

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-26.021 Definitions

PURPOSE AND EFFECT: The purpose is to amend Rule 40D-26.021, F.A.C. to replace the Facilitating Agricultural Resource Management Systems (FARMS) Program Model Farms Economic Update, June 2009 publication with the Model Farms Economic Study – Final Report, March 2016.

SUBJECT AREA TO BE ADDRESSED: Facilitating Agricultural Resource Management Systems Program Model Update.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.0363(4), 373.705(3), 373.707(1), 373.707(8), FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Director, (352)796-7211, ext. 4703; 1(800)423-1476 (FL only), ext. 4703 or email to ADACoordinator@WaterMatters.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jessica Hall, SWFWMD, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481, ext. 2139; email Jessica.Hall@swfwmd.state.fl.us. J2016070-1

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-26.091 Publications Incorporated by Reference

PURPOSE AND EFFECT: The purpose is to amend Rule 40D-26.091, F.A.C. to replace the Facilitating Agricultural Resource Management Systems (FARMS) Program Model Farms Economic Update, June 2009 publication with the Model Farms Economic Study – Final Report, March 2016.

SUBJECT AREA TO BE ADDRESSED: Facilitating Agricultural Resource Management Systems Program Model Update.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.0363(4), 373.705(3), 373.707(1), 373.707(8), FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Director, (352)796-7211, ext. 4703; 1(800)423-1476 (FL only), ext. 4703 or email to ADACoordinator@WaterMatters.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jessica Hall, SWFWMD, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481, ext. 2139; email Jessica.Hall@swfwmd.state.fl.us. J2016070-2

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 MANAGEMENT SERVICES

Division of Purchasing

RULE NOS.:	RULE TITLES:
60A-1.030	MyFloridaMarketPlace Vendor Registration
60A-1.031	MyFloridaMarketPlace Transaction Fee
60A-1.032	MyFloridaMarketPlace Transaction Fee Exceptions
60A-1.033	MyFloridaMarketPlace Information Security and Electronic Attachments

PURPOSE AND EFFECT: To consolidate Rules 60A-1.030, F.A.C., and 60A-1.032, F.A.C., respectively into Rules 60A-1.033 and 60A-1.031, F.A.C., as similar rules on the same topic from the same chapter.

SUMMARY: Rules 60A-1.031 and Rule 60A-1.033, F.A.C., are amended and Rules 60A-1.030 and 60A-1.032, F.A.C., are proposed to be repealed.

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 economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 287.042(12), 287.057(23), 287.057(23)(b) FS.

LAW IMPLEMENTED: 287.032, 287.042, 287.042(3), 287.042(4), 287.042(8), 287.057, 287.057(23)(b) FS.

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

DATE AND TIME: Thursday, January 26, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 5 days before the workshop/meeting by contacting: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Daniel May, Department of Management Services, 4050 Esplanade Way, Suite 360, Tallahassee, Florida 32399-0950, Phone: (850)487-3833, Email: Daniel.may@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

60A-1.030 MyFloridaMarketPlace Vendor Registration. Rulemaking Authority 287.042(12), 287.057(23) FS. Law Implemented 287.032, 287.042, 287.057 FS. History—New 7-1-03, Amended 5-16-04, Repealed.

60A-1.031 MyFloridaMarketPlace Transaction Fee and Exceptions.

(1) Each agency shall include language substantially similar to the following in the terms and conditions of all agency purchasing transactions involving commodities and contractual services as defined in Section 287.012, F.S. (including formal solicitations, contracts, and purchase orders), unless the transaction is exempt from the Transaction Fee pursuant to Rule 60A-1.032, F.A.C.:

MyFloridaMarketPlace Transaction Fee

The State of Florida, through the Department of Management Services, statewide eProcurement system. Pursuant to Section 287.057(22) ~~287.057(23)~~ assessed a Transaction Fee of one percent (1.0%), which the vendor shall pay

For payments within the State accounting system (FLAIR or its successor), where possible, be automatically deducted from payments to the vendor. If automatic deduction is not possible, the vendor shall pay the Transaction Fee pursuant to subsection 60A-1.031(2), F.A.C. For all other corresponding payments, vendor certifies their correctness. All such reports shall be submitted to the State or its designee.

The vendor shall receive a credit for any Transaction Fee paid by the vendor if such item(s) are returned to the vendor through no fault, act, or omission of the vendor. If, in the event of a return, a Transaction Fee is non-refundable when an item is rejected or returned due to the vendor's failure to perform or comply with specifications or requirements of the agreement.

Failure to comply with these requirements shall constitute grounds for recovering procurement costs from the vendor in addition to all outstanding obligations. **PAYING TRANSACTION FEES SHALL BE EXCLUDED FROM CONDITIONS OF THE STATE.**

(2) On a monthly calendar basis, each vendor registered in MyFloridaMarketPlace shall report its business activity relating to State agreements using Form PUR 3776 (08/04), which is hereby incorporated by reference.

(a) The vendor shall report (i) the total amount of payments received against State agreements during the

reporting period (excluding Purchasing Card transactions occurring after June 30, 2004), (ii) the portion of that total that is exempt from the Transaction Fee pursuant to this rule 60A-1.032, F.A.C., (iii) the amount of Transaction Fees that have been automatically deducted by the system, and (iv) the amount of Transaction Fees that have been billed by the system but not automatically deducted.

(b) through (d) No change.

(c) No change.

(3) The following transactions are exempt from the Transaction Fee that would otherwise apply under this rule. Exemption from paying the Transaction Fee does not in itself exempt the vendor or an agency from the registration requirements of Rule 60A-1.033, F.A.C.

(a) Procurements under Section 337.11, F.S.; provided, however, that the procuring agency may elect to conduct such procurements via MyFloridaMarketPlace and impose the Transaction Fee, in which case the agency shall ensure that such terms are conspicuously included in the solicitation documents.

(b) Procurements under Section 287.055, F.S.

(c) Procurements under Chapter 255, F.S.; provided, however, that the procuring agency may elect to conduct such procurements via MyFloridaMarketPlace and impose the Transaction Fee, in which case the agency shall ensure that such terms are conspicuously included in the solicitation documents.

(d) Transactions with an entity designated as non-profit under the Internal Revenue Code or by the Florida Secretary of State, unless such entity is awarded a contract following a competitive solicitation involving for-profit entities and the contract, if awarded to a for-profit entity, would be subject to the transaction fee.

(e) Transactions with another governmental agency, as defined in Section 163.3164, F.S., with a private university in Florida, with an agency of another state, or with another sovereign nation, unless such entity is awarded a contract following a competitive solicitation involving private entities and the contract, if awarded to a private entity, would be subject to the transaction fee.

(f) Transactions in which law or government regulation requires that the commodity or service be provided by a sole provider (e.g., regulated utilities, legislatively mandated transactions, etc.) and transactions in which the price paid and the payee are established by federal or private grant.

(g) Payments to unregistered vendors under subsection 60A-1.033(3), F.A.C.

(h) Payments to a vendor in exchange for providing health care services at or below Medicaid rates, even if the vendor is otherwise registered in MyFloridaMarketPlace.

(i) Disbursements of State financial assistance to a recipient as defined in the Florida Single Audit Act, Section 215.97, F.S.; disbursements of federal awards to sub-recipients as defined in Circular A-133 of the U.S. Office of Management and Budget; payments of State dollars to satisfy federal Maintenance of Efforts requirements; and payments of State dollars for matching federal awards.

(4) With the Department's prior written approval an agency may exempt a particular transaction from the Transaction Fee. As a necessary condition to obtaining this approval, the requesting agency shall provide to the Department its agency head's (or designee's) written (or electronic) determination, with all supporting facts and circumstances, that:

(a) The transaction is critical to the agency's mission or necessary for the public health, safety, or welfare; and

(b) Imposition of the fee would prevent the consummation of the transaction.

The requesting agency shall direct the request and supporting documentation to the Director of State Purchasing, who shall respond to the agency within fourteen days, either granting approval, denying approval, or requesting additional information. Requests outstanding for more than fourteen days shall be deemed approved. Once the Department has approved a transaction under this subsection, the agency need not seek approval of subsequent directly related transactions (e.g., individual payments under a multi-year contract or under a blanket purchase order).

(5) An agency may exempt a particular transaction from the Transaction Fee if:

(a) The governor suspends purchasing regulations due to an emergency; or

(b) The agency head declares an emergency under Section 287.057(3)(a), F.S., or other statutory basis.

In case of an agency-declared emergency under Section 287.057(3)(a), F.S., the agency shall identify every transaction that it has exempted from the Transaction Fee in the documentation it submits to the Department.

Rulemaking Authority 287.042(12), 287.057(23) FS. Law Implemented 287.032, 287.042, 287.057 FS. History—New 7-1-03, Amended 2-11-04, 11-7-04, _____.

60A-1.032 MyFloridaMarketPlace Transaction Fee Exceptions.

Rulemaking Authority 287.042(12), 287.057(23) FS. Law Implemented 287.032, 287.042, 287.057 FS. History—New 7-1-03, Repealed _____.

60A-1.033 MyFloridaMarketPlace Vendor Requirements Information Security and Electronic Attachments.

(1) Each vendor desiring to sell commodities or contractual services as defined in Section 287.012, F.S., to the

State through the on-line procurement system is prequalified to do so and shall register in the MyFloridaMarketPlace system, unless exempted under subsection 60A-1.033(3), F.A.C. Information about the registration process is available, and registration may be completed, at the MyFloridaMarketPlace website (link under Business on the State portal at www.myflorida.com). Interested persons lacking Internet access may request assistance from the MyFloridaMarketPlace Customer Service at 1(866) FLA-EPRO (1(866) 352-3776) or from State Purchasing, 4050 Esplanade Drive, Suite 300, Tallahassee, Florida 32399.

(2) An agency shall not enter into an agreement for the sale of commodities or contractual services as defined in Section 287.012, F.S., with any vendor not registered in the MyFloridaMarketPlace system, unless exempted under this rule; provided, however, that an agency may do so if the agency purchasing director (or designee) determines in writing (or electronically) that it is necessary to do so to prevent significant interference with the agency's mission, in which case the following provisions apply:

(a) Before the agency legally binds itself to the transaction, the agency shall advise the unregistered vendor of this rule;

(b) In entering into the transaction, the vendor agrees that it is subject to the terms of use of the MyFloridaMarketPlace system and to the related rules; and

(c) The vendor shall be registered in the system within twenty days after providing the commodities or services at issue, and the goods or services shall not be deemed finally approved until the registration process is completed.

(3) Notwithstanding subsections (1) and (2), an agency may enter into an agreement for the sale of commodities or contractual services as defined in Section 287.012, F.S., with an unregistered vendor when one or more of the following conditions is satisfied:

(a) The transaction can be consummated only through use of the State purchasing card (e.g., when a state employee is away from the office and needs to make a field purchase);

(b) The transaction, though capable of being consummated through the system, involves commodities or contractual services concerning which the Department has delegated to agencies written permission to purchase through use of the State purchasing card (e.g., travel arrangements);

(c) Information about the vendor is exempt from disclosure under the Public Records Law, Chapter 119, F.S.;

(d) The transaction is with a person or entity providing one of the following:

1. Health care services at or below Medicaid rates;

2. Commodities or services compensated for by payments from the Agency for Health Care Administration fiscal agent;

3. Children's medical services under Chapter 391, F.S.;

4. Services under the Brain and Spinal Cord Injury Program;

5. Commodities or services specific to the Department of Health, Division of Disability Determination;

6. Commodities or services specific to the Child Care Food Program;

7. Commodities or services specific to the Developmental Disabilities Program;

8. Commodities or services specific to purchase-client services under the Vocational Rehabilitation or Blind Services programs;

9. Commodities or services related to investigations or prosecutions in professional license disciplinary matters;

10. Any commodity which is necessary for a public project and which is acquired by a governmental entity possessing the power of eminent domain in connection with a public project; or

11. Any commodity or service with respect to which the provider is deemed not to be a vendor, but rather a recipient of a disbursement of state financial assistance as defined in Section 215.97, F.S., or a sub-recipient of a disbursement of a federal award as defined in Circular A-133 of the U.S. Office of Management and Budget.

(4) An agency entering into an agreement with an unregistered vendor for the sale of commodities or contractual services as defined in Section 287.012, F.S., is solely responsible for establishing with the Department of Financial Services a means for ensuring that the agency can pay the vendor through the State accounting system (FLAIR or its successor).

(5) Notwithstanding any contrary terms of use agreed to during the vendor registration process, a governmental body registering as a vendor shall not be deemed thereby to have waived any immunity accruing under the law.

(6)(4) To process invoices for payment, the Department of Financial Services ("DFS") requires agencies to submit request for payment information and supporting documentation to substantiate the payment. Request for payment information shall be entered by agencies into the corresponding comment field as specified in MyFloridaMarketPlace. Supporting documentation for payment requests in MyFloridaMarketPlace may be sent by the agency to DFS as electronically rendered (i.e., scanned) copies of the original documents.

(2) through (5) renumbered (7) through (10) No change. Rulemaking Authority 287.042(12), 287.057(23)(b) FS. Law Implemented 287.042(3), (4), (8), 287.057(23)(b) FS. History—New 10-15-06, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Daniel May, Governance and Training, Department of Management Services
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/29/16
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 1/3/16

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE NOS.: RULE TITLES:
60A-1.045 Single Source Purchases
60A-1.046 Emergency Purchases
60A-1.047 Alternate Contract Sources of Commodities and Services

PURPOSE AND EFFECT: To consolidate rule 60A-1.046, F.A.C., Emergency Purchases, and rule 60A-1.047, F.A.C., Alternate Contract Sources of Commodities and Services into proposed rule 60A-1.045, F.A.C., Alternative Purchasing Methods, which are similar rules on the same topic.

SUMMARY: Rule 60A-1.045, F.A.C., is proposed to be amended and Rules 60A-1.046, and 60A-1.047, F.A.C. are proposed to be repealed.

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 economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 287.032(2), 287.042(12) FS.
LAW IMPLEMENTED: 287.017, 287.042(9), 287.042(16), 287.057(3), 287.057(3)(b), 287.057(13) FS.

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

DATE AND TIME: Wednesday, January 25, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Daniel May, Department of Management Services, 4050 Esplanade Way, Suite 360, Tallahassee, Florida 32399-0950, Phone: (850)487-3833, Email: Daniel.may@dms.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

60A-1.045 Alternative Purchasing Methods ~~Single Source Purchases~~.

(1) through (2) No change.

(3) For emergency purchases of commodities or contractual services, agencies must complete and furnish to the Department, Form PUR 7800 "Notice of Emergency Purchase," effective January 2017, which is hereby incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-> or on the Department's website at http://www.dms.myflorida.com/business_operations/state_purchasing/documents_forms_references_resources/purchasing_forms.

(4) Emergency purchases need not be posted electronically or by any other means.

(5) An agency must request approval from the Department to purchase commodities or contractual services from contracts competitively established by another agency, or let by the federal government, another state or a political subdivision, by submitting Form PUR 7102, "Agency Request for Approval of Alternate Contract Source (ACS)," effective January 2017, which is hereby incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-> or http://www.dms.myflorida.com/business_operations/state_purchasing/documents_forms_references_resources/purchasing_forms. The ACS contract must contain specific language authorizing third parties to make purchases from the contract with the vendor's consent.

(6) In addition, a list of current ACS contracts for use by all agencies is available at <http://dms.myflorida.com>.

Rulemaking Authority 287.032(2), 287.042(12) FS. Law Implemented 287.017, 287.057(3), (13) FS. History–New 2-6-68, Revised 5-20-71, Amended 8-6-81, 2-28-85, 12-17-85, Formerly 13A-1.10, Amended 11-3-88, 1-18-90, 4-10-91, Formerly 13A-1.010, Amended 1-9-95, 1-1-96, 9-23-96, 7-6-98, 1-2-00, 7-26-04, Formerly 60A-1.010, Amended 4-14-16, Repealed.

60A-1.046 Emergency Purchases-

Rulemaking Authority 287.032(2), 287.042(12) FS. Law Implemented 287.042(9), 287.057(3) FS. History–New 2-6-68, Revised 5-20-71, Amended 7-31-75, 10-1-78, 8-6-81, 11-12-84, 12-17-85, Formerly 13A-1.09, Amended 11-3-88, 1-18-90, 4-10-91, Formerly 13A-1.009, Amended 1-9-95, 7-6-98, 1-2-00, 7-26-04, Formerly 60A-1.009, Amended 4-14-16, Repealed.

60A-1.047 Alternate Contract Sources of Commodities and Services.

Rulemaking Authority 287.032(2), 287.042(12) FS. Law Implemented 287.042(16), 287.057(3)(b) FS. History–New 7-11-04, Amended 7-20-16, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Daniel May, Governance and Training, Department of Management Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/29/2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 1/3/17

DEPARTMENT OF MANAGEMENT SERVICES

Technology Program

RULE NOS.:	RULE TITLES:
60FF-2.001	Order Process
60FF-2.002	Customer Responsibilities in Order Process
60FF-2.003	Communications Service Provider Responsibilities in Order Process
60FF-2.004	The Department’s Responsibilities in Order Process
60FF-2.005	SUNCOM Charges to Customers
60FF-2.006	SUNCOM Provider Billing to Department
60FF-2.007	SUNCOM Provider Billing Directly to Customers

PURPOSE AND EFFECT: To consolidate the text of Rules 60FF-2.001, 60FF-2.003, 60FF-2.004, 60FF-2.005, 60FF-2.006 and 60FF-2.007, F.A.C., into Rule 60FF-2.001 and 60FF-2.005, F.A.C., as similar rules on the same topic from the same chapter.

SUMMARY: Rules 60FF-2.001 and 60FF-2.005, F.A.C., are proposed to be amended and Rules 60FF-2.002, 60FF-2.003,

60FF-2.004, 60FF-2.006 and 60FF-2.007, F.A.C., are proposed to be repealed.

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 economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 282.702(2), 282.702(9) FS.
LAW IMPLEMENTED: 282.702(2), 282.702(8), 282.702(12), 282.703, 282.704, 282.705, 282.706, 282.707 FS.

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

DATE AND TIME: Thursday, January 26, 2017, 2:00 p.m. until completed but no later than 5:00 p.m..

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Denise Adkins, Department of Management Services, 4030 Esplanade Way, Suite 115H, Tallahassee, Florida 32399-0950, Phone: (850)921-1647, Email: denise.adkins@dms.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

60FF-2.001-Order Process

(1) The Communications Service Authorization Process shall be as follows:

(1) through (6) re-designated (a) through (f) No change.

(2) The Customer's responsibilities in the order process shall be as follows:

(a) Register to Become a Customer – Eligible Users which are not SUNCOM Customers or Required Users must submit a request, provide the associated information and agree to the terms and conditions as described in Rule 60FF-1.003, F.A.C.

(b) Appoint and Maintain Authorizing Officials – The Customer shall appoint Authorizing Official(s) on behalf of the Customer and all of its subordinate entities (for which the Customer makes organizational and/or accounting distinctions). Multiple roles within the CSAB system(s) may be held by single or several individuals, as long as all of the roles available to Customers in the CSAB system(s), including the authority to appoint other Authorizing Officials, are performed by appointees of the Customer.

1. Each Customer shall have the sole responsibility to ensure that only its duly designated Authorizing Officials exercise the commensurate Customer authorities in the CSAB System(s) on the Customer's behalf.

2. All Authorizing Officials are obliged to achieve and maintain understanding of their role(s) and associated authorities and functionality of the CSAB System(s) and SUNCOM processes to satisfy Customer requests and to invoice for services.

(c) Establish and Maintain Customer Accounts – Each Customer shall establish and maintain accurate and current data within the CSAB System(s) regarding the Customer's profile, accounting information and Authorizing Officials.

(d) Place Orders – Absent a declaration to the contrary from the Department, the CSAB System(s) shall be the sole means for Customers to request or modify SUNCOM Services. In order to be considered a valid CSA, irrespective of the means of establishing it, a CSA must have a corresponding entry with a unique identification number in the Department electronic repository of CSA data and can only be established with consent from the Authorizing Official. CSAs are initiated through the following:

1. Direct entry of the associated data into the SUNCOM CSAB System(s) by the Authorizing Official.

2. Agreements between the Department staff and the Customer to establish CSAs on behalf of the Customer.

3. Electronic insertion of CSA data into the Department's electronic repository of CSA data with consent from the Customer and the Department.

(e) Monitor Statuses and Inventories – All Customers are responsible for monitoring events and accessible inventories in the CSAB System(s) related to the Customer account(s) and services.

(f) Audit Invoices – Each Customer shall be solely responsible for auditing invoices to the Customer against the CSA data and ensuring that billings reflect the correct inventory and correct service charges, in accordance with SUNCOM prices, for the invoicing period.

(g) Adapt to System Enhancements – The Customer is responsible for keeping abreast of enhancements to and announcements regarding the CSAB System(s) and changing Customer processes in accordance with the changes to the CSAB System(s).

(h) Acknowledge the Primacy of CSAB Data – Because the CSAB System(s) is the foundation of the SUNCOM inventory of services consumed by SUNCOM Customers (when written agreements with SUNCOM Providers or Customers do not specifically exclude the CSA process) and the basis for invoicing to Customers for services, Customers must make good faith efforts to ensure that the data contained in the system(s) is accurate and presuppose its validity.

(3) The Communications Service Provider's and SUNCOM Service Provider's responsibilities in the order process shall be as follows:

(a) Accept the CSAB System(s) as the Means for Processing Service Requests – In all instances where agreements between the Department and SUNCOM Providers do not specifically exclude the CSA process, SUNCOM Providers shall accept CSA data from the CSAB Systems(s) as the basis for processing requests from the Department and SUNCOM Customers, and shall recognize the CSA data as the State's acknowledgement of its payment obligations.

1. Any services originating from a CSA order shall be satisfied with a SUNCOM service if a corresponding SUNCOM service exists irrespective of any of the choices made by the Authorizing Official.

2. SUNCOM Providers shall not accommodate or satisfy requests for SUNCOM Services from entities that are not Eligible Users.

3. Communications Service Providers shall not accommodate or satisfy requests from Required Users for Network Equipment, Network Services or Network Software outside the CSA or Exemption Request processes unless an exception is explicitly granted by the Department or specified through an agreement between the Department and the Provider.

4. SUNCOM Providers shall not accommodate or satisfy requests for SUNCOM Services from Eligible Users outside the CSA process unless an exception is explicitly granted by the Department or specified through an agreement between the Department and the Provider.

If a SUNCOM Provider has been granted an exception to allow selling SUNCOM Services outside of the CSA process, the SUNCOM Provider will supply substantiating detail of

said sales using the same standards as outlined in paragraph 60FF-2.005(3)(b)2., F.A.C.

5. SUNCOM Providers shall not usurp processes or service request procedures intrinsic to the CSAB System(s) unless specifically authorized by the Department in writing.

a. The Department shall grant exceptions to the CSA and billing processes through contractual terms when the nature of the service or the limitation of SUNCOM's current ability to accommodate the service through these processes require such exceptions in order to make the service available. However, the Department and the SUNCOM Provider shall commit to efforts to eliminate these exceptional conditions.

b. The Department shall grant other exceptions to the CSA process only when the need for a service constitutes an emergency as determined by a Department employee.

(b) Update the CSAB System(s) Accurately and Expeditiously – SUNCOM Providers shall use the CSAB System(s) or exchange data with the CSAB System(s) in accordance with the Department data exchange standards, to expeditiously and accurately update status information regarding the SUNCOM Provider's efforts to satisfy a request.

(c) Acknowledge the Primacy of CSA Data – Because the CSAB System(s) is the foundation of the SUNCOM inventory of services obtained from SUNCOM Providers and services consumed by SUNCOM Customers (when agreements with SUNCOM Providers do not specifically exclude the CSA process) and the basis for invoicing SUNCOM Customers, SUNCOM Providers must make good faith efforts to ensure that the data contained in the system is accurate and presuppose its validity.

Absent clear evidence to the contrary, disputes regarding whether or not a compensable service has been rendered shall be determined by the existence of data in the CSAB System(s). This data shall verify that a CSA request had been issued and a compensable service had been rendered for the period corresponding to a SUNCOM Provider's claim in order for the SUNCOM Provider to receive the associated payment.

(d) Fostering and Adapting to Enhancements to the CSAB System(s) – SUNCOM Providers are responsible for assisting the Department in efforts to enhance the system and changing SUNCOM Providers' processes to facilitate enhancements.

(4) The Department's responsibilities in the Order Process shall be as follows:

(a) Maintain the CSAB System(s) – The Department shall ensure the availability of the system to Customers and SUNCOM Providers in a manner consistent with the standard business needs of the Customer and SUNCOM Providers.

(b) Enhance the CSAB System(s) – The Department shall engage in continuous efforts, in partnerships with Customers and SUNCOM Providers, to enhance the CSAB System(s) to improve usability and enhance functionality.

(c) Inform the Customer – The Department shall expeditiously and thoroughly inform users of the CSAB System(s) of impending changes to functionality and interfaces for the purpose of enabling users to adjust their business processes accordingly and retain effectiveness when using the system(s).

(d) Train the Customer – The Department shall provide training to users of the CSAB System(s) pertaining to its functionality and the business processes intrinsic to the system(s) and the CSA and billing processes.

(e) Modify and Approve Customer Requests – In instances where the business process requires it, the Department shall expeditiously review CSA requests from Customers, modify them where appropriate, satisfy them or process them for satisfaction by another party or reject the CSA after communicating with the Authorizing Official regarding the reason.

(f) Acknowledge the Primacy of CSA Data – Because the CSAB System(s) is the foundation of the SUNCOM inventory of services obtained from SUNCOM Providers and services consumed by SUNCOM Customers (when agreements with SUNCOM Providers do not specifically exclude the CSA process) and the basis for invoicing provided to Customers for services, the Department must make good faith efforts to ensure that the data contained in the system is accurate and presuppose its validity.

Rulemaking Specific Authority 282.702(2), 282.702(9)282.102(9) FS. Law Implemented 282.702(2)282.102(2), (8), (12), 282.703282.103, 282.704282.104, 282.705282.105, 282.706282.106, 282.707282.107 FS. History–New 6-25-08, Amended

60FF-2.002 Customer Responsibilities in Order Process.
Rulemaking Specific Authority 282.102(9) FS. Law Implemented 282.102(2), (8), (12), 282.103, 282.104, 282.105, 282.106, 282.107 FS. History–New 6-25-08, Repealed

60FF-2.003 Communications Service Provider Responsibilities in Order Process-
Rulemaking Specific Authority 282.102(9) FS. Law Implemented 282.102(2), (8), (12), 282.103, 282.104, 282.105, 282.106, 282.107 FS. History–New 6-25-08, Repealed

60FF-2.004 The Department's Responsibilities in Order Process.
Rulemaking Specific Authority 282.102(9) FS. Law Implemented 282.102(2), (8), (12), 282.103, 282.104, 282.105, 282.106, 282.107 FS. History–New 6-25-08, Repealed

60FF-2.005 SUNCOM Charges and Billing, to Customers.

(1) SUNCOM Charges to Customers.

(a) ~~(1)~~ No change

~~(b)(2)~~ Payment Processes –

(a) through (d) re-designated (1) through (4) No change.

~~(c)(3)~~ The entire amount of the bill is due within 30 days from the date the invoice was printed.

~~1.(a)~~ Non-payment of the bill within 31 days from the date the invoice was printed shall result in a notice of nonpayment describing potential consequences of failure to make a timely payment in accordance with the provisions in subsection ~~60FF-2.005(1)(d), F.A.C. 60FF-2.005(4), F.A.C.,~~ and criteria in subsection ~~60FF-2.005(1)(e), F.A.C. 60FF-2.005(5), F.A.C.~~

~~2.(b)~~ Non-payment of the bill within 60 days from the date the invoice was printed shall result in a second notice of nonpayment warning the Customer of the potential consequences of failure to make a timely payment in accordance with the provisions in subsection ~~60FF-2.005(1)(d), F.A.C. 60FF-2.005(4), F.A.C.,~~ and criteria in subsection ~~60FF-2.005(1)(e), F.A.C. 60FF-2.005(5), F.A.C.~~

~~3.(c)~~ Non-payment of the bill within 90 days from the date the invoice was printed shall result in a third notice of nonpayment warning the Customer of the potential consequences of failure to make a timely payment in accordance with the provisions in subsection ~~60FF-2.005(1)(d), F.A.C. 60FF-2.005(4), F.A.C.,~~ and criteria in subsection ~~60FF-2.005(1)(e), F.A.C. 60FF-2.005(5), F.A.C.~~

~~4.(d)~~ Non-payment of the bill within 120 days from the date the invoice was printed shall result in a fourth notice of nonpayment warning the Customer of the potential consequences of failure to make a timely payment in accordance with the provisions in ~~60FF-2.005(1)(d), F.A.C. 60FF-2.005(4), F.A.C.,~~ and criteria in subsection ~~60FF-2.005(1)(e), F.A.C. 60FF-2.005(5), F.A.C.~~

~~(d)(4)~~ No change

(a) through (e) re-designated 1. through 5. No change.

~~(e)(5)~~ No change

~~1.(a)~~ No change

~~2.(b)~~ The existence of related legitimate and timely charge disputes from the Customer in accordance with subsection ~~60FF-2.005(1)(f), F.A.C. 60FF-2.005(6), F.A.C.;~~ and

(c) through (e) re-designated 3. through 6. No change.

~~(f)(6)~~ No change

(a) through (c) re-designated 1. through 3. No change.

(2) SUNCOM Provider Billing to the Department.

Barring the exceptions for contract terms described below, all of the following conditions apply to invoicing from SUNCOM Providers:

(a) SUNCOM Providers shall invoice the Department for all SUNCOM Services provided to SUNCOM and SUNCOM Customers.

(b) The Department shall invoice all SUNCOM Customers for all SUNCOM Services rendered.

(c) The Department shall pay SUNCOM Providers lump sums on behalf of all SUNCOM Customers for the entire amount of legitimate charges regardless of the payment status of SUNCOM Customers.

The Department shall solely determine when services shall be suspended to SUNCOM Customers for nonpayment in accordance with subsection 60FF-2.005(1)(c), F.A.C.

(d) The SUNCOM Provider must make good faith efforts to render charges to the Department and SUNCOM Customers accurately.

Based upon a commensurate commitment from each SUNCOM Provider and the Department’s judgment that the SUNCOM Provider has made a good faith effort to invoice accurately, the Department shall choose “other remedy of the error” rather than request “a corrected invoice” as described in Section 215.422(3)(b), F. S., to reconcile invoicing errors. These remedies shall include use of Generally Accepted Accounting principles to identify errors and process credits.

(e) The SUNCOM Provider shall supply an unchangeable hand bill showing the official charge to the Department.

Through written agreement with the Department, the hand bill may consist of unchangeable electronic data.

(f) The SUNCOM Provider shall electronically supply detail substantiating the invoice.

1. When totaled, the substantiating detail must match and validate the hand bill and provide a thorough source of auditing and reconciling the basis for charges from SUNCOM Providers.

2. The electronic files containing the substantiating detail must include sufficient data to enable the Department to render invoices to SUNCOM Customers for their proportionate usage of the SUNCOM Services. That data must include: CSA number, Customer name and account codes, item, and amount of item. All other billing elements must be included as defined by the contract between the Department and the SUNCOM Provider, such as billing date, interval billed, and service specific detail.

3. The substantiating detail must be provided by using an Electronic Data Interchange format established by the Department and by sending to the following electronic mail address: ftppool.dms.state.fl.us.

4. Any electronic billing substantiation or detail data supplied by SUNCOM Providers that is not authorized by the Department as the means of accepting electronic substantiating detail data shall be considered supplemental aids to auditing or querying invoicing data and shall not comprise official payment obligations or substantiating detail.

(g) The date the invoice is received by the Department or the date the service was rendered, whichever is later,

constitutes the billing date used as a basis for determining payment deadlines. Billing dates prior to the time when the associated service is rendered or billable service period is complete have no consequence on the Department's payment obligation.

(h) Conflicting or mutually exclusive methods of billing to and collections from SUNCOM Customers are prohibited.

(i) SUNCOM Providers may invoice after the normal billing cycle for charges that were not adequately invoiced during the normal billing cycle.

1. The portion of the subsequent invoice that SUNCOM shall pay and seek from SUNCOM Customers shall be determined by the terms of the contract for the service.

2. If terms addressing subsequent billing do not exist in the contract for the service, the Department and the Customer shall pay only the amounts owed for the current fiscal year.

(j) Overcharges from SUNCOM Providers, including charges for services that should have been terminated in accordance with a Communications Service Authorization (CSA) or services that were not provided during the billing period that was billed, shall be refunded to the Department.

1. The portion of the overcharge that the SUNCOM Provider shall refund shall be determined by the terms of the contract for the service.

2. If relevant terms addressing overcharges do not exist in the contract for the service, the SUNCOM Provider shall credit an amount for the entire period the service was billed while the service was not available or for the period that it was billed after it should have been suspended in accordance with a Communications Service Authorization (CSA), whichever is greater.

(3) SUNCOM Provider Billing Directly to Customers.

(a) The SUNCOM Provider must be granted authority through its written contract with the Department in order to invoice SUNCOM Customers directly for SUNCOM Services.

(b) When the SUNCOM Provider invoices SUNCOM Customers directly:

1. The SUNCOM Provider must make good faith efforts to render accurate charges to SUNCOM Customers.

2. The SUNCOM Provider shall electronically supply to the Department complete and accurate detail substantiating all of the charges to SUNCOM Customers.

a. When totaled, the substantiating detail must validate the invoices to Customers and provide a thorough source of auditing and reconciling the basis for charges from SUNCOM Providers by including sufficient data to enable the Department to determine proportionate usage of the SUNCOM Customers.

b. Absent contract provisions with the Department that establish formats and exchange methods for the electronic substantiating detail file, the file must be provided using an

Electronic Data Interchange format established by the Department and sent to the following electronic mail address: ftppool.dms.state.fl.us.

c. The Department is not obligated to provide the Customer copies of invoices or substantiation on behalf of the SUNCOM Provider. If the Department chooses to do so, it shall not be as a part of a normal practice, and any such data that the Department provides shall not constitute official obligations of the State.

(c) The Department has no obligation to assume payable commitments on behalf of SUNCOM or SUNCOM Customers in instances where a vendor or SUNCOM Provider submitted an invoice directly to a SUNCOM Customer. If the Department chooses to assume such commitments, it shall only pay the SUNCOM provider when the Customer makes an associated payment to the Department.

(d) SUNCOM Providers may invoice after the normal billing cycle for charges that were not adequately invoiced during the normal billing cycle.

1. The portion of the subsequent invoice that the Customer shall pay shall be determined by the terms of the contract for the service.

2. If terms addressing subsequent billing do not exist in the contract for the service, the Customer shall pay only the amounts owed for the current fiscal year.

(e) Overcharges from SUNCOM Providers, including charges for services that should have been suspended in accordance with a Communications Service Authorization (CSA) or services that were not provided during the billing period that was billed, shall be refunded to the Customer.

1. The portion of the overcharge that the SUNCOM Provider shall refund shall be determined by the terms of the contract for the service.

2. If relevant terms addressing overcharges do not exist in the contract for the service, the SUNCOM Provider shall credit an amount for the entire period the service was billed while the service was not available or for the period that it was billed after it should have been suspended in accordance with a Communications Service Authorization (CSA), whichever is greater.

Rulemaking Specific Authority ~~282.702(9), 282.702(2)282.102(9)~~ FS. Law Implemented ~~282.702(2)282.102(2), (8), (12), 282.703282.103, 282.704282.104, 282.705282.105, 282.706282.106, 282.707282.107~~ FS. History–New 6-25-08, Amended

60FF-2.006 SUNCOM Provider Billing to the Department.

Rulemaking Specific Authority 282.102(9) FS. Law Implemented 282.102(2), (8), (12), 282.103, 282.104, 282.105, 282.106, 282.107 FS. History–New 6-25-08, Repealed

60FF-2.007 SUNCOM Provider Billing Directly to Customers.

Rulemaking Specific Authority 282.102(9) FS. Law Implemented 282.102(2), (8), (12), 282.103, 282.104, 282.105, 282.106, 282.107 FS. History—New 6-25-08, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Heath Beach, Director, Division of Telecommunications
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/29/16
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 1/3/17

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: RULE TITLES:
 60S-7.002 Statements of Policy
 60S-7.050 Actuarial Factors for Calculating Benefits Provided by Options 1, 2, 3 and 4 in the Teachers' Retirement System on and After August 1, 1983
 60S-7.060 Actuarial Factors for Calculating Reduced Benefits Provided in the State and County Officers and Employees' Retirement System on and After August 1, 1983

PURPOSE AND EFFECT: To combine rules 60S-7.050 and 60S-7.060 into one rule regarding existing systems. To repeal rules 60S-7.002 and 60S-7.060 because these rules are no longer needed.

SUMMARY: Rules 60S-7.050 and 60S-7.060 are combined into one rule regarding existing systems. Rules 60S-7.002 and 60S-7.060 are repealed because these rules are no longer needed.

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 economic review conducted by the agency.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal

for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 121.031 FS.
 LAW IMPLEMENTED: 121.091(6), 122.08, 238.08, 321.20 FS.

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

DATE AND TIME: Thursday, January 26, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-7.002 Statements of Policy.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(6) FS. History—New 1-1-72, Repromulgated 12-31-74, Amended 5-11-83, Formerly 22B-7.02, Amended 11-14-91, Formerly 22B-7.002, Repealed.

60S-7.050 Actuarial Factors for Calculating Benefits Provided by Options 1, 2, 3 and 4 in Existing Retirement Systems ~~the Teachers' Retirement System on and After August 1, 1983.~~

(1) In the event that actuarial factors are required for certain ages for which there are no actuarial factors provided in this rule, the Administrator shall make available the appropriate factors.

(2) The actuarial factors used to determine the regular or disability benefits that are payable to a member who retires with an effective date of August 1, 1983, or later, and who elects to receive benefits as provided by Option 1, 2, 3 or 4 in Section 238.08, F.S., are incorporated by reference and may be obtained by contacting the Division of Retirement by mail or in person at 1317 Winewood Boulevard, Building 8, Tallahassee, Florida 32399-1560; or by e-mail at

retirement@dms.myflorida.com; or by telephone toll-free at (844)377-1888 or locally at (850)907-6500. For the purpose of selecting the appropriate actuarial factor, the age of the member and the joint annuitant shall be determined as described in subsection (4).

(3) The actuarial factors used to determine the regular or disability benefits that are payable to a member who retires with an effective date of August 1, 1983, or later, and who elects to receive a reduced regular or disability benefit as provided in Section 122.08, F.S., effective January 2017, available at <http://www.flrules.org/Gateway/reference.asp?No=Ref->, are incorporated by reference and may be obtained by contacting the Division of Retirement by mail at P. O. Box 9000, Tallahassee, or in person at 1317 Winewood Boulevard, Building 8, Tallahassee, Florida 32399-1560; or by email at retirement@dms.myflorida.com; or by telephone toll-free at (844)377-1888 or locally at (850)907-6500. For the purpose of selecting the appropriate actuarial factor, the age of the member and the joint annuitant shall be determined as described in subsection (4).

(4) If the effective date of retirement occurs fewer than 7 months after the birth month, the actuarial factor selected shall be the factor for the age as of the last birthday. If the effective date of retirement occurs 7 or more months after the birth month, the actuarial factor selected shall be the factor for the age as of the next birthday.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(6), 238.08, 122.08 FS. History–New 10-18-83, Formerly 22B-7.50, Amended 11-14-91, Formerly 22B-7.050, Amended 8-13-03, Repealed.

60S-7.060 Actuarial Factors for Calculating Reduced Benefits Provided in the State and County Officers and Employees’ Retirement System on and After August 1, 1983.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(6), 122.08 FS. History–New 10-18-83, Formerly 22B-7.60, Amended 11-14-91, Formerly 22B-7.060, Amended 8-13-03, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Elizabeth Stevens, Director, Division of Retirement

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/30/16

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 1/3/17

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.:	RULE TITLES:
60S-7.0041	Actuarial Factors for Calculating Benefits Provided by Option 2 Prior to August 1, 1983
60S-7.009	Actuarial Factors for Calculating Benefits Provided by Options 2, 3, and 4 August 1, 1983 through December 31, 2015
60S-7.0091	Actuarial Factors for Calculating Benefits Provided by Options 2, 3, and 4 on and After January 1, 2016
60S-7.010	Actuarial Factors for Calculating Disability Benefits Provided by Options 2, 3 and 4 August 1, 1983 through December 31, 2015
60S-7.011	Actuarial Factors for Calculating Disability Benefits Provided by Options 2, 3 and 4 On or After January 1, 2016

PURPOSE AND EFFECT: To amend Rules 60S-7.0041 and 69S-7.010, F.A.C., to incorporate the content of Rules 60S-7.009, 60S-7.0091, and 60S-7.011, F.A.C., which are repealed.

SUMMARY: Rules 60S-7.0041 and 69S-7.010, F.A.C. are proposed to be amended and Rules 60S-7.009, 60S-7.0091, and 60S-7.011, F.A.C. are proposed to be repealed.

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 economic review conducted by the agency.

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

RULEMAKING AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 121.091(6) FS.

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

DATE AND TIME: Thursday, January 26, 2017, 2:00 p.m. until completed but no later than 5:00 p.m.

PLACE: 4050 Esplanade Way, Tallahassee, Florida, Room 101

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michael A. Greif, Department of Management Services, 4050 Esplanade Way, Tallahassee, FL 32399, (850)488-1280. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Garry Green, Bureau Chief, Department of Management Services, Division of Retirement, 2450 Shumard Oak Blvd., Bldg. 2, Tallahassee, FL, (850)414-6349

THE FULL TEXT OF THE PROPOSED RULE IS:

60S-7.0041 Actuarial Factors for Calculating Benefits Provided by Options 2, 3, and 4 ~~Prior to August 1, 1983.~~

(1) In the event that actuarial factors are required for certain ages for which there are no actuarial factors provided in this rule, the Administrator shall make available the appropriate factors.

(2) The actuarial factors used to determine the benefits which are payable to a member who retired with an effective date of July 1, 1983, or before and who elects to receive benefits provided by Option 2 in paragraph 60S-4.010(1)(b), F.A.C., are incorporated by reference and may be obtained by contacting the Division of Retirement, P. O. Box 9000, Tallahassee, Florida 32399-9000; or by e-mail at retirement@dms.myflorida.com; or by telephone toll-free at (844)377-1888 or locally at (850)907-6500. The appropriate factor is determined by the sex and age of the member at his date of retirement.

(3) The actuarial factors used to determine the benefits that are payable to a member who retires with an effective date of August 1, 1983 through December 1, 2015, and who elects to receive benefits as provided by Option 2 in paragraph 60S-4.010(1)(b), F.A.C., Option 3 in paragraph 60S-4.010(1)(c), F.A.C., or Option 4 in paragraph 60S-4.010(1)(d), F.A.C., effective January 2017, available at <http://www.flrules.org/Gateway/reference.asp?No=Ref->

are incorporated by reference and may be obtained by contacting the Division of Retirement by mail at P. O. Box 9000, Tallahassee, Florida 32399-9000; or in person at 1317 Winewood Boulevard, Building 8, Tallahassee, Florida 32399-1560; or by email at retirement@dms.myflorida.com; or by telephone toll-free at (844)377-1888 or locally at (850)907-6500. For the purpose of selecting the appropriate actuarial factor, the age of the member and the joint annuitant shall be determined as described in subsection (5).

(4) The actuarial factors used to determine the benefits that are payable to a member in a membership class other than the Special Risk Class who retires with an effective date of January 1, 2016, or later, and who elects to receive benefits as provided by Option 2 in paragraph 60S-4.010(1)(b), F.A.C., Option 3 in paragraph 60S-4.010(1)(c), F.A.C., or Option 4 in paragraph 60S-4.010(1)(d), F.A.C., effective January 2017, available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-> are incorporated by reference and may be obtained by contacting the Division of Retirement by mail at P. O. Box 9000, Tallahassee, Florida 32315-9000; or in person at 1317 Winewood Boulevard, Building 8, Tallahassee, Florida 32399-1560; or by e-mail at retirement@dms.myflorida.com; or by telephone toll-free at (844)377-1888 or locally at (850)907-6500. For the purpose of selecting the appropriate actuarial factor, the age of the member and the joint annuitant shall be determined as described in subsection (5).

(5) If the effective date of retirement occurs fewer than 7 months after the birth month, the actuarial factor selected shall be the factor for the age as of the last birthday. If the effective date of retirement occurs 7 or more months after the birth month, the actuarial factor selected shall be the factor for the age as of the next birthday.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(6)(b) FS. History—New 10-18-83, Formerly 22B-7.041, 22B-7.0041, Amended _____.

60S-7.009 Actuarial Factors for Calculating Benefits Provided by Options 2, 3, and 4 through December 31, 2015.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(6) FS. History—New 10-18-83, Formerly 22B-7.09, Amended 11-14-91, Formerly 22B-7.009, Amended 8-13-03, 1-20-16, Repealed _____.

60S-7.0091 Actuarial Factors for Calculating Benefits Provided by Options 2, 3, and 4 on and After January 1, 2016.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(6) FS. History—New 1-20-16, Repealed _____.

60S-7.010 Actuarial Factors for Calculating Disability Benefits Provided by Options 2, 3 and 4 ~~August 1, 1983 the December 31, 2015.~~

(1) In the event that actuarial factors are required for certain ages for which there are no actuarial factors provided in this rule, the Administrator shall make available the appropriate factors.

(2)(+) The actuarial factors used to determine the disability benefits as provided in Section 121.091(4), F.S., that are payable to a member who retires with an effective date of August 1, 1983, through December 1, 2015, and who elects to receive benefits as provided by Option 2 in paragraph 60S-4.010(1)(b), F.A.C., Option 3 in paragraph 60S-4.010(1)(c),

F.A.C., or Option 4 in paragraph 60S-4.010(1)(d), F.A.C., effective January 2016, available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-06289>, are incorporated by reference and may be obtained by contacting the Division of Retirement by mail P. O. Box 9000, Tallahassee, Florida 32315-9000; or in person at 1317 Winewood Boulevard, Building 8, Tallahassee, Florida 32399-1560; or by e-mail at retirement@dms.myflorida.com; or by telephone toll-free at (844)377-1888 or locally at (850)907-6500. For the purpose of selecting the appropriate actuarial factor, the age of the member and the joint annuitant shall be determined as described in subsection (4). ~~(2)~~;

(3) The actuarial factors used to determine the disability benefits as provided in Section 121.091(4), F.S., that are payable to a member who retires with an effective date of January 1, 2016, or later, and who elects to receive benefits as provided by Option 2 in paragraph 60S-4.010(1)(b), F.A.C., Option 3 in paragraph 60S-4.010(1)(c), F.A.C., or Option 4 in paragraph 60S-4.010(1)(d), F.A.C., effective January 2017, available at http://www.flrules.org/Gateway/reference.asp?No=Ref-_____, are incorporated by reference and may be obtained by contacting the Division of Retirement by mail at P. O. Box 9000, Tallahassee, or in person at 1317 Winewood Boulevard, Building 8, Tallahassee, Florida 32399-1560; or by email at retirement@dms.myflorida.com; or by telephone toll-free at (844)377-1888 or locally at (850)907-6500. For the purpose of selecting the appropriate actuarial factor, the age of the member and the joint annuitant shall be determined as described in subsection (4).

(4) If the effective date of retirement occurs fewer than 7 months after the birth month, the actuarial factor selected shall be the factor for the age as of the last birthday. If the effective date of retirement occurs 7 or more months after the birth month, the actuarial factor selected shall be the factor for the age as of the next birthday.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(6)~~(b)~~ FS. History—New 10-18-83, Formerly 22B-7.10, Amended 11-14-91, Formerly 22B-7.010, Amended 8-13-03, 1-20-16, _____.

60S-7.011 Actuarial Factors for Calculating Disability Benefits Provided by Options 2, 3 and 4 On or After January 1, 2016.

Rulemaking Authority 121.031 FS. Law Implemented 121.091(6) FS. History—New 1-20-16, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Elizabeth Stevens, Director, Division of Retirement
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Chad Poppell, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/29/2016
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 1/3/16

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-55.001
 RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: The proposed rule amendment provides notice regarding the range of disciplinary actions to be taken when 456.072(1)(oo) is violated.

SUMMARY: The proposed rule amendment provides disciplinary guidelines for violation of newly enacted 456.072(1)(oo), 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, based upon the expertise and experience of its members, and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule does not impose additional rights, obligations, or duties on any persons or any businesses, 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: 456.072, 456.079, 478.52(4) FS.

LAW IMPLEMENTED: 456.072, 456.073, 456.079, 478.52(4) 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,

Electrolysis Council/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-55.001 Disciplinary Guidelines.

(1) through (2) No change.

(3) Violations and Range of Penalties. In imposing discipline upon applicants and licensees in proceedings pursuant to Sections 120.57(1) and 120.57(2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty as provided in Section 456.072(2), F.S., within the range corresponding to the violations set forth below. The identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATION RECOMMENDED RANGE OF PENALTY

(a) through (oo) No change.

(pp) Willfully failing to comply with s. 627.64194 or s. 641.513, F.S. with such frequency as to indicate a general business practice. (Section 456.071(1)(oo), F.S.)
(pp) First offense: from a letter of concern to a reprimand and an administrative fine in the amount of \$500.00 to \$2,500.00. Second and subsequent offenses: from a Reprimand to revocation and an administrative Fine in the amount of \$2,500.00 to \$5,000.00.

Rulemaking Specific Authority 456.072, 456.079, 478.52(4) FS. Law Implemented 456.072, 456.073, 456.079, 478.52(4) FS. History—New 11-16-93, Formerly 61F6-80.001, Amended 1-2-95, Formerly 59R-55.001, Amended 2-9-98, 10-12-98, 3-1-00, 9-28-00, 5-30-01, 8-8-01, 10-8-02, 7-8-03, 7-18-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Electrolysis Council

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

December 2, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:

December 19, 2016

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:

64B9-15.007 Approval and Renewal of New Certified Nursing Assistant Training Programs

PURPOSE AND EFFECT: The purpose of the rule amendment is to update application incorporated in the rule.

SUMMARY: Update application

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members and the substance of the rule amendment, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary because the rule has no impact on any persons or businesses; 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: 464.202, 464.203 FS.

LAW IMPLEMENTED: 464.203 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-15.007 Approval and Renewal of New Certified Nursing Assistant Training Programs.

(1) No change.

(2) A program seeking approval shall submit and complete a New Nursing Assistant Training Program Application, form number DH-MQA 1256, 12/16 (~~4/16~~), herein incorporated by reference, available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-07418> or from the Board office, or on the Board's website: <http://FloridasNursing.gov>.

(3) No change.

Rulemaking Authority 464.202, 464.203 FS. Law Implemented 464.203 FS. History—New 8-31-03, Amended 6-19-12, 9-23-15, 9-12-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Nursing
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Nursing
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 2, 2016
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 19, 2016

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-1.099814 Principal Autonomy Pilot Program Initiative
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 246, December 21, 2016 issue of the Florida Administrative Register. The meeting location remains the same but the date of the meeting has moved from January 18th to January 17th and a start time of 8:30 a.m.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.: RULE TITLES:
6A-4.0021 Florida Teacher Certification Examinations
6A-4.008 Specialization Requirements for
 Certification in Administration of Adult
 Education - Administrative Class
6A-4.0081 Florida School Leaders Certification
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 246, December 21, 2016 issue of the Florida Administrative Register. The meeting location remains the same but the date of the meeting has moved from January 18th to January 17th and a start time of 8:30 a.m.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-6.0334 Individual Educational Plans (IEPs) and
 Educational Plans (EPs) for Transferring
 Exceptional Students
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 248, December 23, 2016 issue of the Florida Administrative Register. The meeting location remains the same but the date of the meeting has moved from January 18th to January 17th and a start time of 8:30 a.m.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-6.0525 Teenage Parent Programs
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 42 No. 205, October 20, 2016 issue of the Florida Administrative Register. This rule was continued from November 16, 2016 to January 18, 2017 but due to a scheduling conflict the meeting date has been changed to January 17th.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-4.132 Home Health Electronic Visit Verification
 Program
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. 214, November 2, 2016 issue of the Florida Administrative Register.

59G-4.132 Home Health Electronic Visit Verification Program.

- (1) No change.
- (2) Definition. Direct service provider – An individual who personally (face-to-face) provides services to recipients in accordance with Rules 59G-4.261, 59G-4.215 ~~4.254~~, or 59G-4.130, Florida Administrative Code (F.A.C.).
- (3) No change.
- (4) Providers that fail to comply with the Home Health Electronic Visit Verification Program are subject to potential denial or non-payment of claims, sanctions, fines, and suspension or termination from the Florida Medicaid program, in accordance with Rule 59G-9.070, F.A.C.

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:

On December 30, 2016, the Southwest Florida Water Management District has issued an order granting a variance.

Petitioner's Name: Harbor Bay CDD – File Tracking No. 16-4231

Date Petition Filed: August 10, 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: August 19, 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. R2016044-2

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: RULE TITLE:

61G1-14.001 Examination Designated, General Requirements NOTICE IS HEREBY GIVEN that on December 23, 2016, the Board of Architecture and Interior Design received a petition for variance or waiver filed by Orlando Castro. The petitioner is seeking a permanent variance or waiver of Rule 61G1-14.001, Florida Administrative Code, (implementing Section 481.209, F.S.) which requires that applicants for licensure by examination take and pass the examination prepared and administered by the National Council of Architectural Registration Boards (NCARB).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Krista Woodard, Executive Director, Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399-0771. Comments on this petition should be filed with the Board of Architecture and Interior Design within 14 days of publication of this notice.

Section VI
Notice of Meetings, Workshops and Public
Hearings

DEPARTMENT OF LAW ENFORCEMENT

The Criminal and Juvenile Justice Information Systems (CJJIS) Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, January 6, 2017, 2:00 p.m.

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Resources committee will discuss objectives and goals as they relate to the committee’s strategic plan.

A copy of the agenda may be obtained by contacting: Rachel Truxell, (850)410-7116 or racheltruxell@fdle.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 2 days before the workshop/meeting by contacting: Rachel Truxell, (850)410-7116 or racheltruxell@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rachel Truxell, (850)410-7116 or racheltruxell@fdle.state.fl.us.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission (FTC) announces a workshop to which all persons are invited.

DATE AND TIME: January 11, 2017, 3:00 p.m. to conclusion of business followed by a reception at the Governors Club

PLACE: Florida Department of Transportation Central Office, Executive Conference Room, 605 Suwannee Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: FTC Workshop.

A copy of the agenda may be obtained by contacting: the FTC, 605 Suwannee Street, MS 09, Tallahassee, Florida 32399, (850)414-4105.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the FTC, 605 Suwannee Street, MS 09, Tallahassee, Florida 32399, (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: the FTC, 605 Suwannee Street, MS 09, Tallahassee, Florida 32399, (850)414-4105.

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The Local Emergency Planning Committee (LEPC), Chairpersons and Staff Contacts for the State Emergency Response Commission for Hazardous Materials announces a public meeting to which all persons are invited.

DATE AND TIME: January 17, 2017, 1:30 p.m.

PLACE: The Plaza Resort and Spa, 600 North Atlantic Avenue, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Local Emergency Planning Committee in implementing the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

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: Division of Emergency Management at (850)413-9970. 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).

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The State Emergency Response Commission for Hazardous Materials (SERC) announces a public meeting to which all persons are invited.

DATE AND TIME: January 18, 2017, 10:00 a.m.

PLACE: The Plaza Resort and Spa, 600 North Atlantic Avenue, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the requirements of the Emergency Planning and Community Right-To-Know Act, also known as Title III of the Superfund Amendments and Reauthorization Act of 1986.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

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: Division of Emergency Management at (850)413-9970. 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).

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The State Emergency Response Commission for Hazardous Materials Training Task Force (TTF) announces a public meeting to which all persons are invited.

DATE AND TIME: January 17, 2017, 9:30 a.m.

PLACE: The Plaza Resort and Spa, 600 North Atlantic Avenue, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the activities and goals of the Training Task Force and other hazardous materials training issues.

A copy of the agenda may be obtained by contacting: Division of Emergency Management, State Emergency Response Commission for Hazardous Materials, Capital Circle Office Center, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, (850)413-9970.

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: Division of Emergency Management at (850)413-9970. 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).

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

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

DATE AND TIME: January 18, 2017, 1:30 p.m.

PLACE: Okeechobee County Emergency Operations Center (EOC), 707 NW 6th Street, Okeechobee, FL 34972

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting and/or public hearing of the Transportation Disadvantaged (TD) Local Coordinating Board (LCB).

A copy of the agenda may be obtained by contacting: Ken Harley at (863)534-7130, ext. 103 or at kharley@cfrpc.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 3 days before the workshop/meeting by contacting: Ken Harley at (863)534-7130, ext. 103 or at

kharley@cfrpc.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).

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.

AGENCY FOR HEALTH CARE ADMINISTRATION

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 17, 2017, 1:00 p.m. – 5:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Telehealth Advisory Council will meet to make recommendations intended to increase the use and accessibility of services provided via telehealth.

A copy of the agenda may be obtained by contacting: Dana Watson, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop 16, Tallahassee, FL 32308-5403. Agenda will also be posted at: <http://www.ahca.myflorida.com/SCHS/telehealth/meetings.shtm>.

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: Dana Watson at (850)412-3784. 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: Dana Watson at (850)412-3784.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission concurrent with the Product Approval Program Oversight Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: January 17, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar: Please join my meeting. <https://global.gotomeeting.com/join/545051013>. Join the conference call: United States (toll-free): 1(877)309-2070. Meeting ID / access code: 545-051-013. Public point of access: 2601 Blair Stone Road, Tallahassee, Florida 32399.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Review of product approval applications.

A copy of the agenda may be obtained by contacting Thomas Campbell as set forth below or on the Commission website.

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: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road,, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Mr. Thomas Campbell, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1825 or refer to http://www.floridabuilding.org/fbc/meetings/1_meetings.htm.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Product Approval Oversight Committee concurrent with the Florida Building Commission announces a public meeting to which all persons are invited.

DATE AND TIME: January 17, 2017, 10:00 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar: Please join my meeting. <https://global.gotomeeting.com/join/545051013>. Join the conference call: United States (toll-free): 1(877)309-2070. Meeting ID / access code: 545-051-013. Public point of access: 2601 Blair Stone Road, Tallahassee, Florida 32399.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Review of product approval applications.

A copy of the agenda may be obtained by contacting: Zubeyde Binici as set forth below or on the Commission website.

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: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional

Regulation, 2601 Blair Stone Road,, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Zubeyde Binici, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, call (850)487-1825, or refer to

http://www.floridabuilding.org/fbc/meetings/1_meetings.htm.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Board of Accountancy announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, January 19, 2017, 2:00 p.m. Board Meeting until recessed; Friday, January 20, 2017 9:00 a.m., Board meeting, until all business is concluded

PLACE: Tampa Westshore Marriott, 1001 North Westshore Blvd., Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports, rules, and other general business. This is a public meeting.

A copy of the agenda may be obtained by contacting: Denise Graves, (352)313-6607 or denise.graves@myfloridalicense.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Denise Graves, (352)313-6607 or denise.graves@myfloridalicense.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Denise Graves, (352)313-6607 or denise.graves@myfloridalicense.com.

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 20, 2017, 1:00 p.m.

PLACE: Conference call-in number: 1(888)670-3525, Participant passcode: 5311418626

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Alzheimer's Disease Research Grant Advisory Board will hold a conference call to discuss changes to the Research Agenda, and plan for the FY 2017-2018 funding cycle.

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Probable Cause Panel of the Board of Massage Therapy announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 11, 2017, 10:00 a.m., ET

PLACE: 1(888)670-3525, Participant Passcode: 2597709961

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

A copy of the agenda may be obtained by contacting: William.Spooner@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: William.Spooner@flhealth.gov. 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: William.Spooner@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Department of Health, Bureau of Emergency Medical Oversight announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, January 18, 2017, 8:00 a.m. – 5:00 p.m.; Thursday, January 19, 2017, 8:00 a.m. – 5:00 p.m.; Friday, January 20, 2017, 9:00 a.m. – 5:00 p.m.

PLACE: Daytona Beach Ocean Center, 101 North Atlantic Avenue, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Emergency Medical Services Advisory Council and constituent groups.

A copy of the agenda may be obtained by contacting: Bethany Lowe, (850)245-4055, Bethany.Lowe@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Bethany Lowe, (850)245-4055, Bethany.Lowe@flhealth.gov. 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: Bethany Lowe, (850)245-4055, Bethany.Lowe@flhealth.gov.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

The Office of Insurance Regulation and the Continuing Care Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: January 18, 2017, 8:30 a.m. – 2:30 p.m.

PLACE: The Office of Insurance Regulation, 200 East Gaines Street, Larson Building, Room 116, Tallahassee, FL 32399-0327.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss proposed legislation regarding Chapter 651, Florida Statutes

A copy of the agenda may be obtained by contacting: Vickie Armstrong at Vickie.Armstrong@flor.com or (850)413-5052.

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: Vickie Armstrong at Vickie.Armstrong@flor.com or (850)413-5052. 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: Vickie Armstrong at Vickie.Armstrong@flor.com or (850)413-5052.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

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

DATE AND TIME: January 11, 2017, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final

review and the Chairman’s report. No public testimony will be taken.

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

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

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

PASCO-PINELLAS AREA AGENCY ON AGING

The Area Agency on Aging of Pasco-Pinellas announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 17, 2017, 11:00 a.m.

PLACE: 9549 Koger Blvd., Suite 100, St. Petersburg, FL 33702

GENERAL SUBJECT MATTER TO BE CONSIDERED: The AAAPP proposes to continue to provide the following services directly in Pasco and Pinellas counties:

OAA Title IIIB – Case Management

OAA Title IIIE – Screening and Assessment & Education and Training

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: Jason Martino, no later than Thursday, January 12, 2017 at (727)570-9696, ext. 272. 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: Jason Martino, no later than Thursday, January 12, 2017 at (727)570-9696, ext. 272.

SENIOR CONNECTION CENTER, INC.

The Senior Connection Center, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: February 7, 2017, March 7, 2017, June 6, 2017, September 12, 2017, October 3, 2017, November 7, 2017, All meetings begin immediately following Board of Directors meeting

PLACE: Offices of Senior Connection Center located at 8928 Brittany Way, Tampa, FL 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2017 Board of Directors Finance Committee Meetings.

A copy of the agenda may be obtained by contacting: Paula Nelson at paula.nelson@sccmail.org or (813)676-5583.

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 Nelson at paula.nelson@sccmail.org or (813)676-5583. 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 Nelson at paula.nelson@sccmail.org or (813)676-5583.

FLORIDA COMMISSION ON ACCESS TO CIVIL JUSTICE

The Resources Evaluation Committee of the Florida Commission on Access to Civil Justice announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, January 17, 2017, 11:00 a.m. – 12:00 Noon, ET

PLACE: Teleconference: 1(888)376-5050, Pin 3422772243#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will continue to discuss the topics covered at the last meeting.

A copy of the agenda may be obtained by contacting: Francisco-Javier Digon-Greer at 1(800)342-8060, ext. 5793 or email: flaccessjustice@flabar.org. The agenda will be ready two days prior to the meeting.

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

For more information, you may contact: Francisco-Javier Digon-Greer at 1(800)342-8060, ext. 5793 or email: flaccessjustice@flabar.org.

QUEST CORPORATION OF AMERICA, INC.

The Florida Department of Transportation (FDOT), District Six, announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 12, 2017, 5:30 p.m. – 7:30 p.m.

PLACE: Miami-Dade College InterAmerican Campus, 627 SW 27th Avenue, Room 401, Miami, Florida 33135

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management Number: 432639-6-22-01

FAP Number: 0202 054P

ETDM Number: 14230

Project Description: Project Development and Environment (PD&E) Study, State Road (SR) 90/SW 8th Street and SW 7th Street from SR 9/SW 27th Avenue to Brickell Avenue, Miami-Dade County, Florida.

The purpose of the PD&E Study is to evaluate improvements along the project corridor including the interchange at SW 8th Street and Interstate 95 (I-95) to improve traffic operations, improve the existing and future physical, operational and safety deficiencies, promote a Complete Streets corridor, and improve access to the Brickell financial district and urban neighborhood.

The Project Advisory Group (PAG) will be discussing the project alternatives in more detail including the engineering, environmental, socioeconomic and cost factors that will be considered in selecting a recommended alternative.

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

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

A copy of the agenda may be obtained by contacting: Ms. Bao-Ying Wang, P.E., FDOT Project Manager, by phone at (305)470-5211, by email at baoying.wang@dot.state.fl.us or by mail, 1000 NW 111 Ave., Room 6251, Miami, FL 33172.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven (7) days before the workshop/meeting by contacting: Ms. Bao-Ying Wang, P.E., FDOT Project Manager, by phone at (305)470-5211, by email at baoying.wang@dot.state.fl.us or by mail, 1000 NW 111 Ave., Room 6251, Miami, FL 33172. 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: Bao-Ying Wang, P.E., FDOT Project Manager, (305)470-5211, baoying.wang@dot.state.fl.us. Additional information is available on the project website at <http://www.fdotmiamidade.com/CalleOchoStudy.html>.

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

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION

Florida International University

RULE NO.: RULE TITLE:

6C8-5.009 Use of University Facilities (Repealed)

Rule No.6C8-5.009-Use of University Facilities

The Florida International University Board of Trustees announces that construction management services will be required for the project identified below:

Project Name and Number: Baseball Stadium
Renovation, FM160429

Project Location: Modesto Maidique
Campus, Miami, Florida

Project Description:

This Project is to alter and renovate existing ground floor spaces in the FIU Baseball Stadium Building at the Modesto Maidique Campus. The work includes alterations to the existing Home Team Locker Room and adjoining restroom/shower stalls. The Project now plans to include the relocation of the existing Men’s Public Restroom and, as an “Additive Alternate,” renovation of the existing Women’s Public Restroom. The Project includes site improvements at the Dugout Suite.

The work will include expanding the existing Home Team Locker Room to accommodate 40 lockers and a larger restroom with individual showers. The Locker Room improvements will include a lounge, possibly with a study area, a break room and a room to remove and store cleats. Relocation of the Men’s Public Restroom to adjoin the existing Woman’s Public Restroom is critical to gaining space for the aforementioned expansion. The Project may also include Life Safety upgrades and various waterproofing measures throughout the building.

The Baseball Stadium Project plans to renovate the following spaces/square feet:

- Home Team Locker Room, Lounge and Men’s and Woman’s Public Restroom – 4,200 sf (renovated space)
- Dugout Suite – 660 sf (renovated space)

Applicants will be required to provide proof of bondability for each phase of the project with a potential project cost up to \$2,000,000.

FIU has made a commitment that projects be designed and built with the goal of meeting the USGBC’s “LEED Silver” certification rating level. This Project shall comply with Florida Statutes 255.251 Energy Conservation and Sustainable Buildings Act including 255.252 (3) and (4) and, in accordance with Florida Administrative Code 60D-4.006 Life Cycle Cost Analysis Requirements, careful consideration must be given to alternatives which reduce the operating and maintenance costs for this Project.

Architectural and Engineering Design is being performed by MCHarry & Associates and SDM Consulting Engineers and Construction Documents are nearing completion but are not available for review at this time. Project scope may be increased by the University, in its sole discretion, to include additional spaces/square feet should a funding source for such scope increases be identified prior to project completion. The total construction cost and the total project cost may increase, at the University’s sole discretion.

Applicants are hereby notified that in the event the University is unable to secure full funding necessary for either the initial project components or added components, the University intends to proceed only with design and construction of fully funded project components and phase(s), if any.

INSTRUCTIONS: Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Construction Manager Qualifications Supplement (CMQS) form. Proposals must not exceed 80 pages, including the CMQS and letter of application. Pages must be numbered consecutively.

Submit Eight (8) bound copies of the required proposal data and one CD/DVD or USB Flash Drive copy of the complete proposal in Adobe Acrobat PDF format of the above requested data bound in the order listed. Applications that do not comply with the above instructions will not be considered. Application material will not be returned.

The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent. The award of this contract is subject to availability of funds.

The Construction Manager Qualifications Supplement (CMQS) form and the Project Fact Sheet, which describes the selection process schedule for this Project and additional information regarding the Project scope, may be obtained from the [website http://facilities.fiu.edu/projects/readvertisedFM160429.htm](http://facilities.fiu.edu/projects/readvertisedFM160429.htm).

Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Facilities Planning at (305)348-4090 or via email to griffith@fiu.edu and cc: angpaz@fiu.edu.

GENERAL REQUIREMENTS: All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

FIU HAS CREATED STANDARD CONTRACT FORMS, GENERAL TERMS AND CONDITIONS OF THE CONTRACT FOR CONSTRUCTION AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO CM SERVICES TO PROVIDE FOR AN EFFICIENT AND

EFFECTIVE PROCESS. THESE FORMS ARE AVAILABLE FOR REVIEW, AND CAN BE FOUND AT <http://facilities.fiu.edu/formsandstandards.htm>.

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

SUBMIT QUALIFICATIONS TO: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room #142, Modesto A. Maidique Campus, Miami, Florida 33199. Submittals must be received between 8:30 a.m. and 12:30 p.m. or 1:30 p.m. and 4:00 p.m. local time, Thursday, February 2, 2017.

Submittals will not be accepted before or after the times and date stated above. Facsimile (FAX) submittals are not acceptable and will not be considered.

Posted on January 3, 2017

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules

Filed with the Secretary of State

Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8 a.m. Wednesday, December 28, 2016, and 3 p.m. Tuesday, January 3, 2017 (Monday, January 2, 2017 was an observed holiday). An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
19-13.001	12/29/2016	1/18/2017
19-13.002	12/29/2016	1/18/2017
19-13.003	12/29/2016	1/18/2017
19-13.004	12/29/2016	1/18/2017
59A-4.201	12/29/2016	1/18/2017
59A-12.001	12/29/2016	1/18/2017
59A-23.001	12/29/2016	1/18/2017
64B15-19.0065	12/30/2016	1/19/2017
68A-27.007	12/29/2016	1/18/2017

LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
40B-9.021	12/21/2016	**/**/*****
40B-9.041	12/21/2016	**/**/*****
40B-9.126	12/21/2016	**/**/*****
40B-9.131	12/21/2016	**/**/*****
40B-9.1381	12/21/2016	**/**/*****
40B-9.1411	12/21/2016	**/**/*****
40B-9.142	12/21/2016	**/**/*****
40B-9.145	12/21/2016	**/**/*****
40B-9.123	12/9/2016	**/**/*****
60FF1-5.009	7/21/2016	**/**/*****
64B8-9.009	6/15/2016	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
69L-7.100	12/19/2016	**/**/*****
69L-7.501	12/19/2016	**/**/*****

19-13.002	12/29/2016	1/18/2017	42/228
19-13.003	12/29/2016	1/18/2017	42/228
19-13.004	12/29/2016	1/18/2017	42/228

**AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing**

59A-4.201	12/29/2016	1/18/2017	42/193
59A-9.034	12/27/2016	1/16/2017	42/214
59A-12.001	12/29/2016	1/18/2017	42/221
59A-23.001	12/29/2016	1/18/2017	42/221

**DEPARTMENT OF MANAGEMENT SERVICES
Communications and Information Technology Services**

60FF-1.001	12/27/2016	1/16/2017	42/222
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**DEPARTMENT OF HEALTH
Board of Osteopathic Medicine**

64B15-19.0065	12/30/2016	1/19/2017	42/188	42/231
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**FISH AND WILDLIFE CONSERVATION
COMMISSION**

Freshwater Fish and Wildlife

68A-27.007	12/29/2016	1/18/2017	42/08
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LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO SECTION 120.541(3), 373.139(7) AND 373.1391(6), FLORIDA STATUTES

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

40B-9.021	12/21/2016	**/**/*****	42/221
40B-9.041	12/21/2016	**/**/*****	42/221
40B-9.123	12/9/2016	**/**/*****	42/221
40B-9.126	12/21/2016	**/**/*****	42/221
40B-9.131	12/21/2016	**/**/*****	42/221
40B-9.1381	12/21/2016	**/**/*****	42/221
40B-9.1411	12/21/2016	**/**/*****	42/221
40B-9.142	12/21/2016	**/**/*****	42/221
40B-9.145	12/21/2016	**/**/*****	42/221

**DEPARTMENT OF MANAGEMENT SERVICES
E911 Board**

60FF1-5.009	7/21/2016	**/**/*****	42/105
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**DEPARTMENT OF HEALTH
Board of Medicine**

64B8-9.009	6/15/2016	**/**/*****	42/89	
64B8-10.003	12/9/2015	**/**/*****	39/95	41/49

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

69L-7.100	12/19/2016	**/**/*****	42/191	42/218
69L-7.501	12/19/2016	**/**/*****	42/191	42/218

**Section XIII
Index to Rules Filed During Preceding
Week**

**INDEX TO RULES FILED BETWEEN
DECEMBER 27, 2016 AND DECEMBER 30, 2016**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food Safety

5K-4.002	12/27/2016	1/16/2017	42/197
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Division of Licensing

5N-1.132	12/27/2016	1/16/2017	42/158	42/220
5N-1.134	12/27/2016	1/16/2017	42/158	42/220

STATE BOARD OF ADMINISTRATION

19-13.001	12/29/2016	1/18/2017	42/228
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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.
