

Section I
**Notice of Development of Proposed Rules
and Negotiated Rulemaking**

DEPARTMENT OF STATE**Division of Historical Resources**

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

PURPOSE AND EFFECT: The purpose of this rule amendment is to establish in rule the most recent guidelines, forms, application procedures, and Grant Award Agreements for the Historic Preservation Grants In Aid Program, including the Small Matching Grant Program and the Special Category Grant Program.

SUBJECT AREA TO BE ADDRESSED: Guidelines, application forms, and Grant Award Agreements for the Small Matching Grant Program and the Special Category Grant Program

RULEMAKING AUTHORITY: 267.031(1); 267.0617(5) FS.

LAW IMPLEMENTED: 267.0617 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Monday, December 28, 2015, 11:00 a.m.

PLACE: R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399, Room 307

Or dial 1(888)670-3525, Participant Code: 8850786128 then # 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 hours before the workshop/meeting by contacting: Brandy Hedges, Florida Department of State, 500 South Bronough Street, Tallahassee, FL 32399, (850)245-6127, Brandy.Hedges@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lydia Strom, Office of the General Counsel, Florida Department of State, 500 South Bronough Street, Tallahassee, FL 32399, (850)245-6536 or Lydia.Strom@dos.myflorida.com

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

DEPARTMENT OF EDUCATION**State Board of Education**

RULE NO.: RULE TITLE:
6A-20.027 Rosewood Family Scholarship Fund

PURPOSE AND EFFECT: The purpose of this rule development is to remove the April 1 deadline for the submission of the Florida Financial Aid Application and the Florida Financial Aid Reinstatement/Restoration Application (FFAA-3). The effect will be a rule that is consistent with governing law.

SUBJECT AREA TO BE ADDRESSED: Remove the April 1 application deadline.

RULEMAKING AUTHORITY: 1001.02(1), 1009.55(2) FS.

LAW IMPLEMENTED: 1009.40, 1009.55 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: Brian Underhill, Director, State Scholarships and Grants, Finance & Operations, Office of Student Financial Assistance, Suite 1314, (850)410-5185, Brian.underhill@fldoe.org. To request a rule development workshop, please contact: Cathy Schroeder, Director, Office of Executive Management, Department of Education, (850)245-9661 or e-mail: cathy.schroeder@fldoe.org 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>.

STATE BOARD OF ADMINISTRATION**Florida Prepaid College Board**

RULE NO.: RULE TITLE:

19B-4.001 Application

PURPOSE AND EFFECT: The purpose and effect of this rule development is to update and reflect changes to the Master Contract for the Florida Prepaid College Plan.

SUBJECT AREA TO BE ADDRESSED: Administration of the Florida Prepaid College Plan

RULEMAKING AUTHORITY: 1009.971(1), (4) and (6) FS.

LAW IMPLEMENTED: 1009.98 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 5 days before the workshop/meeting by contacting: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, (850)488-8514, michael.frick@myfloridaprepaid.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, (850)488-8514, michael.frick@myfloridaprepaid.com.

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

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE NOS.: RULE TITLES:
 19B-16.003 Participation Agreement
 19B-16.005 Maximum Account Balance Limit

PURPOSE AND EFFECT: The purpose and effect of this rule development is to amend language specifying the former federal standard under which an Account Owner may change the Investment Options with a reference to the relevant Internal Revenue Code governing the change to anticipate further revisions to that Code provision; update Form numbers for the Participation Agreement and Terms and Conditions applicable to this change; rename the Maximum Account Balance to Maximum Account Contribution Limit to reflect the industry standard; and reduce the Maximum Account Contribution Limit from seven (7) times to five (5) times the most expensive annual qualified higher education expense to correspond to the safe harbor provision in the proposed Treasury Regulations, and to make further revisions to update changes to the Participation Agreement.

SUBJECT AREA TO BE ADDRESSED: Administration of the Florida College Savings Program

RULEMAKING AUTHORITY: 1009.971(1), (4), (6). F.S.

LAW IMPLEMENTED: 1009.971, 1009.981(1)(c), and 1009.981(2), F.S.

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

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: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, (850)488-8514, michael.frick@myfloridaprepaid.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, (850)488-8514, michael.frick@myfloridaprepaid.com.

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

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE NOS.: RULE TITLES:
 19B-18.001 Application of Rule Chapter; Definitions
 19B-18.002 Application for Participation in the Program
 19B-18.003 Participation Agreement
 19B-18.005 Account and Administration Fee

PURPOSE AND EFFECT: The purpose and effect of these rule developments is to create the initial administrative rules for the Florida ABLE Program.

SUBJECT AREA TO BE ADDRESSED: Administration of the Florida ABLE Program

RULEMAKING AUTHORITY: 1009.971(1), (4) and 1009.986(10). FS.

LAW IMPLEMENTED: 1009.986 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 5 days before the workshop/meeting by contacting: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, (850)488-8514, michael.frick@myfloridaprepaid.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael Frick, Director of Operations, 1801 Hermitage Blvd., Suite 210, Tallahassee, FL 32308, (850)488-8514, michael.frick@myfloridaprepaid.com.

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

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-1.09981 Implementation of Florida's System of School Improvement and Accountability

PURPOSE AND EFFECT: The purpose and effect of this rule revision is to conform the rule to statutory changes by creating a new school grades calculation model for all schools and a new district grades model for all districts.

SUMMARY: The proposed rule provides school and district grading definitions and policies, including the components of the school and district grading systems, the processes for calculating grades, requirements for receiving an A, B, C, D, or F grade, and processes for school districts to review data and provide corrected data to the Department. The rule is substantially rewritten.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs. More specifically, the agency intends to implement the rule with existing staff and the proposal does not increase the reporting requirements or any other requirements on districts. It is anticipated that districts may incur some indeterminate level of costs educating staff on the new rule.

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

RULEMAKING AUTHORITY: 1001.02, 1008.22 (12), 1008.34, 1008.3415, 1008.345 FS.

LAW IMPLEMENTED: 1008.34, 1008.3415, 1008.345 FS.
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: January 6, 2016, 9:00 a.m.

PLACE: Room LL03, The Capitol, 400 South Monroe Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jane Fletcher, Assistant Deputy Commissioner, Office of Accountability and Policy Research, Division of Accountability, Research, and Measurement, Florida Department of Education, 325 West Gaines Street, Suite 514, Tallahassee, Florida 32399-0400, (850)245-0437

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 6A-1.09981 follows. See Florida Administrative Code for present text.

6A-1.09981 School and District Implementation of Florida's System of School Improvement and Accountability.

(1) Purpose. The purpose of this rule is to provide the definitions and policies for school and district grades accountability systems.

(2) Definitions. For the purpose of this rule, the following definitions shall apply:

(a) "Full-year-enrolled student" means a student who is present for both the second and third period full-time equivalent (FTE) student membership surveys as specified in Rule 6A-1.0451, F.A.C., and who is still enrolled at the time of statewide standardized testing.

(b) "Learning gains" means that the student demonstrates growth from one year to the next year sufficient to meet the criteria below. Learning gains may be demonstrated in English Language Arts and Mathematics. Students may demonstrate learning gains in four (4) different ways.

1. Students who increase at least one (1) achievement level on the statewide standardized assessment in the same subject area.

2. Students who scored below Achievement Level 3 on the statewide standardized assessment in the prior year and who advance from one subcategory within Achievement Level 1 or 2 in the prior year to a higher subcategory in the current year in same subject area. Achievement Level 1 is comprised of three (3) equal subcategories and Achievement Level 2 is comprised of two (2) equal subcategories. Subcategories are determined by dividing the scale of Achievement Level 1 into three (3) equal parts and dividing the scale of Achievement Level 2 into two (2) equal parts. If the scale range cannot be evenly divided into three (3) equal parts for Achievement Level 1 or into two (2) equal parts for Achievement Level 2, no subcategory may be more than one (1) scale score point

larger than the other subcategories; the highest subcategories shall be the smallest.

3. Students whose score remained at Achievement Level 3 or 4 on the statewide standardized assessment in the current year and whose scale score is greater in the current year than the prior year in the same subject area. This does not apply to students who scored in a different achievement level in the prior year in the same subject area; and

4. Students who scored at Achievement Level 5 in the prior year on the statewide standardized assessment and who score in the same Achievement Level in the current year in the same subject area.

(c) "Passing" means that the student must attain a statewide standardized assessment score of Achievement Level 3 or higher, except for the 2014-15 school year; for the Florida Alternate Assessment, a student must score at Level 4 or higher.

(d) "School grade component" means the areas listed in paragraphs (4)(a), (4)(b), and (4)(c) of this rule.

(e) "School grades school year" means the fall, winter, spring, and the preceding summer for the purposes of the school grades calculation.

(f) "Statewide standardized assessments" means the assessments required in Section 1008.22(3), F.S., including the comprehensive statewide assessments, the end-of-course assessments, and the Florida Alternate Assessment.

(g) "Students in the lowest twenty-five (25) percent" means current year full-year-enrolled students whose prior year assessment scores are in the lowest performing twenty-five (25) percent on the statewide standardized assessments in the subject areas of English Language Arts or Mathematics for each school.

(h) "Subject areas" means the four (4) areas of English Language Arts (English Language Arts in grades 3 through 10), Mathematics (Mathematics in grades 3 through 8, Algebra 1, Geometry, and Algebra 2), Science (Science in grades 5 and 8, and Biology 1), and Social Studies (Civics and U.S. History).

(3) School Accountability Framework.

(a) Each school shall be assigned a letter grade of A, B, C, D, or F annually.

(b) A school shall receive a grade based solely on the components for which it has sufficient data. Sufficient data exists when at least ten (10) students are eligible for inclusion in the calculation of the component. If a school has less than ten (10) eligible students with data for a particular component, that component shall not be calculated for the school.

(c) Student performance data for alternative schools that choose to receive a school improvement rating and are not charter schools shall be included in the school grade of the

student's home-zoned school. This data is limited to the components listed in paragraph (4)(a) of this rule.

(d) Student performance data for hospital and homebound students shall be included in the school grade of the student's home-zoned school. This data is limited to the components listed in paragraph (4)(a) of this rule.

(e) To ensure that student data accurately represent school performance, schools shall assess at least ninety-five (95) percent of their students to qualify for a school grade, unless the school only has sufficient data for the components found in paragraphs (4)(b) and (c) of this rule.

(f) To be included as an assessed student, in the percent-tested measure, a student must be enrolled during the third period full-time equivalent (FTE) student membership survey, as specified in Rule 6A-1.0451, F.A.C., enrolled at the time of testing, and assessed on the statewide standardized assessments or the English Language Proficiency Assessment, for a student who is a first year English Language Learner as provided in Rule 6A-1.09432, F.A.C., and did not take the English Language Arts statewide assessment.

(g) English Language Learners, as defined in Rule 6A-6.0901, F.A.C., shall be included in the achievement components in subparagraphs (4)(a)1.- 4. of this rule, once they have been enrolled in school in the United States for two (2) years. English Language Learners will be included in the learning gains components in subparagraphs (4)(a)5.-8. of this rule, beginning with their first year in school in the United States. For English Language Learners in their first year in school in the United States, who do not take the statewide standardized English Language Arts assessment, an English Language Arts linked score will be calculated for them based on their English Language Proficiency Assessment results. This linked score will be used as the prior year score in the learning gains calculation.

(h) High school students' statewide end-of-course assessment scores used for achievement and learning gains measures will be scores for the assessments administered to students for the first time in high school and must be for a course in which the student was enrolled. If a student took the assessment for the first time in high school and then retook the assessment during the same school grades school year while enrolled in the course, the highest score will be included in the calculation.

(i) Middle school students' statewide end-of-course assessment scores used for achievement, learning gains, and middle school component measures will be scores for a course in which the student was enrolled. If a student retook the assessment during the same school grades school year while enrolled in the course, the highest score will be included in the calculation.

(4) School Grading System. The school grade components shall be calculated as a percentage, with the possible points listed by the component.

(a) School Grading Components for all Schools.

1. English Language Arts Achievement. (100 points) The percentage of full-year-enrolled students who took and passed a statewide standardized assessment for grades 3 through 10 in English Language Arts or the Florida Alternate Assessment in Reading.

2. Mathematics Achievement (100 points). The percentage of full-year-enrolled students who took and passed the statewide standardized assessment in Mathematics for grades 3 through 8, the statewide standardized end-of-course assessment in Algebra 1, Geometry, or Algebra 2, or the Florida Alternate Assessment in Mathematics. If a student is enrolled in more than one (1) mathematics course that has an associated statewide standardized assessment, the student's highest score shall be used in the calculation.

3. Science Achievement. (100 points) The percentage of full-year-enrolled students who took and passed the statewide standardized assessment in Science for grades 5 or 8, the statewide standardized end-of-course assessment in Biology 1, or the Florida Alternate Assessment in Science.

4. Social Studies Achievement. (100 points) The percentage of full-year-enrolled students who took and passed the statewide standardized end-of-course assessment in Civics or U.S. History. If a student is enrolled in more than one (1) social studies course that has an associated statewide end-of-course assessment, the student's highest score shall be used in the calculation.

5. Learning gains in English Language Arts. (100 points) The percentage of full-year-enrolled students demonstrating learning gains in English Language Arts.

6. Learning gains in Mathematics. (100 points) The percentage of full-year-enrolled students demonstrating learning gains in Mathematics.

7. Learning gains of the lowest twenty-five (25) percent of students in English Language Arts. (100 points) The percentage of full-year-enrolled students who scored in the lowest twenty-five (25) percent in the prior year who demonstrated current year learning gains in English Language Arts.

8. Learning gains of the lowest twenty-five (25) percent of students in Mathematics. (100 points) The percentage of full-year-enrolled students who scored in the lowest twenty-five (25) percent in the prior year who demonstrated current year learning gains in Mathematics.

(b) School Grading Component for Middle Schools. (100 points) The middle school grading component shall be calculated for schools comprised of grades 6, 7, and 8 and schools comprised of grades 7 and 8. In addition, if a school

includes grades 6, 7, and 8 or grades 7 and 8 with other grade levels, that school shall be included in the middle school component.

1. An eligible student for this component is a full-year-enrolled student, who is a current year grade 8 student who scored at or above Achievement Level 3 on the Mathematics statewide standardized assessments in the prior year, or is a full-year-enrolled student in grade 6, 7, or 8, who took a high school level statewide standardized end-of-course assessment or an industry certification identified in the industry certification funding list adopted in Rule 6A-6.0573, F.A.C.

2. The middle school component shall be calculated as the percentage of eligible students who passed one (1) or more high school level statewide standardized end-of-course assessments in Algebra 1, Geometry, Algebra 2, Biology 1, or U.S. History; or who earned a high school industry certification, identified in the Industry Certification Funding List adopted in Rule 6A-6.0573, F.A.C.

3. For the purpose of calculating the middle school component, a student shall be included no more than once.

(c) School Grading Components for High Schools. The high school grading component shall be calculated for schools comprised of grades 9, 10, 11, and 12 or grades 10, 11, and 12. In addition, if a school includes grades 9, 10, 11, and 12 or grades 10, 11, and 12, with other grade levels, that school shall be included for the high school grading component. In addition, schools comprised of grades 11 and 12 shall be eligible for the high school grading component. High school grades shall include the following components.

1. Graduation Rate. (100 points) The four-year high school graduation rate of the school as measured according to 34 CFR § 200.19, Other Academic Indicators, effective November 28, 2008, (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01332>) and referred to as the four-year adjusted cohort graduation rate. This federal regulation is incorporated by reference and may be obtained by contacting the Division of Accountability, Research, and Measurement, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399.

2. College and Career Acceleration. (100 points) The percentage of students included as graduates in the graduation rate from subparagraph (4)(c)1. of this rule, who, while in high school, earned the following:

a. A score making them eligible to earn college credit through College Board Advanced Placement (AP) examinations, International Baccalaureate (IB) examinations, or Advanced International Certificate of Education (AICE) examinations according to the requirements of Rule 6A-10.024, F.A.C.;

b. College credit through dual enrollment courses according to the requirements of Rule 6A-14.064, F.A.C.; or

c. Career and Professional Education (CAPE) industry certification or a CAPE acceleration industry certification identified in the Industry Certification Funding List adopted in Rule 6A-6.0573, F.A.C.

For the purpose of calculating a school's college and career acceleration component, a student shall be included no more than once.

(d) Procedures for Calculating School Grades.

1. A school letter grade of A, B, C, D, or F shall be calculated based on the percentage of possible points earned by each school for the components applicable to the school. In the calculation of a school's grade, 100 points are available for each component with sufficient data, with one (1) point earned for each percentage of students meeting the criteria for the component. The points earned for each component shall be expressed as whole numbers by rounding the percentages. Percentages with a value of .5 or greater will be rounded up to the nearest whole number, and percentages with a value of less than .5 will be rounded down to the nearest whole number.

2. The school's grade is determined by summing the points earned for each component and dividing this sum by the total number of available points for all components with sufficient data. The percentage resulting from this calculation shall be expressed as a whole number using the rounding convention described in this subparagraph.

3. Letter grades shall be assigned to schools based on the percentage of total applicable points earned as follows:

a. Sixty-two (62) percent of total applicable points or higher equals a letter grade of A;

b. Fifty-four (54) to sixty-one (61) percent of total applicable points equals a letter grade of B;

c. Forty-one (41) to fifty-three (53) percent of total applicable points equals a letter grade of C;

d. Thirty-two (32) to forty (40) percent of total applicable points equals a letter grade of D; and

e. Thirty-one (31) percent of total applicable points or less equals a letter grade of F.

(5) District Grading System. The Commissioner shall assign a letter grade of A, B, C, D, or F to each school district annually as provided in Section 1008.34(5), F.S., based on the components in subsection (4) of this rule and the processes in subsections (2) and (3). In addition to the students included in the district's schools' grades, students who were not full-year-enrolled at a school but who were full-year-enrolled within the district shall be included in the district's grade.

(6) Withholding or Revoking a Grade. Notwithstanding paragraph (3)(a) and subsection (5) of this rule, a school or district grade shall be withheld or revoked, and designated as

incomplete, (I), if the data does not accurately represent the progress of the school or district.

(a) The circumstances where data does not accurately represent the progress of a school or district are where:

1. The percent of students tested at the school or district is less than ninety-five (95) percent of the school's or district's eligible student population; or

2. Before, during, or following the administration of any state assessment, the validity or integrity of the test administration or results are under review and investigation based upon allegations of test administration and security violations as described in Section 1008.24, F.S. or Rule 6A-10.042, F.A.C.

(b) Upon conclusion of the review and investigation, and a determination by the Department that the data accurately represent the progress of the school or district, the Department shall assign a letter grade to the school or district, based upon the provisions of this rule.

(7) School District Responsibility and Review Process.

(a) Each school district shall be responsible for providing to the Department accurate, complete, and timely school district data so that the Department can calculate school grades in accordance with the requirements of this rule and Section 1008.34, F.S.

(b) Each school district superintendent shall designate a school accountability contact person who is responsible for verifying the data submitted to the Department for use in school grades.

(c) Based upon the data provided by school districts, the Department shall create data files from which grades will be calculated and provide districts the opportunity to review these files and make corrections, updates, and provide additional matches.

(d) Subsequent to the review process described in paragraph (7)(c) of this rule, the Department shall provide school districts preliminary school grades for the schools in the district.

(e) Districts shall be afforded an opportunity to contest or appeal a preliminary school grade within thirty (30) days of the release of the preliminary school grade.

(f) A successful grade appeal requires that the district clearly demonstrate the following:

1. Due to the omission of student data, a data miscalculation, or a special circumstance beyond the control of the district, a different grade would be assigned to a school; or

2. Where the percent of students tested is less than ninety-five (95) percent at a school and the school did not receive a grade, that the student data accurately represents the progress of the school.

(g) An appeal shall not be granted under the following circumstances:

1. It was not timely received;
2. It was not submitted by the district superintendent;
3. It would not result in a different grade, if granted;
4. It relies upon data that the district had the opportunity to correct but failed to do so, under the process described in paragraph (7)(c) of this rule or the data reporting processes as defined in Rule 6A-1.0014, Comprehensive Management Information Systems.

(h) In order to ensure that districts have the opportunity to submit and review data upon which grades are calculated, the Department shall annually publish at www.schoolgrades.fldoe.org, the timeframes and deadlines for these activities. Districts shall be afforded a minimum of fourteen (14) days to submit corrections as a result of the review opportunity set forth in paragraph (7)(c) of this rule.

Rulemaking Authority 1001.02, 1008.22, 1008.34, 1008.345 FS. Law Implemented 1008.22, 1008.34, 1008.345, 1008.36 FS. History—New 10-11-93, Amended 12-19-95, 3-3-97, 1-24-99, 2-2-00, 2-11-02, 12-23-03, 5-15-06, 6-19-08, 11-26-08, 11-12-09, 6-21-11, 7-16-12, 1-17-13, 5-21-13, 12-3-13,_____

NAME OF PERSON ORIGINATING PROPOSED RULE:
Juan Copa, Deputy Commissioner, Division of Accountability, Research and Measurement

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 8, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 13, 2015

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.223
RULE TITLE: Designation of Institutions for Youthful Offenders

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to add Sumter Correctional Institution and Suwannee Correctional Institution as institutions designated to house youthful offenders, and to remove Indian River Correctional Institution and Hernando Correctional Institution from the list of institutions and units designated to house youthful offenders.

SUMMARY: The proposed rule adds Sumter Correctional Institution and Suwannee Correctional Institution to the list of institutions and units that are designated to house youthful offenders, and the proposed rule removes Indian River Correctional Institution and Hernando Correctional Institution from this list.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), FS.

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

RULEMAKING AUTHORITY: 944.09, 958.11 FS.

LAW IMPLEMENTED: 944.09, 958.11 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adam Stallard, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.223 Designation of Institutions for Youthful Offenders.

- (1) No change.
- (2) The following institutions and units are designated to house youthful offenders:

- ~~(a) Indian River Correctional Institution;~~
- ~~(a)(b) Lancaster Correctional Institution and Lancaster Work Camp;~~
- (b) Sumter Correctional Institution;
- (c) Sumter Basic Training Unit;
- (d) Suwannee Correctional Institution;
- ~~(e)(d) Lowell Correctional Institution and Basic Training Unit;~~
- ~~(f)(e) Lake City Correctional Facility.~~
- ~~(f) Hernando Correctional Institution.~~

Rulemaking Authority 944.09, 958.11 FS. Law Implemented 944.09, 958.11 FS. History—New 10-11-95, Amended 9-11-97, 4-14-98, Formerly 33-33.009, Amended 3-13-01, Formerly 33-506.103, Amended 12-7-04, 4-2-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Richard D. Comerford, Director of Institutional Operations
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Julie L. Jones, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: November 19, 2015
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: October 30, 2015

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: 40C-3.035
RULE TITLE: Agreements

PURPOSE AND EFFECT: The purpose and effect will be to incorporate an Amended Interagency Agreement between St. Johns River Water Management District and Florida Department of Environmental Protection Concerning Applications for Projects Involving the Construction and Operation of Underground Injection of Water Facilities into Rule 40C-3.035, Florida Administrative Code.

SUMMARY: This amendment would incorporate an Amended Interagency Agreement between St. Johns River Water Management District and Florida Department of Environmental Protection Concerning Applications for Projects Involving the Construction and Operation of Underground Injection of Water Facilities into Rule 40C-3.035, F.A.C.. This Amended Agreement updates an existing Interagency Agreement between the two agencies, which is currently incorporated into Rule 40C-5.011, F.A.C. Chapter 40C-5, F.A.C. is proposed for repeal as a result of the July 2015 rule review performed for the Governor’s Office of Fiscal Accountability and Regulatory Reform (OFARR) because those rules were determined to be obsolete, unnecessary, or redundant. The Interagency Agreement, however, is necessary to avoid duplication of effort and permitting requirements related to applications for projects involving the construction and operation of underground injection of water facilities.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The District has completed for the Governor’s Office

of Fiscal Accountability and Regulatory Reform (OFARR) the “Is a SERC Required?” form and prepared a summary of the proposed rule amendments, which are both available upon request. Based on the completed “Is a SERC Required?” form and summary and the analysis performed by the District in preparing and completing those documents, the proposed rule amendments are not expected to require legislative ratification pursuant to subsection 120.541(3), F.S.

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

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.046, 373.083, 373.106, 373.109, 373.308, 373.309 FS.

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

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: District Clerk, (386)329-4127. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen Ferguson, Assistant General Counsel, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)329-4288 or kferguson@sjrwm.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

40C-3.035 Agreements

The Governing Board hereby incorporates by reference the following documents:

(1) through (17) No change.

(18) An Amended Interagency Agreement between St. Johns River Water Management District and Florida Department of Environmental Protection Concerning Applications for Projects Involving the Construction and Operation of Underground Injection of Water Facilities dated effective _____ date.

<https://www.flrules.org/Gateway/reference.asp?No=Ref-06236>

(19) (18) Copies of these documents are available from:

Office of General Counsel ~~District Rules Coordinator~~
St. Johns River Water Management District
4049 Reid Street

Palatka, Florida 32177-2529
 (386)~~329-4500~~ ~~326-3026~~

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.046, 373.083, 373.106, 373.109, 373.308, 373.309 FS. History—New 10-14-84, Amended 12-5-85, Formerly 40C-3.035, 40C-3.0035, Amended 1-8-96, 4-21-96, 7-21-96, 12-22-96, 3-10-97, 1-3-00, 9-6-01, 6-25-02, 7-25-02, 1-11-06, 5-18-06, 5-24-07, 5-20-08, 1-5-12, 11-12-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Karen Ferguson, St. Johns River Water Management District,
 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4288
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Governing Board of the St. Johns River
 Water Management District
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: November 10, 2015
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: July 24, 2015

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: RULE TITLE:
 40C-8.031 Minimum Surface Water Levels and Flows
 and Groundwater Levels

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to revise the established minimum surface water levels for Lake Kerr in Marion County.

SUMMARY: The proposed rule would revise the established minimum surface water levels for Lake Kerr pursuant to the mandate of Section 373.042, Florida Statutes. Each revised surface water level has an associated duration and return interval. The terms herein are already defined in Chapter 40C-8, F.A.C. As with all minimum surface water levels established by the District, if adopted, the minimum surface water levels in this rule amendment would be used as a basis for imposing limitations on withdrawals of groundwater and surface water in the consumptive use permit regulatory process and for reviewing proposed surface water management systems in the environmental resource permit regulatory process.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the

statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The District has completed for the Governor’s Office of Fiscal Accountability and Regulatory Reform (OFARR) the “Is a SERC Required?” form and prepared a summary of the proposed rule amendments, which are both available upon request. Based on the completed “Is a SERC Required?” form and summary and the analysis performed by the District in preparing and completing those documents, the proposed rule amendments are not expected to require legislative ratification pursuant to subsection 120.541(3), F.S.

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

RULEMAKING AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042, 373.0421 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tom Mayton, Sr. Assistant General Counsel, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)329-4108 or tmayton@sjrwm.com, and Mary Ellen Winkler, Sr. Assistant General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)312-2340 or mwinkler@sjrwm.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels.

(1) through (3) No change.

(4) The following minimum surface water levels are established:

SEE PUBLISHED PROPOSED RULE FOR TABLE

(bbb) through (ccccc) No change.

(5) through (6) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.0421, 373.103, 373.415 FS. History—New 9-16-92, Amended 8-17-94, 6-8-95, 1-17-96, 8-20-96, 10-20-96, 11-4-98, 6-27-00, 2-13-01, 3-19-02, 5-12-03, 11-10-03, 1-12-04, 2-1-06, 12-3-06, 5-10-07, 5-24-07, 1-11-10, 8-22-13, 4-3-14,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Tom Mayton, Sr. Assistant General Counsel, St. Johns River
 Water Management District, Office of General Counsel, 4049
 Reid Street, Palatka, Florida 32177, (386)329-4108 or
 tmayton@sjrwm.com, and Mary Ellen Winkler, Sr. Assistant

General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)312-2340 or mwinkler@sjrwmd.com

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governing Board of the St. Johns River Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 10, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 12, 2015

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: 40C-8.031
 RULE TITLE: Minimum Surface Water Levels and Flows and Groundwater Levels

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to revise the established minimum surface water levels for Lake Tarhoe in Putnam County.

SUMMARY: The proposed rule would revise the established minimum surface water levels for Lake Tarhoe pursuant to the mandate of Section 373.042, Florida Statutes. Each revised surface water level has an associated duration and return interval. The terms herein are already defined in Chapter 40C-8, F.A.C. As with all minimum surface water levels established by the District, if adopted, the minimum surface water levels in this rule amendment would be used as a basis for imposing limitations on withdrawals of groundwater and surface water in the consumptive use permit regulatory process and for reviewing proposed surface water management systems in the environmental resource permit regulatory process.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The District has completed for the Governor’s Office of Fiscal Accountability and Regulatory Reform (OFARR) the “Is a SERC Required?” form and prepared a summary of the proposed rule amendments, which are both available upon request. Based on the completed “Is a SERC Required?” form and summary and the analysis performed by the District in

preparing and completing those documents, the proposed rule amendments are not expected to require legislative ratification pursuant to subsection 120.541(3), F.S.

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

RULEMAKING AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042, 373.0421 FS.

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

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: District Clerk, (386)329-4127. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tom Mayton, Sr. Assistant General Counsel, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)329-4108 or tmayton@sjrwmd.com and Karen Ferguson, Assistant General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177, (386)329-4288 or KFerguson@sjrwmd.com

THE FULL TEXT OF THE PROPOSED RULE IS:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels.

(1) through (3) No change.

(4) The following minimum surface water levels are established:

SEE PUBLISHED PROPOSED RULE FOR TABLE

(tttt) through (ccccc) No change.

(5) through (6) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.0421, 373.103, 373.415 FS. History—New 9-16-92, Amended 8-17-94, 6-8-95, 1-17-96, 8-20-96, 10-20-96, 11-4-98, 6-27-00, 2-13-01, 3-19-02, 5-12-03, 11-10-03, 1-12-04, 2-1-06, 12-3-06, 5-10-07, 5-24-07, 1-11-10, 8-22-13, 4-3-14, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tom Mayton, Sr. Assistant General Counsel, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)329-4108 or tmayton@sjrwmd.com, and Karen Ferguson, Assistant

General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177, (386)329-4288 or K Ferguson@sjrwmd.com.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governing Board of the St. Johns River Water Management District.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 08, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 12, 2015

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-1.025 Medicaid County Billing

PURPOSE AND EFFECT: Rule 59G-1.025, F.A.C. is being repealed. Requirements contained within this rule are obsolete.

SUMMARY: This rule provides implementation guidelines for Medicaid County billing processes.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919 FS.
LAW IMPLEMENTED: 409.915 FS.

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

DATE AND TIME: January 6, 2016, 10:00 a.m. – 11:00 a.m.
PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, 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: Tonya Kidd. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tonya Kidd, Division of Operations, 2727 Mahan Drive, Mail Stop 2, Tallahassee, Florida 32308-5407, telephone: (850)412-3602, e-mail: Tonya.Kidd@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-1.025 Medicaid County Billing.

Rulemaking Authority: 409.919 FS. Law Implemented 409.915 History–New 10-23-12, Repeal, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tonya Kidd

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 23, 2015

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: RULE TITLE:

61-19.002 Definitions

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to update the definitions within the rule through deletion as well as the laws being implemented.

SUMMARY: The purpose and effect of the proposed rule is to update the definitions within the rule through deletion as well as the laws being implemented.

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

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

RULEMAKING AUTHORITY: 468.402(3) FS.
LAW IMPLEMENTED: 468.401(2), 468.401(9), 468.403(4)(b), 468.403(7), 468.404(3), 468.405(2), 468.412(7), 468.412(8) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Chevonne Christian, Assistant General Counsel, Rules Division, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)488-0062

THE FULL TEXT OF THE PROPOSED RULE IS:

61-19.002 Definitions.

(1) “Manager” means one who advises, guides or directs an artist in career development and is not primarily involved in placing the artist in employment.

(2) “Modeling or photographing a minor in the nude in the absence of written permission from the minor’s parents or legal guardians” means the visual display of the buttocks, genitals, or female breast, areolae, or nipples of a person under the age of eighteen (18) years without having both the parents, if living, or legal guardians, of said minor fully advised of the intended activity, and both parents' or guardians' execution of written consent for such visual display of their child or ward.

(3) “Similar experience” means direct experience as a subagent, casting director, producer, director, advertising agent, talent coordinator or musical booking agent, or having been employed in an occupation that is primarily oriented toward placing, or attempting to place, others into employment circumstances.

(4) “Actively participating” means actual supervision of and involvement in the operations and business of the corporation.

(5) “Consent of Department for business transacted under alternate name” means written consent issued by the Secretary or the Secretary’s authorized agent.

(6) “Divided fee” means the process by which, without written contractual approval of the artist, any two or more persons receive compensation for placing an artist and the total compensation paid to such agents exceeds the compensation that would have been paid to only one agent acting in behalf of the artist.

(7) “Principal officer” means:

(a) President, Vice President, Secretary or Treasurer of a corporation; or

(b) Any other officer who has management responsibilities in the corporation, as documented by the corporate chapter or by-laws.

(8) “Financially interested” means having either equity ownership in or receiving compensation from a business enterprise.

~~(9) “Citation” means an instrument which meets the requirements set forth in Section 455.224, Florida Statutes, and which is served upon subject for the assessing of a penalty in an amount established by this rule.~~

~~(10) “Subject” means the licensee, applicant, person, partnership, corporation, or other entity alleged to have committed a violation designated in this rule.~~

Specific Authority 468.402(3) F.S. Law Implemented 468.401(2), ~~(4), 468.401(9), 468.403(3), (4), 468.403(4)(b), (6), 468.403(7), 468.404(4), 468.404(3), 468.405(2), 468.412(7), 468.412(8), F.S. History—New 7-27-87, Amended 7-6-88, 9-10-92, Formerly 21-19.002, Amended-----.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Chevonne Christian, Assistant General Counsel, Rules Division, Office of the General Counsel, Department of Business and Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 1, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 9, 2015

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-11.004
 RULE TITLE: Licensure by Examination: Additional Educational Requirements for Initial Licensure

PURPOSE AND EFFECT: To repeal an obsolete rule.

SUMMARY: Rule repeal.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Repealing this rule will have no effect, because the rule is obsolete.

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

RULEMAKING AUTHORITY: 456.013(7), 456.031, 490.004(4) FS.

LAW IMPLEMENTED: 456.013(7), 456.031 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-11.004 Licensure by Examination: Additional Educational Requirements for Initial Licensure. Rulemaking Specific Authority 456.013(7), 456.031, 490.004(4) FS. Law Implemented 456.013(7), 456.031 FS. History--New 8-12-90, Amended 11-18-92, 7-14-93, Formerly 21U-11.0063, Amended 6-14-94, Formerly 61F13-11.0063, Amended 1-7-96, Formerly 59AA-11.004, Amended 8-3-97, 3-24-02, 6-26-02, 12-31-06, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 23, 2015

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.053
RULE TITLE: Election Results, Precinct-Level Election Results, Voting History, and Reconciliation Reporting

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the notice of correction in Vol. 41 No. 230, November 30, 2015 issue of the Florida Administrative Register:

The addition of "PROPOSED EFFECTIVE DATE: July 1, 2017," following the text of the rule is now deleted.

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NOS.: 2A-2.002, 2A-2.016
RULE TITLES: Victim Compensation Claims, Human Trafficking Relocation Assistance

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 211, October 29,

2015 issue of the Florida Administrative Register to add section 960.196, Fla. Stat. (2015) to the law implemented.

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.: 2A-2.017
RULE TITLE: Forms

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 208, October 26, 2015 issue of the Florida Administrative Register.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule the Department, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary. This proposed rulemaking will not have an adverse impact or effect regulatory costs in excess of \$1million within five years as established in Section 120.541(2)(a)1., 2., and 3., F.S.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.: 62-600.100, 62-600.420, 62-600.445
RULE TITLES: Scope, Intent, Purpose, and Applicability; Minimum Treatment Standards - Technology Based Effluent Limitations (TBELs); pH - Standards and Operational Criteria

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 41 No. 178, September 14, 2015 issue of the Florida Administrative Register.

This Notice of Change is in response to written comments received on the Notice of Proposed Rule from the public and the Joint Administrative Procedures Committee. The changes are necessary to clarify that the standards and requirements in Chapter 62-600, F.A.C., apply only to domestic wastewater facilities; clarify that the Florida Statutes may contain specific treatment requirements beyond secondary treatment of domestic wastewater; and eliminate an erroneous rule reference.

62-600.100 Applicability.

(1) Standards and requirements in this chapter shall apply only to domestic wastewater treatment, reuse, and disposal facilities (including biosolids management facilities). Any reference to wastewater facility in this chapter means a domestic wastewater facility.

(2) through (3) No change.

Rulemaking Authority 403.051, 403.061, 403.062, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History - New 11-27-89, Amended 1-30-91, Formerly 17-600.100, Amended 12-24-96,

62-600.420 Minimum Treatment Standards - Technology Based Effluent Limitations (TBELs).

Except as specifically required by other Department rules or Florida Statutes, all domestic wastewater facilities shall provide, at a minimum, secondary treatment of wastewater prior to reuse or disposal. Secondary treatment requirements are specified below:

(1) through (4) No change.

Rulemaking Authority 403.051, 403.061, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History - New 11-27-89; Amended 1-30-91, 6-8-93, Formerly 17-600.420, Amended

62-600.445 pH Requirements.

All facilities shall be designed and operated to maintain the pH in the reclaimed water or effluent, after disinfection, within the range of 6.0 to 8.5, except as provided in Chapters 62-610 and 62-611, F.A.C., and Rule 62-600.430, F.A.C., ~~and subsection 62-600.445(2), F.A.C.~~

Rulemaking Authority 403.051, 403.061, 403.086, 403.087, 403.088 FS. Law Implemented 403.021, 403.051, 403.061, 403.062, 403.085, 403.086, 403.087, 403.088 FS. History - New 1-30-91, Formerly 17-600.445, Amended

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on October 23, 2015, the Construction Industry Licensing Board received a petition for

variance or waiver filed by Steve Winiarczyk of Prestige Stucco, Inc. The Petitioner seeks a variance from or waiver of the rule that examination scores expire after four years and are not valid after that time when applying for a Certified General Contractor license. Comments on this petition should be filed with Construction Industry Licensing Board at the address below within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dan Biggins, Executive Director, Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395 or by email: Amanda.Wynn@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-27.002 Concentrations in Accounting and Business

NOTICE IS HEREBY GIVEN that on November 13, 2015, the Board of Accountancy received a petition for variance or waiver filed by Daniel Collins, seeking a variance or waiver of paragraph 61H1-27.002(2)(a), F.A.C., that requires an applicant for licensure to have at least 150 semester hours or 225 quarter hours of college education, including a baccalaureate degree or higher conferred by an accredited college or university with a major in accounting, or its equivalent. The applicant's total education program shall include a concentration in accounting and business as follows: 36 semester or 54 quarter hours in accounting education at the upper division level which shall include coverage of auditing, cost and managerial accounting, financial accounting, accounting information systems, and taxation. Not more than 3 semester or 4 quarter hours may be internship programs which may be applied to the 36 semester or 54 quarter hours in accounting (internship courses must be taken in conjunction with other traditional coursework at an institution and must appear on the transcript). Further, any remaining internship credit if otherwise acceptable would be applied to the general business requirement,

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

Section VI
Notice of Meetings, Workshops and Public Hearings

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The South Florida Local Emergency Planning Committee announces a public meeting to which all persons are invited.

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

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY 15-16.

A copy of the agenda may be obtained by writing to the South Florida Regional Planning Council at 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela, celam@sfrpc.com, by visiting the LEPC website: www.sfrpc.com/lepc.htm or by calling (954)985-4416 in Broward County or 1(800)985-4416 toll-free statewide.

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 writing to the South Florida Regional Planning Council at 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, emailing a request to Manny Cela, celam@sfrpc.com, visiting the LEPC website: www.sfrpc.com/lepc.htm or by calling (954)985-4416 in Broward County or 1(800)985-4416 toll-free statewide. 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 write to the South Florida Regional Planning Council at 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, email: Manny Cela, celam@sfrpc.com, visit the LEPC website: www.sfrpc.com/lepc.htm or call (954)985-4416 in Broward County or 1(800)985-4416 toll-free statewide.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIME: December 16, 2015, 2:00 p.m.

PLACE: Ocala Visitors Center parking lot/trailhead, 3199 N.E. Hwy. 315, Silver Springs, FL 34488; shuttles will be available to transport attendees to the celebration

For a general location map showing the parking area and the Silver Springs Forest property, please go to <http://floridaswater.com/SilverSpringsForest.pdf>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: An event to celebrate the purchase of the Silver Springs Forest property, followed by a tour of the property. The purchase of this property will allow for hydrologic restoration that will result in water quality improvement, create opportunities for water storage, and create a linkage with other public lands.

Although prior notification is not required, those who wish to attend the celebration and/or participate in the tour are asked to notify Teresa Monson, (904)730-6258, tmonson@sjrwmd.com, in advance of the celebration to allow for better capacity planning.

One or more members of the District's Governing Board, the Marion County Commission, and elected officials from the City of Ocala may be in attendance.

There is no formal agenda for this meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Teresa Monson at (904)730-6258 or tmonson@sjrwmd.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact Teresa Monson at (904)730-6258 or tmonson@sjrwmd.com.

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

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

DATE AND TIME: Thursday, January 21, 2016, 10:00 a.m., ET

PLACE: Call 1(888)670-3525 and when prompted, enter passcode: 1760507820, followed by the # key

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

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

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

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: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 6, 2016, 10:00 a.m.

PLACE: 1(888)670-3525, participant pass code: 5243947159#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982.

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: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982. 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: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399, (850)717-1982.

DEPARTMENT OF HEALTH

Division of Children’s Medical Services

The Department of Health: Early Steps announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 18, 2015, 1:00 p.m. – 2:30 p.m.

PLACE: Conference Call: 1(888)670-3525, Participant Passcode: 6272156732

GENERAL SUBJECT MATTER TO BE CONSIDERED: Statewide Systemic Improvement Plan Workgroup Call will be held on December 18, 2015, 1:00 p.m. – 2:30 p.m. at Conference Call: 1(888)670-3525, Participant Passcode: 6272156732.

A copy of the agenda may be obtained by contacting: Laura Rumph at (850)245-4857.

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: Laura Rumph at (850)245-4857. 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

Division of Environmental Health

The Florida Department of Health announces public meetings to which all persons are invited.

DATE AND TIME: Thursday, January 7, 2016, 10:00 a.m.

PLACE: Lecanto Government Building, 3600 West Sovereign Path, Room 280, Lecanto, Florida 34461

DATE AND TIME: Thursday, February 4, 2016, 10:00 a.m.

PLACE: Alachua County Health Department, Auditorium, 224 Southeast 24th Street, Gainesville, Florida 32641

DATE AND TIME: Thursday, March 3, 2016, 10:00 a.m.

PLACE: Citrus County Health Department, Room 178, 3700 West Sovereign Path, Lecanto, Florida 34461

DATE AND TIME: Thursday, April 7, 2016, 10:00 a.m.

PLACE: Alachua County Health Department, Auditorium, 224 Southeast 24th Street, Gainesville, Florida 32641

DATE AND TIME: Thursday, May 5, 2016, 10:00 a.m.

PLACE: UF/IFAS Citrus County Extension Services, Suite 1, 3650 West Sovereign Path, Lecanto, Florida 34461

DATE AND TIME: Thursday, June 2, 2016, 10:00 a.m.

PLACE: Alachua County Health Department, Auditorium, 224 Southeast 24th Street, Gainesville, Florida 32641

DATE AND TIME: Thursday, July 7, 2016, 10:00 a.m.

PLACE: Citrus County Health Department, Room 178, 3700 West Sovereign Path, Lecanto, Florida 34461

DATE AND TIME: Thursday, August 4, 2016, 10:00 a.m.

PLACE: Alachua County Health Department, Auditorium, 224 Southeast 24th Street, Gainesville, Florida 326410

DATE AND TIME: Thursday, September 1, 2016, 10:00 a.m.

PLACE: UF/IFAS Citrus County Extension Services, Suite 1, 3650 West Sovereign Path, Lecanto, Florida 344610

DATE AND TIME: Thursday, October 6, 2016, 10:00 a.m.

PLACE: Alachua County Health Department, Auditorium, 224 Southeast 24th Street, Gainesville, Florida 32641

DATE AND TIME: Thursday, November 3, 2016, 10:00 a.m.

PLACE: UF/IFAS Citrus County Extension Services, Suite 1, 3650 West Sovereign Path, Lecanto, Florida 34461

DATE AND TIME: Thursday, December 1, 2016, 10:00 a.m.

PLACE: Alachua County Health Department, Auditorium, 224 Southeast 24th Street, Gainesville, Florida 32641

GENERAL SUBJECT MATTER TO BE CONSIDERED: To examine applications for variance from the requirements of Chapter 64E-6, Florida Administrative Code, entitled “Standards for Onsite Sewage Treatment and Disposal Systems” pursuant to Section 381.0065(3)(d), Florida Statutes,

and to provide input on any rule issues requested by the Technical Review and Advisory Panel pursuant to Section 381.0068(2), Florida Statutes.

A copy of the agenda may be obtained by contacting: Ed Barranco, Environmental Administrator, Onsite Sewage Programs, Department of Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710.

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 14 days before the workshop/meeting by contacting: Ed Barranco, Environmental Administrator, Onsite Sewage Programs, Department of Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710. 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: Ed Barranco, Environmental Administrator, Onsite Sewage Programs, Department of Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710.

DEPARTMENT OF HEALTH

Division of Public Health Statistics and Performance Management

The Florida Department of Health announces a public meeting to which all persons are invited.

DATE AND TIME: December 18, 2015, 10:00 a.m. – 11:00 a.m.

PLACE: Conference call number: 1(888)670-3525, participant code: 5488072525#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Physician Workforce Advisory Council to evaluate and make recommendations for processes related to Florida’s physician workforce.

A copy of the agenda may be obtained by contacting: Health Resources and Access Section at (850)245-4009.

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: Health Resources and Access Section at (850)245-4009. 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: Health Resources and Access Section at (850)245-4009.

FISH AND WILDLIFE CONSERVATION COMMISSION

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

DATE AND TIME: Thursday, December 17, 2015, 2:00 p.m. – 3:00 p.m.

PLACE: The public may participate in the call in Suite 100, Marathon Building, 2574 Seagate Dr., Tallahassee
Please 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: Ms. Marie Kokol, 2574 Seagate Dr., Suite 100, Tallahassee, FL 32302, (850)717-8703.

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: Ms. Marie Kokol, 2574 Seagate Dr., Suite 100, Tallahassee, FL 32302, (850)717-8703.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

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

DATE AND TIME: December 16, 2015, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne

Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The Center for Independent Living in Central Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 16, 2015, 5:00 p.m.

PLACE: 720 North Denning Drive

GENERAL SUBJECT MATTER TO BE CONSIDERED: Information session regarding the new Young Leaders for Inclusion Council to begin activities in January, 2016

A copy of the agenda may be obtained by contacting: Margaux Pagan at (407)623-1070 or mpagan@cilorlando.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Margaux Pagan at (407)623-1070 or mpagan@cilorlando.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Margaux Pagan at (407)623-1070 or mpagan@cilorlando.org.

FLORIDA COMMISSION ON ACCESS TO CIVIL JUSTICE

The Florida Commission on Access to Civil Justice; Outreach and Funding Joint Subcommittee Meeting announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, December 15, 2015, 9:00 a.m. – 10:30 a.m., ET

PLACE: Conference call; dial 1(888)376-5050, enter participant code: 2311661132#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Purpose of the Joint Subcommittee meeting: begin development of a strategic outreach plan and education plan to

increase business community leader awareness of the value of access to justice.

A copy of the agenda may be obtained by contacting: Francisco-Javier Digon-Greer, 1(800)342-8060, extension 5793, email: flaccessjustice@flabar.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 hours before the workshop/meeting by contacting: Francisco-Javier Digon-Greer, 1(800)342-8060, extension 5793, email: flaccessjustice@flabar.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

ENTERPRISE FLORIDA, INC.

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

DATE AND TIME: December 16, 2015, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting: Louis Laubscher.

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 days before the workshop/meeting by contacting: Louis Laubscher at (407)956-5631 at least one (1) day prior to the activity. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Louis Laubscher.

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

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN that the Public Employees Relations Commission has issued an order disposing of the petition for declaratory statement filed by the School District of Santa Rosa County (School District) on October 13, 2015. The following is a summary of the agency's disposition of the petition:

The School District asked three questions. The first question is whether the Local Union remains the certified bargaining agent for two units of School District employees after an alleged disaffiliation from the statewide Association. The

second question is whether the School District should grant the statewide Association’s demands (hold the affiliates’ portion of the dues in a trust account or remit the affiliates’ portion of the dues directly to the affiliates) or the Local Union’s demands (remit all dues collected directly to the Local Union). The third question involved the “manner” in which members’ dues are to be transmitted to one or both unions. The Commission declined to rule on second and third questions posed by the School District because they are the subject of pending litigation in circuit court. The Commission ruled on the first question, whether the Local Union remains the certified bargaining agent post-affiliation, because it is not an issue in the lawsuit and because it is within the Commission’s special competence. The Commission stated that the Local Union, as the certified bargaining agent, has the exclusive right to act as the bargaining agent for the School District’s instructional and non-instructional employees. The Commission has not revoked either of the Local Union’s certifications; thus, the Local Union remains the certified bargaining agent for the School District’s instructional and non-instructional personnel before and after the alleged disaffiliation.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle NW, Suite 300, Tallahassee, Florida 32303-7256.

Please refer all comments to: The Clerk, Public Employees Relations Commission, 4708 Capital Circle NW, Suite 300, Tallahassee, Florida 32303-7256.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on November 30, 2015, the Construction Industry Licensing Board has received the petition for declaratory statement from David England of Campbellsville Industries, Inc. The petition seeks the agency’s opinion as to the applicability of Section 489.105(q), FS., as it applies to the petitioner.

The petitioner seeks a declaratory statement regarding whether a “Specialty Contractor” category of “Steeple/Cupola Installer” can be created and adopted as a sub-set of “Sheet Metal Contractor”, as described in Section 489.105(q), FS. The Specialty Contractor status would be limited to the installation only of prefabricated steeples and cupolas, not fabrication. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Dan Biggins, Executive Director, Construction Industry Licensing Board, 1940 North Monroe

Street, Tallahassee, FL 32399, (850)487-1395 or by email: Amanda.Wynn@myfloridalicense.com.

**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**

DEPARTMENT OF JUVENILE JUSTICE

“RFP 10313-Public Meetings”

“The Department is seeking proposals for services to complete a Comprehensive Evaluation for each youth referred to the Department who are alleged to have committed a delinquent act and who is being considered for commitment to the Department. Comprehensive Evaluation services shall be provided by contracted and properly licensed professionals who possess the minimum qualifications contained herein and any resulting Rate Agreement. Services under the resulting Rate Agreement shall be provided in different circuits throughout the State of Florida. All Comprehensive Evaluations shall be conducted in accordance with Rule 63D-

9.006, Florida Administrative Code (F.A.C.). Comprehensive Evaluation services shall be available to youth in every circuit throughout the state.”

http://www.myflorida.com/apps/vbs/vbs_www.ad_r2.view_ad?advertisement_key_num=123783

DEPARTMENT OF JUVENILE JUSTICE

“ITN 10331 Psychiatrist Services”

The Department of Juvenile Justice is seeking Child Psychiatrist Consultant services to be provided in the South Region of the State. Provider shall be located at a Department office in the South Region or the Provider's office as agreed upon by the Department and the Provider.

http://www.myflorida.com/apps/vbs/vbs_www.ad_r2.view_ad?advertisement_key_num=123783

Section XII
Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

EXEMPTION

The Agency for Health Care Administration approved the following exemption on December 8, 2015 pursuant to Section 408.036(3), Florida Statutes:

ID #E150048 District: 8 (Sarasota County)
Facility/Project: Sarasota Memorial Hospital
Applicant: Sarasota County Public Hospital District
Project Description: Add 10 comprehensive medical rehabilitation beds
Proposed Project Cost: \$3,027,837

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No.: DEO-15-193

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-193 on December 3, 2015, in response to an application submitted by Sundance Association, Inc., Unit 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-15-194

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-15-194 on December 3, 2015, in response to an application submitted by Sundance Association, Inc., Unit 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.

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.