

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

RULE NO.: RULE TITLE:

61G15-18.011 Definitions

PURPOSE AND EFFECT: The purpose of the amendment is to incorporate the Florida Fire Prevention Code into the Board’s rules by reference.

SUBJECT AREA TO BE ADDRESSED: To incorporate the Florida Fire Prevention Code.

RULEMAKING AUTHORITY: 471.008, 471.013(1)(a)1., 2. FS.

LAW IMPLEMENTED: 471.003(2)(f), 471.005(7),
471.005(6), 471.013(1)(a)1., 2., 471.023(1), 471.025(3),
471.033(1)(j) FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500.

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

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: RULE TITLE:

64B-9.001 Biennial Licensing

PURPOSE AND EFFECT: This rulemaking amends the renewal of license forms.

SUBJECT AREA TO BE ADDRESSED: Staggered biennial renewal of licenses issued by the Division of Medical Quality Assurance.

RULEMAKING AUTHORITY: 456.004(1) FS

LAW IMPLEMENTED: 456.004(1), 456.013, 456.036(5),
456.039, 456.0391, 456.0635 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: Lola Pouncey, Bureau Chief, 4052 Bald Cypress Way, Bin #C01, Tallahassee, FL 32399, (850)245-4064 or Lola.Pouncey@FIHealth.gov.

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 BUSINESS AND PROFESSIONAL
REGULATION**

Division of Pari-Mutuel Wagering

RULE NOS.: RULE TITLE:

- 61D-14.001 General Definitions
- 61D-14.002 Application Requirements
- 61D-14.005 Occupational License Requirements for Individual Persons
- 61D-14.0055 Temporary Individual Slot Machine Occupational License
- 61D-14.006 Occupational License Application Requirements for Business Entities
- 61D-14.008 Occupational License Renewal Application
- 61D-14.009 Denial Criteria for Occupational License Application or Renewal
- 61D-14.012 Change of Position, Place of Work, Name, or Address
- 61D-14.015 Slot Machine Licensee Organizational Structure
- 61D-14.016 Operational Requirements
- 61D-14.018 State Office Space Requirements
- 61D-14.020 Excluded Persons
- 61D-14.0211 Server Based Gaming Systems (SBGS) and Server Supported Gaming Systems (SSGS)
- 61D-14.022 Slot Machine, Slot Machine Component, and Progressive System Requirements
- 61D-14.024 Logic Compartment
- 61D-14.028 Printed Circuit Board (PCB) Identification
- 61D-14.032 Progressive System Requirements
- 61D-14.037 Games with Bonus Features, Multiple Win Lines, Prizes
- 61D-14.040 Game Cycle, Payment of Credits by Ticket Printer, and Ticket Redemption
- 61D-14.041 Randomness Requirements and Game Play Auditing
- 61D-14.046 Facility Based Monitoring System Functionality
- 61D-14.047 Facility Based Monitoring System and Computer Diagnostics

- 61D-14.050 Floor Plan
- 61D-14.051 Security Plan
- 61D-14.052 Electronic Identification and Access Control System
- 61D-14.054 Surveillance Equipment
- 61D-14.059 Slot Machine Licensee Personnel
- 61D-14.060 Business Entities, Internal Controls and Personnel Records
- 61D-14.063 Count Rooms
- 61D-14.065 Procedure for Slot Cash Storage Box Count
- 61D-14.067 Slot Booths and Change Machines
- 61D-14.072 Cashier’s Cage, Satellite Cages, Vaults, and Accounting Controls
- 61D-14.074 Security Requirements, System Access, and Firewalls
- 61D-14.075 Jackpot Payouts Not Paid Directly From the Slot Machine
- 61D-14.076 Player Tracking System
- 61D-14.082 Annual Financial Report
- 61D-14.0861 Annual Compliance Audit
- 61D-14.096 Requirement for Shipment of All Slot Machines and Software Components
- 61D-14.097 Responsibility for Control of Slot Machine or Slot Machine Component Shipment
- 61D-14.098 Slot Machine Seal

PURPOSE AND EFFECT: The purposes and effects of the proposed rules are to implement and interpret Florida Statutes relating to administrative rules regulating the conduct of slot machine operations at licensed pari-mutuel facilities in this state, and provide uniform rules addressing technological changes upon the request of industry participants.

SUMMARY: The proposed rules address server based gaming system requirements, server supported gaming system requirements, progressive system requirements, annual compliance audit requirements, modification of the term “slot booths” to “slot cashier’s cage” contained in Chapter 61D-14, F.A.C. electronic fingerprint submission requirements, approval of operating licenses and amending licensure renewal application dates, slot machine operational changes, slot machine form changes, and clarification of definitional terms referenced throughout Chapter 61D-14, F.A.C. slot machine gaming requirements.

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 Division of Pari-Mutuel Wagering conducted an analysis of the proposed rules’ potential economic impact and determined that they did not exceed any of the criteria established in Section 120.541(2)(a), 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: 551.0251, 551.103, 551.104, 551.1045, 551.109, 551.112, 551.118, 551.122, fs.

LAW IMPLEMENTED: 550.0251, 551.103, 551.104, 551.106, 551.107, 551.108, 551.109, 551.113, 551.114, 551.118, 551.121, 559.79, fs.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Friday, December 9, 2016, 9:30 a.m. – 5:00 p.m.

PLACE: Florida Department of Revenue Conference Room 1-1820, Capital Circle Office Center, 2450 Shumard Oak Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bryan Barber, Division of Pari-Mutuel Wagering, bryan.barber@myfloridalicense.com, 2601 Blairstone Rd., Tallahassee, FL 32399, (850)717-1761

THE FULL TEXT OF THE PROPOSED RULE IS:

61D-14.001 General Definitions.

The following words and terms, when used in these regulations, shall have the following meanings unless the context clearly indicates otherwise:

(1) through (11) No change.

(12) “Gaming day” means the time sixteen hour period, not to exceed 24 hours, the slot machine gaming areas of a slot machine licensee are open pursuant to Section 551.116, F.S., and used by any casino for accounting and business reporting purposes.

(13) No change.

(14) “Local Area Progressive.” also referred to as “LAP.” means a progressive system located within the same licensed facility within this state.

(15)(14) “Play” means the making of a slot machine wager or the use of a free play award in lieu of a wager, the activation of the slot machine game by the patron, and an indication to the patron of the outcome of the wager.

(16) “Program Storage Media” includes hard drives, card flash, USB, SIMM cards, SATA, and EPROMs.

(17) “Server Based Gaming Systems.” also referred to as “SBGS.” is the combination of server and client terminals in which the entire or integral portion of the game content resides on the server, and the system works collectively in such a fashion that the client terminal will not be capable of

functioning when disconnected from the server or system.

(18) “Server Supported Game System,” also referred to as “SSGS,” is the combination of server and client terminals which together allow the transfer of the entire control program and the game content to the client terminals for the purpose of downloading control programs and game content on an intermittent basis, which client terminals are connected to the system and are capable of operations independently from the system once the downloading process is completed. This configuration encompasses cases where the system may take control of peripheral devices or associated equipment typically considered part of a conventional client terminal such as a bill validator or a printer. In a system supported game, the game outcome is determined by the client terminals connected to the system and not by the system itself, and the client terminal is capable of functioning if disconnected from the system.

(19)~~(15)~~ “Slot cash storage box” is a tamper-resistant container, used in slot machine gaming that provides storage for bills, tickets, and vouchers accepted by a device such as a slot machine or automated ticket redemption machine.

(20)~~(16)~~ “Ticket” means a receipt printed by a slot machine or ticket issuing machine used for slot machine play or redeemed by the slot machine licensee.

(21)~~(17)~~ “Voucher” means a receipt for cash or property which is issued at a cashier’s cage and that is inserted into a slot machine to initiate play.

(22) “Wide Area Progressive,” also referred to as “WAP,” means a progressive system located in more than one licensed facility within this state or other jurisdictions.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), (d), (e), (g), (i), 551.104(4) FS. History—New 6-25-06, Amended 12-6-06, _____.

61D-14.002 Application Requirements.

(1) Each application for a slot machine license shall:

(a) through (f) No change.

(g) Provide for each individual listed in the application as an owner, partner, officer, or director ~~a complete~~:

i. A complete set of each owner, partner, officer, or director’s fingerprints must be submitted electronically to the Florida Department of Law Enforcement (FDLE) and the Federal Bureau of Investigations (FBI) for state and national criminal history record checks. All sets of fingerprints must be submitted by a live-scan vendor or service provider that has been approved by FDLE to electronically submit criminal history requests. If the set of fingerprints are taken on a physical fingerprint card, it must be scanned and submitted by a FDLE-approved live-scan vendor or service provider.

i. Each owner, partner, officer, or director required to be reported pursuant to this section must provide the correct Originating Agency Identifier (ORI) number listed on the Division of Pari-Mutuel Wagering’s licensing portal website to the live-scan vendor or service provider. Failure to provide the correct ORI number may result in an incomplete application;

ii. The cost of fingerprint processing shall be paid by the

applicant directly to the FDLE-approved vendor or service provider Set of fingerprints that have been taken by a law enforcement officer or division staff to allow for electronic submission to FDLE; and

2. Form DBPR PMW-3460, Authorization for Release of Information, effective 6-21-10, adopted herein by reference, and can be obtained at www.myfloridalicense.com/dbpr/pmw or by contacting the Division of Pari-Mutuel Wagering at 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, authorizing the division and FDLE to obtain any record held by a financial or public institution.

(h) through (r) No change.

(2) through (4) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), (f), (g), 551.104(4), (10), 551.106(1), 551.118 FS. History—New 6-25-06, Amended 6-21-10, _____.

61D-14.005 Occupational License Requirements for Individual Persons.

(1) through (3) No change.

(4) Every initial application and renewal thereafter for a slot machine occupational license shall include:

(a) through (b) No change.

(c) A set of the applicant’s fingerprints submitted electronically to FDLE and FBI for state and national criminal history record checks. All sets of fingerprints must be submitted by a live-scan vendor or service provider that has been approved by FDLE to electronically submit criminal history requests. If the set of fingerprints are taken on a physical fingerprint card, it must be scanned and submitted by a FDLE-approved live-scan vendor or service provider.

1. Each applicant must provide the correct Originating Agency Identifier (ORI) number listed on the Division of Pari-Mutuel Wagering’s licensing portal website to the live-scan vendor or service provider. Failure to provide the correct ORI number may result in an incomplete application;

2. The cost of fingerprint processing shall be paid by the applicant directly to the FDLE-approved vendor or service provider The electronic submission of fingerprints of the applicant taken by division staff that shall be submitted for state and federal regulatory inquiry purposes; and

(d) The slot machine occupational license fees are and fingerprint fees to be paid as provided in Rule 61D-14.011, F.A.C.

(5) No change.

(6) If the applicant for or holder of an occupational license intends to claim any exemption from public records disclosure under Section 119.07, F.S., or any other exemption from public records disclosure provided by law, for any part of its application or information provided therein, it shall identify, indicate in its application or by written notice to the division, the specific information sections for which it claims an exemption and the basis for the exemption.

(7) through (8) No change.

Rulemaking Authority 550.0251(2), 551.103(1), 551.122 FS. Law Implemented 550.0251(2), 551.103(1)(b), 551.107(4)(a),

551.108, 559.79(2) FS. History—New 6-25-06, Amended 12-6-06, 6-21-10, 9-26-13,_____.

61D-14.0055 Temporary ~~Individual~~ Slot Machine Occupational License.

(1) The division shall issue a temporary ~~individual~~ slot machine occupational license, ~~general or professional~~, when the following conditions are met within 30 days of receipt of the application submitted pursuant to ~~subsections~~ subsection 61D-14.005(2) and 61D-14.006(2), F.A.C.:

- (a) through (c) No change.
- (2) through (4) No change.

Rulemaking Authority 551.103(1), 551.1045, 551.122 FS. Law Implemented 551.1045, 551.107 FS. History—New 6-21-10, Amended _____.

61D-14.006 Occupational License Application Requirements for Business Entities.

- (1) through (2) No change.

(3) Failure to include the following information as required by Form DBPR PMW-3420, Slot Machine Business Entity Occupational License Application, adopted by reference in subsection (2) above, shall constitute grounds to deny the incomplete license application:

- (a) through (b) No change.

(c) Whether the business is a sole proprietorship, corporation, estate, trust, partnership, limited liability company, or if not one of the foregoing, a description of the business entities ownership and management structure;

- (d) through (f) No change.

(g) A copy of the business entity’s registration to do business in the state of Florida, or proof of attempting to obtain such registration;

(h)(g) The name and title of a contact person working for the business, including a primary telephone number, an alternate telephone number, and a primary e-mail address;

(i)(h) A list of all officers, directors, or managers of the business including:

1. A set of each officer, director, or manager’s fingerprints must be submitted electronically to FDLE and FBI for state and national criminal history record checks. All sets of fingerprints must be submitted by a live-scan vendor or service provider that has been approved by FDLE to electronically submit criminal history requests. If the set of fingerprints are taken on a physical fingerprint card, it must be scanned and submitted by a FDLE-approved live-scan vendor or service provider.

i. Each officer, director, or manager required to be reported pursuant to this section must provide the correct Originating Agency Identifier (ORI) number listed on the Division of Pari-Mutuel Wagering’s licensing portal website to the live-scan vendor or service provider. Failure to provide the correct ORI number may result in an incomplete application;

ii. The cost of fingerprint processing shall be paid by the applicant directly to the FDLE-approved vendor or service

~~provider that have been taken by a law enforcement officer or division staff to allow for electronic submission to FDLE; and~~

2. A Form DBPR PMW-3460, Authorization for Release of Information, adopted by reference in Rule 61D-14.002, F.A.C., signed by the individual.

(j)(i) The name, title, and job description of each employee who is required to enter any area of a slot machine licensee’s facility;

(k)(j) Disclosure of other jurisdictions in which the applicant holds, has held, or is applying for a gaming license, including any license, permit, or registry required in order to participate in any legal gaming operation.

(l)(k) Disclosure of whether the applicant has had a gaming license in another jurisdiction suspended, revoked, or denied, or whether there are administrative, civil, or criminal proceedings in any other jurisdiction that could result in the imposition of any suspension, revocation, or denial in that jurisdiction. Such disclosure shall include:

- 1. through -3. No change.

(m)(l) A description of the services, products or goods which the business intends to provide;

(n)(m) A list of all ownership interests of five percent or greater. If a corporation, the name of the state in which incorporated and the names and addresses of the officers, directors, and shareholders holding five percent or more equity or, if a business entity other than a corporation, the names and addresses of the principals, partners, shareholders or any other person holding five percent or more equity;

(o)(n) The names and addresses of the ultimate equitable owners for a corporation or other business entity, if different from those provided under paragraph (3)(i)(h), unless:

- 1. through 2. No change.

(p)(o) If the applicant is a corporation, the application shall also disclose:

- 1. through 2. No change.

3. A copy of the corporation’s registration to do business in the state of Florida, or proof of attempting to obtain such registration;

- 4. through 6. No change.

(q)(p) A list of slot machine licensees to whom the applicant intends to provide services, products or goods.

- (4) through (7) No change.

(8) If the applicant for or holder of an occupational license intends to claim any exemption from public records disclosure under Section 119.07, F.S., or any other exemption from public records disclosure provided by law, for any part of its application or information provided therein, it shall identify, indicate in its application or by written notice to the division, the specific information ~~sections~~ for which it claims an exemption and the basis for the exemption.

- (9) No change.

Rulemaking Authority 550.0251(2), 551.103(1), 551.122 FS. Law Implemented 550.0251(2), 551.103(1)(b), 551.107, 559.79(2) FS. History—New 7-30-06, Amended 6-21-10, 8-14-11, 9-26-13,_____.

61D-14.008 Occupational License Renewal Application.

(1) through (2) No change.

(3) The completed renewal application shall be filed with and received by the division between ~~April~~ May 1st and June 30th of the year the license is due to expire.

(4) through (6) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), 551.107(4) FS. History—New 6-25-06, Amended 6-21-10, _____.

61D-14.009 Denial Criteria for Occupational License Application or Renewal.

The division shall deny the application for a slot machine occupational license if a review of the application or the investigation of the applicant demonstrates any of the following:

(1) through (7) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), 551.107(4)(a), (b), (5), (6) FS. History—New 6-25-06, Amended _____.

61D-14.012 Change of Position, Place of Work, Name, or Address.

(1) In the event a person holding a slot machine general employee occupational license changes job duties or functions, or employment to a position requiring a slot machine professional occupational license or slot machine business employee occupational license, the licensee shall apply to upgrade the license by completing Form DBPR PMW-3450 ~~3470~~, Slot Machine Occupational License Upgrade, effective 9-26-13, incorporated herein by reference, <http://flrules.org/Gateway/reference.asp?No=Ref-03159>, which can be obtained at www.myfloridalicense.com or by contacting the Division of Pari-Mutuel Wagering at 2601 Blair Stone Road, Tallahassee, Florida 32399-1035, prior to performing the professional-level duties.

(2) Any person employed by a slot machine licensee or slot machine business entity licensee in a position that requires a slot machine occupational license shall notify the division in writing of any change of employment to a different slot machine licensee or to any business entity licensed pursuant to Rule 61D-14.006, F.A.C., prior to commencing the new employment.

(3) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), (g), 551.107(4)(a) FS. History—New 6-25-06, Amended _____.

61D-14.015 Slot Machine Licensee Organizational Structure.

(1) through (2) No change.

(3) In addition to satisfying the requirements of subsection (1) above, each slot machine licensee's organizational structure shall include, at a minimum, the following mandatory departments and supervisory positions:

(a) through (c) No change.

(d) The Security Department is responsible for the overall security of the facility including the following:

1. No change.

2. The physical safeguarding of assets, with the exception of slot machines whose cash boxes have been removed and are under active surveillance, transported to, from, or through the facility;

3. through 6. No change.

(e) through (g) No change.

(4) ~~No person shall be assigned to duties of more than one department listed in subsection (3). Further, no person within a department shall be assigned job duties that would enable the~~ such a person to both perpetrate an error or commit fraud and conceal evidence of the error or fraud in the course of their duties.

(5) The slot machine licensee shall designate a custodian of records for each department referenced in subsection (3). The slot machine licensee shall provide a written notification to the division ~~and FDLE~~ listing the custodian of records for each department. The slot machine licensee shall update the list whenever the employee designated as the custodian of records is changed.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(a), (b), (d), (e), (i) FS. History—New 6-25-06, Amended _____.

61D-14.016 Operational Requirements.

(1) through (3) No change.

(4) The slot machine licensee shall provide written certification to the division ~~and FDLE~~ from each bank, financial institution, funds transmitter or other entity that handles or facilitates the slot machine licensee's financial operations, that each such entity will accept and comply with any administrative or investigative subpoena or request for production of records from the division ~~or FDLE~~ and shall make all books and records related to the slot machine licensee available for audit or review when required by the division ~~or FDLE~~.

(5) The slot machine licensee shall post separate signage throughout the designated slot machine gaming areas providing notice of the following:

(a) No change.

(b) Showing the odds of winning, which shall be updated quarterly and stated in one of the following ways as either:

1. The actual payout percentage for the facility based upon the previous quarter; or

2. The average of the overall certified payout percentage for the machines currently offered for play;

(c) through (d) No change.

(6) No change.

(7) No less than two weeks prior to a slot machine licensee opening its facility for slot machine play, the slot machine licensee shall contact the division ~~and FDLE~~ for a trial operation day to test slot machines, the facility based monitoring system, security systems, back up systems and employee training on internal controls. The division ~~and~~

FDLE shall test for contingencies or situations that impact slot machine operations at the slot machine licensee’s facility. If the slot machine licensee’s systems do not function as required by Chapter 551, F.S., Chapter 61D-14, F.A.C., and the internal controls submitted for compliance with the rules, the division shall provide the slot machine licensee with a written list of deficiencies. The slot machine licensee shall advise the division ~~and FDLE~~ when those deficiencies have been addressed and the division ~~and FDLE~~ shall retest those systems to verify compliance. A slot machine licensee shall not open its facility for slot machine play until the division acknowledges in writing that all deficiencies noticed by the division are resolved.

(8) No slot machine or any part of the logic compartment referenced in Rule 61D-14.024, F.A.C., shall be removed from its location designated by the facility floor plan without prior written notification to the surveillance department and the division ~~or FDLE~~.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (e), (g), (h), (i), 551.113(3), 551.114 FS. History—New 7-30-06, Amended _____.

61D-14.018 State Office Space Requirements.

(1) There shall be, for the exclusive use of ~~the division and FDLE employees~~, office space for a Licensing/Compliance Room at each facility for regulatory ~~and law enforcement~~ purposes. The slot machine licensee shall not have access to the designated space unless authorized by the division ~~or FDLE~~ and a division ~~or FDLE~~ representative is present.

(2) The Licensing/Compliance Room shall be at least ~~600~~ 500 square feet in office area at each facility in order to station on-site division employees to facilitate the licensing process and provide workspace for compliance auditors, investigators, and other regulatory staff and meet the following minimum requirements:

- (a) through (j) No change.
- (k) Adequate lighting, power outlets, and ventilation as provided in other office space in the slot facility; ~~and~~

(l) Four internal security radios capable of containing all facility security channel frequencies; -

~~(3) The Secure Room space shall be at least 1,086 square feet at each facility in order to station FDLE and task force partners and shall meet the following minimum requirements:~~

~~(a) One bay area not less than 936 square feet (includes 80 square feet for a work station for real time video surveillance) to accommodate 7 special agents/analysts/task partners;~~

~~(b) One office not less than 100 square feet;~~

~~(m)(e) One telecommunications closet not less than 50 square feet. This closet shall have plywood installed to facilitate the installation of a T-1 circuit or equivalent function(s) T-1 circuit(s) for connectivity to FDLE’s and the division’s secure state network;~~

~~(n)(d) The Licensing/Compliance Room secure monitoring room shall be accessible through a solid core door~~

with locking mechanism that permits entry only by employees of the division ~~and FDLE. The office within the secure monitoring room shall be accessible through a solid core door only from the bay area;~~

~~(o)(e) The interior of the Licensing/Compliance Room secure monitoring room shall not be visible to the public or to the slot machine licensee;~~

~~(f) Access to the secure monitoring room shall be controlled by FDLE;~~

~~(p)(g) Switching capabilities to insure that all surveillance cameras are accessible to the monitors in the secure monitoring room; and~~

~~(q)(h) Cabling and connecting media to accommodate telephone and communications media and computers; and~~

~~(i) Eight internal security radios capable of containing all facility security channel frequencies.~~

~~(3)(4) The Interview/Detention Room shall be at least 100 square feet and shall include a bench or other apparatus which is permanently affixed to the facility and to which the person in custody can be handcuffed.~~

~~(4)(5) Five Ten parking spaces shall be provided adjacent to the facility, six which are marked for FDLE use and four marked for division use.~~

~~(5)(6) The Licensing/Compliance Room, the Secure Room, and the Interview/Detention Room shall be contiguous or adjacent unless otherwise approved by the division.~~

~~(6)(7) The telephone and communication media systems required by this section shall be segregated so that the slot machine licensee is prohibited from accessing calls or communications made from and into the licensing/compliance and secure monitoring rooms.~~

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(i), 551.114(5) FS. History—New 6-25-06, Amended _____.

61D-14.020 Excluded Persons.

(1) No change.

(2) Each slot machine licensee shall maintain a database of persons entitled “Exclusion List, -” and report such list to the division on no less than a weekly basis. The Exclusion List shall contain information on:

(a) Persons the slot machine licensee has excluded from its facilities for a specific amount of time as determined by the licensee, not including persons self-excluded as compulsive gamblers; and

(b) Persons who have been excluded by a final order of the division or an emergency order of suspension or exclusion by the division pursuant to Section 120.60, F.S.

(3) through (8) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1), (g), (i), 551.112, 551.118 FS. History—New 6-25-06, Amended 6-21-10, _____.

61D-14.0211 Server Based Gaming Systems (SBGS) and Server Supported Gaming Systems (SSGS)

(1) Prior to sale or delivery of a SBGS or SSGS for play

in this state, the division must receive written certification by a licensed independent testing laboratory that all criteria for operation contained in Chapter 551, F.S. and Chapter 61D-14, F.A.C., are met. The testing laboratory that certifies the system shall perform an initial onsite test to confirm the install of the system to ensure proper configuration of all security applications.

(2) Each component of a SBGS or SSGS must function as indicated by the communication protocol implemented. All protocols must use communication techniques that have proper error detection and/or recovery mechanisms which are designed to prevent tampering. Encryption with secure seeds or algorithms is required.

(3) For a SBGS, the client must be rendered unplayable if communication from the server or system is lost. In the event of lost communication, the SBGS must provide a means for patrons to cash out credits indicated on the server based client terminal at the time communication was lost.

(4) In the event the SBGS or SSGS is utilized in conjunction with another approved progressive network, all communications must pass through at least one approved application-level firewall and must not have a facility that allows for an alternate network path. If an alternate network path exists for redundancy purposes, it too must pass through at least one application-level firewall.

(5) Except as provided in this section, the SBGS or SSGS shall not allow for remote access. A slot machine licensee shall provide in its system of internal controls a method of providing limited remote access to the SBGS or SSGS for a slot machine business occupational licensee pursuant to Subsection 551.107(2)(a)3, F.S. Limited remote access, where permitted, shall authenticate all computer systems based on the authorized settings of the SBGS or SSGS, or firewall application that establishes a connection with the SBGS or SSGS, and:

(a) Prohibit unauthorized remote user administration functionality;

(b) Prohibit unauthorized access to any database other than information retrieval using existing functions;

(c) Prohibit unauthorized access to the operating system;

(d) The SBGS or SSGS must maintain an activity log either automatically or have the ability to manually enter the logs depicting all remote access information, which includes:

1. Log on name;

2. Time and date the connection was made;

3. Duration of connection; and

4. Activity while logged in, including the specific areas accessed and changes that were made.

(e) Meets all other requirements for remote access as provided for under Chapter 61D-14, F.A.C.

(6) A SBGS or SSGS may be a collection of servers for load balancing, redundancy or functionality reasons. The system as a whole, which may be a collection of such servers, must meet the full requirements of Chapter 61D-14, F.A.C., but not necessarily each individual server.

(7) For a SBGS, the game server shall generate and

transmit to the client terminals control, configuration and information data, depending upon the actual implementation. For a SSGS, the game server will not participate in the game determination process, but it's primary functions will be that of downloading control programs and other software resources, or providing command and control instruction that may change the configuration of the software already loaded on the client terminal, on an intermittent basis.

(8) The servers shall be housed in a secure computer room or secure locked cabinet located at a Florida licensed slot facility and shall have dedicated cameras that offer unobstructed views and meet all camera requirements as specified in Rule 61D-14.054, F.A.C. All servers shall have sufficient physical and/or logical intrusion protection against unauthorized access. The system shall require manufacturer and division authority providing joint but not separate access.

(9) The SBGS or SSGS interface element setup and/or configuration menu(s) must not be available unless using an authorized access method that is secure. There shall be no means available for an operator to conduct programming on the server in any configuration. However, it shall be acceptable for licensed network administrators to perform authorized network infrastructure maintenance, provided that all requirements are met as detailed under Rule 61D-14.074, F.A.C. All SBGS or SSGS servers and client devices shall have:

(a) Industry-standard virus protection; and

(b) Copy protection to prevent unauthorized proliferation or modification of software, for servers or clients, provided that:

1. The method of copy protection is fully documented and provided to the licensed independent testing laboratory, who will verify that the protection works as described; and

2. Any device(s) involved in enforcing the copy protection can be individually verified by the division.

(10) The SBGS or SSGS shall be designed to protect the integrity of pertinent data in the event of a failure. Audit logs, system databases, and any other pertinent data must be stored using a protection method determined as reasonable by the division. If hard disk drives are used as storage media, data integrity must be assured in the event of a disk failure. The protection method employed must also provide open support for backups and restoration. Backup scheme implementation must occur at least once every twenty-four (24) hours. In the event of a catastrophic failure when the SBGS or SSGS cannot be restarted in any other way, it shall be permitted, with prior written approval of the division, to reload the database from the last viable backup point and fully recover the contents of that backup. The SBGS or SSGS must implement self-monitoring of all critical interface elements, including but not limited to central hosts, network devices, firewalls, and links to third parties, and shall have the ability to effectively notify the system administrator of the condition, provided the condition is not catastrophic. The SBGS or SSGS shall be able to perform this operation with a frequency of at least once in every twenty-four (24) hour period.

(11) Each component of the SBGS or SSGS must have a method to be verified via a division approved third-party verification procedure. The third-party verification process shall not include any process or security software provided by the operating system or manufacturer. The SBGS or SSGS must be capable of verifying that all control programs contained on the server or system portion are authentic copies of approved components both automatically at least once every twenty-four (24) hours and on demand if requested. The method of validation must provide at least 128 bits of resolution or must be a bit-for-bit comparison and must prevent the execution of any control program component if the component is determined to be invalid. If an error(s) is detected, the system must provide a visual notification of the invalid program. A program component of the verification mechanism must reside on and securely load from non-alterable media. A report shall be available at the request of the division which details the outcome of each automated execution of the validation mechanism and shall identify any invalid program components.

(12) Program devices that only use read-only memory, such as smart cards, may be used provided they are able to be verified by the following methodology:

(a) A challenge is sent by the peer device, such as a hashing seed, to which the device must respond with a checksum of its entire program space using the challenge value; and

(b) The challenge mechanism and means of loading the software into the device is verified by the licensed independent testing laboratory.

(13) The SBGS or SSGS shall provide the ability to conduct an independent integrity check of all applicable controlled components residing on the system. The third-party verification process shall be approved by the division, and shall not include any process or security software provided by the operating system manufacturer.

(14) The SBGS or SSGS shall provide the ability to authenticate all applicable controlled components for which a copy resides on the system on demand and once every twenty-four (24) hours and:

(a) The SBGS or SSGS shall authenticate all critical files including, but not limited to, executables, data, operating system files and other files, which may affect the game outcome or operation, and for which a copy resides on the system.

(b) The SBGS or SSGS shall employ a third-party industry-standard secure hashing algorithm. If embedded, the manufacturer must be able to demonstrate the algorithm of choice to both the licensed independent testing laboratory and the division.

(c) A report shall be available at the request of the division that details the verification results for each controlled component verification.

(d) In the event of failed authentication, the SBGS or SSGS shall deactivate the controlled component in a manner in which the download, install, and configuration of the

controlled component to a connected client terminal is not possible. The SBGS or SSGS shall also provide a mechanism to provide notification of the authentication failure to the division.

(15) The server that supports a SBGS or SSGS must be able to provide the following information display:

(a) A complete play history for the most recent game played and at least nine (9) games prior to the most recent game for each client station connected to the server based game. The display must indicate the game outcome, intermediate play steps, credits available, bets placed, credits or coins paid, and credits cashed out. The capability to initiate game recall must be available at the client, for recall information specifically associated with the particular client station initiating the game recall. The capacity to initiate game recall for any and all clients that make up the SBGS must be available from the system or server portion of the SBGS. The requirement to display game recall applies to all game programs currently installed on the server portion of the server based game.

(b) A complete transaction history for transactions with a cashless wagering system to include the most recent and the previous thirty-four (34) transactions prior to the most recent transaction for each client station that incremented any of the cashless in-or out meters. The capability to initiate transaction history must be available at the client terminal for the transaction history specifically associated with the particular client terminal initiating the history information request.

(16) The SSGS download data library shall only be written to using a secure methodology by which the licensed manufacturer and/or Florida licensed slot machine operator will be able to access the download data library, provided that this access does not permit adding new download data files; or the download data library shall only be written to using a method that is acceptable by the licensed independent testing laboratory and the division. Any changes that are made to the download data library, including the addition, changing or deletion of game programs, must be stored in an un-alterable audit log, which shall be available at the request of the division, and shall include, at a minimum:

(a) Time and date of the access and/or event;

(b) Log-in name; and

(c) Download data files added, changed, or deleted.

(17) Any record of activity between the server and the client that involves the downloading of program logic, the adjustment of client settings and/or configurations, or the activation of previously downloaded program logic, must be stored in an unalterable audit log, which shall be available at the request of the division, and shall include:

(a) The client terminal(s) which the game program was downloaded to and, if applicable, the program it replaced; and

(b) The client terminal(s) which the game program was activated on and the program it replaced; and

(c) Changes to the client terminal configuration settings and/or configurations and what the changes were.

(18) The client terminal and/or the SSGS server must

have a method to monitor and report to the facility based monitoring system (FBMS) all external door access during a foreground program download and/or activation process. Prior to execution of updated software, the client terminal must be in an idle state for four (4) minutes and the software successfully authenticated, as provided for under Chapter 61D-14, F.A.C. Prior to any software being added or removed from a gaming device or client station comprising a part of a system supported game, that would result in the loss or change of mandatory accounting meter information; a complete set of meter information must be successfully communicated to a slot accounting system. It must be possible for the division to perform an analysis of the game, which may include viewing the game data at the SBGS or SSGS server and/or being able to place the game data back onto another client terminal for further examination.

(19) Client terminal control programs that offer multiple paytables and/or denominations that can be configured via the SBGS or SSGS server will not require additional approval by the division to change the paytable selected, provided:

(a) All paytables that are available are certified by a licensed independent testing laboratory as meeting the requirements contained in Chapter 551, F.S. and Chapter 61D-14, F.A.C.;

(b) Received the prior approval of the division;

(c) The client terminal and/or SBGS server maintains the amounts bet and amounts won meters within critical memory for each of the paytables that are available;

(d) The client terminal maintains the master accounting meters in currency amounts;

(e) The game is in an idle state when the update occurs; and

(f) The change will not cause any inaccurate crediting or payment.

(20) The process of clearing memory on the client terminals via the SBGS or SSGS must utilize a secure method that meets all requirements as provided for under Rule 61D-14.044, F.A.C. In the event the SBGS has the ability to download random values to the client terminal, the random number generator shall function in accordance with at least a 99% confidence level and meet all other requirements as outlined in Chapter 61D-14, F.A.C.

(21) The SBGS or SSGS client terminal(s) may receive game play information from the game server, in the case of a SBGS, or make its own determination in the case of a SSGS, and then display the information to the player. All SBGS or SSGS client terminals must conform to the requirements established by Chapter 551, F.S., and Chapter 61D-14, F.A.C. Rulemaking Authority 551.103(1), (2) 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (h), (i), (2) FS. History—New _____.

61D-14.022 Slot Machine, Slot Machine Components, and Progressive System Requirements.

(1) Slot machine licensees shall only offer slot machines that transmit or track financial data using a game services

protocol, such as the Slot Accounting System (SAS), ~~except for~~ progressive systems, and SBGS or SSGS which, when communicating from machine to machine, may use any generally accepted communication protocol certified by an independent testing laboratory.

(2) Prior to the sale or delivery of a slot machine, ~~or~~ progressive system, SBGS, or SSGS for play in this state, the division must receive written certification by a licensed independent testing laboratory that all criteria for operation contained in Chapter 551, F.S., and Chapter 61D-14, F.A.C., are met.

(3) The manufacturer of any slot machine, slot machine game, ~~or~~ progressive system, SBGS, or SSGS to be offered for play in this state is responsible for all compliance testing.

(4) through (18) No change.

(19) Games that have software, software components, and/or associated hardware shall meet the following requirements:

(a) Any software ~~(19) Software~~, software components, SBGS, SSGS, and associated hardware shall:

1.~~(a)~~ Not be introduced into a facility before division approval;

2.~~(b)~~ Not be duplicated by the facility;

3.~~(c)~~ Be stored within a locked cabinet located at the Florida licensed slot facility or, if a SBGS or SSGS, in a secure system server located at a Florida licensed slot facility, with:

1. Titles that require complete software reload and contain both game title and RAM clear software on the same piece of storage media along with other RAM clear software utilized only for RAM clear purposes secured within a single lock cabinet accessible by the slot licensee.

2.~~(b)~~ Actual game title software and logic software secured within a dual locked cabinet accessible only by the slot licensee in the presence of a division representative, and: -

1.~~(d)~~ Be tracked using a log that includes:

i.~~4~~ Date and time inventory is changed;

ii.~~2~~ Independent testing laboratory certification number;

iii.~~3~~ Software version;

iv.~~4~~ Software status;

v.~~5~~ Manufacturer name;

vi.~~6~~ Count of total on-hand inventory that includes software added and removed; and

vii.~~7~~ License number and signature of the slot machine licensee employee adding or removing software from inventory.

2.~~(e)~~ Must be released to the division for destruction when it reaches obsolete or revoked status; and

3.~~(f)~~ Must be for Exclude those slot machine game titles that require complete software reload and contain both game title and RAM clear software on the same piece of storage media. This type of game/RAM clear software shall be stored in the same cabinet as the other RAM clear software to be utilized when needed for RAM clear purposes only.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (h), (i) FS. History—New 7-

30-06, Amended 8-14-11, 9-26-13, _____.

61D-14.024 Logic Compartment.

(1) No change.

(2) A slot machine, ~~or slot machine game, SBGS, or SSGS~~ may not be offered for play at a slot machine licensed facility until:

(a) through (c) No change.

(3) through (4) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (i) FS. History—New 7-30-06, Amended 8-14-11, 9-26-13, _____.

61D-14.028 Printed Circuit Board (PCB) Identification.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (i) FS. History—New 6-25-06, Repealed _____.

61D-14.032 Progressive System Requirements.

(1) No change.

(2) To ~~obtain the approval to~~ participate in WAP gaming, a slot machine licensee shall provide the division with a copy of the WAP agreement, which must specifically describe and identify the role, authority, and responsibilities of each casino licensee and each WAP provider participating in the conduct of the ~~wide-area~~ progressive systems, and the WAP provider must:

(a) through (b) No change.

(c) Not use a terminal connection to connect to any progressive system outside of the United States.

(3) No change.

(4) The progressive jackpot amount displayed on any WAP or LAP slot machine jackpot meter shall not be altered, unless:

(a) The jackpot amount is awarded;

(b) The meter requires an adjustment because of a functional error and the slot machine licensee provides written notification to the division within 24 hours of ~~approves~~ the adjustment; or

(c) The amount of the progressive jackpot, minus the reset amount, is distributed to another WAP or LAP slot machine, in which case:

1. The licensee must document the redistribution and report it in writing to the division within 24 hours of the redistribution;

2. The redistribution ~~must be dispersed to another WAP or LAP slot machine that~~ does not require a higher wager amount on a single play to win the for its progressive jackpot than the WAP or LAP slot machine from which the incremental amount is distributed win; and

3. The redistribution must be dispersed to another WAP slot machine of the same host or a LAP within the same licensed facility; and -

4. The redistribution shall occur no later than seven (7) days after the progressive jackpot is removed from play.

(5) through (11) No change.

(12) Gaming machines connected to the progressive system or device must ensure uniformity in denomination and payoff schedules and/or awards at all game locations. A description of the conduct and manner establishing the uniformity in denomination and payoff schedules and/or awards must be included in any progressive system agreement.

(13) In the event the progressive system resides on a SBGS or SSGS, all progressive functionality over the client server system must be verified by the independent laboratory including hardware, software, and connectivity.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (g), 551.121(5) FS. History—New 8-14-11, Amended _____.

61D-14.037 Games with Bonus Features, Multiple Win Lines, Prizes.

(1) If the slot machine game or progressive ~~slot machine~~ system contains a bonus feature including a “game within a game,” the following requirements shall be met:

(a) through (e) No change.

(2) Any “game within a game” or bonus feature of a progressive system slot machine shall:

(a) No change.

(b) Not add bonus feature amounts to the progressive jackpot total; and

(c) No change.

(3) If a mystery progressive jackpot is offered:

(a) All machines of the same play denomination linked to the mystery progressive jackpot must have the same probability of winning the mystery progressive jackpot and shall notify the patron of the award; or

(b) All machines of differing denominations linked to the mystery progressive jackpot shall have an adjusted probability of winning the mystery jackpot based upon the contribution to the jackpot and shall notify the patron of the award.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (g), 551.121(5) FS. History—New 6-25-06, Amended 8-14-11, _____.

61D-14.040 Game Cycle, Payment of Credits by Ticket Printer, and Ticket Redemption.

(1) through (4) No change.

(5) Where ticket validation is to take place at the cashier’s cage ~~a cashier/change booth~~, the cashier shall print a validation receipt or note in the cashier’s reconciliation report, after the ticket is electronically validated. The validation receipt or report shall contain the following ~~printed~~ information:

(a) through (e) No change.

(6) through (8) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (e), (i) FS. History—New 7-30-06, Amended _____.

61D-14.041 Randomness Requirements and Game Play Auditing.

(1) Each slot machine shall use a random number generator (RNG) located within a Florida slot machine licensee's facility. The RNG shall:

- (a) through (g) No change.
- (2) through (5) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (e), (g) FS. History—New 7-5-06, Amended 6-21-10, 9-26-13, _____.

61D-14.046 Facility Based Monitoring System Functionality.

A facility based monitoring system shall provide for the following security and audit requirements:

- (1) through (3) No change.
- (4) Password access or logon. There shall be a provision for system administrator notification and user lockout or audit trail entry after no more than five (5) unsuccessful login attempts; and
- (5) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (e), (i), 551.104(4)(f) FS. History—New 6-25-06, Amended _____.

61D-14.047 Facility Based Monitoring System and Computer Diagnostics.

- (1) through (10) No change.
- (11) The FBMS shall:
 - (a) through (d) No change.
 - (e) Report all events in real-time; ~~and~~
 - (f) Employ security systems, support measures, or networks to ensure that there is no alteration of any information as it is being communicated from a slot machine to the FBMS; and -

(g) Annually test data recovery and reload procedures, and report such results to the division.

- (12) through (14) No change.
- Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(e), (g), (i), 551.104(4)(f) FS. History—New 8-13-06, Amended 6-21-10, 8-14-11, _____.*

61D-14.050 Floor Plan.

(1) No slot machine licensee shall operate any slot machine unless it has submitted a floor plan of the slot machine gaming area to the division, and the division ~~has and FDLE have~~ approved the floor plan pursuant to the requirements of this section.

(2) The floor plan shall be based on a scale of one quarter inch equals one foot and demonstrates the placement or location of the following:

- (a) through (e) No change.
- (f) The office space provided for use by the division ~~and FDLE~~ as required by Rule 61D-14.018, F.A.C.;
- (g) through (h) No change.
- (3) No change.
- (4) A slot machine licensee who proposes to make

changes to the floor plan shall submit the proposed changes to the division for review. The division shall review the proposed changes ~~with FDLE~~ for compliance with the security standards set forth in these rules prior to approving the changes. Floor plan changes shall not be made without the approval of the division ~~and FDLE~~. The division shall notify the slot machine licensee ~~in no less than 30 days~~ of whether it approves the new floor plan. If the floor plan is a pre-approved slot machine tournament floor plan, the slot machine licensee can change the floor plan upon seven days notice to the division ~~and FDLE~~.

(5) A copy of the floor plan shall be maintained in the surveillance control room and the slot department office. A copy shall be provided to the division ~~and FDLE~~ for use in the secure monitoring room.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(i), 551.104(4)(h), 551.114(5) FS. History—New 6-25-06, Amended _____.

61D-14.051 Security Plan.

- (1) through (2) No change.
- (3) Any change to the security plan shall be submitted to the division ~~and FDLE~~ for approval pursuant to the requirements of Rules 61D-14.050 through 61D-14.056, F.A.C., prior to implementation.

(4) A security plan shall include a system of internal controls, which shall include the following:

- (a) through (j) No change.

(k) A plan to provide for an security escort by a licensed employee of the slot machine licensee and/or surveillance of access to the gaming areas by either non-gaming employees of the slot machine licensee or employees of non-gaming businesses who might require incidental access to slot machine gaming areas. A list of such employees shall be pre-approved by the slot machine licensee. The slot machine licensee shall maintain a record of the employee's name, job title, driver's license number, date of birth, home address, and name of the employer.

- (5) through (7) No change.

(8) In the event any security alarm or alert is activated for any reason other than a drill or test, a written report outlining the cause of the alarm or alert's activation shall be submitted to the division within 24 hours of the alarm or alert activity in the area covered by the security plan for that alarm or alert shall not be resumed until clearance has been obtained from FDLE.

- (9) No change.
- (10) The slot machine licensee shall notify the division ~~and FDLE~~ of any event which requires additional staffing.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(i), 551.104(4)(h) FS. History—New 6-25-06, Amended _____.

61D-14.052 Electronic Identification and Access Control System.

- (1) No change.

(2) The electronic identification and access control system shall be capable of immediately creating an event log of doors opened by use of the identification card or badge upon the request of the security or surveillance departments, or the division ~~or FDLE~~. The system shall:

(a) Be able to display a photograph of the employee opening any door; and

(b) Cause an alarm to alert the security and surveillance departments, which would then notify the division, ~~and FDLE~~ if a door is opened:

1. through -2. No change.

(3) The division ~~and FDLE~~ shall be provided access to any data contained in the electronic identification and access control system.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(g), (i), 551.104(4)(h) FS. History—New 6-25-06, Amended _____.

61D-14.054 Surveillance Equipment.

(1) No change.

(2) The surveillance system shall meet the following requirements:

(a) through (e) No change.

(f) The system shall have a failure notification system that provides an audible alarm, as well as a visual alert of any failure in the surveillance system or the media storage system. The alarm and alert system shall advise the division ~~and FDLE~~ as well as the facility surveillance department of the failure;

(g) through (h) No change.

(i) A video verification encryption code, shall be submitted to the division ~~and FDLE~~, before the inspection and approval of the system;

(j) through (k) No change.

(3) Access, or the ability to access, a surveillance system from any location outside of the surveillance room, shall be disclosed in a quarterly report filed with the division ~~and FDLE~~ which sets forth the location and to whom access is being provided, other than surveillance personnel, and certifies that the transmission is encrypted, firewalled on both ends and password protected. The password protection shall contain alpha and numeric characteristics with a minimum of six characters and be changed to a previously unused password when the employment of any employee of the surveillance department is terminated or transferred.

(4) through (8) No change.

(9) The surveillance room shall be maintained at all times by a sufficient number of approved surveillance operators as reflected in the surveillance plan approved by the division. The division, ~~after consultation with FDLE~~, shall require additional surveillance personnel should it be determined that an inadequacy of surveillance monitoring exists.

(10) Before implementing any changes to a surveillance system, the slot machine licensee shall submit the proposed changes to the division ~~and FDLE~~ for approval.

(11) A slot machine licensee shall notify the division ~~and FDLE~~ immediately of any failure of the surveillance system to

continuously monitor the eligible facility or to otherwise operate properly. Play of slot machines in any area for which there is inadequate monitoring shall be suspended until the surveillance system is restored.

(12) through (13) No change.

(14) Failure of any storage system for video or audio recordings shall be repaired or the storage system replaced within 8 hours of the failure. The surveillance system shall provide back-up for video or audio recording during the repair and replacement time. If after 8 hours, activity in the affected area cannot be recorded, the slot machines in that area shall be closed for play until recording is restored. A log of all malfunctions of the surveillance and recording equipment shall be kept and such malfunctions shall be reported to the division ~~and FDLE~~ each day.

(15) No change.

(16) A slot machine licensee shall provide written notification to the division ~~and FDLE~~ prior to the video or audio format of any portion of their surveillance system being changed, setting forth what the change will be, when the change will occur, and how the change will affect their surveillance system as a whole.

(17) through (18) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(g), (i), 551.104(4)(h) FS. History—New 6-25-06, Amended _____.

61D-14.059 Slot Machine Licensee Personnel.

(1) through (2) No change.

(3) The slot licensee shall maintain a personnel file for each employee that shall contain without limitation the following:

(a) No change.

(b) The initial credit report and all subsequent credit reports that shall be obtained at least every ~~36~~ 24 months;

(c) through (h) No change.

(i) All federal and state income tax returns filed by the employee for the previous ~~three~~ five years, if the employee is identified in paragraph 61D-14.002(1)(e), F.A.C., or is required to hold a professional occupational license.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(g), (j) FS. History—New 6-25-06, Amended 9-26-13, _____.

61D-14.060 Business Entities, Internal Controls and Personnel Records.

(1) through (2) No change.

(3) Any business entity holding an occupational license shall:

(a) Conduct pre-employment screening referenced in subsection 61D-14.059(2), F.A.C., for any employee that would be required to obtain an occupational license referenced in Rule 61D-14.005, F.A.C.; and

~~(b) Maintain a copy of the business entity's internal controls; and~~

~~(b)(c)~~ The documentation required by this subsection

shall be maintained in an office of the business entity located in this state or with a registered agent of the business entity located in this state.

(4) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (g), (i) FS. History—New 8-6-06, Amended 9-26-13, _____.

61D-14.063 Count Rooms.

(1) No change.

(2) The count room shall have:

(a) Metal doors equipped with:

1. through 2. No change.

(b) Tables constructed of clear lexan or similar material; and

(c) Audio-video surveillance equipment as referenced in subparagraph 61D-14.054(2)(b)3., F.A.C.; ~~and~~

~~(d) A fixed door type or hand held metal detector which shall be used in accordance with the facility internal control procedures to inspect all persons exiting the count room.~~

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (g), (i) FS. History—New 6-25-06, Amended 6-21-10, _____.

61D-14.065 Procedure for Slot Cash Storage Box Count.

(1) No change.

(2) Pre-count requirements in the internal controls shall include:

(a) through (d) No change.

(e) Each person entering the count room ~~The count room supervisor~~ shall record, in writing, their ~~the~~ name and license number in the count room log. ~~The count room supervisor shall record of each member of the count team, as well as any entries and exits of the count room during the process by any persons.~~

(3) Count process requirements in the internal controls shall include:

(a) through (i) No change.

(j) The count team members shall not leave the count room until all money is counted, verified, sorted, and totaled into the computer and cash drop funds are transferred to the cash vault. If a count team member leaves the count room, all count team members shall secure all of the bills, tickets and vouchers in the count room, and notify security that the count team needs to leave the count room. ~~All count team members shall be screened by security before leaving the count room.~~ No count team member shall remain in the count room alone. The count team members shall not reenter the count room until all count team members are present;

(k) through (l) No change.

(m) If a discrepancy in excess of \$500 occurs during verification of the count funds, it shall be brought to the immediate attention of the division ~~and FDLE~~ and a detailed written report explaining the problem and the corrective action taken shall be filed by the count room supervisor with the division within 48 hours of the conclusion of the count.

(4) Post-count requirements in the internal controls shall include:

(a) through (b) No change.

(c) A count room employee, in the presence of security personnel or a count room supervisor, shall conduct an inspection of the entire count room and all counting equipment located therein to verify that no bills, tickets, or vouchers remain in the room; and

(d) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (g), (i) FS. History—New 6-25-06, Amended _____.

61D-14.067 Slot Cashier's Cage ~~Booths~~ and Change Machines.

(1) through (2) No change.

(3) The slot cashier's cage ~~booth~~ inventory shall be used to supply change persons with an imprest inventory of bills, tickets or vouchers. The slot cashier's cage ~~booth~~ inventory shall also be used to provide a change person with bills, tickets, and vouchers in exchange for an equal amount of any combination of bills, tickets, or vouchers.

(4) The slot cashier's cage ~~booth~~ inventory shall be used to supply any mechanical, electrical or other device which operates independently of a slot machine and which, upon insertion of a ticket or voucher, dispenses an amount of currency equivalent to the face value of the ticket or voucher, and which immediately upon exchange cancels the ticket or voucher with an imprest inventory of slot tickets.

~~(5) A slot attendant shall not be permitted to function as a slot change person.~~

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (g), (i) FS. History—New 6-25-06, Amended _____.

61D-14.072 Cashier's Cage, Satellite Cages, Vaults, and Accounting Controls.

(1) No change.

(2) The cage shall be designed and constructed to provide security for the materials housed therein and the activities performed therein; such design and construction shall provide for the following:

(a) Fully enclosed except for openings through which materials such as cash, records, and documents can be passed to service the public and slot cashier's cages ~~booths~~;

(b) through (d) No change.

(3) through (7) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (g), (i) FS. History—New 7-30-06, Amended _____.

61D-14.074 Security Requirements, System Access, and Firewalls.

(1) through (6) No change.

(7) There shall be a maximum ticket value of \$1,199.99 ~~\$500~~ that can be paid by an automated ticket redemption

machine, per individual ticket.

(8) through (12) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (g), (i) FS. History—New 8-13-06, Amended _____.

61D-14.075 Jackpot Payouts Not Paid Directly From the Slot Machine.

(1) through (2) No change.

(3) Each series of manual jackpot payout slips shall be:

(a) A three-part form located in a locked manual form dispenser, ~~bound booklet~~ from which the original and first duplicate jackpot payout slips may be detached while the second duplicate jackpot payout slip remains in the locked manual form dispenser ~~bound booklet~~; and

(b) through (c) No change.

(4) through (11) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (d), (g), (i) FS. History—New 6-25-06, Amended 6-21-10, 9-26-13, _____.

61D-14.076 Player Tracking System.

(1) through (4) No change.

(5) The following errors related to the use of a card or device shall be recorded by the facility based monitoring system and a message shall be displayed by the slot machine to the patron:

(a) An invalid PIN. This error shall cause the slot machine to prompt the patron for re-entry of the PIN. However, the slot machine shall not allow more than five (5) ~~three~~ attempts to re-enter a PIN number for the card or device;

(b) through (c) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (e) FS. History—New 1-16-07, Amended _____.

61D-14.082 Annual Financial Report.

(1) through (2) No change.

(3) One copy ~~Two copies~~ of the annual financial report on Form DBPR PMW-3690, Uniform Report System Prescribed for Pari-Mutuel Permitholders, effective xx-xx-xx, adopted and incorporated herein by reference, shall be filed with the division no more than 120 days after completion of the slot machine licensee's fiscal year. Form DBPR PMW-3690, Uniform Report System Prescribed for Pari-Mutuel Permitholders, can be obtained at [insert hyperlink] or by contacting the Division of Pari-Mutuel Wagering at 2601 Blair Stone Road, Tallahassee, Florida 32399-1035.

(4) through (5) No change.

(6) Each slot machine licensee shall include in its annual financial report:

(a) No change.

(b) A report expressing that the slot machine licensee has followed in all material respects during the period covered by this examination, the system of internal accounting controls on file with the division. Whenever the slot machine licensee has

materially deviated from the system of internal accounting controls on file with the division, the report shall enumerate any deviations and any areas of the system no longer considered effective, and shall make recommendations regarding improvements in the system of internal accounting control; ~~and~~

(c) Any corrective actions taken to deviations referenced in paragraph (b); ~~and~~ -

(d) Any loans, installment contracts, guarantees, leases, or capital contributions with a value of \$25,000 or more per year.

(7) through (8) No change.

~~(9) Slot machine licensees shall report to the division details of any loans, borrowings, installment contracts, guarantees, leases, or capital contributions with a value of over \$25,000 per year no later than 10 days after the end of the month in which the transaction or event occurs.~~

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (e), (g) FS. History—New 6-25-06, Amended _____.

61D-14.0861 Annual Compliance Audit.

(1) In addition to the annual financial report required by Rule 61D-14.082, F.A.C., each slot machine licensee shall file an annual compliance audit report no less than 60 days after the completion of the permitholder's pari-mutuel meet to comply with the requirements of Section 551.104(8), F.S.

(2) The compliance audit report shall include a written statement by the independent Florida certified public accountant who previously engaged as the principal accountant to the annual financial report required under Rule 61D-14.082, F.A.C., indicating whether or not any deviations or adjustments were made from the licensee's annual financial report on file with the division. In the event of any adjustments or deviations, a revised annual financial report shall identify such deviations and/or adjustments and shall be included in the annual compliance report.

(3) If an independent Florida certified public accountant who was previously engaged as the principal accountant to the annual financial report resigns or is dismissed as the licensee's principal accountant, or another independent certified public accountant is engaged as principal accountant, the licensee shall give written notice to the division when such event occurs setting forth the name and business address of the certified public accountant and the date of such resignation, dismissal, or engagement.

(4) The compliance audit shall also contain recommendations of all findings and observations made by the slot licensee's internal audit function referenced in paragraph 61D-14.015(2)(f), F.A.C.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(d), (g), 551.104(8) FS. History—New.

61D-14.096 Requirement for Shipment of All Slot Machines and Software Components.

(1) through (2) No change.

(3) Shipment of any slot machine or software component

shall comply with the following requirements:

(a) through (c) No change.

~~(d) All software components shall be delivered to the division regional office at 1400 W. Commercial Blvd., Ft. Lauderdale, Fl., 33309, for verification and subsequently scheduled by division personnel for delivery to the appropriate facility.~~

~~(d)(e)~~ If shipping seals described above are broken, removed, or show signs of tampering, upon inspection at the delivery site, the Chief of Slot Operations or his or her designee shall instruct the facility and shipper as to the course of action to be taken. The course of action may involve:

1. through 2. No change.

(4) No change.

Rulemaking Authority 551.103(1), 551.109(2)(a), (b), 551.122 FS. Law Implemented 551.103(1)(c), (e), (i), 551.109(2)(a), (b) FS. History—New 6-21-10, Amended _____.

61D-14.097 Responsibility for Control of Slot Machine or Slot Machine Component Shipment.

(1) No change.

(2) Licensed manufacturers and distributors must request and receive approval from the Chief of Slot Operations, Division of Pari-Mutuel Wagering, North Broward Service Center, 1400 W. Commercial Blvd., Ft. Lauderdale, Florida 33309-3787, or his or her designee for shipment into, out of, or within the State of Florida prior to at least five days in advance of the proposed shipment date to or from an approved destination in Florida.

(3) Entities identified in subsection 61D-14.096(1), F.A.C., (entity) shall take the following actions to arrange a shipment of a slot machine or slot machine component to a facility licensed pursuant to Chapter 551, F.S., into or within the State of Florida. The entity shall:

(a) Notify the Chief of Slot Operations prior to no later than five days in advance of the date of the proposed shipment of any slot machine or slot machine component as defined in Chapter 551, F.S.;

(b) through (d) No change.

(4) Slot machine licensees shall follow additional procedures that are required for making requests for shipment of a slot machine or slot machine component out of the State of Florida. The slot machine licensee shall:

(a) Notify the Chief of Slot Operations prior to no later than five days in advance of the date of the proposed shipment of any slot machine or component as defined in Chapter 551, F.S., out of the State of Florida.

(b) through (d) No change.

(5) The following applies to the shipment of slot machine or slot machine components within or out of the State of Florida for which an entity identified in subsection 61D-14.096(1), F.A.C., intends to achieve permanent divestiture of ownership. The entity shall:

(a) Notify the Chief of Slot Operations no later than five days prior to the proposed shipment of slot machine or slot machine component as defined in Chapter 551, F.S.

(b) through (e) No change.

(6) The following applies to the shipment of slot machine or slot machine component within or out of the State of Florida when the entity identified in subsection 61D-14.096(1), F.A.C., intends to dispose of the slot machine or slot machine component through permanent destruction. The entity shall:

(a) Notify the Chief of Slot Operations prior to the no later than five days in advance of proposed shipment of any slot machine or component as defined in Chapter 551, F.S., within or out of the State of Florida to any destination for disposal. The notification shall include:

1. through 3. No change.

(b) through (f) No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (e), (i), 551.109(2)(a), (b) FS. History—New 6-21-10, Amended _____.

61D-14.098 Slot Machine Seal.

(1) through (2) No change.

(3) For slot machines maintained at a slot machine licensed facility:

(a) through (b) No change.

(c) When a slot machine seal or additional seal (security tape) has been found to have been broken or tampered with, the following actions shall be taken:

1. No change.

2. The facility shall notify the surveillance department to provide coverage of the machine area involved; remove the slot machine involved from play (if it is not in storage); retain all surveillance records regarding the slot machine; notify the division FDLE of the incident; and secure the slot machine until such time as the division FDLE investigator may make a determination regarding the slot machine seal or additional seal (security tape);

3. A An FDLE and division representative shall conduct an investigation, including a verification check of game-related storage media and obtain confirmation that all games comply with requirements for games in the state;

4. through 5. No change.

Rulemaking Authority 551.103(1), 551.122 FS. Law Implemented 551.103(1)(c), (e), (i) FS. History—New 6-21-10, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Director Anthony Glover, Division of Pari-Mutuel Wagering

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 16, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 23, 2015 & July 1,

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE NO.: 64B11-4.003
 RULE TITLE: Standards of Practice; Discipline

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify language in the rule with regard to the range of punishment; aggravating or mitigating factors; and range of penalties for certain offenses. Additionally, the Board proposes the development of rule amendments pursuant to Section 456.072(1)(oo), F.S., and 456.072(1)(aa), F.S.

SUMMARY: The proposed rule amendments clarify language in the rule with regard to the range of punishment for certain violations; clarify language with regard to aggravating or mitigating factors; and clarify the range of penalties for certain offenses. Additionally, the proposed rule amendments set forth violations and penalties for offenses pursuant to Section 456.072(1)(oo), F.S., and 456.072(1)(aa), F.S.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule amendment will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.079, 468.204 FS.

LAW IMPLEMENTED: 456.072, 456.079, 468.217 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 Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255.

THE FULL TEXT OF THE PROPOSED RULE IS:
 64B11-4.003 Standards of Practice; Discipline.

- (1) No change.
- (2) Among the range of punishments including any and all in Section 456.072(2), F.S., in increasing severity are:
 - (a) through (b) No change.
 - (c) Suspension ~~for a minimum of ninety days and thereafter~~ until the licensee appears before the Board to demonstrate current competency and ability to practice safely and compliance with any previous Board orders.
 - (d) Licensure with conditions.
 - ~~(e)(d) Denial of licensure with conditions to be met prior to any reapplication.~~
 - ~~(f)(e) Permanent Revocation, with limited ability to reapply.~~
- (3) Aggravating and Mitigating Circumstances. Based upon consideration of aggravating and mitigating factors present in an individual case, the Board may deviate from the penalties recommended below. The Board shall consider as aggravating or mitigating factors the following:
 - (a) through (f) No change
 - (g) Any other relevant mitigating or aggravating factors.
- (4) Violations and Range of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to Sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included. For applicants, any and all offenses listed herein are sufficient for refusal to certify an application for licensure. In addition to the penalty imposed, the Board shall recover the costs of investigation and prosecution of the case. Additionally, if the Board makes a finding of pecuniary benefit or self-gain related to the violation, then the Board shall require refund of fees billed and collected from the patient or a third party on behalf of the patient.

VIOLATION	PENALTY RANGE MINIMUM	MAXIMUM
(a) No change. (b) Action taken against license by another jurisdiction.		

VIOLATION	PENALTY RANGE MINIMUM	MAXIMUM	VIOLATION	PENALTY RANGE MINIMUM	MAXIMUM
(468.217(1)(b), 456.072(1)(f), F.S.) First Offense	Imposition of discipline which would have been if the substantive violation occurred in Florida and \$100 fine	Revocation Suspension/denial until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken and \$1,000 fine. Impaired practitioners working in Florida may be ordered into the PRN	Second Offense	6 months probation with conditions and \$100 fine	\$100 fine, unless otherwise provided by law 6 months suspension, 1 year probation with conditions and \$1,000 fine, unless otherwise provided by law
Second Offense	Imposition of discipline which would have been if the substantive violation occurred in Florida and a \$1,000 fine	Revocation until the license is unencumbered in the jurisdiction in which disciplinary action was originally taken and \$2,000 fine. Impaired practitioners working in Florida may be ordered into the PRN	Third Offense (i) through (s) No change. (t) Inability to practice occupational therapy with skill and safety. (468.217(1)(t), 456.072(1)(z), F.S.)	6 months suspension, 1 year probation with conditions and \$500 fine	Revocation and \$5,000 fine conditions and \$500 fine
Third Offense (c) through (g) No change. (h) Failure to perform legal obligation. (468.217(1)(h), 456.072(1)(k), F.S.) First Offense	Revocation and \$10,000 fine Letter of Concern and \$100 fine	and 6 months probation with conditions and	First Offense	Submit mental/physical examination and impose conditions on practice	Submit to mental/physical examination and suspension until able to demonstrate ability to practice with reasonable skill and safety, followed by probation with conditions
			Second Offense	Submit mental/physical examination and suspension until able to demonstrate ability to practice with reasonable skill and safety,	Submit to mental/physical examination and suspension until able to demonstrate ability to practice with

VIOLATION	PENALTY RANGE MINIMUM	MAXIMUM
Third Offense	followed by probation with conditions	reasonable skill and safety, followed by probation with conditions, and \$3,000 fine
	Submit to mental/physical examination, suspension until able to demonstrate ability to practice with reasonable skill and safety, followed by probation with conditions, and \$3,000 fine	Revocation and \$5,000 fine
(u) through (w) No change.		
(x) Violating Chapters 468, 456, F.S., or any rules adopted pursuant thereto. (468.217(1)(x), 456.072(1)(dd) (ee) , F.S.)		
First Offense	Suspension until law or rule complied with and \$500 fine	Revocation and \$1,500 fine
Second Offense	6 months suspension, 1 year probation with conditions and \$1,500 fine	Revocation and \$5,000 fine
(y) through (mm) No change.		
(nn) Willfully failing to comply with Section 627.64194 or Section 641.513, F.S., with such frequency as to indicate a general business practice.		

VIOLATION	PENALTY RANGE MINIMUM	MAXIMUM
456.072(1)(oo), F.S.		
First Offense	Letter of Concern and \$500 fine	6 months probation with conditions and \$1,000 fine
Second Offense	Reprimand and \$3,000 fine	Revocation and \$5,000 fine
Third Offense	Reprimand and \$5,000 Fine	Revocation and \$10,000 fine
(oo) Testing positive for any drug on confirmed preemployment or employer ordered drug screening without lawful prescription. (456.072(1)(aa), F.S.)		
First Offense	Submit to mental/physical examination and impose conditions on practice	Submit to mental/physical examination and suspension until able to demonstrate ability to practice with reasonable skill and safety, followed by probation with conditions
Second Offense	Submit to mental/physical examination and suspension until able to demonstrate ability to practice with reasonable skill and safety, followed by probation with conditions	Submit to mental/physical examination and suspension until able to demonstrate ability to practice with reasonable skill and safety, followed by probation with conditions, and \$3,000 fine
Third Offense	Submit to mental/physical examination and suspension until able to demonstrate ability to practice with reasonable skill and safety, followed by probation with conditions	Revocation and \$5,000 fine

VIOLATION	PENALTY RANGE MINIMUM	MAXIMUM
	mental/physical examination, suspension until able to demonstrate ability to practice with reasonable skill and safety, followed by probation, and \$3,000 fine	\$5,000 fine

(5) through (7) No change.

Rulemaking Authority 456.079, 468.204 FS. Law Implemented 456.072, 456.079, 468.217 FS. History—New 9-12-88, Amended 11-9-92, Formerly 21M-15.002, 61F6-15.002, 59R-63.002, Amended 1-27-00, 12-27-01, 12-27-05, 4-10-08, 8-5-10, 4-18-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Occupational Therapy
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Occupational Therapy
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 31, 2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 26, 2016

DEPARTMENT OF HEALTH

Prescription Drug Monitoring Program

RULE NO.: RULE TITLE:

64K-1.004 Management and Operation of Database.

PURPOSE AND EFFECT: To provide for zero activity reports and to amend the filing schedule for renewal of Notification of Exemption from Reporting to coincide with biennial license renewal cycle.

SUMMARY: Amendment to provide for zero activity reports for dispensers with no dispensing transactions for preceding 7 days and to amend the filing schedule for renewal of notifications of Exemption from Reporting to coincide with biennial license renewal cycle.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined this amendment 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: Based on the SERC checklist, this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in s. 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 893.055, FS.

LAW IMPLEMENTED: 893.055, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rebecca R. Poston, Program Manager, 4052 Bald Cypress way, Bin #C-16, Tallahassee, FL 32399-3250, (850)245-4797 or Rebecca.Poston@FlHealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64K-1.004 Management and Operation of Database.

(1) through (2) No change.

(3) All dispensers shall electronically report dispensing information to the program’s database as soon as possible, but not more than 7 days after the controlled substance is dispensed. Extensions of time to report the dispensing of a controlled substance may be granted for no more than 30 days upon request to the program by any dispenser unable to submit data by electronic means if the dispenser provides evidence of having suffered a mechanical or electronic failure or cannot report for reasons beyond the control of the dispenser or if the database is unable to receive submissions. A dispenser that has no dispensing transactions to report for the preceding seven-day period must submit a zero activity report as described in the “Dispenser’s Implementation Guide.”

(4) through (5) No change.

(6) Pharmacies that do not dispense controlled substances in or into this state must submit a “Notification of Exemption From Reporting,” DH8016-PDMP, (effective 7/2015), incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06461>. Exemptions must be renewed on or before February 28 in odd years by making the appropriate election on the biennial pharmacy permit renewal form or September 30 in even years

on “Renewal of Notification of Exemption from Reporting Form,” DH8018-PDMP, (effective 7/2015), incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06463>. Pharmacies seeking to begin dispensing controlled substances must notify the program electronically and be removed from the exempt list prior to registering to report to the program database.

(7) through (8) No change.

(9) Information submitted to the database by dispensers directly dispensing a controlled substance shall include the telephone number of the person for whom the prescription was written.

Rulemaking Authority 893.055 FS. Law Implemented 893.055 FS. History—New 11-24-11, Amended 2-17-16.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rebecca R. Poston

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Celeste Philip, MD, MPH, Surgeon General and Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 7, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 18, 2016

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NO.: RULE TITLE:
5C-30.003 Penalties

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 208, October 25, 2016 issue of the Florida Administrative Register.

The Notice of Proposed Rule included an incomplete Summary of Statement of Estimated Regulatory Costs and Legislative Ratification. The corrected summary is below.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this rule 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 because the Department’s

economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. As part of this analysis, the Department relied upon the fact that the proposed rule adopts penalty provisions for violations of Chapter 585, Florida Statutes, and title 5C, Florida Administrative Code. The proposed rule does not impose or create any administrative or regulatory costs.

Additionally, no interested party submitted additional information regarding the economic impact. Any person who wishes to provide information regarding the statement of estimated regulatory costs or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NOS.: RULE TITLE:

12A-1.0115 Sales of Food Products Served, Prepared, or Sold in or by Restaurants, Lunch Counters, Cafeterias, Hotels, Taverns, or Other Like Places of Business and by Transportation Companies.

12A-1.097 Public Use Forms

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 209, October 26, 2016 issue of the Florida Administrative Register.

The following changes are made in response to written comments received from the staff of the Joint Administrative Procedures Committee.

12A-1.0115 Sales of Food Products Served, Prepared, or Sold in or by Restaurants, Lunch Counters, Cafeterias, Hotels, Taverns, or Other Like Places of Business and by Transportation Companies.

(1) through (11) No change.

(12) Nonprofit organizations; social or civic clubs.

(a) through (e) No change.

(f)1. Sales of food or drink by qualified veterans’ organizations in connection with customary veterans’ organization activities to members of qualified veterans’ organizations are exempt. This exemption includes all food, as well as alcoholic and nonalcoholic beverages. Qualified veterans’ organizations are nationally chartered ~~or~~ or recognized veterans’ organizations which hold current exemptions from federal income tax under s. 501(c)(4) or (19) of the Internal Revenue Code.

2. through 3. No change.

12A-1.097 Public Use Forms.

(1) through (8)(b) No change.

Form Number	Title	Effective Date
(9) DR-26RP	Florida Neighborhood Revitalization Program	01/17
	<u>Application for Sales and Use Tax</u> (R. 01/17)	

(10) through (19) No change.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.:	RULE TITLE:
12A-1.087	Exemption for Power Farm Equipment; Suggested Exemption Certificate for Items Used for Agricultural Purposes
	NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 42 No. 209, October 26, 2016 issue of the Florida Administrative Register.

The following changes are made in response to written comments received from the staff of the Joint Administrative Procedures Committee.

12A-1.087 Exemption for Power Farm Equipment; Electricity Used for Certain Agricultural Purposes; Suggested Exemption Certificate for Items Used for Agricultural Purposes.

(1) through (10) No change.

(11) Postharvest Machinery and Equipment.

(a) For purposes of this rule, the following definitions will apply:

1. through 3. No change

4. "Qualifying business" means a business classified under code 115114 of the NAICS (2007) whose primary business activity is one or more postharvest activities. "NAICS" means those classifications contained in the North American Industry Classification System, as published in 2007 by the Office of Management and Budget, Executive Office of the President.

(b) through (c) No change.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.:	RULE TITLE:
12A-17.003	Registration
	NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph

120.54(3)(d)1., F.S., published in Vol. 42 No. 209, October 26, 2016 issue of the Florida Administrative Register. The following changes are made in response to written comments received from the staff of the Joint Administrative Procedures Committee.

12A-17.003 Registration.

(1)(a) Any person, corporation, or other business entity must submit a completed Registration Application for Secondhand Dealers and Secondary Metals Recyclers ~~Registration~~ (Form DR-1S, incorporated by reference in Rule 12A-17.005, F.A.C.) and obtain a certificate of registration before engaging in business as a secondhand dealer or secondary metals recycler. If a secondhand dealer or secondary metals recycler is the owner of more than one business location, the application must list each location owned by the same legal entity. The Department will issue a certificate of registration to the applicant for each location.

(b) No change.

(2) through (6) No change.

STATE BOARD OF ADMINISTRATION

RULE NOS.:	RULE TITLE:
19-11.002	Beneficiary Designations and Distributions for FRS Investment Plan
19-11.014	Benefits Payable for Investment Plan Member Disability and In-Line-Of-Duty Death Benefits

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 42 No. 157, August 12, 2016 issue of the Florida Administrative Register has been withdrawn.

**Section IV
Emergency Rules**

NONE

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201: Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice that on November 16, 2016, the Southwest Florida Water Management District issued an order granting a variance.

Petitioner's Name: James L. Forbes – File Tracking No. 17-4233

Date Petition Filed: October 24, 2016

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought:
Lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register:
October 31, 2016

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, ext. 2298, water.variances@watermatters.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on November 15, 2016, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Geraldo Fiallos located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle. The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on November 15, 2016, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for subparagraph 3-

305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from Armando Fiallos located in Orlando. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle. The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 15, 2016, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for St Johns River Power Park at 11201 New Berlin Road, Jacksonville, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.27.3.2.1, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013 (VW2016-260).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michelle Comingore, Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, hdr.elevators@myfloridalicense.com.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004: Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on November 15, 2016, the Florida Housing Finance Corporation received a petition for Waiver from Cathedral Terrace 2, Ltd. requesting a waiver of Rule 67-48.004 to waive the RFA requirement for the creation and execution of a MOUR with a designated supportive services lead agency.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kate Flemming, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs
The Council on the Social Status of Black Men and Boys announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, November 29, 2016; 9:00 a.m. – 10:00 a.m.

PLACE: Toll-free dial-in number 1(888)670-3525, participant code 1937102943

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Criminal Justice & Community Relations Subcommittee will focus its energies on organizing a 2017 Day of Dialogue in Florida.

A copy of the agenda may be obtained at <http://www.cssbmb.com>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the Bureau of Criminal Justice Programs at (850)414-3300. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: the Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

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

DATE AND TIME: Wednesday, November 30, 2016, 10:00 a.m.

PLACE: Palm Coast Holdings, 145 City Place, Palm Coast, FL 32164

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Board of Trustees to discuss general business.

A copy of the agenda may be obtained by contacting Kara Hoblick, (386)446-7630, Kara.Hoblick@floridaagmuseum.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting Kara Hoblick, (386)446-7630, Kara.Hoblick@floridaagmuseum.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services
The Florida Department of Agriculture and Consumer Services, Pesticide Registration Evaluation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: December 1, 2016, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Scientific Evaluation & Technical Assistance, Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida, 32399-1650, (850)617-7940

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly meeting of the Committee to discuss and make recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: The Pesticide Registration Section, (850)617-7940, or from the PREC website at <http://www.freshfromflorida.com/Divisions-Offices/Agricultural-Environmental-Services/Business-Services/Pesticide/Pesticide-Product-Registration-Procedures>.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 2, 2016, 8:00 a.m.

PLACE: Florida School for the Deaf and the Blind Campus, 207 N. San Marco Ave., St. Augustine, FL 32084, Moore Hall Room 215

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FSDB Board of Trustees will conduct an Audit Committee Meeting, and all matters to be discussed will pertain the Audit Committee. All matters that require approval

will be brought before the full Board in a subsequent meeting for final approval.

A copy of the agenda may be obtained by contacting: Julia Mintzer, Administrator of Business Services, mintzerj@fsdb.k12.fl.us, (904)827-2300.

All BOT meeting are conducted with American Sign Language interpreters present. If other accommodations are required please contact Cindy Brueckner at (904)827-2210 or bruecknerc@fsdb.k12.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Jeanne G. Prickett, President, Florida School for the Deaf and the Blind, 207 N. San Marco Ave., St. Augustine, FL 32084, prickettj@fsdb.k12.fl.us.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind (FSDB) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 2, 2016 10:00 a.m.

PLACE: Florida School for the Deaf and the Blind campus, 207 N. San Marco Ave., St. Augustine, FL 32084, Moore Hall in the CLD meeting room

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The FSDB Board of Trustees will meet and all matters to be discussed will pertain the day-to-day operations of the School.

A copy of the agenda may be obtained by contacting Cindy Brueckner, Executive Assistant to the President, bruecknerc@fsdb.k12.fl.us, (904)827-2210.

All meetings of the BOT have American Sign Language interpreters present at the meetings. If other accommodations are needed please contact Cindy Brueckner, Executive Assistant to the President, bruecknerc@fsdb.k12.fl.us, (904)827-2210. 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: Jeanne G. Prickett, EdD, President of the Florida School for the Deaf and the Blind, 207 N. San Marco Ave., St. Augustine, prickettj@fsdb.k12.fl.us.

DEPARTMENT OF EDUCATION

Commission for Independent Education

The Commission For Independent Education announces public meetings to which all persons are invited.

DATES AND TIMES: November 29, 2016, 11:00 a.m., Degree Granting Institutions; November 30, 2016, 9:00 a.m., Non-Degree Granting Institutions

PLACE: Mission Inn Resort and Club, 10400 County Road 48, Howey In The Hills, Florida 34737

GENERAL SUBJECT MATTER TO BE CONSIDERED:

November 29, 2016, 11:00 a.m. and November 30, 2016, 9:00 a.m. the Commission for Independent Education will consider:

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. If you are hearing or speech impaired, please contact the

agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

DEPARTMENT OF TRANSPORTATION

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

DATES AND TIMES: November 30, 2016, 1:00 p.m.; December 1, 2016, 8:30 a.m.

PLACE: Port of Tampa, Cruise Terminal 2, 1101 Channelside Drive, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Transportation Plan Implementation and Strategic Intermodal System Policy Implementation.

A copy of the agenda may be obtained by contacting Paula San Gregorio, (850)414-4811.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting Paula San Gregorio, (850)414-4811. 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 Paula San Gregorio, (850)414-4811.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a public meeting in the following docket to which all persons are invited.

DATE AND TIME: Thursday, December 8, 2016, 6:00 p.m.

PLACE: Historic City Hall, 225 East Main Street, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 160143-WU – Application for staff-assisted rate case in Hardee County by Charlie Creek Utilities, LLC.

The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. For questions, contact Marissa Friedrich of the Commission staff at (850)413-6473.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

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

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

DATE AND TIMES: Monday, December 5, 2016, 10:30 a.m. and 1:00 p.m. to 5:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting; any generally Consistent Comprehensive Plan Amendment Review received prior to the meeting; any generally Inconsistent Comprehensive Plan Amendment Review received prior to the meeting; meeting on monthly Council business.

Afternoon meeting conversation with EPA Region 4 Regional Administrator Heather McTeer Toney on environmental issues such as sea level rise/ climate resiliency, brownfields, water and sewer infrastructure etc.

A copy of the agenda may be obtained by contacting South Florida Regional Planning Council.

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 1 day before the workshop/meeting by contacting South Florida Regional Planning Council. 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 South Florida Regional Planning Council at (954)985-4416 or sfadmin@sfrpc.com.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District
 The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 1, 2016; 9:00 a.m.
 PLACE: SWFWMD Tampa Office, 7601 US Highway 301 N. Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Joint Agricultural and Green Industry Advisory Committee meeting: To discuss committee business. Governing Board Members may attend. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Bureau Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: Dennis.cockrell@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4400 (Ad Order EXE0521).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: Tuesday, November 29, 2016, 2:00 p.m.
 PLACE: Apalachicola National Estuarine Research Reserve's Nature Center, 108 Island Drive, Eastpoint, FL 32328

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The purpose is for the members of the Reserve Advisory

Council to review reserve strategies and discuss planned management actions.

A copy of the agenda may be obtained by contacting Reserve Manager Jennifer Harper, Jennifer.Harper@dep.state.fl.us, (850)670-7716.

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 Reserve Manager Jennifer Harper, Jennifer.Harper@dep.state.fl.us, (850)670-7716. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: Wednesday, December 14, 2016, 6:00 p.m.

PLACE: Guana Tolomato Matanzas National Estuarine Research Reserve (GTMNERR) Environmental Education Center, 505 Guana River Road, Ponte Vedra Beach, Florida 32082

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The Management Advisory Group for GTMNERR will hold a meeting to provide advisory input for the management of GTMNERR.

A copy of the agenda may be obtained by contacting Kaitlyn Dietz, Kaitlyn.Dietz@dep.state.fl.us, (904)823-4500.

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 Kaitlyn Dietz, (904)823-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

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

DATE AND TIME: January 12, 2017, 12:00 Noon
 PLACE: Orange County Health Department, 6101 Lake Ellenor Drive, Orlando, FL 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The Biomedical Research Advisory Council will hold a meeting to determine awards for the Zika Research Grant Initiative. This meeting is open to the public. Members of the public may attend the meeting at the address listed above, or

utilize call-in number 1(888)670-3525, participant code 9525803807 followed by the #key.

A copy of the agenda may be obtained by contacting Teresa Mathew at Teresa.Mathew@flhealth.gov.

DEPARTMENT OF HEALTH

The Florida Department of Health Biomedical Research Section announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 13, 2017, 8:30 a.m. – 3:00 p.m.

PLACE: Conference call-in number 1(888)-670-3525, participant code 9525803807 followed by the #key

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Biomedical Research Advisory Council will meet to make funding determinations for the Bankhead-Coley Cancer Research Program and the James and Esther King Biomedical Research Program.

A copy of the agenda may be obtained by contacting Teresa Mathew at Teresa.Mathew@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Miami-Dade Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 9, 2016; 10:00 a.m. – 12:00 Noon

PLACE: Miami-Dade College, Wolfson Campus, 500 NE 2nd Avenue, Bldg. 3, Room 3208-09, Miami, FL 33132

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

A copy of the agenda may be obtained by contacting: Lourdes Dysna-Leconte at (786)257-5173 or Taddese Fessehaye at (407)317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lourdes Dysna-Leconte at (786)257-5173 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lourdes Dysna-Leconte at (786)257-5173 or Taddese Fessehaye at (407)317-7335.

OTHER AGENCIES AND ORGANIZATIONS

Concrete Masonry Education Council

The Florida Concrete Masonry Education Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 16, 2016, 9:30 a.m.

PLACE: 6353 Lee Vista Blvd. Orlando FL 32822

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General discussion.

A copy of the agenda may be obtained by contacting mweber@fmsworks.com or www.floridamasonrycouncil.org.

OTHER AGENCIES AND ORGANIZATIONS

American Consulting Professionals - Deborah Turner

The Florida Department of Transportation, District Seven announces hearings to which all persons are invited.

DATES AND TIMES:

Session 1, Thursday, December 1, 2016: Open House 5:30 p.m. – 7:30 p.m.; Formal Presentation 6:30 p.m., followed by a public comment period

Session 2, Tuesday, December 6, 2016: Open House 6:00 p.m. – 8:00 p.m., Formal Presentation 7:00 p.m., followed by a public comment period

The same information will be shown at both sessions.

PLACES:

Session 1: HCC Trinkle Center, 1206 N. Park Road, Plant City, Florida 33563

Session 2: Sheraton Tampa East Hotel, 10221 Princess Palm Avenue, Tampa, Florida 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED:
You are invited to attend and participate in the Florida Department of Transportation (FDOT), District Seven public hearing for a Project Development and Environment (PD&E) Study Re-evaluation for proposed improvements to US 92 (SR 600) in Hillsborough County, Florida. This public hearing is being held to allow interested persons an opportunity to provide comments concerning the location, conceptual design, and social, economic, and environmental effects of widening US 92 (SR 600) from east of I-4 to east of County Line Road, a distance of approximately 18 miles.

Department representatives will be available during an informal open house portion of the public hearing to answer questions and discuss the project. Following the informal portion of the public hearing, FDOT representatives will begin the formal presentation, which will provide an opportunity for attendees to make oral public comments. After the formal portion of the hearing, the informal open house will resume. See specific times listed above for the two session options. Please note the time differences. Draft project documents and other project related materials will be displayed, and a PowerPoint presentation will run continuously during the open house at both sessions.

A court reporter will be available to receive comments in a one-on-one setting. Persons wishing to submit written statements or other exhibits, in place of or in addition to oral statements, may do so at the hearing or by mailing them to Kirk Bogen, Environmental Management Engineer, FDOT, District Seven, 11201 N. McKinley Drive MS 7-500, Tampa, FL 33612-6456, or electronically to the project website at <http://active.fdotd7studies.com/sr600/i4-to-county-line/> All exhibits or statements must be postmarked or emailed no later than Monday, December 19, 2016 to become part of the official public hearing record.

Draft project documents are available from November 8, 2016 to December 19, 2016 at the locations listed below and on the project website, <http://active.fdotd7studies.com/sr600/garden-lane-to-county-line/>.

- Bruton Memorial Library, 302 W. McLendon Street, Plant City, FL 33563; (Business Hours: Mon–Thurs 10:00 a.m. – 9:00 p.m.; Friday, 10:00 a.m. – 6:00 p.m.; Saturday 10:00 a.m. – 5:00 p.m.; Sunday 1:00 p.m. – 5:00 p.m.)
- Seffner-Mango Branch Library, 410 N. Kingsway Road, Seffner, FL 33584; (Business Hours: Mon 10 a.m. ff – 8 pm; Tues 12 pm – 8 pm; Wed-Sat 10 am – 6 pm; Sunday Closed)
- FDOT District Seven, 11201 N. McKinley Drive, Tampa, FL 33612; (Business Hours: Mon-Fri 8 am–5 pm)

Comuníquese con nosotros

Nos importa mucho la opinión del público sobre el proyecto. Si tiene preguntas o comentarios, o simplemente desea más información, por favor comuníquese con nosotros. Nuestra representante en español es:

Lilliam Escalera (lilliam.escalera@dot.state.fl.us) (813)975-6455

Departamento de Transporte de la Florida – Distrito 7

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

A copy of the agenda may be obtained by contacting: Lilliam Escalera, Project Manager, 11201 N. McKinley Drive, Tampa, FL 33612-6453, (813)975-6445, 1(800)226-7220. or lilliam.escalera@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Christopher Speese, Public Involvement Coordinator, 11201 N. McKinley Drive, Tampa, FL 33612-6453, (813)975-6405, 1(800)226-7220, or christopher.speese@dot.state.fl.us. Any persons who require translation services (free of charge) should also contact Christopher Speese seven (7) days before the hearing. 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: Lilliam Escalera, Project Manager, 11201 N. McKinley Drive, Tampa, FL 33612-6453, (813)975-6445, 1(800)226-7220, or lilliam.escalera@dot.state.fl.us.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF CORRECTIONS

RULE NOS.:RULE TITLE:

33-208.001 Personnel - General

33-208.002 Rules of Conduct

33-208.003 Range of Disciplinary Actions

33-208.004 Employment of Relatives

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received a petition for declaratory statement from inmate Rexford Tweed, DC# 116365. The petition seeks the agency's opinion as to the applicability of paragraph 33-208.001-.014(4)(a) and subsection 33-210.102(1), Florida Administrative Code, as well as sections 120.52(8), 120.536(1), 120.94(1)(a), 944.09, and 944.804, Florida Statutes, as they apply to the petitioner.

The petition seeks the agency's opinion as to paragraph 33-208.001-.014(4)(a) and subsection 33-210.102(1), Florida Administrative Code, as well as sections 120.52(8), 120.536(1), 120.94(1)(a), 944.09, and 944.804, Florida Statutes, as they apply to the petitioner. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting Valerie Robinson, 501 South Calhoun Street, Tallahassee, Florida 32399, valerie.robinson@fdc.myflorida.com, (850)717-3605.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-210.102 Legal Documents and Legal Mail

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received a petition for declaratory statement from Rexford Tweed, DC# 116365The petition seeks the agency's opinion as to the applicability of paragraph 33-208.001-.014(4)(a) and subsection 33-210.102(1), Florida Administrative Code, as well as sections 120.52(8), 120.536(1), 120.94(1)(a), 944.09, and 944.804, Florida Statutes as they apply to the petitioner.

The petition seeks the agency's opinion as to paragraph 33-208.001-.014(4)(a) and subsection 33-210.102(1), Florida Administrative Code, as well as sections 120.52(8),

120.536(1), 120.94(1)(a), 944.09, and 944.804, Florida Statutes, as they apply to the petitioner. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting Valerie Robinson, 501 South Calhoun Street, Tallahassee, Florida 32399, valerie.robinson@.fdc.myflorida.com, (850)717-3605.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Erik F. Whynot, Esq., Alan B. Garfinkel, Esq., and Dara L. Lahav, Esq., In Re: Dory Villas on Lake Miona Condominium Association, Inc., Docket No. 2016040522, on August 26, 2016. The following is a summary of the agency's declination of the petition:

The Division declined to issue a Declaratory Statement because it may not issue a statement on an issue that is not within the statutory enforcement authority of the Division; or state an agency policy with general application. The order was filed with the Agency Clerk on November 10, 2016.

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

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

The Original V-Twin City, Corp. for the establishment of Slingshot motorcycles

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the establishment of The Original V-Twin City, as a dealership for the sale of Indian motorcycles manufactured by Polaris Industries, Inc. (line-make INDI) at 1771 East Sunrise Boulevard, Fort Lauderdale, (Broward County), Florida, 33304, on or after December 19, 2016.

The name and address of the dealer operator(s) and principal investor(s) of The Original V-Twin City are dealer operator(s): Alex Christodoulou, 7901 Hispanola Avenue, #1909, North Bay Village, Florida 33141; principal investor(s): Alex Christodoulou, 7901 Hispanola Avenue, #1909, North Bay Village, Florida 33141, Paul A. Christodoulou, 9834 Northwest 19th Place, Coral Springs, Florida 33076.

The notice indicates intent to establish the new point location in a county of more than 300,000 population,

according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

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

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

The Original V-Twin City, Corp. for the establishment of Victory motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the establishment of The Original V-Twin City, as a dealership for the sale of motorcycles manufactured by Victory (line-make VICO) at 1771 East Sunrise Boulevard, Fort Lauderdale, (Broward County), Florida, 33304, on or after December 19, 2016.

The name and address of the dealer operator(s) and principal investor(s) of The Original V-Twin City are dealer operator(s): Alex Christodoulou, 7901 Hispanola Avenue, #1909, North Bay Village, Florida 33141; principal investor(s): Alex Christodoulou, 7901 Hispanola Avenue, #1909, North Bay Village, Florida 33141, Paul A. Christodoulou, 9834 Northwest 19th Place, Coral Springs, Florida 33076.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

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

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Dorsch, Inc. for the establishment of Royal Enfield motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Royal Enfield North America Limited Corp., intends to allow the establishment of Dorsch, Inc., d/b/a Fun Bike Center as a dealership for the sale of motorcycles manufactured by Royal Enfield (line-make ROEN) at 1845 East Memorial Boulevard, Lakeland, (Polk County), Florida 33801, on or after December 19, 2016.

The name and address of the dealer operator(s) and principal investor(s) of Dorsch, Inc. are dealer operator(s): Elliott Dorsch, 1845 East Memorial Boulevard, Lakeland, Florida 33801; principal investor(s): Elliott Dorsch, 1845 East Memorial Boulevard, Lakeland, Florida 33801.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License

Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Rodney Copes, Royal Enfield North America Limited Corp., 226 North Water Street, Milwaukee, Wisconsin 53202.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

The Original V-Twin City, Corp. for the establishment of Indian motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the establishment of The Original V-Twin City, as a dealership for the sale of Indian motorcycles manufactured by Polaris Industries, Inc. (line-make INDI) at 1771 East Sunrise Boulevard, Fort Lauderdale, (Broward County), Florida, 33304, on or after December 19, 2016.

The name and address of the dealer operator(s) and principal investor(s) of The Original V-twin City are dealer operator(s): Alex Christodoulou, 7901 Hispanola Avenue, #1909, North Bay Village, Florida 33141; principal investor(s): Alex Christodoulou, 7901 Hispanola Avenue, #1909, North Bay Village, Florida 33141, Paul A. Christodoulou, 9834 Northwest 19th Place, Coral Springs, Florida 33076.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

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

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Notice of Funding Decisions for State Agencies and Water Management Districts grant applications

RULE NO.: RULE TITLE:

62S-5.003: Review and Funding of Grants

The State of Florida Department of Environmental Protection, Florida Coastal Management Program (FCMP), announces the results of the evaluation of eligible State Agency and Water Management Districts grant applications. Nine eligible applications were received in response to the Request for Applications published in the Florida Administrative Register on July 22, 2016, Vol.42, No. 142, and were reviewed and evaluated using the process described in Rule 62S-5.003, F.A.C. The applications that have been selected for funding, according to rank in the following order, beginning with the highest score.

Rank	Project	Applicant	FCMP Funds Requested
1	Investigating Strategies, Benefits and Stakeholder Preference of "Living Shoreline" to Stabilize and Ecologically Enhance the Coastline around Daughtry Bayou-Cedar Key	Suwannee River Water Management District	\$41,187
2	Characterizing Spatio-temporal Trends in Seagrass Abundance in the Indian River Lagoon Using Satellite Imagery	Florida Fish and Wildlife Commission	\$40,000
3	Restoration of Florida Bay's	Florida Fish and Wildlife	\$32, 446

	Sponge Community; Evaluating How Current Restoration Techniques Affect Sponge Ecological Function	Commission	
4	Estuarine Restoration Teams in Florida: Expanding the Network for Effective Regional Spoil Island Planning	Department of Environmental Protection	\$22,530
5	Investigation of Summer Haven’s Morphodynamic Effects on Hydrodynamics, Water Quality, and Habitat in South Matanzas River Estuary	Department of Environmental Protection	\$49,987
6	Identification and Characterization of Stressed Mangroves in Tampa Bay	Florida Fish and Wildlife Commission	\$39,855

Funding of any application is subject to the amount of federal coastal zone management funds awarded to the FCMP for this task in the 2016/2017 grant award. The final decision whether or not to fund these projects is expected to be made by NOAA by December 2016.

Any person whose substantial interests are effected may request a hearing pursuant to Section 120.569, Florida Statutes, within 21 days of publication of this notice. Failure to request a hearing within the period shall constitute a waiver of the right to a hearing. Questions regarding the grant evaluation process should be directed to Ann Lazar at (850)245-2168 or by email to ann.lazar@dep.state.fl.us.

DEPARTMENT OF FINANCIAL SERVICES
 Division of Funeral, Cemetery, and Consumer Services
 NOTICE OF CONSIDERATION OF CEMETERY BYLAWS
 The State of Florida, Board of Funeral, Cemetery and Consumer Services, will address approval of the bylaws of the following cemetery(s) at the regular Board meeting to be held on December 1, 2016:

Heartwood Preserve Conservation Cemetery, LLC (New Port Richey)

A file pertaining to the above is available for public inspection and copying by any person at the Pepper Building, 111 W Madison Street, Suite 336, Tallahassee, Florida 32399. Comments may be submitted at the above address without requesting a hearing. Those persons whose substantial interests may be determined by these proceedings, including settlements, grants, and denials, are advised that they may request a hearing concerning the notice of intent to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. The petitions for hearing should comply with Rule 69K-6.003, Florida Administrative Code, and must be filed within twenty-one (21) days of publication of this notice. Petitions shall be filed with: Clerk, Division of Funeral, Cemetery and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361. In deference to the rights of substantially affected persons, a hearing on these matters will be held at the meeting of the Board of Funeral, Cemetery and Consumer Services to be held as outlined above. All written comments and requests to address the Board must be received by the Department at least fourteen (14) days prior to the meeting.

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.
