services:~~

~~1. Room and board including all of the items necessary to furnish the individual's room;~~

~~2. Direct care and nursing services as required for each resident at his particular level of care;~~

~~3. A basic wardrobe as required by the client, including a 5-day supply of sleepwear, socks and shoes, outerclothing such as shirts, pants or dresses, a winter coat or covering and personal grooming items;~~

~~4. Training and assistance as required for the activities of daily living, including, but not limited to, toileting, bathing, personal hygiene, eating and ambulation as appropriate;~~

~~5. Walkers, wheelchairs, dental services, eyeglasses, hearing aids and other prosthetic or adaptive equipment as needed. The amount allowed in the Medicaid cost report is limited to the AHCA fee schedule as applicable. If any of these services are reimbursable under a separate Medicaid program, the cost will be disallowed in the cost report;~~

~~6. Therapies, including speech, recreational, physical, and occupational, as prescribed by the resident's individual habilitation plan;~~

~~7. Transportation services, including vehicles with lifts or adaptive equipment, as needed.~~

~~(d) The Medicaid payment does not provide reimbursement for the following:~~

~~1. Legend drugs provided to the recipient through the prescribed drug program. The facility handles prescribed drugs for the resident by supplying the Medicaid identification card to the pharmacy.~~

~~2. Personal laundry services, unless part of a training program, may be charged to the resident by the facility.~~

~~(e) Paid Bed Reservation.~~

~~1. Payment to reserve a bed due to an absence from the ICF/MR shall be limited to necessary hospitalization, infirmary confinement or therapeutic leave days.~~

~~2. The day on which a resident begins a leave of absence is treated as a discharge day unless the ICF/MR provider is reserving the bed for the resident's return.~~

~~3. Paid bed reservation limitations:~~

~~a. The Medicaid program shall reimburse an ICF/MR provider for a resident's care for up to a maximum of 15 days per any single hospital stay.~~

~~(I) A single hospital stay shall begin each time the resident has been formally discharged from the hospital, administratively processed for transfer to the ICF/MR and formally readmitted to the hospital.~~

~~(II) All instances of hospitalization shall be determined medically necessary by the resident's attending physician. The bed reservation must be approved by Developmental Services for Medicaid payment to be made to the ICF/MR provider to reserve a bed. If the hospitalization is medically unnecessary, Medicaid payment for the absence shall be denied.~~

~~(III) Reservation of a bed by the ICF/MR provider, and receipt of a Medicaid payment during the resident's absence, requires that the ICF/MR provider shall make a bed available to the same resident should he return prior to, or at, the expiration of the 15-day hospitalization period. The provider shall advise the resident and responsible party of this policy prior to each hospitalization. In case of emergency hospitalization, the responsible party shall be notified of the bed reservation by the provider within 48 hours of the hospitalization.~~

~~b. The Medicaid program shall reimburse an ICF/MR provider for a resident's care for up to a maximum of 15 days per single infirmary stay, with an annual maximum of 30 days.~~

~~(I) The general circumstances under which a resident might be temporarily placed in an infirmary shall be described in the resident's plan of care. The plan shall state that in the event of an acute medical condition where round the clock observation would be in the best interest of the safety and welfare of the resident, the resident may be admitted to the infirmary by the resident's attending physician.~~

~~(II) An infirmary admission shall be limited to 15 consecutive days. At the end of the 15 days the resident shall be returned to the ICF/MR, or discharged from the ICF/MR if infirmary care remains necessary. Medicaid payment terminates upon the resident's discharge from the ICF/MR. No resident shall be allowed more than 30 total infirmary days in any 12-month period.~~

~~(III) When a resident is hospitalized directly from an infirmary stay, the 15-day limit shall begin on the first day of the infirmary stay and continue into the hospital stay. The resident shall not be entitled to an additional 15 days of hospitalization immediately following 15 days, or less, of infirmary care.~~

~~c. The Medicaid program shall reimburse an ICF/MR provider for a resident's absence due to therapeutic leave up to a maximum of 45 days per fiscal year, July 1—June 30. A therapeutic leave day is defined as a temporary absence from the facility with the reason for the absence included as part of the resident's habilitation plan.~~

~~(I) The ICF/MR provider shall notify the district Developmental Services program office prior to the planned absence by a resident receiving developmental medical services in order to receive Medicaid payment for reservation of a bed. Absences shall not be approved when the resident's programming or therapy will be seriously affected. The district utilization control team shall review the level of care needed by developmental medical residents approved for therapeutic leave days.~~

~~(II) The ICF/MR provider shall notify the district Developmental Services program office prior to a planned absence that is to exceed 3 days by a resident receiving developmental residential, developmental institutional, or developmental nonambulatory services in order to receive Medicaid payment for reservation of a bed for any leave that is to exceed 3 days by a resident receiving developmental residential, developmental institutional or developmental nonambulatory services. One day is considered an overnight stay away from the facility. Three days means 3 nights, returning on the fourth day.~~

~~4. In order for a bed to be reserved in an ICF/MR, and paid for by Medicaid, because of a resident's hospitalization or therapeutic leave, the following conditions shall be met:~~

~~a. Notification. The provider shall forward completed HRS MED Form 1013, Medicaid Recipient Status Notice, to the district Developmental Services program office prior to a resident's planned absence from the facility. On weekends and holidays, and for unplanned absences such as emergency hospitalization, the HRS MED Form 1013 shall be forwarded to the district Developmental Services program office on the first working day after the resident leaves the ICF/MR. The district Developmental Services program office shall forward a copy of the HRS MED Form 1013 to the district Medicaid office with approval or denial of the reason for the absence based upon the provisions of the resident's habilitation plan. Failure to comply with this requirement shall result in denial of Medicaid payment during the resident's absence. Unreported or unapproved paid absences, or extensions of absences, shall be considered overpayments repayable to HRS.~~

~~b. Resident Return. The provider shall notify the district Developmental Services Program Office, on completed HRS-MED Form 1013, of the date on which the resident returned to the ICF/MR following an absence. This notification shall be made on the day of return, or if a weekend or holiday, the first working day following the resident's return.~~

~~5. There are situations in which individual ICF/MR residents may be in need of therapeutic leave away from the facility beyond the 45 days' limitation. In such case an exception shall be granted by the HRS district administrator or designated representative.~~

~~6. In some situations, treatment staff from the ICF/MR accompany residents on therapeutic leave days and continue providing active treatment to the resident while living in an alternate setting. These situations shall not be included as part of the 45 days allowed for therapeutic leave.~~

~~(f) All ICF/MR providers enrolled in the Medicaid program must be in compliance with the provisions of the Medicaid Provider Handbook for Intermediate Care Facility for the Mentally Retarded Services, as updated December 1, 1992, which is incorporated by reference into this rule and available from the fiscal agent contractor.~~

~~(8) Payment Methodology for Covered Services.~~

~~(a) Each Medicaid resident shall be allowed a personal needs allowance as provided by law. This allowance shall not be used to meet any part of the cost of care covered by the Medicaid payment to the ICF/MR provider.~~

~~(b) The Medicaid payment for each resident shall be calculated by deducting the resident's responsibility from the Medicaid reimbursement rate established for the ICF/MR. The resident's responsibility is determined by the HRS eligibility worker using criteria as established by Chapter 10C 8, F.A.C.~~

~~(c) The exact amount of Medicaid payment shall be calculated by the provider and expressed in dollars and cents. Medicaid payment for a partial month's care shall be made at the established daily rate for the number of days for which care was provided.~~

~~(d) Medicaid payment shall be made for the first day a resident receives care, the day of admission, but not for the last day of stay, the day of discharge. If admission and discharge, or death, occur on the same day, the day shall be considered an inpatient day and Medicaid payment shall be made.~~

~~(e) Payments to ICF/MR facilities by families and other parties interested in the Medicaid resident shall be applied to the cost of care, thus reducing the Medicaid payment. If the facility administrator and the contributor provide a statement to the effect that the contribution shall not be utilized by the ICF/MR to cover the care of a specific resident, the Medicaid payment shall not be adjusted.~~

~~1. Contributions made to an ICF/MR by a Medicaid resident's family, or other party interested in the Medicaid resident, shall be reported by the provider to AHCA on the appropriate form, HRS MED Form 1006, Jun 82, Nursing Home Contribution Notice, as filed in Rule 10-2.091, F.A.C.~~

~~2. The contribution notice shall be completed and submitted by the provider within 10 days after the receipt of the contribution, as required by Section 409.325(6), F.S.~~

~~3. The contribution notice shall be completed once during each HRS fiscal year unless the schedule, duration, or amount of the contribution changes, in which case it shall be completed with each change.~~

~~4. The requirement of a contribution from family or friends of a Medicaid applicant or recipient as a prerequisite, or condition, of admission or continued residence in an ICF/MR shall be a violation of this rule.~~

~~5. The provider shall be responsible for advising the contributor that Medicaid payment constitutes payment in full and that supplementation of the Medicaid payment shall be strictly prohibited.~~

~~(f) Payments made directly to a vendor for items not covered by the Medicaid program will not be applied to the cost of care and shall not affect the Medicaid payment.~~

~~(g) Reimbursement to participating ICFs/MR for services provided shall be in accordance with the provisions of Rule 59G 10.010, F.A.C.~~

~~(h) Reimbursement shall not be made to out of state facilities.~~

~~(9) Authorized Signature. The signature of the provider or persons empowered to act on his behalf shall be entered on submitted Medicaid claim forms. Authorized signatures shall be limited to the provider, his employees and authorized billing agent. The provider shall be responsible for ensuring that the original or facsimile signature on the claim form is that of an authorized individual.~~

~~(10) Payment Acceptance. Payment made by the Medicaid program for ICF/MR services shall be considered payment in full.~~

~~(a) The resident or responsible party shall not be billed in full or part for any service paid for under any service component of the Medicaid ICF/MR program except the resident's share of the cost of ICF/MR services as calculated by DHRS staff.~~

~~(b) No person or entity, except a third party resource, shall be billed, in part or in full, for Medicaid covered services.~~

~~(c) No individual who has been determined Medicaid eligible or on whose behalf a Medicaid application has been filed shall be charged private rates for a specified period of time as a condition of admission to or continued stay in an ICF/MR.~~

~~(11) Single copies of HRS forms adopted by reference may be obtained without cost from the General Services office in each HRS district.~~

Rulemaking Authority: 409.919 FS. Law Implemented 409.906, 409.908, 409.913 FS. History—New 8-31-76, Amended 1-1-77, 10-16-77, 7-7-81, 4-12-83, 1-12-84, 7-2-84, 7-1-85, Formerly 10C-7.49, Amended 7-19-88, 6-4-92, 5-11-93, Formerly 10C-7.049, Amended 11-27-95, 10-4-01, 1-23-05.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: RULE TITLE:

61B-30.001: Fees

61B-30.002: Filing and Examination of a Prospectus

PURPOSE AND EFFECT: The Division proposes this rule amendment to conform Rule Chapter 61B-30, F.A.C., to changes made to Rule 61B-30.001, F.A.C., regarding the permit required by the Department of Health, in response to comments made by JAPC to a recent Notice of Proposed Rule. Additionally, a technical change is made and a portion of the text is simplified.

SUBJECT AREA TO BE ADDRESSED: Mobile homes.

RULEMAKING AUTHORITY: 723.006(7), FS.

LAW IMPLEMENTED: 723.006(8), 723.007, 723.011(1), 723.012, 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.

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: Debbie Miller Pennington at (850)488-1631. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Debbie Miller Pennington, Government Analyst I, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030.

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

**Section II
Proposed Rules**

NONE

**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 EDUCATION

Florida's Office of Early Learning

RULE NO.: RULE TITLE:

6M-8.620: Voluntary Prekindergarten (VPK) Pre- and Post Assessments

The Office of Early Learning hereby gives notice:

The Office issued an order denying the request made by the Learning Care Group, Inc. (LCG) on behalf of its wholly owned subsidiaries: La Petite Academy, Inc. d/b/a La Petite Academy, Childtime Childcare, Inc., d/b/a Childtime Learning Centers, and Tutor Time Child Care Learning Centers LLC d/b/a Tutor Time Child Care/Learning Centers, for a variance from certain requirements of Rule 6M-8.620, F.A.C., Voluntary Prekindergarten Pre- and Post-Assessments. The petition was filed with the Office of Early Learning via email on or about July 15, 2015 and via U.S. certified mail on or about July 22, 2015. Notice of the petition was published on July 21, 2015 in Volume 41, Number 140 of the Florida Administrative Register. The order denying the request was filed on October 13, 2015. This order follows an order by the Department of Education denying the same petitioner its request to use an alternative to the Teaching Strategies Gold assessment. By denial of the use of alternative assessment material, the request for variance under this rule, which sets forth procedural requirements only, is moot, as it hinged upon being able to utilize an alternative test. Even assuming the Department of Education had not denied that request, the

Office would deny this request, set our more fully in the order, based upon the following: (1) the request is inconsistent with the purpose of the statute to create a uniform system of measurement for VPK providers, and (2) the petition fails to demonstrate a substantial hardship created by imposition of the rule as noticed and adopted.

A copy of the Order or additional information may be obtained by contacting: Margaret O'Sullivan Parker, General Counsel, Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399, Maggi.Parker@oel.myflorida.com.

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-27.002: Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

NOTICE IS HEREBY GIVEN that on August 27, 2015, the Criminal Justice Standards and Training Commission received a petition for a waiver of paragraph 11B-27.002(4)(a), F.A.C., by Ivan Cruz. Petitioner wishes to waive that portion of the rule that states within four years of the beginning date of a Commission-approved Basic Recruit Training Program, an individual shall successfully complete the program, achieve a passing score on the applicable State Officer Certification Examination, and gain employment, and certification as an officer. Petitioner states that he began a Commission-approved Basic Recruit Training Program for law enforcement on August 29, 2011 and passed the State Certification Examination on March 28, 2012. He has been certified as a correctional officer since October 14, 2014 and currently works for the Charlotte Correctional Institution. Petitioner provided a letter from Chief Alexander Casas of the Florida International University Police Department supporting granting of the waiver and stated that Mr. Cruz is undergoing the personnel and selection process with his agency. Petitioner states that strict application of the rule would result in unreasonable and unfair because if the waiver is not granted this creates a substantial hardship for Mr. Cruz as he will need to retake the Basic Recruit Training and pass the State Officer Certification Examination again. Petitioner states that the purpose of Section 943.13, F.S. will be achieved if the waiver is granted.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Linton B. Eason, Assistant General Counsel, Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, FL 32302, (850)410-7676.

PUBLIC SERVICE COMMISSION

RULE NO.: RULE TITLE:

25-6.049: Measuring Customer Service

NOTICE IS HEREBY GIVEN that on October 13, 2015 the Florida Public Service Commission received a petition for 4111 South Ocean Drive, LLC, seeking a waiver or variance from Rule 25-6.049, F.A.C., requiring individual electric metering for each separate occupancy unit of a condominium. The rule exempts occupancy units for lodging establishments such as hotels, motels, and similar facilities which are rented, leased, or otherwise provided to guests by an operator providing overnight occupancy, from the individual metering requirement. Docket No. 150222-EU has been opened to process the petition. Comments on the petition should be filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Adria Harper, Office of the General Counsel, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, (850)413-6082, aharper@psc.state.fl.us.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004: General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on October 8, 2015, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code, Section 5-203.13, 2009 FDA Food Code, Paragraph 4-301.12(A), 2009 FDA Food Code, subsection 61C-4.010(5), Florida Administrative Code, Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, and subsection 61C-4.010(1), Florida Administrative Code from Thirsty River and Trek Snack located in Bay Lade. The above referenced F.A.C. addresses the requirement that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water; that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided, and that each establishment have areas for food storage. They are requesting to share the mop sink, dishwashing and food storage areas with another food service establishment under the same ownership and on the same premises.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On October 14, 2015, the Department issued a Final Order that was in response to a Petition for Variance from Park Centre @ Telecom, filed September 10, 2015, and advertised on September 15, 2015 in Vol. 41, No. 179, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Chapter 3008.1(3)(e), Florida Building Code, and Rule 2.2.2.5, ASME A17.1b, 2009 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for installation without a sump or pump in the hoistway because the Petitioner has not demonstrated that the purpose of the underlying statute has been met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2015-217).

A copy of the Order or additional information may be obtained by contacting: Michelle Comingore, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Pest Control Enforcement Advisory Council (PCEAC) announces a public meeting to which all persons are invited.

DATE AND TIME: November 4, 2015, 10:00 a.m.

PLACE: UF/IFAS Mid Florida Research and Education Center Auditorium, 2725 South Binion Road, Apopka, FL 32703; phone number (directions only) (407)884-2034; GoToMeeting:

<https://global.gotomeeting.com/join/289178029>;

teleconference information: 1(888)670-3525, access code: 801-949-0614

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the business of the Council.

A copy of the agenda may be obtained by contacting: Mr. Dale Dubberly, Bureau Chief, (850)617-7984, dale.dubberly@freshfromflorida.com.

For more information, you may contact: Mr. Dale Dubberly, Bureau Chief, 3125 Conner Boulevard, Tallahassee, Florida 32399, (850)617-7984, dale.dubberly@freshfromflorida.com.

FLORIDA COMMISSION ON OFFENDER REVIEW

The Florida Commission on Offender Review announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday November 4, 2015, 9:00 a.m.; Thursday, November 5, 2015, 9:00 a.m.; Wednesday November 18, 2015, 9:00 a.m.; Thursday November 19, 2015, 9:00 a.m.;

PLACE: Florida Commission on Offender Review, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Commission on Offender Review, (850)488-1293.

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: Florida Commission on Offender Review at ada@fcor.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).

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.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The South Florida Regional Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, November 2, 2015; 10:30 a.m.

PLACE: South Florida Regional Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Please note change in meeting location from the Murray E. Nelson Government & Cultural Center to the South Florida Regional Planning Council office. Any Development Order received prior to the meeting. Generally Consistent Comprehensive Plan Amendment Reviews for Hialeah; Any Generally Consistent Comprehensive Plan Amendment Review received prior to the meeting; any Generally Inconsistent Comprehensive Plan Amendment Review received prior to the meeting; Meeting on monthly Council business. Council Executive Committee and subcommittees may meet periodically before and following the regularly scheduled Council meetings.

A copy of the agenda may be obtained by contacting: (954)985-4416.

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: (954)985-4416. 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.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The Executive Committee of the South Florida Regional Council announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 26, 2015; 10:00 a.m.

PLACE: South Florida Regional Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Emergency Executive Committee Meeting called by the Chair to discuss the Executive Director position. The Executive Committee will interview candidates to fill the Executive Director position vacancy as of November 3, 2015. The Executive Committee will convene and recommend a candidate for the position which will be presented for ratification to the full Council on November 2, 2015.

A copy of the agenda may be obtained by calling (954)985-4416.

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 calling (954)985-4416. 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 call (954)985-4416.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: Wednesday, November 18, 2015, 9:00 a.m. – 5:00 p.m.

PLACE: Second Floor Royal Fern Hall, Fern Forest Nature Center, Broward County Parks and Recreation, 201 Lyons Road South, Coconut Creek, FL 33063

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Coral Reef Conservation Program is holding a meeting for the Our Florida Reefs Community Working Group. The Community Working Groups will complete their final prioritization of the recommended management actions they have developed. The goal of the recommended management actions is to improve management of southeast Florida coral reefs through balanced resource use and protection.

A copy of the agenda may be obtained by contacting: Daron Willison, Daron.Willison@dep.state.fl.us, (305)795-1223.

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 Daron Willison, (305)795-1223. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida Department of Environmental Protection, in conjunction with the Florida Fish and Wildlife Conservation Commission, announces a public meeting to which all persons are invited.

DATE AND TIME: October 27, 2015, 6:00 p.m. CDT

PLACE: Pensacola Bay Center, 201 East Gregory Street, Pensacola, FL 32502

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Deepwater Horizon Trustees, which include the Florida Department of Environmental Protection and the Florida Fish and Wildlife Conservation Commission, and the U.S. Department of Justice will jointly host a public meeting to present and take comment on two documents. The first document is the Deepwater Horizon Oil Spill Draft Programmatic Damage Assessment and Restoration Plan and Draft Programmatic Environmental Impact Statement, which can be found on the Trustees webpage: <http://www.gulfspillrestoration.noaa.gov/>. The second document is the proposed Consent Decree between the Federal government, the five Gulf Coast States, and BP Exploration & Production Inc. regarding the Deepwater Horizon Oil Spill, which can be found on the Department of Justice's webpage: <http://www.justice.gov/enrd/deepwater-horizon>. The event will begin with an open house from 6:00 p.m. – 7:00 p.m. with a formal presentation and opportunity for public comment to follow.

A copy of the agenda may be obtained by contacting: Heather Thomas, 3900 Commonwealth Blvd., MS 3600, Tallahassee, FL 32399, (850)245-2197, Heather.Thomas@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Heather Thomas, 3900 Commonwealth Blvd., MS 3600, Tallahassee, FL 32399, (850)245-2197, Heather.Thomas@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Heather Thomas, 3900 Commonwealth Blvd., MS 3600, Tallahassee, FL 32399, (850)245-2197, Heather.Thomas@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida Department of Environmental Protection, in conjunction with the Florida Fish and Wildlife Conservation Commission, announces a public meeting to which all persons are invited.

DATE AND TIME: October 29, 2015, 6:00 p.m. EDT

PLACE: Hilton St. Petersburg Bayfront, 333 1st Street South, Saint Petersburg, Florida 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Deepwater Horizon Trustees, which include the Florida Department of Environmental Protection and the Florida Fish and Wildlife Conservation Commission, and the U.S. Department of Justice will jointly host a public meeting to present and take comment on two documents. The first document is the Deepwater Horizon Oil Spill Draft Programmatic Damage Assessment and Restoration Plan and

Draft Programmatic Environmental Impact Statement, which can be found on the Trustees webpage: <http://www.gulfspillrestoration.noaa.gov/>. The second document is the proposed Consent Decree between the Federal government, the five Gulf Coast States, and BP Exploration & Production Inc. regarding the Deepwater Horizon Oil Spill, which can be found on the Department of Justice's webpage: <http://www.justice.gov/enrd/deepwater-horizon>. The event will begin with an open house from 6:00 p.m. – 7:00 p.m. with a formal presentation and opportunity for public comment to follow.

A copy of the agenda may be obtained by contacting: Heather Thomas, 3900 Commonwealth Blvd., MS 3600, Tallahassee, FL 32399, (850)245-2197, Heather.Thomas@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Heather Thomas, 3900 Commonwealth Blvd., MS 3600, Tallahassee, FL 32399, (850)245-2197, Heather.Thomas@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Heather Thomas, 3900 Commonwealth Blvd., MS 3600, Tallahassee, FL 32399, (850)245-2197, email: Heather.Thomas@dep.state.fl.us.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Division of Air Resource Management announces a hearing to which all persons are invited.

DATE AND TIME: November 17, 2015, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 195, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to 40 CFR 51.102, the Department of Environmental Protection (DEP) announces the opportunity for the public to request a hearing and offer comments on its proposal to submit documentation to the U.S. Environmental Protection Agency (EPA) confirming that Florida complies with the requirements of Section 110(a)(2) of the Clean Air Act with respect to implementation of the 2012 revised National Ambient Air Quality Standard for fine particulate matter (PM_{2.5}). A public hearing will be held, if requested, at the date, time and place given above. It is not necessary that the hearing be held or attended in order for persons to comment on DEP's proposed submittal to EPA. Any request for a public hearing must be submitted by letter or email to Terri Long at Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida 32399-2400, or

Terri.Long@dep.state.fl.us, and received no later than November 15, 2015. Any comments must be submitted by letter or email to Terri Long at the above address or Terri.Long@dep.state.fl.us, with a copy to Ms. Long, and received no later than November 15, 2015. If no request for a public hearing is received, the hearing will be cancelled, and notice of the cancellation will be posted at <https://www.fldepnet.org/public-notices>. Persons may also contact Ms. Long at (850)717-9023 to find out if the hearing has been cancelled. The materials comprising DEP's proposed submittal to EPA are accessible at <http://www.dep.state.fl.us/air/rules/regulatory.htm>. The materials may also be inspected during normal business hours at the DEP, Division of Air Resource Management office, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida, or accessed with the aid of any DEP District Air Section or DEP office.

For more information on this proposal or to obtain a copy of the hearing agenda, please contact Ms. Long by letter or email, or by calling (850)717-9023.

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: Terri Long at (850)717-9023 or terri.long@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Wednesday, October 28, 2015, 10:00 a.m.

PLACE: Conference call: 1(888)670-3525, participation code 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: The Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: The Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or

hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: The Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Children's Medical Services Managed Care Plan announces a public meeting to which all persons are invited.

DATE AND TIME: October 30, 2015, 8:00 a.m. – 10:00 a.m. Eastern Time

PLACE: Florida Department of Health, 4042 Bald Cypress Way, Room 301, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Children's Medical Services Managed Care Plan Technical Advisory Panel will meet to provide technical advice to the Department on topics related to the Children's Medical Services Managed Care Plan.

A copy of the agenda may be obtained by contacting: Kelli Stannard at (850)245-4222.

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: Kelli Stannard. 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).

FISH AND WILDLIFE CONSERVATION COMMISSION

The Wildlife Foundation of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 21, 2015, 2:00 p.m. – 3:30 p.m.

PLACE: The public may participate in the call in Suite 100, Marathon Building, 2574 Seagate Dr. Tallahassee; call (850)921-1144 for admittance into the Marathon Building.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance & Audit Committee of the Wildlife Foundation of Florida will be reviewing financials and the operating budget for the Foundation.

A copy of the agenda may be obtained by contacting: Mr. Will Bradford, 2574 Seagate Drive, Suite 100, Tallahassee, FL 32302, (850)921-1144.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Will Bradford, 2574 Seagate Drive, Suite 100, Tallahassee, FL 32302, (850)921-1144.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

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

DATE AND TIME: Thursday, October 22, 2015, 7:00 p.m.

PLACE: Brevard County Commissioner's Room, 2725 Judge Fran Jamieson Way, Viera, FL 32940

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive public comment regarding considerations for the FWC ten-year Land Management Plan for the Salt Lake Wildlife Management Area (SLWMA). This hearing is being held **EXCLUSIVELY** for discussion of the **DRAFT** Salt Lake WMA Management Plan. This meeting is not being held to discuss area hunting or fishing regulations. For more information on the process for FWC rule and regulation development go online to: <http://myfwc.com/about/rules-regulations/>.

A copy of the agenda may be obtained by contacting: Lance Jacobson, Florida Fish and Wildlife Conservation Commission, Land Conservation and Planning, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-9767.

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: Lance Jacobson. 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: Dylan Imlah, (850)487-9102, Dylan.Imlah@MyFWC.com.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Resources

The Florida Fish and Wildlife Conservation Commission, in conjunction with the Florida Department of Environmental Protection, announces a public meeting to which all persons are invited.

DATE AND TIME: October 27, 2015, 6:00 p.m. CDT

PLACE: Pensacola Bay Center, 201 East Gregory Street, Pensacola, FL 32502

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Deepwater Horizon Trustees, which include the Florida Department of Environmental Protection and the Florida Fish and Wildlife Conservation Commission, and the U.S. Department of Justice will jointly host a public meeting to present and take comment on two documents. The first document is the Deepwater Horizon Oil Spill Draft

Programmatic Damage Assessment and Restoration Plan and Draft Programmatic Environmental Impact Statement, which can be found on the Trustees webpage: <http://www.gulfspillrestoration.noaa.gov/>. The second document is the proposed Consent Decree between the Federal government, the five Gulf Coast States, and BP Exploration & Production Inc. regarding the Deepwater Horizon Oil Spill, which can be found on the Department of Justice's webpage: <http://www.justice.gov/enrd/deepwater-horizon>. The event will begin with an open house from 6:00 p.m. to 7:00 p.m. with a formal presentation and opportunity for public comment to follow.

A copy of the agenda may be obtained by contacting: Susan Smith, 620 S. Meridian St., Tallahassee, FL 32399, (850)488-8843.

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: Susan Smith, 620 S. Meridian St., Tallahassee, FL 32399, (850)488-8843. 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: Susan Smith, 620 S. Meridian St., Tallahassee, FL 32399, (850)488-8843.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Resources

The Florida Fish and Wildlife Conservation Commission, in conjunction with the Florida Department of Environmental Protection, announces a public meeting to which all persons are invited.

DATE AND TIME: October 29, 2015, 6:00 p.m. EDT

PLACE: Hilton St. Petersburg Bayfront, 333 First Street South, Saint Petersburg, Florida 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Deepwater Horizon Trustees, which include the Florida Department of Environmental Protection and the Florida Fish and Wildlife Conservation Commission, and the U.S. Department of Justice will jointly host a public meeting to present and take comment on two documents. The first document is the Deepwater Horizon Oil Spill Draft Programmatic Damage Assessment and Restoration Plan and Draft Programmatic Environmental Impact Statement, which can be found on the Trustees webpage: <http://www.gulfspillrestoration.noaa.gov/>. The second document is the proposed Consent Decree between the Federal government, the five Gulf Coast States, and BP Exploration & Production Inc. regarding the Deepwater Horizon Oil Spill, which can be found on the Department of Justice's webpage: <http://www.justice.gov/enrd/deepwater-horizon>. The event

will begin with an open house from 6:00 p.m. – 7:00 p.m. with a formal presentation and opportunity for public comment to follow.

A copy of the agenda may be obtained by contacting: Susan Smith, 620 S. Meridian St., Tallahassee, FL 32399, (850)488-8843.

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: Susan Smith, 620 S. Meridian St., Tallahassee, FL 32399, (850)488-8843. 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: Susan Smith, 620 S. Meridian St., Tallahassee, FL 32399, (850)488-8843.

MRGMIAMI

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

DATE AND TIME: Thursday, October 22, 2015, 5:00 p.m. – 7:00 p.m.

PLACE: East River High School Performing Arts Center/Auditorium, located at 650 East River Falcons Way, Orlando, Florida 32833

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Central Florida Expressway Authority (CFX) will host a Project Kick-Off Meeting for the State Road 408 (Spessard L. Holland East-West Expressway) East Extension from SR 50 to the SR 50/SR 520 Intersection Project Development and Environment (PD&E) Study.

The meeting will be held as an open house format from 5:00 p.m. to 7:00 p.m. Project staff will be available to answer questions and discuss the study with interested members of the public.

The project extends approximately seven miles from SR 50 to the SR 50/SR 520 intersection.

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

A copy of the agenda may be obtained by contacting: Valerie Tutor, Public Information Officer at (941)504-9440 or 408study@CFXway.com, or by visiting the CFX website at www.CFXway.com/408study.

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: Valerie Tutor, Public Information Officer, at 408study@cfxway.com or (941)504-9440. 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: Valerie Tutor, Public Information Officer at (941)504-9440 or 408study@CFXway.com, or by visiting the CFX website at www.CFXway.com/408study.

**Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements**

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that the Board of Massage Therapy has issued an order disposing of the petition for declaratory statement filed by Angela Lind on June 1, 2015. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 41, No. 112, of the June 10, 2015, Florida Administrative Register. The petition seeks a declaratory statement from the Board as to whether it violates Section 456.054 and 817.505(1)(a), (b), Florida Statutes to act as an independent contractor and be compensated by another massage based company a percentage of the fee paid by the customer for a massage done by the independent contractor. The Board's Order, filed on August 11, 2015, declined to issue a declaratory statement because the petition is not in substantial compliance with the provisions of Section 120.565, Florida Statutes, and Rule 28-105, Florida Administrative Code.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting Claudia Kemp, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4588, Claudia.Kemp@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that the Board of Massage Therapy has issued an order disposing of the petition for declaratory statement filed by William M. Bracey on March 24, 2015. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 41, No. 64, of the April 2, 2015, Florida Administrative Register. The petition seeks a declaratory statement from the Board as to whether the use of cold laser therapy or low level laser therapy by a trained therapist would be within the scope of the definition of "massage" in section 480.033, Florida Statutes. The Board's Order, filed on August

11, 2015, declined to issue a declaratory statement because the petition is not in substantial compliance with the provisions of section 120.565, Florida Statutes, and Rule 28-105, Florida Administrative Code.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Claudia Kemp, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, (850)245-4588, Claudia.Kemp2@flhealth.gov.

DEPARTMENT OF HEALTH
Board of Nursing

NOTICE IS HEREBY GIVEN that the Board of Nursing has issued an order disposing of the petition for declaratory statement filed by Edgar Dadural on March 3, 2015. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 41, No. 45, of the March 6, 2015 Florida Administrative Register. Petitioner seeks a Declaratory Statement from the Board with regard to whether a registered nurse would be within the scope of Section 464.003(20), Florida Statutes, if he/she perform tests and procedures on a donor body to determine suitability for transplant authorized by Section 765.517(3), Florida Statutes. The Board's Order, filed on August 26, 2015, dismissed the Petition stating that: the issue raised by the petition is more appropriately addressed through protocols developed by the Hospital.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

Section VIII
Notice of Petitions and Dispositions
Regarding the Validity of Rules

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

NONE

Notice of Disposition of Petition for Administrative Determination has been filled 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

VISIT FLORIDA

VISIT FLORIDA posted RFP for Design of I-95 Welcome Center

The Florida Tourism Industry marketing Corp. dba VISIT FLORIDA is accepting proposals from qualified vendors for the commercial design of the interior renovation of the lobby at the I-95 Florida Welcome Center.

For more information, please click here.

The due date for submissions is Thursday, October 29, 2015 at 5:00 p.m. ET.

Section XII
Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Mike Erdman Motors, Inc., d/b/a Mike Erdman Nissan for relocation of NISS vehicles

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Nissan North America, Inc., intends to allow the relocation of Mike Erdman Motors, Inc., d/b/a Mike Erdman Nissan as a dealership for the sale of Nissan automobiles and trucks by Nissan (line-make NISS) from its present location at 445 East Merritt Island Causeway, Merritt Island, (Brevard County), Florida 32952, to a proposed location at the Northwest Quadrant of I-95 and State Road 520/W. King

Street (postal address not assigned as of yet), Cocoa, (Brevard County), Florida 32926, on or after May 31, 2017.

An abbreviated legal description of the properties to be utilized for the future dealership(s) appears as follows:

1. That part of the E ¼ of the SW ¼ lying S & W of I-95 as described in ORB 5666 pg. 4830 & 5679 pg. 4014 Parcel ID: 24-35-26-00-00541.0-0000.00

2. Part of SW ¼ as described in ORB 6663 pg. 1659 PARS 517.521 Parcel ID: 24-35-26-00-00503.0-0000.0

The name and address of the dealer operator(s) and principal investor(s) of Mike Erdman Motors Inc. are dealer operator(s): Michael H. Erdman, 445 East Merritt Island Causeway, Merritt Island, Florida 32952, principal investor(s): Michael H. Erdman, 445 East Merritt Island Causeway, Merritt Island, Florida 32952.

The notice indicates intent to relocate the franchise 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, as amended by Chapter 88-395, Laws of Florida, 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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Dan Boom, Nissan North America, Inc., P.O. Box 685001, Franklin, Tennessee, 37068.

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.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Hole Shot Powersports LLC, d/b/a Hole Shot Indian Motorcycle for Indian motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the establishment of Hole Shot Powersports LLC, d/b/a Hole Shot

Indian Motorcycle as a dealership for the sale of Indian Motorcycle Co. by Polaris Industries, Inc. (line-make INDI) at 6945 US Highway 17, Fleming Island, (Clay County), Florida 32003, on or after November 12, 2015.

The name and address of the dealer operator(s) and principal investor(s) of Hole Shot Powersports LLC, d/b/a Hole Shot Indian Motorcycle, are dealer operator(s): Jeffrey Schoeler, 311 Northwest 11th Place, Ocala, Florida 34475, principal investor(s): Jeffrey Schoeler, 311 Northwest 11th Place, Ocala, Florida 34475 and Jodi J. Schoeler, 311 Northwest 11th Place, Ocala, Florida 34475.

The notice indicates intent to establish the new point location in a county of less 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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Tom Triano, Polaris Sales and Service, Inc., 9955 59th Avenue, Minnesota, 55442.

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.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Hole Shot Powersports LLC, d/b/a Hole Shot Indian Motorcycle for Slingshot motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the establishment of Hole Shot Powersports LLC, d/b/a Hole Shot Indian Motorcycle as a dealership for the sale of Slingshot by Polaris Industries, Inc. (line-make SLNG) at 6945 US Highway 17, Fleming Island, (Clay County), Florida 32003, on or after November 12, 2015.

The name and address of the dealer operator(s) and principal investor(s) of Hole Shot Powersports LLC, d/b/a Hole Shot Indian Motorcycle, are dealer operator(s): Jeffrey Schoeler, 311 Northwest 11th Place, Ocala, Florida 34475, principal investor(s): Jeffrey Schoeler, 311 Northwest 11th Place, Ocala, Florida 34475 and Jodi J. Schoeler, 311 Northwest 11th Place, Ocala, Florida 34475.

The notice indicates intent to establish the new point location in a county of less 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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Tom Triano, Polaris Sales and Service, Inc., 9955 59th Avenue, Minnesota, 55442.

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.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Hole Shot Powersports LLC, d/b/a Hole Shot Indian Motorcycle for Victory motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the establishment of Hole Shot Powersports LLC, d/b/a Hole Shot Indian Motorcycle as a dealership for the sale of Victory motorcycles by Polaris Industries, Inc. (line-make VICO) at 6945 US Highway 17, Fleming Island, (Clay County), Florida 32003, on or after November 12, 2015.

The name and address of the dealer operator(s) and principal investor(s) of Hole Shot Powersports LLC, d/b/a Hole Shot Indian Motorcycle, are dealer operator(s): Jeffrey Schoeler, 311 Northwest 11th Place, Ocala, Florida 34475, principal investor(s): Jeffrey Schoeler, 311 Northwest 11th

Place, Ocala, Florida 34475 and Jodi J. Schoeler, 311 Northwest 11th Place, Ocala, Florida 34475.

The notice indicates intent to establish the new point location in a county of less 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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Tom Triano, Polaris Sales and Service, Inc., 9955 59th Avenue, Minnesota, 55442.

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.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

ScooterMax, LLC, for the establishment of ZHNG motorcycles

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 Valley Scooters, LLC, intends to allow the establishment of ScooterMax LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co., Ltd. (line-make ZHNG) at 1111 North Ronald Reagan Boulevard, Unit 111, Longwood, (Seminole County), Florida 32750, on or after November 9, 2015.

The name and address of the dealer operator(s) and principal investor(s) of ScooterMax LLC, are dealer operator(s): Alfredo Hernandez, 1111 North Ronald Reagan Boulevard, Longwood, Florida 32750; principal investor(s): Alfredo Hernandez, 1111 North Ronald Reagan Boulevard, Longwood, Florida 32750.

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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: John Dikov, Valley Scooters LLC, 1687 Blythe Island Drive, Brunswick, Georgia 31523.

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.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Southeast Powersports Unlimited LLC, d/b/a Red Hills Indian Motorcycle for Indian motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the establishment of Southeast Powersports Unlimited LLC, d/b/a Red Hills Indian Motorcycle as a dealership for the sale of Indian Motorcycle Co. by Polaris Industries, Inc. (line-make INDI) at 1110 Capital Circle Northeast, Tallahassee, (Leon County), Florida 32301, on or after November 12, 2015.

The name and address of the dealer operator(s) and principal investor(s) of Southeast Powersports Unlimited LLC, d/b/a Red Hills Indian Motorcycle are dealer operator(s): Charles Langston, 6617 Lake Pisgah Drive, Tallahassee, Florida 32309, principal investor(s): Paul M. Langston, 8845 Glen Abby Drive, Tallahassee, Florida 32312, Charles Langston, 6617 Lake Pisgah Drive, Tallahassee, Florida 32309.

The notice indicates intent to establish the new point location in a county of less 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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Tom Triano, Polaris Sales and Service, Inc., 9955 59th Avenue, Minnesota, 55442.

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.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Southeast Powersports Unlimited LLC, d/b/a Red Hills Indian Motorcycle for Slingshot motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the establishment of Southeast Powersports Unlimited LLC, d/b/a Red Hills Indian Motorcycle as a dealership for the sale of Slingshot by Polaris Industries, Inc. (line-make SLNG) at 1110 Capital Circle Northeast, Tallahassee, (Leon County), Florida 32301, on or after November 12, 2015.

The name and address of the dealer operator(s) and principal investor(s) of Southeast Powersports Unlimited LLC, d/b/a Red Hills Indian Motorcycle are dealer operator(s): Charles Langston, 6617 Lake Pisgah Drive, Tallahassee, Florida 32309, principal investor(s): Paul M. Langston, 8845 Glen Abby Drive, Tallahassee, Florida 32312, Charles Langston, 6617 Lake Pisgah Drive, Tallahassee, Florida 32309.

The notice indicates intent to establish the new point location in a county of less 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: Nalini Vinayak, Administrator, Dealer License

Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, 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: Tom Triano, Polaris Sales and Service, Inc., 9955 59th Avenue, Minnesota, 55442.

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.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Southeast Powersports Unlimited LLC, d/b/a Red Hills Indian Motorcycle for Victory motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the establishment of Southeast Powersports Unlimited LLC, d/b/a Red Hills Indian Motorcycle as a dealership for the sale of Victory motorcycles by Polaris Industries, Inc. (line-make VICO) at 1110 Capital Circle Northeast, Tallahassee, (Leon County), Florida 32301, on or after November 12, 2015.

The name and address of the dealer operator(s) and principal investor(s) of Southeast Powersports Unlimited LLC, d/b/a Red Hills Indian Motorcycle are dealer operator(s): Charles Langston, 6617 Lake Pisgah Drive, Tallahassee, Florida 32309, principal investor(s): Paul M. Langston, 8845 Glen Abby Drive, Tallahassee, Florida 32312, Charles Langston, 6617 Lake Pisgah Drive, Tallahassee, Florida 32309.

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

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A copy of such petition or complaint must also be sent by US Mail to: Tom Triano, Polaris Sales and Service, Inc., 9955 59th Avenue, Minnesota, 55442.

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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments deadlines and the address for providing comments are available at: <https://fldep.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2170. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No.: DEO-15-166

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-166 on October 12, 2015, in response to an application submitted by North Point Harbour Community Association, Inc. for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department determined that the application did not meet the statutory requirements for covenant revitalization because the Proposed Revived Declaration contained provisions added from amendments made to the previous covenants after the previous covenants were extinguish. Therefore, the Proposed Revived Covenants are more restrictive than the previous declaration in violation of Section 720.404(3), Florida Statutes. Accordingly, the Department's Final Order denied the application for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.zimmer@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No.: DEO-15-157

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-157 on October 7, 2015, in response to an application submitted by

Townhomes of Lighthouse Point, Inc. for covenant revitalization under Chapter 720, Part III, Florida Statutes. The Department’s Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization. Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.Zimmer@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-159

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-159 on October 12, 2015, in response to an application submitted by Tallavana Homeowner’s Association, Inc., Section 1 for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.Zimmer@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-160

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-160 on October 12, 2015, in response to an application submitted by Tallavana Homeowner’s Association, Inc., Section 2 for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.Zimmer@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-161

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-161 on October 12, 2015, in response to an application submitted by Tallavana Homeowner’s Association, Inc., Section 3 for

covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.Zimmer@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-162

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-162 on October 12, 2015, in response to an application submitted by Tallavana Homeowner’s Association, Inc., Section 4 for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.Zimmer@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-163

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-163 on October 12, 2015, in response to an application submitted by Tallavana Homeowner’s Association, Inc., Section 5 for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department’s Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.Zimmer@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development

Final Order No.: DEO-15-164

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-164 on October 12, 2015, in response to an application submitted by Tallavana Homeowner’s Association, Inc., Section 6 for

covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department's Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.Zimmer@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No.: DEO-15-169

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-169 on October 14, 2015, in response to an application submitted by Autumn Woods Homeowner's Association, Inc. for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department's Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or Katie.Zimmer@DEO.MyFlorida.com.

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.
