

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:
61C-5.006 Elevator Fees; Permits; Certificates of
Operation; Delinquency Fee; Transfer of
Ownership; Certificate Replacement

PURPOSE AND EFFECT: To adopt updated application forms
for permit to install, alter or relocate an elevator, transfer of
ownership, allow director’s designee to approve permit
extensions, clarify the requirements for elevator change of
ownership and specify certificate of operation frame size.

SUBJECT AREA TO BE ADDRESSED: The proposed rule
will address the permit to install, alter or relocate an elevator
and change of ownership application process, and forms
adopted by reference.

RULEMAKING AUTHORITY: 399.02, 399.03, 399.07(1),
399.10 FS.

LAW IMPLEMENTED: 399.03, 399.061, 399.07 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Daniela
Radneva, Division of Hotels and Restaurants, Department of
Business and Professional Regulation, 2601 Blair Stone Road,
Tallahassee, FL 32399; DHR.Rules@myfloridalicense.com;
(850)717-1280.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:
61C-5.007 Certificates of Competency and License
Registrations, Initial, Renewal, General
Liability Insurance Coverage

PURPOSE AND EFFECT: To adopt updated application forms
for certificate of competency and certified elevator technician,
certified elevator inspector and elevator company registration;
and provide a plain language update for general liability
insurance coverage requirements.

SUBJECT AREA TO BE ADDRESSED: The rule
development will address certificate of competency and license
registration forms, and general liability insurance coverage.

RULEMAKING AUTHORITY: 399.01, 399.02, 399.10 FS.

LAW IMPLEMENTED: 399.01(12), 399.01(13), 399.01(14),
399.01(16), 399.17 FS.

IF REQUESTED IN WRITING AND NOT DEEMED
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THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE
REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE
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Radneva, Division of Hotels and Restaurants, Department of
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THE PRELIMINARY TEXT OF THE PROPOSED RULE
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THE CONTACT PERSON LISTED ABOVE.

Section II
Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-1.003 Definitions

PURPOSE AND EFFECT: The Agency is amending the rule to
strike unnecessary definitions, clarify existing definitions and
update statutory references.

SUMMARY: Definitions that are unused or those that are
duplicative of statutory definitions are struck to provide clarity.
The definition of “certificate” is amended to indicate the license
issued to the facility. “Consent” is replacing “Informed
Consent” to comply with usage in proposed changes to Rule
59A-1.005, F.A.C. Statutory references are updated.

SUMMARY OF STATEMENT OF ESTIMATED
REGULATORY COSTS AND LEGISLATIVE
RATIFICATION:

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

The Agency has determined that the proposed rule is not
expected to require legislative ratification based on the
statement of estimated regulatory costs or if no SERC is
required, the information expressly relied upon and described
herein: A SERC has not been prepared by the agency. For rules

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

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

RULEMAKING AUTHORITY: 408.819, 765.541(2) FS.

LAW IMPLEMENTED: 765.511, 765.512, 765.541, 765.542 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: December 7, 2017 1:30 p.m. – 2:30 p.m.

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

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: Dayle Mooney, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4387. 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: Dayle Mooney, (850)412-4387, email: dayle.mooney@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-1.003 Definitions.

For the purpose of this section the word, phrase, or term:

(1) “Adverse reaction” means the patient’s unfavorable physical response to the transplantation of an organ or tissue with regard to the transmission of infections of other diseases of potential danger.

~~(2) “Agency” means an organ procurement organization (OPO), tissue bank, or eye bank.~~

~~(3) “Agent” means any person who has express or implied authority to obligate or act on behalf of an entity.~~

~~(4) “AHCA” means the Florida Agency for Health Care Administration.~~

~~(2)(5) “Allograft” means the transplantation of tissue or organ taken from one individual of the same species as the recipient but with different hereditary factors.~~

~~(6) “Applicant” means a person who has applied to the AHCA for a certificate to operate an organ procurement organization, tissue bank, or eye bank.~~

~~(3)(7) “Brain death” means the determination of death in accordance with under provisions of Section 382.009, F.S., where there is the irreversible cessation of the functioning of the entire brain, including the brain stem.~~

~~(8) “Cardiorespiratory (cardiac) death” means the cessation of life which is manifested by the loss or absence of spontaneous heart beat and breathing.~~

~~(4)(9) “Certificate” means a license certificate to operate as an organ procurement organization, tissue bank, or eye bank which is issued by the Agency for Health Care Administration AHCA to those agencies which meet and maintain compliance with this rule.~~

~~(5)(10) “Clean, non-sterile” means the use of methods and techniques that reduce gross contamination.~~

~~(11) “Coercion” means the exercise of undue influence so that free choice of donation is diminished or lost.~~

~~(12) “Compensation” means monetary payment or other forms of retribution for a donation.~~

~~(6) “Consent” means authorization or permission to procure organ(s) or tissue(s) from a non-living donor which is obtained only under circumstances that provide the prospective donor or donor’s next of kin sufficient opportunity to consider whether or not to agree to such donation and that minimize the possibility of coercion or undue influence.~~

~~(7)(13) “Container (final container)” means the immediate unit, bottle, vial, ampule, tube, or other receptacle containing grafts as distributed.~~

~~(8)(14) “Coordinators” means registered nurses, physicians’ assistants, or other medically trained personnel who assist in the medical management of organ donors or in the surgical retrieval of organs, tissues, or eyes for transplantation.~~

~~(9)(15) “Designee” means one who has been assigned a duty or duties, and who has the necessary training and educational qualifications to act on behalf of an agency director or medical director of an agency.~~

~~(10)(16) “Distribution” means the shipment and delivery of final container grafts for recipient use.~~

~~(11)(17) “Donation” means the free and voluntary gift of one or more organs or tissues for the purpose of transplant surgery.~~

~~(12)(18) “Donor” means a medically acceptable person where appropriate permissions have been obtained to procure organ(s) and tissue(s) according to the provisions of Chapter 765 732, F.S., or if applicable, Chapter 406, F.S.~~

~~(19) “Eye bank” means a public or private entity which is involved in the retrieval, processing or distribution of human eye tissue for transplantation. Funeral homes or direct disposers~~

~~engaged solely in the retrieval of eye tissue are not considered an eye bank for these purposes.~~

~~(13)(20)~~ “Facilities” means any area used for retrieval, processing, testing, storage, or distribution of organs, tissues, and tissue components.

~~(14)(21)~~ “Graft” means a piece of skin, bone, or other tissue to be transplanted to another place on the human body.

~~(15)(22)~~ “Gross autopsy” means the anatomical examination of a body without microscopic examination.

~~(16)(23)~~ “Indirect supervision” means the direction that is provided to coordinators and other staff under protocols expressly approved by the licensed physician medical director. The medical director or his physician designee shall always be available, in person or by telephone, to provide medical direction and consultation.

~~(24)~~ “Informed consent” means permission to procure an organ(s) and tissue(s) from a non-living donor which is obtained only under circumstances that provide the prospective donor or donor’s next of kin sufficient opportunity to consider whether or not to agree to such donation and that minimize the possibility of coercion or undue influence.

~~(17)(25)~~ “Label” means written, printed, or graphic matter on the container or package or any such matter clearly visible through the immediate carton, receptacle, or wrapper.

~~(26)~~ “Lessee” means a person who contracts with another person to occupy or use space to serve as an agency.

~~(27)~~ “Moratorium” means an immediate suspension of activity.

~~(18)(28)~~ “Next of kin” means the person or persons most closely related to a deceased individual as designated by Section 765.512, F.S. applicable law.

~~(19)(29)~~ “Organ” means a body part such as a heart, kidneys, pancreas, liver, lungs, that requires vascular reanastomosis.

~~(30)~~ “Organ procurement organization (OPO)” means a public or private entity designated as an OPO by the Secretary of the U.S. Department of Health and Human Services (HHS) which is engaged in the process of recovering organs for the purposes of transplantation.

~~(20)(31)~~ “Organ Procurement and Transplantation Network (OPTN)” means the corporation under the Public Health Service Act that approves transplant programs to ensure that all organ donors meet minimum standards and requirements.

~~(21)(32)~~ “Package” means the immediate carton, receptacle, or wrapper, including all labeling matter therein and thereon, and the contents of the one or more enclosed containers.

~~(33)~~ “Person” means any natural person, partnership, association, joint venture, trust, governmental entity, corporation, health facility, organ procurement organization, tissue bank, eye bank, or any other entity.

~~(22)(34)~~ “Preservation” means the proper combination of conditions that serve to protect organs from decay during established periods.

~~(23)(35)~~ “Procedure” means a series of activities followed in a regular and definite order.

~~(24)(36)~~ “Processing” means the procedure employed after organ or tissue retrieval and before storage of the final container material; includes identification of the organ or tissue, organ or tissue treatment, preparation of components from such organ or tissue, testing, labeling, and associated record-keeping.

~~(25)(37)~~ “Procure” means the removal of transplantable organs or tissues for the benefit of one or more patients.

~~(26)(38)~~ “Procurement” as it applies to an OPO and eye bank means the retrieval, processing or distribution of organs and eye tissues; procurement as it applies to a tissue bank means the retrieval, processing, storage or distribution of tissues.

~~(27)(39)~~ “Quality assurance” means the monitoring procedures that ensure and document that the entire agency (e.g., facilities, personnel, methods, practices, and records) conforms with these standards.

~~(28)(40)~~ “Quality control” means laboratory tests and procedures for measuring or monitoring properties of organs and tissues essential to the evaluation of their safety or usefulness.

~~(29)(41)~~ “Retrieval” means the excision of organs or tissues from a donor’s body.

~~(42)~~ “Revocation” means removing an agency’s certificate to operate in the state.

~~(43)~~ “Sensitizing agents” means any foreign substance capable of inducing a state of altered reactivity in which the recipient reacts with an immediate or delayed exaggerated response when reexposed to the foreign agent.

~~(30)(44)~~ “Storage” means the proper combination of conditions that serve to protect tissues from decay during established periods.

~~(45)~~ “Suspension” means the temporary cessation of a state-certified organ or tissue procurement agency.

~~(31)(46)~~ “Tissue” means any non-visceral collection of human cells and their associated intercellular substances.

~~(32)(47)~~ “Tissue bank” means a public or private entity which is involved in at least one of the following activities: a) retrieving, processing, storing, or distributing viable or nonviable human tissues to clinicians who are not involved in the procurement process; b) retrieving, processing, and storing human tissues in one institution and making these tissues available to clinicians in other institutions; or c) retrieving, processing, and storing human tissues for individual depositors and releasing these tissues to clinicians at the depositor’s request. Establishments such as transplantation centers and other hospitals which store tissue only for a short term pending scheduled surgery within the same facility but do not otherwise

participate in the retrieving, processing, or distribution of tissue would not be regulated under these provisions.

~~(33)(48)~~ “Transplant safety” means the assurance of relative freedom from harmful effect to persons affected, directly or indirectly, by a transplant when administered, taking into consideration the character of the transplant in relation to the condition of the recipient at the time.

~~(34)(49)~~ “Transplant physician” means a licensed practitioner who performs surgical repair or replacement using organs or tissues donated by a living or non-living donor.

Rulemaking Authority 765.541(2) FS. Law Implemented ~~382.009, 406.11(1), 765.512, 765.512, 765.541, 765.542~~ FS. History—New 11-26-92, Amended 8-20-96, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Dayle Mooney

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Justin M. Senior, Secretary Agency for Health Care Administration

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 31, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 18, 2017

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Purchasing**

RULE NO.: 60A-1.002  
RULE TITLE: Purchase of Commodities or Contractual Services

PURPOSE AND EFFECT: This is a substantial revision of the rule to remove language duplicative of statute, eliminate antiquated language and revise wording to reflect best practices. The changes also include revision of materials incorporated by reference and simplify agency requirements for managing purchases of commodities or contractual services.

SUMMARY: The proposed rule is a rewrite to delegate purchasing authority to agencies for procurement of commodities or contractual services and, pursuant to Section 287.042, FS, to establish uniform procurement practices to be used by agencies.

**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 fiscal 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: 287.042, 287.057 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: December 4, 2017 4:00-4:30 p.m.

PLACE: 4050 Esplanade Way, Room 101, Tallahassee, FL 32399

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: Daniel May, 4050 Esplanade Way, Suite 380H, Tallahassee, FL 32399, Ph: (850)487-3833, Email: Daniel.may@dms.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Daniel May, 4050 Esplanade Way, Suite 380H, Tallahassee, FL 32399, Ph: (850)487-3833, Email: Daniel.may@dms.myflorida.com

**THE FULL TEXT OF THE PROPOSED RULE IS:**

Substantial rewording of Rule 60A-1.002 follows. See Florida Administrative Code for present text.

~~60A-1.002 Agency Procurements Purchase of Commodities or Contractual Services.~~

(1) The Department delegates to agencies authority to procure commodities or contractual services (except insurance, unless permitted pursuant to Section 287.022, F.S.), but reserves the right to rescind the delegation when an agency fails to comply with either statutory requirements or rules adopted by the Department.

(2) For purchases other than purchases from state term contracts, agencies shall obtain documented quotes for purchases of \$2,500 or more, up to the threshold amount for Category Two.

(3) On a quarterly basis, each agency shall report each instance where the agency negotiated on the best terms or conditions pursuant to section 287.057(5), F.S., to notices@dms.myflorida.com.

(4) Agencies will review and consider purchases on an

agency-wide basis, and cannot divide purchases to circumvent competitive solicitation requirements. Threshold amounts for purchases of commodities or contractual services will be determined on the basis of the full amount of the initial contract term.

(5) Agencies will include the "General Contract Conditions," Form PUR 1000 (effective xx/xx), which is hereby incorporated by reference and available at <http://dms.myflorida.com/purchasing> or <http://www.flrules.org/Gateway/reference.asp?No=Ref->, in all contracts for commodities and contractual services. Modifications to the PUR 1000 will be included as special contract conditions. Special contract conditions supersede the PUR 1000 unless the PUR 1000 condition is required by Florida law.

Rulemaking Authority 287.032(2), 287.042(12) FS. Law Implemented 287.042, 287.057 FS. History--New 5-20-64, Amended 4-4-67, Revised 2-6-68, Amended 2-8-69, Revised 5-20-71, Amended 7-31-75, 10-1-78, Revised 11-14-79, Amended 8-18-80, 8-6-81, 10-13-83, 3-1-84, 3-14-84, 11-12-84, 2-28-85, 12-17-85, Formerly 13A-1.02, Amended 6-5-86, 2-9-87, 11-3-88, 1-18-90, 4-10-91, 9-1-92, Formerly 13A-1.002, Amended 4-24-94, 1-9-95, 1-1-96, 3-21-96, 9-23-96, 7-6-98, 1-2-00, 10-3-04, 12-22-04, 10-15-06, Amended \_\_\_\_\_.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 19, 2017

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 4/11/17

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
**Division of Air Resource Management**

RULE NO.: RULE TITLE:

62-204.800 Federal Regulations Adopted by Reference

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments update the Department's adoption by reference of air pollution regulations promulgated by the U.S. Environmental Protection Agency (EPA) at Title 40, Code of Federal Regulations (C.F.R.), to incorporate requirements of the Department's federally approved and delegated air pollution programs. These rule amendments include deletion of unnecessary Federal Regulations the department had previously adopted by reference and streamlines the adoption by reference where appropriate.

RULEMAKING AUTHORITY: 403.061, 403.8055 FS.

LAW IMPLEMENTED: 403.061, 403.087, 403.8055, FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE

SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Terri Long, Division of Air Resource Management, 2600 Blair Stone Road, MS 5500, Tallahassee, Florida 32399-2400, or Terri.Long@dep.state.fl.us.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE ENVIRONMENTAL REGULATION COMMISSION, ADMINISTRATIVE ASSISTANT, DEP, MS 35, 3900 COMMONWEALTH BOULEVARD, TALLAHASSEE, FLORIDA 32399-3000. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides.

(1) Title 40, Code of Federal Regulations, Part 50, National Primary and Secondary Ambient Air Quality Standards.

(a) The provisions of 40 C.F.R. Part 50, §§50.1 through ~~50.18~~ ~~50.12~~, revised as of July 1, ~~2016~~ (link) ~~2006~~; amended ~~November 12, 2008, at 73 FR 66963~~; amended ~~February 9, 2010, at 75 FR 6473~~; amended ~~May 21, 2012, at 77 FR 30087~~ (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>~~); amended ~~January 15, 2013, at 78 FR 3085~~ (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>~~); amended ~~March 6, 2015, at 80 FR 12263~~ (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-06249>~~); §50.13, promulgated ~~October 17, 2006, at 71 FR 61143~~; §50.14, promulgated ~~March 22, 2007, at 72 FR 13559~~; amended ~~May 22, 2007, at 72 FR 28612~~; amended ~~October 6, 2008, at 73 FR 58042~~; amended ~~November 12, 2008, at 73 FR 66963~~; amended ~~May 19, 2009, at 74 FR 23307~~; amended ~~February 9, 2010, at 75 FR 6473~~; amended ~~June 22, 2010, at 75 FR \_\_\_\_\_ 35520~~ (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>~~); amended ~~January 15, 2013 at 78 FR 3085~~ (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>~~); §50.15 promulgated ~~March 27, 2008, at 73 FR 16435~~; §50.16, promulgated ~~November 12, 2008, at 73 FR 66963~~; §50.17, promulgated ~~June, 22, 2010, at 75 FR 35520~~ (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>~~); and §50.18, promulgated ~~January 15, 2013, at 78 FR~~

3085

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>), are adopted and incorporated by reference.~~

~~(b) The following Appendices A-1 through T of 40 C.F.R. Part 50, revised as of July 1, 2016 (link) 2006, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~1. 40 C.F.R. Part 50, Appendix A 1, Reference Measurement Principle and Calibration Procedure for the Measurement of Sulfur Dioxide in the Atmosphere (Ultraviolet Fluorescence Method), promulgated June 22, 2010, at 75 FR 35520~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>).~~

~~2. 40 C.F.R. Part 50, Appendix A 2, Reference Method for the Determination of Sulfur Dioxide in the Atmosphere (Pararosaniline Method); amended June 22, 2010, at 75 FR 35520~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~3. 40 C.F.R. Part 50, Appendix B, Reference Method for Determination of Suspended Particulate Matter in the Atmosphere (High Volume Method).~~

~~4. 40 C.F.R. Part 50, Appendix C, Measurement Principle and Calibration Procedure for the Measurement of Carbon Monoxide in the Atmosphere (Non-Dispersive Infrared Photometry); amended August 31, 2011, at 76 FR 54293 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>).~~

~~5. 40 C.F.R. Part 50, Appendix D, Measurement Principle and Calibration Procedure for the Measurement of Ozone in the Atmosphere.~~

~~6. 40 C.F.R. Part 50, Appendix E, (Reserved).~~

~~7. 40 C.F.R. Part 50, Appendix F, Measurement Principle and Calibration Procedure for the Measurement of Nitrogen Dioxide in the Atmosphere (Gas Phase Chemiluminescence).~~

~~8. 40 C.F.R. Part 50, Appendix G, Reference Method for the Determination of Lead in Suspended Particulate Matter Collected from Ambient Air; amended November 12, 2008, at 73 FR 66963; amended July 3, 2013, at 78 FR 40000 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04929>).~~

~~9. 40 C.F.R. Part 50, Appendix H, Interpretation of the 1-Hour Primary and Secondary National Ambient Air Quality Standards for Ozone; amended March 15, 2002, at 67 FR 11579.~~

~~10. 40 C.F.R. Part 50, Appendix I, Interpretation of the 8-Hour Primary and Secondary National Ambient Air Quality Standards for Ozone.~~

~~11. 40 C.F.R. Part 50, Appendix J, Reference Method for the Determination of Particulate Matter as PM<sub>10</sub> in the Atmosphere.~~

~~12. 40 C.F.R. Part 50, Appendix K, Interpretation of the National Ambient Air Quality Standards for PM<sub>10</sub>; amended October 17, 2006, at 71 FR 61143.~~

~~13. 40 C.F.R. Part 50, Appendix L, Reference Method for the Determination of Fine Particulate Matter as PM<sub>2.5</sub> in the Atmosphere; promulgated October 17, 2006, at 71 FR 61143.~~

~~14. 40 C.F.R. Part 50, Appendix N, Interpretation of the National Ambient Air Quality Standards for PM<sub>2.5</sub>; promulgated October 17, 2006, at 71 FR 61143; amended January 9, 2008, at 73 FR 1497; amended January 15, 2013, at 78 FR 3085~~

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>).~~

~~15. 40 C.F.R. Part 50, Appendix O, Reference Method for the Determination of Coarse Particulate Matter as PM<sub>10-2.5</sub> in the Atmosphere; promulgated October 17, 2006, at 71 FR 61143.~~

~~16. 40 C.F.R. Part 50, Appendix P, Interpretation of the Primary and Secondary National Ambient Air Quality Standards for Ozone, promulgated March 27, 2008, at 73 FR 16435.~~

~~17. 40 C.F.R. Part 50, Appendix Q, Reference Method for the Determination of Lead in Particulate Matter as PM<sub>10</sub> Collected from Ambient Air, promulgated November 12, 2008, at 73 FR 66963.~~

~~18. 40 C.F.R. Part 50, Appendix R, Interpretation of the National Ambient Air Quality Standards for Lead, promulgated November 12, 2008, at 73 FR 66963.~~

~~19. 40 C.F.R. Part 50, Appendix S, Interpretation of the Primary National Ambient Air Quality Standards for Oxides of Nitrogen (Nitrogen Dioxide), promulgated February 9, 2010, at 75 FR 6473.~~

~~20. 40 C.F.R. Part 50, Appendix T, Interpretation of the Primary National Ambient Air Quality Standards for Oxides of Sulfur (Sulfur Dioxide), promulgated June 22, 2010, at 75 FR 35520~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>).~~

~~(2) Title 40, Code of Federal Regulations, Part 51, Requirements for Preparation, Adoption, and Submittal of Implementation Plans.~~

~~(a) The following Subparts F, I, P, T, and W of 40 C.F.R. Part 51, revised as of July 1, 2017 (link) 2006, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~1. 40 C.F.R. Part 51, Subpart F, Procedural Requirements; amended January 18, 2007, at 72 FR 2193, amended July 16, 2007, at 72 FR 38787; amended March 24, 2008, at 73 FR~~

15603; amended January 21, 2009, at 74 FR 3437; amended June 23, 2009, at 74 FR 29595; amended June 22, 2012, at 77 FR 37610 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended February 12, 2013, at 78 FR 9823 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03490>); amended August 28, 2013, at 78 FR 53029 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04920>); amended October 22, 2013, at 78 FR 62451 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04939>); amended March 27, 2014, at 79 FR 17037 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04931>); amended February 25, 2016, at 81 FR 9339 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07786>); amended August 1, 2016, at 81 FR 50330 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07787>).

2. 40 C.F.R. Part 51, Subpart I, Review of New Sources and Modifications; amended May 16, 2008, at 73 FR 28321 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03485>); amended October 20, 2010, at 75 FR 64864 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00745>); amended June 3, 2010, at 75 FR 31513 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03488>); amended January 15, 2013, at 78 FR 3085 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>); amended August 19, 2015, at 80 FR 50199 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06250>); amended June 3, 2016, at 81 FR 35622 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07788>).

3. 40 C.F.R. Part 51, Subpart P, Protection of Visibility, amended July 6, 2005, at 70 FR 39103; amended October 13, 2006, at 71 FR 60611; amended January 10, 2017, at 82 FR 3078 ([link](#)).

4. 40 C.F.R. 51, Subpart T, Conformity to State or Federal Implementation Plans of Transportation Plans, Programs, and Projects Developed, Funded, or Approved Under Title 23 U.S.C. or the Federal Transit Laws.

5. 40 C.F.R. Part 51, Subpart W, Determining Conformity of General Federal Actions to State or Federal Implementation Plans.

(b) The following Appendices M, P, W, and Y of 40 C.F.R. Part 51, revised as of July 1, 2017 ([link](#)) 2006, or later as specifically indicated, are adopted and incorporated by reference.:

1. 40 C.F.R. Part 51, Appendix M, Recommended Test Methods for State Implementation Plans; amended September 21, 2006, at 71 FR 55119; amended May 29, 2008, at 73 FR 30775; amended December 21, 2010, at 75 FR 80118 ([http://www.flrules.org/Gateway/reference.asp?No=Ref-](http://www.flrules.org/Gateway/reference.asp?No=Ref-00746)

[00746](http://www.flrules.org/Gateway/reference.asp?No=Ref-00746)); amended September 13, 2010, at 75 FR 55636 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended February 27, 2014, 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).

2. 40 C.F.R. Part 51, Appendix P, Minimum Emission Monitoring Requirements; amended August 30, 2016, at 81 FR 59800

(<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>).

3. 40 C.F.R. Part 51, Appendix W, Guideline on Air Quality Models; amended April 15, 2003, at 68 FR 18439; amended November 9, 2005, at 70 FR 68217.

4. 40 C.F.R. Part 51, Appendix Y, Guidelines for BART Determination Under the Regional Haze Rule, promulgated July 6, 2005, at 70 FR 39103.

(3) Title 40, Code of Federal Regulations, Part 52, Approval and Promulgation of Implementation Plans. The following subparts of 40 C.F.R. Part 52, revised as of July 1, 2003, or later as specifically indicated, are adopted and incorporated by reference:

(a) 40 C.F.R. Part 52, Subpart A, General Provisions; revised as of July 1, 2016 ([link](#)) 2011 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03499>), or later as specifically indicated, except for the provisions of 40 C.F.R. §52.21(b)(49)(v), are adopted and incorporated by reference; amended July 12, 2012, at 77 FR 41051

(<https://www.flrules.org/Gateway/reference.asp?No=Ref-03489>); amended October 25, 2012, at 77 FR 65107 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03486>);

amended January 15, 2013, at 78 FR 3085 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>);

amended May 19, 2014, at 79 FR 28607 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04933>);

amended May 7, 2015, at 80 FR 26183 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06254>);

amended June 12, 2015, at 80 FR 33413 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06255>);

amended March 6, 2015, at FR 80 12263 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06249>);

amended August 19, 2015, at 80 FR 50199 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06250>);

amended June 3, 2016, at 81 FR 35622 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07788>) amended January 10, 2017, at 82 FR 3078 ([link](#)).

(b) 40 C.F.R. Part 52, Subpart K, Florida; revised as of July 1, 2016 ([link](#)), amended July 22, 2003, at 68 FR 43312; amended August 11, 2003, at 68 FR 47468; amended February

13, 2004, at 69 FR 7127; amended March 29, 2004, at 69 FR 16167; amended June 17, 2004, at 69 FR 33860; amended April 28, 2006, at 71 FR 25327; amended November 28, 2006, at 71 FR 68743; amended October 12, 2007, at 72 FR 58016; amended September 16, 2008, at 73 FR 53378; amended June 1, 2009, at 74 FR 26103; amended May 27, 2010, at 75 FR 29671

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended April 12, 2011, at 76 FR 20239 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended June 15, 2012, at 77 FR 35862 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended July 30, 2012, at 77 FR 44485 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended September 19, 2012, at 77 FR 58027 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended October 11, 2012, at 77 FR 61724 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended November 8, 2012, at 77 FR 66927 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended November 27, 2012, at 77 FR 70687 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended November 29, 2012, at 77 FR 71111 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended April 3, 2013, at 78 FR 19998 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-04913>); amended June 20, 2013, at 78 FR 37132 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04930>); amended August 29, 2013, at 78 FR 53250 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04921>); amended November 1, 2013, at 78 FR 65559 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04935>); amended November 18, 2013, at 78 FR 68997 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04936>); amended December 2, 2013, at 78 FR 72033 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04922>); amended January 6, 2014, at 79 FR 573 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04928>); amended May 19, 2014, at 79 FR 28607 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04933>); amended May 27, 2014, at FR 79 30045 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04934>); amended August 25, 2014, at 79 FR 50554 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04919>); amended October 16, 2014, at 79 FR 62006 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04938>); amended March 18, 2015, at 80 FR 14019 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06251>); amended April 16, 2015, at 80 FR 20441 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06252>); amended August 12, 2015, at 80 FR 48259

(<https://www.flrules.org/Gateway/reference.asp?No=Ref-06253>); amended September 24, 2015, at 80 FR 57538 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07792>); amended September 25, 2015, at 80 FR 57727 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07791>); amended October 23, 2015, at 80 FR 64344 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07793>); amended August 2, 2016, at 81 FR 50628 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07794>); amended September 30, 2016, at 81 FR 67179 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07795>); amended November 23, 2016, at 81 FR 84479 (link); amended April 7, 2017, at 82 FR 16920 (link); amended July 3, 2017, at 82 FR 30749 (link); amended July 3, 2017, at 82 FR 30767 (link); amended July 21, 2017, at 82 FR 33807 (link); amended August 10, 2017, at 82 FR 37310 (link), amended October 6, 2017 at 82 FR 46682 (link).

(4) Title 40, Code of Federal Regulations, Part 53, Ambient Air Monitoring Reference and Equivalent Methods. The following Subparts A through F of 40 C.F.R. Part 53, revised as of July 1, 2017 (link)2006, or later as specifically indicated, are adopted and incorporated by reference.:

(a) 40 C.F.R. Part 53, Subpart A, General Provisions; amended October 17, 2006, at 71 FR 61235; amended June 22, 2010, at 75 FR 35520 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>); amended January 15, 2013, at 78 FR 3085 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>).

(b) 40 C.F.R. Part 53, Subpart B, Procedures for Testing Performance Characteristics of Automated Methods for SO<sub>2</sub>, CO, O<sub>3</sub>, and NO<sub>2</sub>; amended June 22, 2010, at 75 FR 35520 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>); amended August 31, 2011, at 76 FR 54293 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>).

(c) 40 C.F.R. Part 53, Subpart C, Procedures for Determining Comparability Between Candidate Methods and Reference Methods; amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193; amended November 12, 2008, at 73 FR 66963; amended June 22, 2010, at 75 FR 35520 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>).

(d) 40 C.F.R. Part 53, Subpart D, Procedures for Testing Performance Characteristics of Methods for PM<sub>10</sub>.

(e) 40 C.F.R. Part 53, Subpart E, Procedures for Testing Physical (Design) and Performance Characteristics of Reference Methods and Class I and Class II Equivalent Methods for PM<sub>2.5</sub> or PM<sub>10-2.5</sub>; amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193.



~~(f) 40 C.F.R. Part 53, Subpart F, Performance Specifications for PM<sub>2.5</sub> Class II Equivalent Samplers; amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193.~~

(5) Title 40, Code of Federal Regulations, Part 55, Outer Continental Shelf Air Regulations, revised as of July 1, 2017 (link), is adopted and incorporated by reference.

~~(a) The provisions of 40 C.F.R. Part 55, Sections 55.1 through 55.15, revised as of July 1, 2001, are adopted and incorporated by reference.~~

~~(b) The following appendices of 40 C.F.R. Part 55, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:~~

~~Appendix A, Listing of State and Local Requirements Incorporated by Reference into Part 55, by State.~~

(6) Title 40, Code of Federal Regulations, Part 58, Ambient Air Quality Surveillance.

~~(a) The following Subparts A through G of 40 C.F.R. Part 58, revised as of July 1, 2017 (link) 2006, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~1. 40 C.F.R. Part 58, Subpart A, General Provisions; amended October 17, 2006, at 71 FR 61235; amended February 9, 2010, at 75 FR 6473; amended January 15, 2013, at 78 FR 3085~~

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>); amended March 28, 2016, at 81 FR 17248 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07796>).~~

~~2. 40 C.F.R. Part 58, Subpart B, Monitoring Network, amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193; amended November 12, 2008, at 73 FR 66963; amended February 9, 2010, at 75 FR 6473; amended June 22, 2010, at 75 FR 35520 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>); amended December 27, 2010, at 75 FR 81126 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended August 31, 2011, at 76 FR 54293 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended January 15, 2013, at 78 FR 3085 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>); amended March 14, 2013, at 78 FR 16184 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03491>); amended March 28, 2016, at 81 FR 17248 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07796>).~~

~~3. 40 C.F.R. Part 58, Subpart C, Special Purpose Monitors; amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193.~~

~~4. 40 C.F.R. Part 58, Subpart D, Comparability of Ambient Data to NAAQS; amended October 17, 2006, at 71 FR 61235; amended November 12, 2008, at 73 FR 66963; amended~~

~~January 15, 2013, at 78 FR 3085 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>).~~

~~5. 40 C.F.R. Part 58, Subpart F, Air Quality Index Reporting; amended October 17, 2006, at 71 FR 61235.~~

~~6. 40 C.F.R. Part 58, Subpart G, Federal Monitoring; amended October 17, 2006, at 71 FR 61235.~~

~~(b) The following Appendices A, C, D, E, and G of 40 C.F.R. Part 58, revised as of July 1, 2017 (link) 2006, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~1. 40 C.F.R. Part 58, Appendix A, Quality Assurance Requirements for SLAMS, SPMs and PSD Air Monitoring; amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193; amended November 12, 2008, at 73 FR 66963; amended February 9, 2010, at 75 FR 6473; amended June 22, 2010, at 75 FR 35520 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>); amended December 27, 2010, at 75 FR 81126 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended January 15, 2013, at 78 FR 3085 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>); amended March 28, 2016, at 81 FR 17248 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07796>).~~

~~2. 40 C.F.R. Part 58, Appendix C, Ambient Air Quality Monitoring Methodology; amended October 17, 2006, at 71 FR 61235; amended November 12, 2008, at 73 FR 66963; amended February 9, 2010, at 75 FR 6473.~~

~~3. 40 C.F.R. 58, Appendix D, Network Design Criteria for Ambient Air Quality Monitoring; amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193; amended November 12, 2008, at 73 FR 66963; amended February 9, 2010, at 75 FR 6473; amended June 22, 2010, at 75 FR 35520 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>); amended December 27, 2010, at 75 FR 81126 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended January 15, 2013, at 78 FR 3085 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03487>); amended March 28, 2016, at 81 FR 17248 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07796>).~~

~~4. 40 C.F.R. 58, Appendix E, Probe and Monitoring Path Siting Criteria for Ambient Air Quality Monitoring; amended October 17, 2006, at 71 FR 61235; amended February 9, 2010, at 75 FR 6473.~~

~~5. 40 C.F.R. Part 58, Appendix G, Uniform Air Quality Index (AQI) and Daily Reporting; amended March 27, 2008, at 73 FR 16435; amended June 26, 2009, at 74 FR 30469; amended February 9, 2010, at 75 FR 6473; amended June 22,~~

2010, \_\_\_\_\_ at \_\_\_\_\_ 75 \_\_\_\_\_ FR \_\_\_\_\_ 35520  
~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-00744>).~~

(7) Title 40, Code of Federal Regulations, Part 59, National Volatile Organic Compound Emission Standards for Consumer and Commercial Products, Standards Adopted. The following National Volatile Organic Compound Emission Standards for Consumer and Commercial Products contained in 40 C.F.R. Part 59, Subparts B, C and D, of 40 C.F.R. Part 59, revised as of July 1, 2017 (link) 2001, or later as specifically indicated, are adopted and incorporated by reference:

(a) 40 C.F.R. Part 59, Subpart B, Automobile Refinish Coatings.

(b) 40 C.F.R. Part 59, Subpart C, Consumer Products.

(c) 40 C.F.R. Part 59, Subpart D, Architectural Coatings.

(8) Title 40, Code of Federal Regulations, Part 60, Standards of Performance for New Stationary Sources.

(a) No change.

(b) Standards Adopted. The following Standards of Performance for New Stationary Sources contained in 40 C.F.R. Part 60, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. through 37. No change.

38. 40 C.F.R., Part 60, Subpart BBa, Standards of Performance for Kraft Pulp Mill Affected Sources for which Construction, Reconstruction, or Modification Commenced After May 23, 2013; revised as of July 1, 2017 (link).

38. through 87. Renumbered 39. Through 88. No change.

(c) No change.

(d) General Provisions Adopted. The general provisions of 40 C.F.R. Part 60, Subpart A, revised as of July 1, 2017 (link) 2009; amended October 6, 2009, at 74 FR 51368; amended September 13, 2010, at 75 FR 55636 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>~~), amended March 21, 2011, at 76 FR 15554 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04940>~~); amended January 18, 2012, at 77 FR 2456 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>~~); amended April 19, 2012, at 77 FR 23396 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>~~); amended August 16, 2012, at 77 FR 49489 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>~~); amended September 12, 2012, at 77 FR 56421 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>~~); amended January 30, 2013, at 78 FR 6673 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-03483>~~); amended February 27, 2014, 79 FR 11227 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>~~); amended October 23, 2015, at 80 FR 64510 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-07804>~~); amended June 3, 2016, at 81 FR 35824

(~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-07803>~~); amended August 29, 2016, at 81 FR 59276 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-07805>~~); amended August 29, 2016, at 81 FR 59332 (~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-07800>~~); amended August 30, 2016, at 81 FR 59800 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>~~); are adopted and incorporated by reference except that the Secretary is not the Administrator for purposes of 40 C.F.R. §60.4, 40 C.F.R. §60.8(b)(2) and (3), 40 C.F.R. §60.11(e)(7) and (8), 40 C.F.R. §60.13(g), (i) and (j)(2), and 40 C.F.R. §60.16.

(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 60, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. through 11. No change.

12. 40 C.F.R. Part 60, Appendix F, Quality Assurance Procedures; revised as of July 1, 2017 (link) amended February 27, \_\_\_\_\_ 2014, \_\_\_\_\_ 79 \_\_\_\_\_ FR \_\_\_\_\_ 11227 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>~~); amended May 16, 2014, at 79 FR 28439 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-07808>~~); amended July 7, 2015, at 80 FR 38628 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-07806>~~); amended August 30, 2016, at 81 FR 59800 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>~~); amended August 14, 2017, at 82 FR 37822 (link); amended September 21, 2017, at 82 FR 44106 (link).

(9) through (10) No change.

(11) Title 40, Code of Federal Regulations, Part 63, National Emission Standards for Hazardous Air Pollutants for Source Categories.

(a) No change.

(b) Standards Adopted. The following National Emission Standards for Hazardous Air Pollutants contained in 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. through 17. No change.

18. 40 C.F.R. Part 63, Subpart AA, Phosphoric Acid Manufacturing Plants; revised as of July 1, 2017 (link); amended September 28, 2017, at 82 FR 45193 (link) amended August 19, 2015, at 80 FR 50385 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-06258>~~); except that the Secretary is not the Administrator for purposes of the authorities cited at of 40 C.F.R. §§63.611(e)(1) through (4).

19. 40 C.F.R. Part 63, Subpart BB, Phosphate Fertilizers Production Plants; revised as of July 1, 2017 (link); amended September 28, 2017, at 82 FR 45193 (link) amended August 19, 2015, at 80 FR 50385 (~~<https://www.flrules.org/Gateway/reference.asp?No=Ref-07804>~~);

~~06258~~); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§63.632(e)(1) through (4).

20. through 28. No change.

29. 40 C.F.R. Part 63, Subpart MM, Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semicheical Pulp Mills; revised as of July 1, 2017 (link); amended October 11, 2017, at 82 FR 47328 (link) except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§63.868(b)(1) through (4).

30. through 57. No change.

58. 40 C.F.R. Part 63, Subpart XXX, Ferroalloys Production: Ferromanganese and Silicomanganese; revised as of July 1, 2016 (link); amended January 18, 2017, at 82 FR 5401 (link); amended June 30, 2015, at 80 FR 37365 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06263>); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§63.1661(e)(1) through (4).

59. through 101. No change.

102. 40 C.F.R. Part 63, Subpart UUUUU, Coal and Oil-Fired Electric Utility Steam Generating Units; revised as of July 1, 2016 (link); amended April 6, 2017, at 82 FR 16736 (link); promulgated February 16, 2012, at 77 FR 9303 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04925>); amended April 19, 2012, at 77 FR 23399 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04914>); amended April 24, 2013, at 78 FR 24073 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04917>); amended November 19, 2014, at 79 FR 68777 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04937>); amended March 24, 2015, at 80 FR 15510 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06261>); amended April 6, 2016, at 81 FR 20172 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07797>); except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §§63.10041(b)(1) through (4).

103. through 118. No change.

(c) No change.

(d) General Subparts Adopted. The following general subparts of 40 C.F.R. Part 63, revised as of July 1, 2009, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 63, Subpart A, General Provisions; revised as of July 1, 2016 (link) ~~amended September 13, 2010, at 75 FR 55636 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended March 21, 2011, at 76 FR 15554 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01740>); amended March 21, 2011, at 76 FR 15608~~

~~(<https://www.flrules.org/Gateway/reference.asp?No=Ref-03495>); amended January 5, 2012, at 77 FR 556 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended April 17, 2012, at 77 FR 22847 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended August 14, 2012, at 77 FR 48433 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended August 16, 2012 at 77 FR 49489 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended September 11, 2012, at 77 FR 55698 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02487>); amended January 30, 2013, at 78 FR 6673 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03483>); amended January 31, 2013, at 78 FR 7137 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03496>); amended February 1, 2013, at 78 FR 7487 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04941>); amended February 27, 2014, at 79 FR 11227 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04926>); amended March 27, 2014, at 79 FR 17339 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04932>); amended June 30, 2015, at 80 FR 37365 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06263>); amended August 19, 2015, at 80 FR 50385 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06258>); amended October 26, 2015, at 80 FR 65470 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07816>); amended December 1, 2015, at 80 FR 75178 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07798>); amended December 4, 2015, at 80 FR 75817 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07817>); amended August 30, 2016, at 81 FR 59800 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07789>); amended January 18, 2017, at 82 FR 5401 (link) except that the Secretary is not the Administrator for purposes of the authorities cited at 40 C.F.R. §63.5(e), 40 C.F.R. §63.5(f), 40 C.F.R. §63.6(g), 40 C.F.R. §63.6(h)(9), 40 C.F.R. §63.6(j), 40 C.F.R. §63.13, and 40 C.F.R. §63.14.~~

2. through 5. No change.

(e) No change.

(12) No change.

(13) Title 40, Code of Federal Regulations, Part 65, Consolidated Federal Air Rule. ~~The following Ssubparts A through G~~ of 40 C.F.R. Part 65, revised as of July 1, 2016 (link) 2001, or later as specifically indicated, are adopted and incorporated by reference.

(a) 40 C.F.R. Part 65, Subpart A, General Provisions; amended April 20, 2006, at 71 FR 20445; amended August 27, 2007, at 72 FR 48938; amended December 28, 2007, at 72 FR 73625; amended December 22, 2008, at 73 FR 78199.

b) 40 C.F.R. Part 65, Subpart B, Reserved.

~~(c) 40 C.F.R. Part 65, Subpart C, Storage Vessels.~~

~~(d) 40 C.F.R. Part 65, Subpart D, Process Vents.~~

~~(e) 40 C.F.R. Part 65, Subpart E, Transfer Racks.~~

~~(f) 40 C.F.R. Part 65, Subpart F, Equipment Leaks.~~

~~(g) 40 C.F.R. Part 65, Subpart G, Closed Vent Systems, Control Devices and Routing to a Fuel Gas System or a Process.~~

~~(14) Title 40, Code of Federal Regulations, Part 68. (Reserved).~~

~~(15) Title 40, Code of Federal Regulations, Part 70, State Operating Permit Programs. The provisions of 40 C.F.R. Part 70, §§70.1 through 70.11, revised as of July 1, [2016 \(link\)](#), 2001; amended June 27, 2003, at 68 FR 38517; amended March 6, 2015, at FR 80 12263 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-06249>); amended October 23, 2015, at 80 FR 64510 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07804>); amended June 3, 2016, at 81 FR 35622 (<https://www.flrules.org/Gateway/reference.asp?No=Ref-07788>); are adopted and incorporated by reference.~~

~~(16) Title 40, Code of Federal Regulations, Part 72, Permits Regulation.~~

~~(a) The following Subparts A through I of 40 C.F.R. Part 72, revised as of July 1, [2016 \(link\)](#)2005, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~1. 40 C.F.R. Part 72, Subpart A, Acid Rain Program General Provisions; amended April 28, 2006, at 71 FR 25327; amended September 7, 2007, at 72 FR 51493; amended January 24, 2008, at 73 FR 4311; amended March 28, 2011, at 76 FR 47288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~2. 40 C.F.R. Part 72, Subpart B, Designated Representative; amended April 28, 2006, at 71 FR 25327; amended October 19, 2007, at 72 FR 59190.~~

~~3. 40 C.F.R. Part 72, Subpart C, Acid Rain Permit Applications.~~

~~4. 40 C.F.R. Part 72, Subpart D, Acid Rain Compliance Plan and Compliance Options.~~

~~5. 40 C.F.R. Part 72, Subpart E, Acid Rain Permit Contents.~~

~~6. 40 C.F.R. Part 72, Subpart F, Federal Acid Rain Permit Issuance Procedures.~~

~~7. 40 C.F.R. Part 72, Subpart G, Acid Rain Phase II Implementation.~~

~~8. 40 C.F.R. Part 72, Subpart H, Permit Revisions.~~

~~9. 40 C.F.R. Part 72, Subpart I, Compliance Certification.~~

~~(b) The following Appendices A through D of 40 C.F.R. Part 72, revised as of July 1, [2016 \(link\)](#)2005, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~1. Appendix A, Methodology for Annualization of Emissions Limits.~~

~~2. Appendix B, Methodology for Conversion of Emissions Limits.~~

~~3. Appendix C, Actual 1985 Yearly SO<sub>2</sub> Emissions Calculation.~~

~~4. Appendix D, Calculation of Potential Electric Output Capacity.~~

~~(17) Title 40, Code of Federal Regulations, Part 73, Sulfur Dioxide Allowance System. The following Subparts A through G of 40 C.F.R. Part 73, revised as of July 1, [2016 \(link\)](#)2005, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~(a) 40 C.F.R. Part 73, Subpart A, Background and Summary.~~

~~(b) 40 C.F.R. Part 73, Subpart B, Allowance Allocations.~~

~~(c) 40 C.F.R. Part 73, Subpart C, Allowance Tracking System; amended April 28, 2006, at 71 FR 25327.~~

~~(d) 40 C.F.R. Part 73, Subpart D, Allowance Transfers.~~

~~(e) 40 C.F.R. Part 73, Subpart E, Auctions, Direct Sales, and Independent Power Producers Written Guarantee.~~

~~(f) 40 C.F.R. Part 73, Subpart F, Energy Conservation and Renewable Energy Reserve.~~

~~(g) 40 C.F.R. Part 73, Subpart G, Small Diesel Refineries.~~

~~(18) Title 40, Code of Federal Regulations, Part 74, Sulfur Dioxide Opt-Ins. The following Subparts A through F of 40 C.F.R. Part 74, revised as of July 1, [2016 \(link\)](#) 2006, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~(a) 40 C.F.R. Part 74, Subpart A, Background and Summary.~~

~~(b) 40 C.F.R. Part 74, Subpart B, Permitting Procedures.~~

~~(c) 40 C.F.R. Part 74, Subpart C, Allowance Calculations for Combustion Sources.~~

~~(d) 40 C.F.R. Part 74, Subpart E, Allowance Tracking and Transfer and End of Year Compliance.~~

~~(e) 40 C.F.R. Part 74, Subpart F, Monitoring Emissions: Combustion Sources.~~

~~(19) Title 40, Code of Federal Regulations, Part 75, Continuous Emission Monitoring.~~

~~(a) The following Subparts A through I of 40 C.F.R. Part 75, revised as of July 1, [2016 \(link\)](#) 2005, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~1. 40 C.F.R. Part 75, Subpart A, General; amended January 24, 2008, at 73 FR 4311; amended March 28, 2011, at 76 FR 47288~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended August 12, 2011, at 76 FR 50129~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended January 18, 2012, at 77 FR 2456~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~2. 40 C.F.R. Part 75, Subpart B, Monitoring Provisions; amended September 7, 2007, at 72 FR 51493; amended January 24, 2008, at 73 FR 4311; amended March 28, 2011, at 76 FR 17288~~

~~(<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended April 4, 2011, at 76 FR 18415 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~3. 40 C.F.R. Part 75, Subpart C, Operation and Maintenance Requirements; amended September 7, 2007, at 72 FR 51493; amended January 24, 2008, at 73 FR 4311; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~4. 40 C.F.R. Part 75, Subpart D, Missing Data Substitution Procedures; amended January 24, 2008, at 73 FR 4311; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~5. 40 C.F.R. Part 75, Subpart E, Alternative Monitoring Systems; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~6. 40 C.F.R. Part 75, Subpart F, Recordkeeping Requirements; amended January 24, 2008, at 73 FR 4311; amended September 7, 2007, at 72 FR 51493; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~7. 40 C.F.R. Part 75, Subpart G, Reporting Requirements; amended January 24, 2008, at 73 FR 4311; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~8. 40 C.F.R. Part 75, Subpart H, NO<sub>x</sub> Mass Emissions Provisions; amended January 24, 2008, at 73 FR 4311.~~

~~9. 40 C.F.R. Part 75, Subpart I, Hg Mass Emission Provisions; amended January 24, 2008, at 73 FR 4311; amended September 7, 2007, at 72 FR 51493; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~(b) The following Appendices A through K of 40 C.F.R. Part 75, revised as of July 1, 2016 (link)2005, or later as specifically indicated, are adopted and incorporated by reference.:~~

~~1. Appendix A, Specifications and Test Procedures; amended September 7, 2007, at 72 FR 51493; amended January~~

~~24, 2008, at 73 FR 4311; amended November 4, 2008, at 73 FR 65554; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~2. Appendix B, Quality Assurance and Quality Control Procedures; amended September 7, 2007, at 72 FR 51493; amended January 24, 2008, at 73 FR 4311; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~3. Appendix C, Missing Data Estimation Procedures.~~

~~4. Appendix D, Optional SO<sub>2</sub> Emissions Data Protocol for Gas Fired and Oil Fired Units; amended January 24, 2008, at 73 FR 4311; amended August 12, 2011, at 76 FR 50129 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended January 18, 2012, at 77 FR 2456 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~5. Appendix E, Optional NO<sub>x</sub> Emissions Estimation Protocol for Gas Fired Peaking Units and Oil Fired Peaking Units; amended January 24, 2008, at 73 FR 4311; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~6. Appendix F, Conversion Procedures; amended January 24, 2008, at 73 FR 4311; amended February 13, 2008, at 73 FR 8408; amended September 7, 2007, at 72 FR 51493; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>); amended January 18, 2012, at 77 FR 2456 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~7. Appendix G, Determination of CO<sub>2</sub> Emissions; amended January 24, 2008, at 73 FR 4311.~~

~~8. Appendix H, Revised Traceability Protocol No. 1.~~

~~9. Appendix I, Optional F Factor/Fuel Flow Method; amended September 7, 2007, at 72 FR 51493.~~

~~10. Appendix J, Compliance Dates for Revised Recordkeeping Requirements and Missing Data Procedures.~~

~~11. Appendix K, Quality Assurance and Operating Procedures for Sorbent Trap Monitoring Systems; amended September 7, 2007, at 72 FR 51493; amended January 24, 2008, at 73 FR 4311; amended March 28, 2011, at 76 FR 17288 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01720>).~~

~~(20) Title 40, Code of Federal Regulations, Part 76, Acid Rain Nitrogen Oxides Emission Reduction Program, revised as of July 1, 2016 (link), is adopted and incorporated by reference.~~

~~(a) The provisions of 40 C.F.R. Part 76, §§76.1 through 76.15, revised as of July 1, 2001, are adopted and incorporated by reference.~~

(b) The following appendices of 40 C.F.R. Part 76, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. ~~Appendix A, Phase I Affected Coal-Fired Utility Units with Group 1 or Cell Burner Boilers.~~

2. ~~Appendix B, Procedures and Methods for Estimating Costs of Nitrogen Oxides Controls Applied to Group 1, Phase I Boilers.~~

(21) Title 40, Code of Federal Regulations, Part 77, Excess Emissions. The provisions of 40 C.F.R. Part 77, §§77.1 through 77.6, revised as of July 1, 2016 (link) 2005, ~~is~~ are adopted and incorporated by reference.

(22) Title 40, Code of Federal Regulations, Part 78, Appeal Procedures for Acid Rain Program. The provisions of 40 C.F.R. Part 78, §§78.1 through 78.20, revised as of July 1, 2016, (link) 2005, amended April 28, 2006, at 71 FR 25327, ~~is~~ are adopted and incorporated by reference.

(23) Title 40, Code of Federal Regulations, Part 81, Designation of Areas for Air Quality Planning Purposes, Subparts B, C, and D of 40 C.F.R., Part 81, revised as of July 1, 2016 (link), or later as specifically indicated; amended September 6, 2016, at 81 FR 61136 (https://www.flrules.org/Gateway/reference.asp?No=Ref-07820); amended September 22, 2016, at 81 FR 65289 (https://www.flrules.org/Gateway/reference.asp?No=Ref-07821); ~~are is~~ adopted and incorporated by reference.

(a) ~~40 C.F.R. Part 81, Subpart B, Designation of Air Quality Control Regions §§81.49, 81.68, 81.91, 81.95, 81.96, and 81.97, revised as of July 1, 2009, are adopted and incorporated by reference.~~

(b) ~~40 C.F.R. Part 81, Subpart C, Section 107 Attainment Status Designations, §81.310, revised as of July 1, 2009; amended November 22, 2010, at 75 FR 71033 (http://www.flrules.org/Gateway/reference.asp?No=Ref-01720); amended November 22, 2011, at 75 FR 72097 (http://www.flrules.org/Gateway/reference.asp?No=Ref-01720); amended February 17, 2012, at 77 FR 9532 (http://www.flrules.org/Gateway/reference.asp?No=Ref-01720); amended May 21, 2012, at 77 FR 30087 (http://www.flrules.org/Gateway/reference.asp?No=Ref-02487); amended August 5, 2013, 78 FR 47191 (https://www.flrules.org/Gateway/reference.asp?No=Ref-04918); amended January 15, 2015, at 80 FR 2206 (https://www.flrules.org/Gateway/reference.asp?No=Ref-07819); amended September 6, 2016, at 81 FR 61136 (https://www.flrules.org/Gateway/reference.asp?No=Ref-07820); amended September 22, 2016, at 81 FR 65289 (https://www.flrules.org/Gateway/reference.asp?No=Ref-07821);~~ is adopted and incorporated by reference.

(c) ~~40 C.F.R. Part 81, Subpart D, Identification of Mandatory Class I Federal Areas Where Visibility Is An~~

~~Important Value, §81.407, revised as of July 1, 2009, is adopted and incorporated by reference.~~

(24) Title 40, Code of Federal Regulations, Part 82, Protection of Stratospheric Ozone. ~~The following Ssubparts A of 40 C.F.R. Part 82, revised as of July 1, 2016 (link), 2001,~~ or later as specifically indicated, ~~is~~ are adopted and incorporated by reference.:

(a) ~~40 C.F.R. Part 82, Subpart A, Production and Consumption Controls.~~

(b) ~~40 C.F.R. Part 82, Subpart B, Servicing of Motor Vehicle Air Conditioners.~~

(c) ~~40 C.F.R. Part 82, Subpart C, Ban on Nonessential Products Containing Class I Substances and Ban on Nonessential Products Containing or Manufactured With Class II Substances.~~

(d) ~~40 C.F.R. Part 82, Subpart E, The Labeling of Products Using Ozone Depleting Substances.~~

(e) ~~40 C.F.R. Part 82, Subpart F, Recycling and Emissions Reduction.~~

(f) ~~40 C.F.R. Part 82, Subpart G, Significant New Alternatives Policy Program.~~

(25) Title 40, Code of Federal Regulations, Part 89, Control of Emissions From New and In-Use Nonroad Compression-Ignition Engines. ~~The following Ssubparts A and B of 40 C.F.R. Part 89, revised as of July 1, 2016 (link), 2007, or later as specifically indicated,~~ are adopted and incorporated by reference.

(a) ~~40 C.F.R. Part 89, Subpart A, General; amended February 24, 2009, at 74 FR 8309.~~

(b) ~~40 C.F.R. Part 89, Subpart B, Emission Standards and Certification Provisions.~~

(26) Title 40, Code of Federal Regulations, Part 93, Determining Conformity of Federal Actions to State or Federal Implementation Plans. ~~The following Ssubparts A and B of 40 C.F.R. Part 93, revised as of July 1, 2016 (link), 2015 (http://www.flrules.org/Gateway/reference.asp?No=Ref-07494), or later as specifically indicated,~~ are adopted and incorporated by reference.

(a) ~~40 C.F.R. Part 93, Subpart A, Conformity to State or Federal Implementation Plans of Transportation Plans, Programs, and Projects Developed, Funded or Approved Under Title 23 U.S.C. or the Federal Transit Laws.~~

(b) ~~40 C.F.R. Part 93, Subpart B, Determining Conformity of General Federal Actions to State or Federal Implementation Plans.~~

(27) Title 40, Code of Federal Regulations, Part 96, NO<sub>x</sub> Budget Trading Program and CAIR NO<sub>x</sub> and SO<sub>2</sub> Trading Programs for State Implementation Plans. ~~The following subparts of 40 C.F.R. Part 96, revised as of July 1, 2005, or later as specifically indicated, are adopted and incorporated by reference.~~

~~(a) Subpart AA, CAIR NO<sub>x</sub> Annual Trading Program General Provisions; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792; amended October 19, 2007, at 72 FR 59190.~~

~~(b) Subpart BB, CAIR Designated Representative for CAIR NO<sub>x</sub> Sources; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(c) Subpart CC, Permits; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(d) Subpart EE, CAIR NO<sub>x</sub> Allowance Allocations; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(e) Subpart FF, CAIR NO<sub>x</sub> Allowance Tracking System; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(f) Subpart GG, CAIR NO<sub>x</sub> Allowance Transfers.~~

~~(g) Subpart HH, Monitoring and Reporting; amended April 28, 2006, at 71 FR 25327.~~

~~(h) Subpart AAA, CAIR SO<sub>2</sub> Trading Program General Provisions; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792; amended October 19, 2007, at 72 FR 59190.~~

~~(i) Subpart BBB, CAIR Designated Representative for CAIR SO<sub>2</sub> Sources; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(j) Subpart CCC, Permits; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(k) Subpart FFF, CAIR SO<sub>2</sub> Allowance Tracking System; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(l) Subpart GGG, CAIR SO<sub>2</sub> Allowance Transfers; amended April 28, 2006, at 71 FR 25327.~~

~~(m) Subpart HHH, Monitoring and Reporting; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(n) Subpart AAAA, CAIR NO<sub>x</sub> Ozone Season Trading Program General Provisions; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792; amended October 19, 2007, at 72 FR 59190.~~

~~(o) Subpart BBBB, CAIR Designated Representative for CAIR NO<sub>x</sub> Ozone Season Sources; amended April 28, 2006, at 71 FR 25327.~~

~~(p) Subpart CCCC, Permits; amended April 28, 2006, at 71 FR 25327.~~

~~(q) Subpart EEEE, CAIR NO<sub>x</sub> Ozone Season Allowance Allocations; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(r) Subpart FFFF, CAIR NO<sub>x</sub> Ozone Season Allowance Tracking System; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

~~(s) Subpart GGGG, CAIR NO<sub>x</sub> Ozone Season Allowance Transfers.~~

~~(t) Subpart HHHH, Monitoring and Reporting; amended April 28, 2006, at 71 FR 25327; amended December 13, 2006, at 71 FR 74792.~~

Rulemaking Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087, 403.0872, 403.8055 FS. History—New 3-13-96, Amended 6-25-96, 10-7-96, 10-17-96, 12-20-96, 4-18-97, 6-18-97, 7-7-97, 10-3-97, 12-10-97, 3-2-98, 4-7-98, 5-20-98, 6-8-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 4-1-00, 10-1-00, 1-1-01, 8-1-01, 10-1-01, 4-1-02, 7-1-02, 10-1-02, 1-1-03, 4-1-03, 10-1-03, 1-1-04, 4-1-04, 7-1-04, 10-1-04, 1-1-05, 4-1-05, 7-1-05, 10-1-05, 1-1-06, 4-1-06, 7-1-06, 9-4-06, 9-6-06, 1-8-07, 1-31-07, 4-2-07, 5-31-07, 7-2-07, 10-1-07, 2-1-08, 7-1-08, 10-1-08, 10-6-08, 12-1-08, 11-18-09, 6-11-10, 7-1-10, 10-1-10, 12-30-10, 12-1-11, 12-1-12, 5-22-13, 12-17-13, 1-24-14, 1-14-15, 1-7-16, 10-23-16, 1-13-17, \_\_\_\_\_.

### Section III Notice of Changes, Corrections and Withdrawals

#### STATE BOARD OF ADMINISTRATION

RULE NO.: RULE TITLE:

19-7.002: Investment Policy Guidelines

#### NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 43 No. 209, October 27, 2017 issue of the Florida Administrative Register.

The proposed rule is hereby corrected with the following: Rulemaking Authority, wherever it appears, hereby is changed to read: 218.412, 218.421(1), 218.405(4) FS.

#### DEPARTMENT OF FINANCIAL SERVICES

##### FSC - Financial Institution Regulation

RULE NO.: RULE TITLE:

69U-135.101 Written Notice for Qualification

69U-135.102 Renewal of Qualification

69U-135.103 Procedures for Surrender of Qualification

#### 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. 43 No. 202, October 18, 2017 issue of the Florida Administrative Register.

The following changes are made to the proposed rules following comments made by the Joint Administrative Procedures Committee:

69U-135.101 Written Notice for Qualification.

No change.

69U-135.102 Renewal of Qualification.

(4) A qualification must be renewed every 2 years. Within 30 days prior to the end of each 2 year period, qualification must be renewed by filing a written notice of renewal with the OFR. The written notice of renewal of qualification shall be filed on Form OFR-U-135R, Written Notice of Renewal of Qualification, effective 01/2018, herein incorporated by reference and available at <https://www.flrules.org/XXXXX>.

~~(2) Each written notice of renewal of qualification must be signed under penalty of perjury by the executive officer or managing member of the qualified limited service affiliate, to the best of his or her knowledge.~~

Rulemaking Authority 663.539 FS. Law Implemented 663.539 FS. History-New \_\_\_\_\_.

69U-135.103 Procedures for Surrender of Qualification.

(1) A qualified limited service affiliate that proposes to terminate operations in this state must surrender its qualification. A qualified limited service affiliate must surrender its qualification by providing the OFR with written notification at least 60 days prior to the proposed date of voluntary termination. The notice must contain the proposed date of termination and the name of the officer in charge of the termination procedures, and shall include ~~attach~~ a proposed plan for discontinuing business as well as a certified copy of the resolution of the board of directors, or members if a limited liability company, authorizing the action.

(2) through (3) No change.

Rulemaking Authority 663.538(1) FS. Law Implemented 663.538 FS. History-New \_\_\_\_\_.

Following comments made by the Joint Administrative Procedures Committee, changes were also made to material incorporated by reference as set forth below:

Form OFR-U-135: Included a request that for each international trust entity that the proposed qualified limited service affiliate will provide services for in this state, it must provide a statement that the international trust entity is not in bankruptcy, conservatorship, receivership, liquidation, or in a similar status under the laws of any country.

Section IV  
Emergency Rules

NONE

Section V  
Petitions and Dispositions Regarding Rule  
Variance or Waiver

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-35.060 Licensure Application Process.

NOTICE IS HEREBY GIVEN that on October 16, 2017, the Agency for Health Care Administration, received a petition for Waiver or Variance from Rule 59A-35.060, F.A.C., from QHS Health Services, Inc. d/b/a Qualified Homecare Services. The Petition has been assigned Agency case number 2017013522. The Petition seeks an emergency waiver or variance from Rule 59A-35.060, F.A.C. specifically requesting a waiver or variance from the requirement that the licensure fee must be included with any application. Interested persons or other agencies may submit written comments on the petition for variance within 5 days after publication of the notice by forwarding an email to [Ruby.Grantham@ahca.myflorida.com](mailto:Ruby.Grantham@ahca.myflorida.com).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ruby Grantham, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop 32, Tallahassee, Florida 32308 or by email to [Ruby.Grantham@ahca.myflorida.com](mailto:Ruby.Grantham@ahca.myflorida.com).

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on November 7, 2017, the Agency for Health Care Administration received a petition for an Amended for Variance from Rule 59AER17-1 from Longwood Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017013557. The Petition seeks a variance from Rule 59AER17-1 requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to [Kimberly.Stewart@ahca.myflorida.com](mailto:Kimberly.Stewart@ahca.myflorida.com).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop 28A, Tallahassee, Florida 32308, [Kimberly.Stewart@ahca.myflorida.com](mailto:Kimberly.Stewart@ahca.myflorida.com), requesting a copy of the petition.



## AGENCY FOR HEALTH CARE ADMINISTRATION

## Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on November 08, 2017, the Agency for Health Care Administration received a petition for an Amended for Variance from Rule 59AER17-1 from Silvercrest Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017013022. The Petition seeks a variance from Rule 59AER17-1 requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop 28A, Tallahassee, Florida 32308, Kimberly.Stewart@ahca.myflorida.com, requesting a copy of the petition.

## AGENCY FOR HEALTH CARE ADMINISTRATION

## Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on November 8, 2017, the Agency for Health Care Administration, received a petition for an Amended for Variance from Rule 59AER17-1 from Salerno Bay Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017012956. The Petition seeks a variance from Rule 59AER17-1 requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop 28A, Tallahassee, Florida 32308, Kimberly.Stewart@ahca.myflorida.com, requesting a copy of the petition.

## AGENCY FOR HEALTH CARE ADMINISTRATION

## Health Facility and Agency Licensing

NOTICE IS HEREBY GIVEN that on November 8, 2017, the Agency for Health Care Administration received a petition for an Amended for Variance from Rule 59AER17-1 from Wave Crest Health and Rehabilitation Center. The Petition has been assigned Agency case number 2017012881. The Petition seeks a variance from Rule 59AER17-1 requesting a variance as to the time for the implementation of the emergency rule and specifically requesting an extension of time to implement the rule. Interested persons or other agencies may submit written comments on the petition for emergency variance within 5 days after publication of the notice by forwarding an email to Kimberly.Stewart@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting Kimberly Stewart, Agency for Health Care Administration, Division of Health Quality Assurance, Bureau of Health Facility Regulation, 2727 Mahan Drive, Building 1, Mail Stop 28A, Tallahassee, Florida 32308, Kimberly.Stewart@ahca.myflorida.com, requesting a copy of the petition.

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

## RULE NO.: RULE TITLE:

62-600.440 Disinfection Requirements

The Department of Environmental Protection hereby gives notice that it issued an order on November 6, 2017, granting Holly-Navarre Water System, Inc.'s Petition for a Variance. The petition was received on September 29, 2017. Notice of receipt of this petition was published in the Florida Administrative Register on October 5, 2017. The petition requested a variance from paragraph 62-600.440(6)(a), F.A.C., to establish alternate Total Suspended Solids (TSS) compliance values of 5 mg/L, 7.5 mg/L and 10 mg/L as annual average, monthly average and single sample, respectively for the Holley Wastewater Reclamation Facility FLA548464. Paragraph 62-600.440(6)(a), F.A.C., which sets treatment criteria for reclaimed water projects for high-level disinfection, provides that the reclaimed water limit for TSS shall not exceed 5.0 mg/L at a point before application of the disinfectant. No public comment was received. The Order, OGC File No.17-1031; PA File No.FLA548464-007-DWF/57, granted a temporary variance to paragraph 62-600.440(6)(a), F.A.C., based on the

Petitioner's demonstration that the rule would present a substantial hardship or violate the principles of fairness and that the purpose of the underlying statute would otherwise be met. A copy of the Order or additional information may be obtained by contacting Bill Evans, Department of Environmental Protection, Wastewater Permitting Section, Northwest District, 160 W. Governmental Street, Suite 308, Pensacola, Florida 32502, bill.evans@dep.state.fl.us, (850)595-0584 or [https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=38.629210.1\]&\[profile=Permitting\\_Authorization\]](https://depdms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=38.629210.1]&[profile=Permitting_Authorization]); during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays.

**DEPARTMENT OF HEALTH**

Board of Medicine

**RULE NO.: RULE TITLE:**

64B8-51.001: Manner of Application

The Board of Medicine hereby gives notice that on November 8, 2017, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Sherry Ball, on July 20, 2017, seeking a waiver or variance from subsection 64B8-51.001(2), F.A.C., with regard to the requirement for official documentation of completion of electrolysis training. The Notice was published in Volume 43, No. 146, of the Florida Administrative Register, on July 28, 2017. The Board, at its meeting held on October 13, 2017, voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship; that application of the rule would violate the principles of fairness; and that the purpose of the underlying statute has been met.

A copy of the Order or additional information may be obtained by contacting the Board of Medicine, 4052 Bald Cypress Way, Bin C03, Tallahassee, Florida 32399-3053.

**DEPARTMENT OF HEALTH**

Board of Nursing Home Administrators

**RULE NO.: RULE TITLE:**

64B10-15.001 Continuing Education for Licensure Renewal  
**NOTICE IS HEREBY GIVEN** that on November 1, 2017, the Board of Nursing Home Administrators received a petition for Variance or Waiver filed by Alexandra Maliwacki. Petitioner seeks a variance or waiver of subsection 64B10-15.001(6), F.A.C., requesting consideration of continuing education credits.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin C-07, Tallahassee, Florida 32399-3257, (850)245-4393, Anthony.Spivey@flhealth.gov.

**DEPARTMENT OF FINANCIAL SERVICES**

OIR – Insurance Regulation

**RULE NO.: RULE TITLE:**

69O-149.005 Reasonableness of Benefits in Relation to Premiums

The Office of Insurance Regulation hereby gives notice of a filing of a Petition for Variance by Advantica Insurance Company, published on September 21, 2017 in Volume 43, No. 185, F.A.R. A letter withdrawing the Petition for Variance from Fla. Admin. Code Ann. r. 69O-149.005(14)(b) from Advantica Insurance Company was received by the Office of Insurance Regulation on November 1, 2017. Accordingly, this matter is closed without further action.

A copy of the Order or additional information may be obtained by contacting Debra Seymour at Debra.Seymour@flor.com.

**Section VI**

**Notice of Meetings, Workshops and Public Hearings**

**DEPARTMENT OF LEGAL AFFAIRS**

The Florida Commission on the Status of Women announces a public meeting to which all persons are invited.

**DATE AND TIME:** November 15, 2017, 3:00 p.m.

**PLACE:** Collins Building Room 226, 107 West Gaines Street, Tallahassee, FL 32301. Please call (850)414-3300 for instructions on participation.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Strategic planning discussion for 2017/2018 for Chair and Vice-Chair of Commission.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050; phone (850)414-3300, fax (850)921-4131.

For more information, you may contact: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050; phone (850)414-3300, fax (850)921-4131.

**DEPARTMENT OF TRANSPORTATION**

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

**DATE AND TIME:** Thursday, November 16, 2017, 5:30 p.m. – 7:30 p.m., Open House

**PLACE:** Majestic Life Church, 821 South Kirkman Road, Orlando, Florida 32811

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Financial Management No. 437341-1-32-01.

Project Description: Design Project: State Road (S.R.) 435 (Kirkman Road) from S.R. 482 (Sand Lake Road) to south of the S.R. 408 Interchange, Excluding S.R. 435 from International Drive to south of Conroy Road, Orange County, Florida.

On behalf of the Florida Department of Transportation (FDOT), the public is invited to a meeting regarding improvements for S.R. 435 (Kirkman Road). FDOT is designing improvements to rehabilitate the asphalt pavement to extend the longevity of the roadway. The project will mill and resurface the roadway and design roadside improvements as needed, such as Americans with Disability Act (ADA) improvements, bike lane keyholes at certain locations, and minor drainage improvements. The design of a shared use path is also included along a portion of the project corridor. No additional right of way will be required. The project is funded for construction.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator, at Jennifer.Smith2@dot.state.fl.us.

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 dated December 14, 2016 and executed by the Federal Highway Administration and FDOT.

A copy of the agenda may be obtained by contacting FDOT Project Manager Heidi Trivett, (386)943-5466, heidi.trivett@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting FDOT Project Manager Heidi Trivett, (386)943-5466, heidi.trivett@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact FDOT Project Manager Heidi Trivett, (386)943-5466, heidi.trivett@dot.state.fl.us. You may also contact Matthew Gibbs, P.E., Consultant Project Manager, at (407)423-1600, ext. 226, or mgibbs@cescivil.com.

#### REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

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

DATE AND TIME: Wednesday, November 29, 2017, rescheduled to 8:30 a.m.

PLACE: 455 N. Garland Avenue, 4th Floor, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rescheduled time for the regular bi-monthly meeting of the Executive Committee.

A copy of the agenda may be obtained by contacting: Pegge Parker, (407)245-0300, ext. 300 or pparker@ecfrpc.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 two (2) days before the workshop/meeting by contacting: Pegge Parker, (407)245-0300, ext. 300 or pparker@ecfrpc.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: Pegge Parker, (407)245-0300, ext. 300 or pparker@ecfrpc.org.

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#### REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

DATE AND TIME: Monday, November 27, 2017, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting to revise by-laws for the South Florida New Markets, Inc." Community Development Entity (CDE)

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416. If you are hearing or speech impaired, please

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

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

For more information, you may contact: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416.

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#### REGIONAL PLANNING COUNCILS

##### South Florida Regional Planning Council

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

DATE AND TIME: Wednesday, November 15, 2017, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY1718.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, at 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the SoFlaLEPC website (sfregionalcouncil.org/local-emergency-planning-committee/) or by calling (954)985-4416 in Broward or 1(800)985-4416 toll-free statewide.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Regional Planning Council, at 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the SoFlaLEPC website (sfregionalcouncil.org/local-emergency-planning-committee/) or by calling (954)985-4416 in Broward or 1(800)985-4416 toll-free statewide. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: South Florida Regional

Planning Council, at 3440 Hollywood Blvd., Suite 140, Hollywood, FL 33021, via email request to Manny Cela (celam@sfrpc.com), visiting the SoFlaLEPC website (sfregionalcouncil.org/local-emergency-planning-committee/) or by calling (954)985-4416 in Broward or 1(800)985-4416 toll-free statewide.

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#### WATER MANAGEMENT DISTRICTS

##### St. Johns River Water Management District

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

DATE AND TIME: Thursday, November 30, 2017, 10:30 a.m.

PLACE: Cocoa Beach Pavilion, 4800 Tom Warriner Boulevard off of Minuteman Causeway (signs will be posted), Cocoa Beach, FL 32931

GENERAL SUBJECT MATTER TO BE CONSIDERED: Celebration of the third phase of muck dredging in the Banana River Lagoon portion of the Indian River Lagoon. This third phase of dredging is a district cost-share project with the city of Cocoa Beach. To RSVP by Nov. 22, 2017 and for additional information use the contact information listed below.

Note: This event may be attended by one or more members of the St. Johns River Water Management Governing Board.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Ed Garland at egarland@sjrwmd.com or (321)676-6612.

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: District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### DEPARTMENT OF MANAGEMENT SERVICES

##### Commission on Human Relations

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

DATE AND TIME: Wednesday, December 13, 2017, 10:00 a.m. ET

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

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

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

ACCESS POINT: The FCHR office at 4075 Esplanade Way,

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

For more information, you may contact: Jim Mallue at (850)907-6805 or Jim.Mallue@fchr.myflorida.com.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

The Florida Board of Professional Engineers announces a public meeting to which all persons are invited.

**DATE AND TIME:** December 7, 2017, 8:30 a.m.

**PLACE:** Holiday Inn & Suites - Tallahassee, 2725 Graves Road, Tallahassee, FL 32303

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the board.

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.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 10 days before the workshop/meeting by contacting: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

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

**DATE AND TIME:** November 20, 2017, 10:00 a.m. Eastern Time until all business is concluded

**PLACE:** Conference call: dial-in number 1(888)670-3525, participant code 1368986679#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Peer Review Oversight Committee (PROC) will meet to discuss general business affecting the Board of Accountancy.

A copy of the agenda may be obtained by contacting: Denise Graves, (352)333-2205 or

[denise.graves@myfloridalicense.com](mailto: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)333-2205, [denise.graves@myfloridalicense.com](mailto: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).

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 Denise Graves, (352)333-2205, [denise.graves@myfloridalicense.com](mailto:denise.graves@myfloridalicense.com).

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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DATE AND TIME:** November 17, 2017 1:00 p.m.

**PLACE:** Monroe County Government Center, 2nd Floor, BOCC Room, 2798 Overseas Highway, Marathon, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Department's Division of Environmental Assessment and Restoration (DEAR) is holding a public meeting to discuss DEAR's water quality assessment efforts. This public meeting is being held to discuss the 2017 update to the Florida Keys Reasonable Assurance Document (FKRAD), proposed monitoring strategy in support of the FKRAD, and status of the 2017 Group 5 Florida Keys Basin assessment. The FKRAD was developed to establish water quality targets and restoration activities to address nutrient impairments in the near shore waters. Any comments and/or questions on the FKRAD should be directed to Julie Espy, Water Quality Assessment Program, Florida Department of Environmental Protection, 2600 Blair Stone Rd, MS 3560, Tallahassee, Florida, 32399-2400, or by email at [Julie.Espy@dep.state.fl.us](mailto:Julie.Espy@dep.state.fl.us).

A copy of the agenda may be obtained by contacting: Wanda Harpley, (850)245-8433.

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: Wanda Harpley, (850)245-8433. 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).

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DEPARTMENT OF CHILDREN AND FAMILIES

The CICA Quarterly Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: November 17, 2017, 10:00 a.m. – 12:00 Noon

PLACE: Santa Rosa County School Board, 5086 Canal Street, Board Room, Milton, FL 32570; telephone conference: 1(888)670-3525, participant code 5412711821#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Dept. of Children and Families, Circuit 1 Alliance-Community Action Team to provide a forum for providers and the community to identify needs and gaps in services in order to improve the lives of children and families in Escambia, Santa Rosa, Okaloosa, and Walton Counties. For those that cannot attend in person, a conference call number is being provided for them: the number is 1(888)670-3525 and the participant code is 5412711821#.

A copy of the agenda may be obtained by contacting: Phyllis Gonzalez, (850)483-6675.

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: Phyllis Gonzalez, (850)483-6675. 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: Phyllis Gonzalez, (850)483-6675.

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DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: November 15, 2017, 11:00 a.m.

PLACE: 210 N. Palmetto Avenue, Daytona Beach, Florida 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: Solicitation Conference for ITN #20170911CPINER - Child Protective Investigation (CPI) Training Program for the Northeast Region.

A copy of the agenda may be obtained by contacting Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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: Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114. 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 Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2017, 11:30 a.m.

PLACE: 210 N. Palmetto Avenue, Daytona Beach, Florida 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN Reply Opening and Review of Mandatory Requirements for ITN #20170911CPINER - Child Protective Investigation (CPI) Training Program for the Northeast Region.

A copy of the agenda may be obtained by contacting Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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: Lori McCray. 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 Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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DEPARTMENT OF CHILDREN AND FAMILIES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: December 18, 2017, 11:00 a.m.

PLACE: 210 N. Palmetto Avenue, Daytona Beach, Florida 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of Department Evaluators for ITN #20170911CPINER - Child Protective Investigation (CPI) Training Program for the Northeast Region.

A copy of the agenda may be obtained by contacting Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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: Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114. 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 Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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**DEPARTMENT OF CHILDREN AND FAMILIES**

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: December 19, 2017, 11:00 a.m.

PLACE: 210 N. Palmetto Avenue, Daytona Beach, Florida 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: Debriefing Meeting of the Evaluators and ranking of the replies for ITN #20170911CPINER - Child Protective Investigation (CPI) Training Program for the Northeast Region.

A copy of the agenda may be obtained by contacting: Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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: Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114. 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: Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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**DEPARTMENT OF CHILDREN AND FAMILIES**

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: February 2, 2018, 1:00 p.m.

PLACE: 210 N. Palmetto Avenue, Daytona Beach, Florida 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of Negotiation Team to Develop Recommendation for Award for ITN #20170911CPINER - Child Protective Investigation (CPI) Training Program for the Northeast Region. A copy of the agenda may be obtained by contacting: Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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: Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114. 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: Lori McCray, Procurement Manager, 210 N. Palmetto Avenue, Daytona Beach, Florida 32114.

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**HARDEE COUNTY ECONOMIC DEVELOPMENT AUTHORITY**

The Hardee County Economic Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: November 13, 2017, 8:30 a.m.

PLACE: 412 W. Orange Street, Room 102, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business - Approve Agreement.

A copy of the agenda may be obtained by contacting: Sandy Meeks, (863)773-9430.

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: Sandy Meeks, (863)773-9430. 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 Sandy Meeks, (863)773-9430.

#### MRGMIAMI

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

DATE AND TIME: Thursday, November 16, 2017, 6:00 p.m.

PLACE: Westland Gardens Park, 13501 NW 107 Avenue, Hialeah Gardens, FL 33018

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District Six, has scheduled a Public Hearing to discuss the SR 25/Okeechobee Road and SR 826/Palmetto Expressway interchange PD&E Study in Miami-Dade County. The project focused on improving traffic operations and safety conditions along SR 25/Okeechobee Road at the interchange with SR 826/Palmetto Expressway by improving the mobility and connectivity between these two corridors.

The hearing is being conducted to give interested persons an opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of the proposed improvements. The hearing will begin as an open house at 6:00 p.m., with a formal presentation at 6:30 p.m., followed by a public comment period. Notices are being sent to all property owners and tenants located within at least 300 feet on either side of the proposed alignment and to other public officials, regulatory agencies, organizations, and individuals interested in the project.

The draft project documents and other information will be available for public review prior to the hearing from October 26, 2017 to November 27, 2017, at the following locations: FDOT District Six, 1000 NW 111 Avenue, Room 6251, Miami, FL 33172, Monday through Friday, 8:00 a.m. to 5:00 p.m.; Hialeah Gardens City Hall, 10001 NW 87 Avenue, Hialeah Gardens, FL 33016, Monday through Friday, 8:00 a.m. to 5:00 p.m.

The draft documents will also be available at <http://www.fdotmiamidade.com/okeechobeepalmettostudy>, and on display at the public hearing. Persons wishing to submit written statements or other exhibits, in place of or in addition to oral comments, may do so at the public hearing, or by sending them to [elsa.riverol@dot.state.fl.us](mailto:elsa.riverol@dot.state.fl.us). All statements postmarked on or before November 27, 2017, will become a part of the public hearing record.

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 dated December 14, 2016 and executed by the Federal Highway Administration and FDOT.

A copy of the agenda may be obtained by contacting: Ms. Elsa Riverol, P.E., Project Manager, at (305) 470-5105 or by email at [elsa.riverol@dot.state.fl.us](mailto:elsa.riverol@dot.state.fl.us). Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

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. Hong Benitez, P.E. at (305)470-5219, or in writing at 1000 NW 111th Avenue, Miami, Florida 33172, or via email at [hong.benitez@dot.state.fl.us](mailto:hong.benitez@dot.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Elsa Riverol, P.E., Project Manager, at (305)470-5105 or by email at [elsa.riverol@dot.state.fl.us](mailto:elsa.riverol@dot.state.fl.us).

You may also visit the project website at [www.fdotmiamidade.com/okeechobeepalmettostudy](http://www.fdotmiamidade.com/okeechobeepalmettostudy).

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

### DEPARTMENT OF HEALTH

#### Board of Medicine

NOTICE IS HEREBY GIVEN THAT on November 8, 2017, the Board of Medicine issued a Final Order on the petition for declaratory statement filed on behalf of Richard L. Henry, M.D. The Notice of the Petition was published February 22, 2017 in Volume 43, No. 36 of the Florida Administrative Register. The Board reviewed the Petition at its meeting held on April 7, 2017. The Board's Final Order finds that the term "assist" within the context of Section 458.3475(3)(a)7., F.S., would allow an anesthesiologist assistant to perform epidural anesthetic procedures and spinal anesthetic procedures him or herself provided the Petitioner is in the same room where the procedures are being performed, and the other conditions set forth by the Petitioner in his Petition are met. A copy of the Final Order may be obtained by contacting the Board of Medicine, 4052 Bald Cypress Way, Bin C03, Tallahassee, Florida 32399-3253.



DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal, has received the petition for declaratory statement from Bui Wei on November 7, 2017. The petition seeks the agency's opinion as to the applicability of NFPA 101 Section 39.2.4.4, as it applies to the petitioner.

The Petition asks: 1) Is the intent of NFPA 101 Section 39.2.4.4 to prohibit the installation of door openings into egress stairs as identified in NFPA Section 39.2.4.3(3)(a); 2) Is the intent of NFPA 101 Section 39.2.4.4 to allow protected openings into egress stairs because the occupant load is less than 30; 3) Is the intent of NFPA 101 Section 39.2.4.3 to be applicable only if the occupant load greater than 30 per story; and 4) Does the Code allow installation of a fire rated door at ground floor into single exit serving a second floor with 9 occupants.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Catherine Speidel, Senior Attorney, Office of the General Counsel, 200 E. Gaines Street, Tallahassee, Florida 32399, (850)413-4269, Catherine.Speidel@myfloridacfo.com.

Responses, motions to intervene, or requests for a hearing must be filed within 21 days of this Notice.

**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:

Beer Industry of Florida, Inc.; Florida Beer Wholesalers Association, Inc.; and Wine and Spirits Distributors of Florida, Inc. vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco; Case No.: 17-5947RU

\*\* vs. Department of Education, Division of Vocational Rehabilitation; Case No.: 17-4886RU

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**

\*\* vs. Department of Education, Division of Vocational Rehabilitation; Case No.: 17-4886RU; Settled and/or Dismissed prior to entry of RO/FO

Theresa J. Krupa vs. Department of Business and Professional Regulation; Case No.: 17-5578RU; Settled and/or Dismissed prior to entry of RO/FO

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

NONE

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

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

ALACHUA COUNTY COMMUNITY TRANSPORTATION COORDINATOR

The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area is accepting proposals from qualified agencies or firms for the award of a contract to coordinate transportation services for the transportation disadvantaged in Alachua County, Florida. The selected contractor will be the designated Community Transportation Coordinator under Florida's Transportation Disadvantaged Program, as authorized by Chapter 427, Florida Statutes, and more fully described in Rule 41-2 of the Florida Administrative Code.

The Community Transportation Coordinator is defined by Chapter 427, Florida Statutes as a transportation entity recommended by the appropriate designated official planning agency to ensure that coordinated transportation services are provided to the transportation disadvantaged population in a designated service area. The Community Transportation

Coordinator has full responsibility for the delivery of transportation services for the transportation disadvantaged as outlined in Section 427.015(2), Florida Statutes.

The complete Request for Proposals will be available November 9, 2017 at <http://www.ncfrpc.org/>. It may also be obtained by contacting Lynn Godfrey, AICP, Senior Planner at (352)955-2200, ext. 110. Experience with eligibility-based transportation services is required.

A mandatory pre-proposal conference will be held November 17, 2017 in the North Central Florida Regional Planning Council Charles F. Justice Conference Room located at 2009 NW 67th Place, Gainesville, Florida at 10:00 a.m., Eastern Standard Time, to answer questions about the Request for Proposals. Inquiries about this Request for Proposals must be made in person at the pre-proposal conference. Firms and agencies represented will have an opportunity to clarify any information contained in the request for proposals at the pre-proposal conference.

Proposals must be received by 3:00 p.m., Eastern Standard Time, December 19, 2017 at the office of the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area. Five (5) copies of the proposal must be submitted to: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area, ATTENTION: Scott R. Koons, AICP, Executive Director, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603. One of these copies must be a clean, single-sided original that can be used to make additional copies. The outside of the envelope or box containing proposals must be marked "PROPOSAL FOR ALACHUA COUNTY COMMUNITY TRANSPORTATION COORDINATOR." Faxed and electronically mailed responses will not be accepted.

The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area will not accept responsibility for proposals that are not marked and submitted in this manner. Proposals are to remain in effect for ninety (90) calendar days from date of submission. The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area reserves the right to reject any or all proposals, to waive any formality concerning proposals or negotiate changes to the proposals whenever such rejection or waiver or negotiation is in the best interest of the State and the transportation disadvantaged. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

## 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 8:00 a.m., Thursday, November 2, 2017 and 3:00 p.m., Wednesday, November 8, 2017. 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
1S-2.047	11/7/2017	11/27/2017
25-22.017	11/3/2017	11/23/2017
25-22.039	11/3/2017	11/23/2017
25-22.060	11/3/2017	11/23/2017
25-40.001	11/3/2017	11/23/2017
40C-2.031	11/7/2017	7/1/2018
40C-2.041	11/7/2017	7/1/2018
40C-2.042	11/7/2017	7/1/2018
40C-2.051	11/7/2017	7/1/2018
40C-2.101	11/7/2017	7/1/2018
40C-2.301	11/7/2017	7/1/2018
40C-2.331	11/7/2017	7/1/2018
40C-2.900	11/7/2017	7/1/2018
64B19-11.012	11/3/2017	11/23/2017
64B19-11.0035	11/6/2017	11/26/2017
69K-21.003	11/7/2017	11/27/2017
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
Rule No.	File Date	Effective Date
40C-2.101	8/2/2017	**/**/****

60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.100	12/19/2016	**/**/****
69L-7.501	12/19/2016	**/**/****

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Crown Auto Dealerships, Inc., dba Land Rover Saint Petersburg for the establishment of Land Rover vehicles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Jaguar Land Rover North America, LLC, intends to allow the establishment of Crown Auto Dealerships, Inc., d/b/a Land Rover Saint Petersburg as a dealership for the sale of Land Rover (line-make LNDR) at 6001A 34th Street North, St. Petersburg, (Pinellas County), Florida 33714, on or after October, 31, 2018.

The name and address of the dealer operator(s) and principal investor(s) of Crown Auto Dealerships, Inc., d/b/a Land Rover Saint Petersburg are dealer operator(s): Dwayne Hawkins, 6001 34th Street North, Saint Petersburg, Florida 33714-1251; principal investor(s): Dwayne Hawkins Inter Vivos Revocable Trust Agreement of 1999, 6001 34th Street North, Saint Petersburg, Florida 33714-1251, Kevin E. Hawkins Irrevocable Trust, James Myers, Trustee, 101 East Kennedy Boulevard, Suite 2800, Tampa, Florida 33602 and Hawkins Capital Investments, LLC Kevin Hawkins, Sole Manager, 6001 34th Street North, Saint Petersburg, Florida 33714-1251.

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

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

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

A copy of such petition or complaint must also be sent by US

Mail to: Anastasios Panas, Jaguar Land Rover North America, LLC, 555 MacArthur Boulevard, Mahwah, New Jersey, 07430. If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Hall's Motorsports of Crestview, Inc., for the relocation of KYMC motorcycles

Notice of Publication for the Relocation of a

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Kymco USA, Inc., intends to allow the relocation of Hall's Motorsports of Crestview, Inc., d/b/a Hall's Motorsports as a dealership for the sale of motorcycles manufactured by Kwang Yang Motor Co., Ltd. (line-make KYMC) from its present location at 202 Jonquil Avenue Northwest, Fort Walton Beach, (Okaloosa County), Florida 32548, to a proposed location at 655 West James Lee Boulevard, Crestview, (Okaloosa County), Florida 32536, on or after December 18, 2017.

The name and address of the dealer operator(s) and principal investor(s) of Hall's Motorsports of Crestview, Inc., d/b/a Hall's Motorsports are dealer operator(s): Trent Hall, 4113 Yellow Herron Lane, Mobile, Alabama 36693, principal investor(s): Trent Hall, 4113 Yellow Herron Lane, Mobile, Alabama 36693. The notice indicates intent to relocate the franchise in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by US Mail to: Bruce Ramsey, Kymco USA, Inc., 5 Stan Perkins Road, Spartanburg, South Carolina 29307.

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

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Larry Dimmitt Cadillac, Inc., dba Jaguar Clearwater for the establishment of Jaguar vehicles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Jaguar Land Rover North America, LLC, intends to allow the establishment of Larry Dimmitt Cadillac, Inc., d/b/a Jaguar Clearwater as a dealership for the sale of Jaguar (line-make JAGU) at 25191 US Highway 19 North Clearwater, (Pinellas County), Florida 33763, on or after October 31, 2018.

The name and address of the dealer operator(s) and principal investor(s) of Larry Dimmitt Cadillac, Inc., d/b/a Jaguar Clearwater are dealer operator(s): Richard R. Dimmitt, Jr., 3177 Masters Drive, Clearwater, Florida 33761-1818; principal investor(s): Richard R. Dimmitt, Sr., 965 Day Esplanade, Clearwater, Florida 33767-1002, Richard R. Dimmitt, Jr. Irrevocable Trust 1 FBO Richard R. Dimmitt, Jr., 25191 US Highway 19 North, Clearwater, Florida 33763-2102 and Richard R. Dimmitt, Irrevocable Trust II FBO Peter B. Dimmitt, 25191 US Highway 19 North Clearwater, Florida 33763-2102.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Anastasios Panas, Jaguar Land Rover North America, LLC, 555 MacArthur Boulevard, Mahwah, New Jersey 07430.

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

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

S & E Group, Inc. dba Golf Cart Depot Land O' Lakes for the establishment of CITC low speed vehicles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Jaguar Land Rover North America, LLC, intends to allow the establishment of Larry Dimmitt Cadillac, Inc., d/b/a Jaguar Clearwater as a dealership for the sale of Jaguar (line-make JAGU) at 25191 US Highway 19 North Clearwater, (Pinellas County), Florida 33763, on or after October 31, 2018.

The name and address of the dealer operator(s) and principal investor(s) of Larry Dimmitt Cadillac, Inc., d/b/a Jaguar Clearwater are dealer operator(s): Richard R. Dimmitt, Jr., 3177 Masters Drive, Clearwater, Florida 33761-1818; principal investor(s): Richard R. Dimmitt, Sr., 965 Day Esplanade, Clearwater, Florida 33767-1002, Richard R. Dimmitt, Jr. Irrevocable Trust 1 FBO Richard R. Dimmitt, Jr., 25191 US Highway 19 North, Clearwater, Florida 33763-2102 and Richard R. Dimmitt, Irrevocable Trust II FBO Peter B. Dimmitt, 25191 US Highway 19 North Clearwater, Florida 33763-2102.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Anastasios Panas, Jaguar Land Rover North America, LLC, 555 MacArthur Boulevard, Mahwah, New Jersey 07430.

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

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Varsity Cycle, Inc. for the relocation PIAG motorcycles  
Notice of Publication for the Relocation of a  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Piaggio Group Americas, Inc., intends to allow the relocation of Varsity Cycle, Inc., d/b/a Vespa Palm Beach as a dealership for the sale of motorcycles manufactured by Piaggio Group Americas, Inc. (line-make PIAG) from its present location at 2272 Okeechobee Boulevard, West Palm Beach, (Palm Beach County), Florida 33409, to a proposed location at 340 Royal Poinciana Way, Suite M325C, Palm Beach, (Palm Beach County), Florida 33480, on or after December 18, 2017. The name and address of the dealer operator(s) and principal investor(s) of Varsity Cycle, Inc., d/b/a Vespa Palm Beach are dealer operator(s): Tony Cappadona, 2601 North Federal Highway, Fort Lauderdale, Florida 33306, principal investor(s): Tony Cappadona, 2601 North Federal Highway, Fort Lauderdale, Florida 33306.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

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

A copy of such petition or complaint must also be sent by US Mail to: Thierry Julliard, Piaggio Group Americas, Inc., 257 Park Avenue South, 4th Floor, New York, New York 10010.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the

Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Section XIII  
Index to Rules Filed During Preceding  
Week

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

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