

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

NONE

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-61.0013	Tolls
14-61.0014	Limitations on Use of Turnpike System
14-61.0018	Tractor Requirements
14-61.0019	Tire Requirements
14-61.0020	Brake Regulations
14-61.0021	Emergency Equipment
14-61.0022	Lead Trailer Requirements
14-61.0023	Converter Dolly Requirements
14-61.0024	Lamps, Etc.
14-61.0025	Inspection by Driver
14-61.0026	Coupling Devices/Hitch Connections
14-61.0027	Staging
14-61.0028	Speed Limits, Minimum Distances, Passing, and Operations Under Hazardous Conditions

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 162, August 20, 2018 issue of the Florida Administrative Register.

The titles at the top of Rule Chapter 14-61 have been corrected to be consistent with the titles used in the rule sections as:

- 14-61.0014 ~~Limitations~~ Limitation on Use of Turnpike System.
- 14-61.0020 Brake ~~Regulations~~ Requirements

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: N/A ~~February 19, 2018~~

DEPARTMENT OF CORRECTIONS

RULE NOS.:	RULE TITLES:
33-103.005	Informal Grievance
33-103.006	Formal Grievance - Institution or Facility Level
33-103.007	Appeals and Direct Grievances to the Office of the Secretary
33-103.008	Grievances of Medical Nature
33-103.011	Time Frames for Inmate Grievances
33-103.014	Reasons for Return of Grievance or Appeal Without Processing
33-103.016	Follow Through on Approved Grievances

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. 44 No. 136, July 13, 2018 issue of the Florida Administrative Register.

Changes to the rule are made in response to written comments provided by the Joint Administrative Procedures Committee in their correspondence dated July 27, 2018.

33-103.005 Informal Grievance.

(1) No change.

(2) When submitting an informal grievance, the inmate shall use Form DC6-236, Inmate Request, and shall:

(a) No change.

(b) On the line reading "Request," the inmate shall check the box to indicate that Form DC6-236 is being used as an "Informal Grievance." Failure to do this will cause the request to be handled routinely and it will not be considered an informal grievance. This will also cause the form to be unacceptable as documentation of having met the informal step if it is attached to a formal grievance submitted at the next step.

1. The act of asking questions or seeking information, guidance, or assistance is not considered to be a grievance. Answers to inmate requests of this nature shall not be considered as documentation of having met the informal step if they are attached to a formal grievance submitted at the next step. Inmate requests improperly submitted as informal grievances shall be treated as inmate requests and the inmate shall be advised that he cannot appeal the response.

2. When completing the inmate request form for submission as an informal grievance, the inmate shall ensure that the form is legible, that included facts are accurately stated, and that only one issue or complaint is addressed. The inmate must limit all grievance narrative to Form DC6-236, and only two additional pages of narrative will be allowed. The inmate shall sign and date the form and write in his Department of Corrections number and forward the informal grievance to the designated staff person. If an inmate fails to sign his grievance, it shall result in a delay in addressing the grievance until it can be verified that it is that inmate's grievance. Form DC6-236 is incorporated by reference. Copies of this form are available

from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-04803>. The effective date of the form is ____ 12/14.

(3) through (5) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 10-12-89, Amended 1-15-92, 12-22-92, 3-30-94, 4-17-94, 4-10-95, 8-10-97, 12-7-97, 2-17-99, Formerly 33-29.005, Amended 8-1-00, 2-9-05, 3-25-08, 1-31-10, 5-27-12, 11-7-12, 11-24-13, 4-20-14, 12-30-14, ____.

33-103.006 Formal Grievance – Institution or Facility Level.

(1) No change.

(2) Procedural Requirements.

(a) through (f) No change.

(g) The inmate shall attach a copy of the informal grievance and the response to the informal grievance to Form DC1-303, unless the grievance is a direct formal grievance that is one of the types identified in subsection (3)(a) - (j) of this rule ~~the following: an emergency grievance; a grievance of reprisal; a medical grievance; a grievance alleging violation of the Americans with Disabilities Act; a grievance involving gain time governed by Rule 33-601.101, F.A.C., Incentive Gain Time; a grievance challenging placement in close management and subsequent reviews; a grievance regarding the return of incoming mail governed by subsection 33-210.101(14), F.A.C.; or a grievance of disciplinary action (excluding corrective consultations)~~. Any other pertinent documentation shall be attached also. Informal grievances as described in subparagraph 33-103.005(2)(b)1., F.A.C., shall not be accepted as documentation of having met the requirements of the informal grievance step.

(h) through (k) No change.

(3) through (4) No change.

(5) Upon receipt of the formal grievance, the ~~recipient~~ ~~reviewing authority as defined in subsection paragraph~~ 33-103.002(15), F.A.C. shall cause the following to occur:

(6) through (8) No change.

(9) ~~During site visits staff from the Bureau of Policy Management and Inmate Appeals will review video from cameras that monitor those housing units in which inmates rely on a grievance box being brought to them in order for such inmates to submit their grievance. Such housing units include, but are not limited to, disciplinary confinement, close management, maximum management, and death row.~~

~~(10) Renumbered only~~ - No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 8-10-97, 12-7-97, 5-10-98, 2-17-99, Formerly 33-29.006, Amended 8-1-00, 10-11-00, 2-9-05, 10-28-07, 3-25-08, 5-27-12, 11-7-12, 11-24-13, 4-20-14, ____.

Substantial rewording of Rule 33-103.007 follows. See Florida Administrative Code for present text.

33-103.007 Appeals and Direct Grievances to the Office of the Secretary.

(1) No change.

(2) Grievance appeals – If the grievance appeal is not a direct grievance to the Office of the Secretary, the inmate shall:

(a) No change.

(b) Attach a copy of his informal grievance and response, except when appealing issues regarding one of the types identified in subsection (3)(a) - (j) of this rule ~~medical, Americans with Disabilities Act, gain time governed by Rule 33-601.101, F.A.C. Incentive Gain Time, placement in close management and subsequent reviews, return of incoming mail governed by subsection 33-210.101(14), F.A.C., disciplinary action (does not include corrective consultations) governed by Rule 33-601.314, F.A.C.~~

(c) Attach any other documentation that the inmate has that is pertinent to the review and that the inmate wants reviewed. ~~Attachments as required by the rule that do not meet the requirements of this rule may result in the grievance being returned to the inmate.~~

(d) Submit the complete form with attachments to the Office of the Secretary in accordance with Rule subsection 33-103.007(5) ~~33-103.006(8)~~, F.A.C. Failure to submit a complete grievance shall result in the grievance being returned to the inmate without action.

(e) through (f) No change.

(3) No change.

(4) Procedural Requirements.

(a) through (g) No change.

(h) If the inmate is filing an amendment to a previously filed grievance or appeal, the inmate shall clearly state this at the beginning of PART A of Form DC1-303, Request for Administrative Remedy or Appeal. Amendments are to be filed only regarding issues unknown or unavailable to the inmate at the time of filing the original grievance and must be submitted within twenty days of the date reflected on the department's response to the appeal ~~a reasonable time frame of knowledge of the new information.~~

(i) through (k) No change.

(5) No change.

(6) Processing of Grievance Appeals and Direct Grievances by Central Office Staff.

(a) Upon receipt of a mailed grievance or appeal by the Bureau of Policy Management and Inmate Appeals, the Bureau of Policy Management and Inmate Appeals shall cause the following to occur:

1. The grievance or appeal shall be examined for compliance with Chapter 33-103, F.A.C.

2. Regarding any grievance or appeal that arrives in a sealed envelope, the envelope shall be opened and then attached to the grievance or appeal. The envelope shall not be discarded.

3. Staff shall date the receipt portion of the grievance or appeal. For those ~~grievances~~ grievance that were placed in the grievance box by the inmate, the date on the receipt shall be the same date that the grievance or appeal was taken out of the grievance box, whether or not the grievance is in a sealed envelope. As to any grievance or appeal that was placed directly into privileged mail by an inmate, the date on the receipt shall be the same date placed on the back of the envelope at the moment when the inmate released the grievance or appeal to the mail collection representative. This date shall be placed in the lower left hand corner of the form.

4. The receiving office shall review the grievance or appeal and determine the classification of the grievance or appeal and enter the same on the receipt that is returned to the inmate. The subject matter of the grievance shall be indicated on the receipt according to the classification of the grievance, as specified in Rule 33-103.013, F.A.C. A receipt shall be provided to the inmate.

5. In addition to dating the receipt portion of the grievance or appeal, as mentioned above, staff shall date-stamp the grievance or appeal with the current day's date in the upper right corner of the form.

~~(b)6.~~ Staff shall determine whether the grievance or appeal has been timely filed. The decision of whether or not the grievance or appeal has been timely filed by the inmate shall be made based upon the following comparisons:

~~1.(a)~~ In the case of an appeal being filed with the central office, by comparing the receipt date that institutional staff placed on the DC1-303 form or the outside of the envelope in accordance with rule ~~33-103.007(5)(e)1~~ ~~33-103.007(3)(d)~~, F.A.C., to the return date of the formal grievance (the date the grievance leaves the recipient's office).

~~2.(b)~~ In the case of a grievance being filed directly at the central office level, by comparing the receipt date on the DC1-303 form to the date of the incident or situation giving rise to the complaint.

~~(c)7.~~ The receiving office shall then process the grievance or appeal filed by the inmate in accordance ~~accord~~ with the provisions of this rule, as appropriate.

~~(d)8.~~ A grievance appeal or direct grievance may be returned to the inmate for any one or more of the reasons stated in Rule 33-103.014, F.A.C., without further processing.

~~(e)9.~~ Following appropriate investigation and evaluation by staff of the Bureau of Policy Management and Inmate Appeals, a response shall be provided to the inmate. The degree of investigation is determined by the complexity of the issue and the content of the grievance.

~~(f)10.~~ The response shall state whether the appeal or direct grievance is approved, denied, or being returned and shall also state the reasons for the approval, denial, or return. The criteria considered in approving, denying, or returning an appeal or direct grievance will vary with the facts of the grievance.

(7) through (9) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History--New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 8-10-97, 12-7-97, 10-7-98, 2-17-99, Formerly 33-29.007, Amended 8-1-00, 6-29-03, 2-9-05, 8-21-06, 3-25-08, 6-13-12, 11-7-12, 11-24-13, 4-20-14, _____.

33-103.008 Grievances of Medical Nature.

(1) through (2) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History--New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 12-7-97, Formerly 33-29.008, Amended 6-29-03, 2-9-05, 3-25-08, 5-27-12, 6-23-13, _____.

33-103.011 Time Frames for Inmate Grievances.

When determining the time frames for grievances in all cases, the specified time frame shall commence on the day following the date of the incident or response to the grievance at the previous level. For example, if an incident occurred on December 1, fifteen days from that date would be December 16.

(1) Filing of Grievances.

(a) No change.

(b) Formal Grievances – Must be received no later than 15 calendar days from:

1. The date on which the informal grievance was responded to; or

2. The date on which the incident or action being grieved occurred if an informal grievance was not filed pursuant to the circumstances specified in subsection 33-103.006(3), F.A.C., unless the grievance is an issue related to sexual abuse.

3. In instances when an inmate places his or her grievance into the grievance box on the 15th day after the date of such response or such alleged incident/action, but after the ~~grievances~~ ~~grievance~~ ~~box~~ were retrieved for that day, it shall be treated as timely.

4. Pursuant to sub-subparagraph 33-103.006(3)(j)1.a., F.A.C., and notwithstanding the above provisions, sexual abuse grievances filed either by the inmate or a third party may be filed at any time after the incident is alleged to have occurred. After the initial filing, all other applicable timeframes shall apply.

5. If the grievance is filed by an inmate who is visually impaired that requires accomodation, as provided in Rule 33-210.201, F.A.C., the formal grievance must be received within 20 calendar days from the date the informal grievance was responded to or the date on which the incident or action being grieved occurred.

(c) through (d) No change.

(2) through (5) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History–New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 12-7-97, Formerly 33-29.011, Amended 2-9-05, 3-25-08, 5-27-12, 11-7-12, 11-24-13, 4-20-14, _____.

33-103.014 Reasons for Return of Grievance or Appeal Without Processing.

(1) No change.

(2) An inmate who has a grievance returned to him for reasons stated in subsection (1) above [excluding paragraphs (1)(d), (e), (h), (i), (m), (n), (p), (q), (r), (u), (v) or (w)] may refile utilizing the proper procedure or correct the stated deficiency and refile, but only if:

(a) the refiled grievance is refiled within the applicable time frame, or

(b) the inmate was granted permission to refile outside of the applicable time frame, and refiles within the extended time frame granted to the inmate as set forth in Rule 33-103.011(2), F.A.C. When a grievance is returned to an inmate for being improperly filed, the inmate shall be told why the grievance was returned and told that in order to receive administrative review of his complaint he must correct the defects and re-submit the grievance within the time frames set forth in Rule 33-103.011, F.A.C., unless instructed otherwise in the grievance response. Instructions to resubmit are not necessary if a grievance is returned for reasons stated in paragraphs (1)(d), (e), (h), (i), (m), (n), (p), (q), (r), (u), (v) or (w).

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History–New 10-12-89, Amended 1-15-92, 12-22-92, 4-10-95, 12-7-97, 5-10-98, Formerly 33-29.014, Amended 6-29-03, 2-9-05, 6-13-12, 11-7-12, 11-24-13, _____.

33-103.016 Follow Through on Approved Grievances.

(1) through (2) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History–New 4-10-95, Amended 12-7-97, Formerly 33-29.0155, Amended 8-1-00, 1-1-01, 8-21-06, 3-25-08, 6-13-12, 11-7-12, _____.

DEPARTMENT OF CORRECTIONS

RULE NOS.:	RULE TITLES:
33-404.102	Provision of Mental Health Services
33-404.103	Mental Health Services - Definitions
33-404.108	Discipline and Confinement of Mentally Disordered Inmates
33-404.112	Risk Management of Inmates in an Inpatient Setting

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. 44 No. 103, May 25, 2018 issue of the Florida Administrative Register.

Changes to the rule are made in response to written comments provided by the Joint Administrative Procedures Committee in their correspondence dated June 11, 2018.

33-404.102 Provision of Mental Health Services.

(1) All inmates entering the department shall have access to necessary mental health services as established by this chapter ~~and as specified in the policies and procedures developed and implemented under the authority of the assistant secretary for health services.~~

(2) through (8) No change.

(9) Conditions and Privileges of Inmates Receiving Inpatient Mental Health Services. Notwithstanding Rule 33-602.101, F.A.C., and subject to the provisions of Rule 33-404.112, Risk Assessment of Inmates in an Inpatient Setting, inpatient inmates shall be managed in accordance with Form DC4-664B, Behavioral Management Progress System. Form DC4-664B, Behavioral Management Progress System is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>. The effective date of the form is XXXXXX

(10) - (12) No change.

Rulemaking Authority 944.09, 945.49 FS. Law Implemented 944.09, 945.48, 945.49 FS. History–New 5-27-97, Formerly 33-40.002, Amended 3-1-11, _____.

33-404.103 Mental Health Services – Definitions.

(1) The definitions in this rule are applicable to all rules under Chapter 33-404. For the purpose of this chapter, the position titles referenced in these rules are defined by class specifications of the Department of Management Services, pursuant to Chapter 110, F.S.

(2) “Behavioral Management Progress System” (or “BMPS”) – refers to a structured system of performance-based behavioral incentives and consequences used to facilitate adaptive functioning, promote constructive goal-oriented behavior, develop coping skills, and provide opportunities to demonstrate self-care, self-control, appropriate interpersonal interactions, compliance with rules, and cooperation with the treatment regimen. The levels are sequentially organized for the provision of progressive incentives to encourage compliance with the prescribed treatment regimen, involvement in unstructured out of cell activities, proper care of personal property, and participation in psychoeducation groups and therapeutic activities. Placement, advancement, or recession within the levels is based on demonstrated inmate behavior, including: prosocial behavior, compliance with prescribed treatment modalities, aggressive acts, disruptive outburst, or other maladaptive behaviors. Individualized modification to an

inmate's assignment to a level in the BMPS is approved by the MDST and documented in the mental health record.

(3) No change.

(4) "Crisis Stabilization Care" means a level of care that is less restrictive and intense than care provided in a mental health treatment facility, that includes a broad range of evaluation and treatment services provided within a highly structured setting or locked residential setting, and that is intended for inmates who are experiencing acute emotional distress and who cannot be adequately evaluated and treated in a transitional care unit or infirmary isolation management room. Such treatment is also more intense than treatment provided in a transitional care unit and is devoted principally toward rapid stabilization of acute symptoms and conditions. ~~refers to an inpatient mental health treatment unit that provides intensive management, observation, and treatment intervention while seeking rapid stabilization of acute symptoms and conditions.~~

(5) through (10) No change.

(11) "Mentally ill" means an impairment of the mental or emotional processes that exercise conscious control of one's actions or of the ability to perceive or understand reality, which impairment substantially interferes with the person's ability to meet the ordinary demands of living. However, for the purposes of transferring an inmate to a mental health treatment facility, the term does not include a developmental disability as defined in §393.063, F.S., simple intoxication, or conditions manifested only by antisocial behavior or substance abuse addiction. However, an individual who is developmentally disabled may also have a mental illness. ~~"Mental Illness" — a diagnosed mental disorder with an impairment of the psychological processes, of the ability to exercise conscious control of one's actions, or of the ability to perceive or understand reality that substantially interferes with a person's ability to meet the ordinary demands of the incarceration environment, regardless of etiology, except that for the purposes of transfer of an inmate to a corrections mental health treatment facility, the term does not include intellectual or developmental disability as those terms are defined in Chapter 393, F.S., simple intoxication, or conditions manifested only by antisocial behavior or drug addiction. An individual who is intellectually or developmentally disabled, however, may also have a mental illness.~~

(12) through (14) No change.

(15) "Transitional Mental Health Care" – means a level of care that is more intensive than outpatient care, but less intensive than crisis stabilization care, and is characterized by the provision of traditional mental health treatments such as group and individual therapy, activity therapy, recreational therapy, and psychotropic medications in the context of a structured residential setting. Transitional mental health care is indicated for a person with chronic or residual symptomatology

who does not require crisis stabilization care or acute psychiatric care, but whose impairment in functioning nevertheless renders him or her incapable of adjusting satisfactorily within the general inmate population. ~~refers to an inpatient mental health unit that provides intermediate level care for patients transitioning from a more intensive level of inpatient care back to an outpatient setting and long term care for patients with chronic and severe mental illness.~~

(16) No change.

Rulemaking Authority 944.09, 945.49 FS. Law Implemented 944.09, 945.42, 945.49 FS. History—New 5-27-97, Formerly 33-40.003, Amended 10-19-03, 3-1-11, _____.

33-404.108 Discipline of Inmates ~~with~~ Diagnosed as Mentally Ill Mental Disorders.

(1) ~~Inmates with a~~ diagnosed as mentally ill mental disorder shall be subject to the provisions of Rules 33-601.301-.314, F.A.C., Inmate Discipline, except as provided in this rule and Rule 33-404.112, F.A.C.

(2) The psychologist or psychiatrist are authorized to provide written or verbal input to the disciplinary team prior to disciplinary action being taken against any inmate who has a diagnosed mental ~~illness disorder~~. The input shall be limited to whether the patient's mental ~~illness disorder~~ may have contributed to the alleged disciplinary offense and, if so, a recommendation for disposition or sanction options or alternative actions.

(3) Prior to the issuance of a disciplinary report for an incident of maladaptive behavior occurring in a Florida Department of Corrections inpatient mental health unit or in the residential continuum of care units, the correctional officer shift supervisor shall discuss the incident and circumstances with the supervising psychologist or the psychological services director to determine whether a disciplinary report will be issued. The consultation will be documented in the inmate's mental health record.

(4) Through (5) No change.

(6) For inmates receiving any inpatient level of care who have been found guilty of a disciplinary charge, the disciplinary process shall proceed in accordance with Rules 33-601.301-601.314, F.A.C., except these inmates shall not receive a penalty of disciplinary confinement. In lieu of disciplinary confinement, as provided in Rule 33-602.222, the disciplinary team's findings shall be referred to the Multidisciplinary Services Team (MDST) for review and revision to the Individualized Services Plan, Form DC4-643A, as incorporated in Rule 33-601.800 and for consideration of adjustment of privileges in accordance with the Behavioral Management Progress System, ~~Form DC4-664B~~ DC4-642M.

(7) ~~An inmate transferred to an inpatient setting from protective management may still need protection while in a~~

~~crisis stabilization, transitional care unit, or a corrections mental health treatment facility.~~

Rulemaking Authority 944.09, 945.49 FS. Law Implemented 944.09, 945.49 FS. History—New 5-27-97, Amended 7-9-98, Formerly 33-40.008, Amended 7-9-12, _____.

33-404.112 Risk Assessment of Inmates in an Inpatient Setting

(1) through (5) No change.

(6) At any time between the required intervals established in ~~subsection paragraph~~ (5), the psychologist, with the consent of the MDST, may request the risk assessment team to review and determine the necessity for the security restraints, or the level of security restraints, any time he or she is outside of his or her cell. The MDST’s request will be documented by the psychologist in the inmate’s inpatient medical file. The risk assessment team’s review will be documented on Form DC6-2087. An inpatient inmate whose conduct or behavior results in a Disciplinary Report shall be subject to the provisions of Rule 33-404.108, F.A.C.

(7) No change.

Rulemaking Authority 944.09, 945.49 FS. Law Implemented 944.09, 945.49 FS. History—New _____.

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on September 11, 2018, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and paragraph 5-202.11(A), 2009 FDA Food Code from The Frozen Dragon located in Pensacola. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the three compartment sink and the handwash sink.

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on September 11, 2018, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(2)(a), Florida Administrative Code, subsection 61C-4.010(7), Florida Administrative Code, subsection 61C-4.010(6), Florida Administrative Code, and Section 6-402.11, 2009 FDA Food Code from 3 Kings Café & Catering Inc. located in Fernandina Beach. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom on the same level be provided for use by customers and employees. They are requesting to utilize bathrooms located on a different level.

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

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

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Florida Coordinating Council on Mosquito Control announces a public meeting to which all persons are invited.

DATE AND TIME: September 25, 2018, 10:00 a.m.

PLACE: Pasco County Mosquito Control Offices, 2308 Marathon Road, Odessa, FL 33556

Web URL: <https://global.gotomeeting.com/join>, Webinar Meeting ID: 913-737-893

Teleconference Information: Conference Line: 1(888)670-3525 (US/Canada), Participant Code: 731-934-2066#

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

A copy of the agenda may be obtained by contacting: Lisa L. Brown, FCCMC Coordinator, 3125 Conner Boulevard, L-6, Tallahassee, Florida 32399, (850)617-7945; Lisa.Brown8@FreshFromFlorida.com.

For more information, you may contact: Davis Daiker, FCCMC Chair, 3125 Conner Boulevard, L-6, Tallahassee, Florida 32399, (850)617-7919.

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announce the following Ad Hoc Committee meeting which is open to the public.

DATE AND TIME: Wednesday, September 19, 2018, 12:00 Noon – 1:30 p.m.

PLACE: FSCJ Administrative Offices – Room 403A, 501 West State Street, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enrollment.

A copy of the agenda for the meeting may be obtained by contacting: District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu.

Copies of the agenda for the meeting will be available for inspection beginning Wednesday, September 12, 2018, and copies will be provided upon written request and the payment of approved duplicating charges.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the meeting is asked to advise the agency at least 24 hours before the meeting by contacting: The Office of the College President, District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu. 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).

Florida State College at Jacksonville, hereby reaffirms the principle of equal opportunity for all persons regardless of race, disability, color, ethnicity, national origin, religion, gender, age, sex, sexual orientation/ expression, marital status, veteran status, pregnancy or genetic information. Equal opportunity principle applies with regard to employment, delivery of educational programs and services, and all other appropriate areas in which the College is involved.

For more information, you may contact: District Board of Trustees Project Coordinator Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu.

DEPARTMENT OF LAW ENFORCEMENT

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

DATE AND TIME: September 26, 2018, 1:00 p.m.

PLACE: The Ocala Hilton, 3600 SW 36th Avenue, Ocala, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Domestic Security Oversight Council will conduct a quarterly meeting to provide direction and recommendations with respect to terrorism prevention, preparation, protection, mitigation, and response and recovery initiatives by state and local agencies. At 1:00 p.m. ET, the full council will hold an “open” meeting. All Council members and interested personnel may attend the meeting. At the conclusion of the full meeting, the Domestic Security Oversight Council will hold its “closed” meeting to address prioritized funding requests and intelligence updates.

A copy of the agenda may be obtained by contacting: Sunny Newman, Office of Policy Development and Planning, Florida Department of Law Enforcement, Government Analyst II, P.O. Box 1489, Tallahassee, FL 32302, Work: (850)410-8435; sunnynewman@fdle.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)410-8435, (voice) or (850)656-9597, (TDD). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 13, 2018, 10:00 a.m.

PLACE: 605 Suwannee Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cancellation of the Conference Call.

A copy of the agenda may be obtained by contacting: The Florida Transportation Commission at 605 Suwannee Street, Tallahassee, Florida 32399, (850)414-4105.

For more information, you may contact: The Florida Transportation Commission at 605 Suwannee Street, Tallahassee, Florida 32399, (850)414-4105.

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 21, 2018, 10:00 a.m., ET.

PLACE: The Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Negotiation Team will recommend contract award for Invitation to Negotiate, ITN 18-01, Fixed income investment management services designed to outperform the Bloomberg Barclays US Aggregate Bond Index.

A copy of the agenda may be obtained by contacting: The Florida Prepaid College Board, ITN Administrator by email at ITNinfo.PrePaid@MyFloridaPrepaid.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 3 days before the workshop/meeting by contacting: the ITN Administrator at the e-mail address provided above. 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).

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

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

DATE AND TIME: September 25, 2018, 3:00 p.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee Meetings and/or Workshops to discuss District Business.

A copy of the agenda may be obtained by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only) or on the District's website: www.mysuwanneeriver.com, when published.

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: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only). 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.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

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

DATE AND TIME: September 25, 2018, 5:05 p.m.

PLACE: 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Final Public Hearing on FY 2019 Final Millage Rate and Final Budget and opportunity to receive public comment prior to consideration and adoption by the Governing Board.

A copy of the agenda may be obtained by contacting: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only) or on the District's website: www.mysuwanneeriver.com, when published.

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: Robin Lamm at (386)362-1001 or 1(800)226-1066 (Florida only). 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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Committee on Continuing Professional Education announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 25, 2018, 9:30 a.m.

PLACE: Teleconference, Conference Number: 1(888)670-3525, Conference Code: 4694532213

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee on Continuing Professional Education will meet to discuss items relating to CPE credits.

A copy of the agenda may be obtained by contacting: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

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: Karan Lee. 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: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

The State Boxing Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 4, 2018, 10:00 a.m., ET
PLACE: Telephone: 1(888)670-3525 Pass Code: 6740308491 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a general business meeting including rule review/implementation for instant replay, Rule 61K1-3.043. and Rule 61K1-4.001(7) regarding application review requirements.

A copy of the agenda may be obtained by contacting: patrick.cunningham@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 24 hours before the workshop/meeting by contacting: patrick.cunningham@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: patrick.cunningham@myfloridalicense.com.

AREA AGENCY ON AGING FOR NORTH FLORIDA

The Area Agency on Aging for North Florida, Inc. announces a public meeting to which all persons are invited.

DATES AND TIMES: September 27, 2018, 10:30 a.m.; October 25, 2018, 10:30 a.m.; and December 13, 2018, 10:30 a.m.

PLACE: Area Agency on Aging for North Florida office

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors meeting.

A copy of the agenda may be obtained by contacting: Lisa Bretz.

For more information, you may contact: Lisa Bretz, lisab@aaanf.org, (850)617-4321.

ABLE TRUST

The Able Trust (Florida Endowment Foundation for Vocational Rehabilitation) announces a public meeting to which all persons are invited.

DATE AND TIME Thursday, September 20, 2018, 1:00 p.m., Board Meeting

PLACE: Rosen Shingle Creek Resort, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Able Trust (Florida Endowment Foundation for Vocational Rehabilitation) will hold its quarterly Board of Directors meeting. The agenda will include review of financial reports, grant recommendations to assist in creating successful employment opportunities for persons with disabilities; reviewing committee reports; and other business that may come before the organization.

A copy of the agenda may be obtained by contacting: The Able Trust at (850)224-4493 or at info@abletrust.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 4 days before the workshop/meeting by contacting: The Able Trust at (850)224-4493 or at info@abletrust.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: The Able Trust at (850)224-4493 or at info@abletrust.org.

POLK REGIONAL WATER COOPERATIVE

The Board of Directors of the Polk Regional Water Cooperative announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 19, 2018, 2:00 p.m. (public meeting); Wednesday, September 19, 2018, 3:45 p.m. or immediately after 2:00 p.m. meeting (in private w/ counsel)

PLACE: Polk County Tourism and Sports Marketing Headquarters, Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale, Florida 33823

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet at 2:00 pm to hold a regularly scheduled public meeting to address subjects dealing with organization, budgeting, water conservation, project selection, funding, planning, and development, all as provided within the Interlocal Agreement creating the Cooperative. The meeting is open to the public.

In accordance with Chapter 286.011 of the Florida Statutes, the Board of Directors of the Polk Regional Water Cooperative will

meet Wednesday, September 19, 2018 at 3:45 p.m. (or immediately following the Polk Regional Water Cooperative Public Meeting) in the Polk County Tourism and Sports Marketing Headquarters Building located within the Lake Myrtle Sports Complex, 2701 Lake Myrtle Park Road, Auburndale, Florida 33823, in private with its attorneys to seek advice concerning the case of Polk Regional Water Cooperative, et al, v. Peace River/Manasota Regional Water Supply Authority and Southwest Florida Water Management District DOAH Consolidated Case No. 18-3276. The subject matter of the meeting shall be confined to settlement negotiations or strategy sessions related to litigation expenditures. The names of persons who may be in attendance are as follows: PRWC Board Members Tim Pospichal, Richard Hamann, Billy Simpson, James Clements, Tom Fellows, Bobby Lynch, Bert Goddard, Steve Glenn, Michael Burdelak, Suzy Wilson, James Watts, Bob Elliott, Jon Albert, Morris West, Roy Tyler, Charles Lake, Nancy Daly, Marlene Wagner, Michael Kehoe, Eugene Fultz, Flora "Tonya" Stewart, Bill Mutz, Justin Troller, Rick Stradtman, George Hatch, Joe LaCascia, Mike Blethen, Nat Birdsong, George Lindsey, John Hall, PRWC Executive Director Ryan Taylor, and PRWC Legal Advisor Edward de la Parte, Esquire.

A copy of the agenda may be obtained by contacting: Copies of the meeting agenda are available in the Documents & Agendas section of the Cooperative's website" www.prwcwater.org, or may be obtained by writing to the Polk Regional Water Cooperative, c/o Polk County Manager, Attn: Donna Purvis, P.O. Box 9005, Drawer CA01, Bartow, Florida, 33831-9005 or by calling Donna at 1(863)534-6444.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Polk County Communications Office located in the Polk County Administration Building, 330 West Church Street in Bartow, telephone" 1(863)534-6090. 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: For more information, you may contact Ryan Taylor, Executive Director, Polk Regional Water Cooperative, by telephone at 1(863)534-6444 or by email at RyanTaylor@PRWCwater.org.

SUNSHINE STATE ONE CALL OF FLORIDA

The Sunshine State One Call of Florida, Inc., d/b/a Sunshine 811 announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 19, 2018, 10:00 a.m. – 12:00 Noon, ET, Legislative Ad Hoc Committee Meeting

PLACE: This meeting will be held by teleconference. To participate, call 1(888)670-3525 and enter Participant pass code: 8567463178 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Legislative Ad Hoc Committee will meet to develop legislative amendment language for enforcement of Florida State Statute Chapter 556.

For more information, you may contact: Lori Budiani, Executive Assistant, (386)575-2002.

THE VALERIN GROUP, INC.

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

DATE AND TIME: Thursday, September 20, 2018, 5:00 p.m. – 7:00 p.m.

PLACE: The Florida Conference of Seventh-day Adventists, 351 S. S.R. 434, Altamonte Springs, FL 32714

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public hearing is being held regarding plans to improve safety along State Road (S.R.) 436 between Spring Oaks Boulevard and Montgomery Road. Financial Project Identification (FPID) No.: 991800-3.

The project addresses operational and safety concerns in the area by removing the westbound left turn lane into the Ashby's Square shopping plaza, and lengthening the two eastbound left turn lanes onto northbound Montgomery Road. This will eliminate eastbound left turning traffic at Montgomery Road overflowing into the inside through lane on eastbound S.R. 436, improving safety and traffic operations at the Montgomery Road signal.

The public hearing will be 5:00 p.m. – 7:00 p.m. Thursday, September 20 at The Florida Conference of Seventh-day Adventists – Community Room, 351 S. S.R. 434, Altamonte Springs, FL 32714. The meeting will begin as an informational open house where staff will be available to discuss the project and answer questions. A presentation will begin at 6 p.m., followed by public comments.

Participants may provide verbal comments directly to a court reporter before and after the formal presentation. Written comments can be submitted at the hearing, sent by mail to Dave Mixon, Florida Department of Transportation, District Five Traffic Operations, 719 S. Woodland Boulevard, M.S. #562,

DeLand, FL 32720 or emailed to Dave.Mixon@dot.state.fl.us no later than October 1, 2018. All comments, written and oral, will become part of the project’s public record.

Persons with disabilities who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact Kelly Hiden, Public Involvement Coordinator by phone at (407)508-0839 or via email at kelly@valerin-group.com at least seven (7) days prior to the meeting. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

For more information about the project, please contact Dave Mixon at (386)943-5DOT, or email Dave.Mixon@dot.state.fl.us. Project information is also available online at www.CFLRoads.com. Search by the FPID number.

A copy of the agenda may be obtained by contacting: There is no agenda.

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

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by Inmar, Inc. et al. on June 22, 2018. The following is a summary of the agency's disposition of the petition:

On 6/22/2018, the Florida Office of Financial Regulation (Consumer Finance) received a Petition for declaratory statement from Inmar, Inc. et al. The petition sought a declaratory statement from the Office as to whether Petitioner's intended services in Florida require licensure as a money transmitter, pursuant to Chapter 560, Florida Statutes. On 9/10/2018, the Florida Office of Financial Regulation issued a Final Order on the Petition for Declaratory Statement. The Office determined that under the circumstances described, the answer to Petitioner's question is that by engaging in Petitioner's proposed activity as described in the Petition, Petitioner would not be considered a "money transmitter" as defined by subsection 560.103(23), Florida Statutes, and would not be required to be licensed in Florida as a money transmitter.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

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

**DEPARTMENT OF EDUCATION
DISTRICT BOARD OF TRUSTEES
MIAMI DADE COLLEGE
PUBLIC ANNOUNCEMENT
REGARDING SOLICITING APPLICATIONS FOR
INVITATION TO BID (ITB) :
2019-RB-10 COOLING TOWERS FOR THE NORTH
CAMPUS – BUILDING 1000 ANNEX**

Scope of Services: Pursuant to Section 287.057 Florida Statutes the District Board of Trustees of Miami Dade College (the "Board") is soliciting Bid responses for;
 Bid packages can be downloaded from the Purchasing website on or after September 4, 2018. To obtain copies ITB document visit <http://www.mdc.edu/purchasing/bid-posting.aspx>
 Please direct questions to: Ramon S. Bristol Castrillon, MA, CPPO, FCCN, Assistant Purchasing Director, Facilities/Plant Maintenance, Tel: (305)237-0011, Email: rbristol@mdc.edu

DEPARTMENT OF MANAGEMENT SERVICES
 Division of Building Construction
 FDVA-18029000-Port Charlotte, FL
 STATE OF FLORIDA, DEPARTMENT OF MANAGEMENT SERVICES
 DIVISION OF REAL ESTATE DEVELOPMENT AND MANAGEMENT
 PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES
 ARCHITECTURE
 September 12, 2018

The Department of Management Services (DMS), Division of Real Estate Development and Management, announces that professional services are required for the project listed below.

RFQ NUMBER: RFQ-REDM18/19-07

PROJECT NUMBER: FDVA-18029000

PROJECT NAME: Douglas T. Jacobson, State Veterans Nursing Home Renovations

PROJECT LOCATION: Port Charlotte, Florida

ESTIMATED CONSTRUCTION BUDGET: \$5,500,000.00

PROJECT SCOPE: Building envelope up-grade, replacement of windows, doors, roof system and required associated structural improvements. Other work includes the following: Fire alarm replacement, Upgrade nurse call system, Security system improvements at entry to include security glazing, Upgrade lighting to LED, Replace boiler, Accommodation for a new dishwasher, Ceiling tile replacements, New storage building construction, Shower Renovations.

SERVICES TO BE PROVIDED: Architectural Design, Bidding, and Construction Administration

QUALIFICATIONS SELECTION CRITERIA: Firms must be properly licensed in the State of Florida at the time of submittal. Representative samples of related work may be included or submitted in a separate binder. Firms are advised that plans and specifications for Architectural projects may be reused. Selections will be made in accordance with Chapter 287.055, Florida Statutes.

INTERVIEWS: The Selection Committee will conduct interviews with and may require public presentation by no fewer than three (3) firms regarding their qualifications, approach to the project, and ability to furnish the required

services. Selection of finalists for interview will be made on the basis of professional services qualifications including, related architectural experience and ability of professional personnel, location, billable staff, recent, current, and projected workloads of the firms, Florida licensed staff, volume of DMS and other State Agency work. The list of firms selected for interview by the Selection Committee will be posted to DMS website. Each invitee will be notified by fax/email of the date and time of its interview/presentation. All interviews will be held at the following address: Department of Management Services, Division of Real Estate Development and Management, 400 West Robinson Street, Hurston Building, Orlando, Florida 32801-1739.

INSTRUCTIONS:

Firms interested in being considered for this project must submit five (5) printed copies and one scanned copy of the entire response in Adobe (.pdf) on a thumb drive of their submittal with a table of contents and tabbed sections in the following order:

1. A Letter of interest detailing the firm's qualifications, related experience, the firm's abilities to do the work, and to meet the above referenced selection criteria.
2. Professional Qualifications Supplement (PQS). Specify billable staff within the office address listed in Item 2, whether or not you have current or previous DMS or Agency State Work. (You must use "Form AE12a-Rev 7/12" which may be obtained from the DMS website under Forms and Documents)
3. A copy of the firm's current Florida Department of Business and Professional Regulation License.
4. For Corporations only: If the firm offering services is a corporation, it must be properly registered with the Florida Department of State to practice their profession in Florida and must provide a copy of the firm's current Florida Corporate Registration.
5. Completed Federal GSA Standard Form 330 (Rev. 8/2016). (This Form may be downloaded at <http://www.gsa.gov/>).
6. At a minimum, provide five (5) references that contain the following: project name, and the owner's representative's name, e-mail address and telephone number.

SPECIAL NOTE FOR INTERESTED FIRMS: For information only, you may download the Professional Services Evaluation Form and the Selection of Design Professional booklet for selection criteria information. (These documents may be obtained from the DMS website under Forms and Documents).

QUESTIONS: Any questions from prospective firms concerning the RFQ shall be submitted in writing, identifying the submitter, to Shelby Walker by email at shelby.walker@dms.myflorida.com no later than 5:00 p.m. on Wednesday, September 26, 2018. All questions and answers/changes to the solicitation will be provided in writing

and posted on the VBS website. It is the prospective firm’s responsibility to check periodically for any information updates to the solicitation which are posted to the VBS website. The Department bears no responsibility for any delays, or resulting impacts, associated with a prospective firm’s failure to obtain the information made available through the Vendor Bid System (VBS) website.

INFORMATION WILL NOT BE AVAILABLE BY PHONE: Any information received through an oral communication shall not be binding on the Department and shall not be relied upon by an offeror. Respondents to this solicitation or persons acting on their behalf may not contact, between the release of the solicitation and the end of the 72-hour protest period following the agency posting the notice of intended award, excluding Saturdays, Sundays and state holidays, any employee or officer of the executive or legislative branch concerning any aspect of this solicitation, except in writing to the procurement officer or as provided in this solicitation. Violation of this provision may be grounds for rejecting the response.

SELECTION SCHEDULE: The table below contains the Timeline of Events for this advertisement. Firms shall become familiar with the Timeline of Events. The dates and times within the Timeline of Events may be subject to change. It is the firm’s responsibility to check for any changes. All changes to the Timeline of Events will be made through an addendum to the advertisement on the VBS website. Firms are responsible for submitting all required documentation by the dates and times (Eastern Time) specified below.

Selection Schedule	Event Time (ET)	Event Date
RFQ posted too FAR and the VBS website.		9/12/2018
Question Period Ends.	By 5:00 p.m.	9/26/2018
Answers to Questions posted to the VBS website.	By 5:00 p.m.	10/2/2018
Responses from Vendors due.	By 4:00 p.m.	10/15/2018
Responses reviewed for responsiveness		10/16/2018
Post shortlist results to the VBS website.		10/23/2018
72-hour protest period ends.		10/26/2018
Interview/Presentations of shortlisted firms.		11/13/2018
Anticipated Posting of final results to the VBS website.		11/27/2018
72-hour protest period ends.		11/30/2018

Anticipated contract start date.		TBD
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RESPONSE DUE DATE: Responses must be received by the Department, in accordance with the document delivery instructions below on, or before October 15, 2018 by 4:00 p.m. Eastern Standard Time.

DOCUMENT DELIEVERY: Responses are to be submitted to: Ms. Shelby Walker, Department of Management Services, Real Estate Development and Management, 4050 Esplanade Way, Suite 315.5x, Tallahassee, Florida 32399

The time/date stamp/clock in the Department shall serve as the official authority to determine timeliness of the responses. Responses, which for any reason are not timely received, will not be considered. Late responses will be declared non-responsive and will not be further evaluated. Unsealed and/or unsigned responses received by telegram, facsimile transmission or other similar means are not acceptable, and will be declared non-responsive and will not be further evaluated. Submittals that do not comply with the requirements or instructions of this solicitation document will be declared non-responsive and will not be further evaluated.

DISABILITY ACCESS: Pursuant to the provisions of the Americans with Disabilities Act according to Section 286.26 Florida Statutes, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Ryan Meikenhous, (850)488-0711. 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).

AWARD POSTING: Official notice of final selection results will be by electronic posting on the DMS Vendor Bid System website

http://www.myflorida.com/apps/vbs/vbs_www.main_menu . Failure to file a protest within the time prescribed in subsection 120.57(3), Florida Statutes shall constitute a waiver of proceedings under Chapter 120 Florida Statutes.

Section XII Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles
Anything Scooters, Inc. Davie 4970 SW 52 St. for establishment of JIAJ motorcycles.

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Triple J Import, Inc., intends to allow the establishment of

Anything Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Jiajue Motorcycle Manufacturing Co. (line-make JIAJ) at 4970 Southwest 52 Street Bay 309 310, Davie, (Broward County), Florida 33314, on or after October 12, 2018.

The name and address of the dealer operator(s) and principal investor(s) of Anything Scooters, Inc., are dealer operator(s): Eve Marie Olsen, 4970 Southwest 52 Street # 309, Davie, Florida 33314; principal investor(s): Eve Marie Olsen, 4970 Southwest 52 Street # 309, Davie, Florida 33314.

The notice indicates intent to establish the new point location in a county with a population of more than 300,000, 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, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: John Wu, Triple J Import, Inc., 6654-A Jimmy Carter Boulevard, Peachtree Corners, Georgia 30071.

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.

**AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need
NOTICE OF BATCHED APPLICATION RECEIPT AND
NOTICE OF TENTATIVE PUBLIC HEARINGS**

The Agency for Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched Hospital Beds and Facilities review cycle with an application due date of September 5, 2018.

County: Duval District: 4
CON #10543 Application Receipt Date: 09/05/2018
Facility/Project: St. Vincent's Medical Center Southside
Applicant: St. Luke's-St. Vincent's Healthcare, Inc.
Project Description: Establish a four-bed Level III NICU
County: Pasco District: 5
CON #10544 Application Receipt Date: 09/05/2018
Facility/Project: Regional Medical Center Bayonet Point
Applicant: HCA Health Services of Florida, Inc.

Project Description: Establish a comprehensive medical rehabilitation unit of up to 24 beds

County: Pasco District: 5
CON #10545 Application Receipt Date: 09/05/2018
Facility/Project: Suncoast Recovery Centers of Florida, Inc.

Applicant: Suncoast Recovery Centers of Florida, Inc.
Project Description: Establish an adult psychiatric hospital of up to 90 beds

County: Pasco District: 5-2
CON #10546 Application Receipt Date: 09/05/2018
Facility/Project: BayCare Pasco, Inc.

Applicant: BayCare Pasco, Inc.
Project Description: Establish a new acute care hospital of up to 120 beds

County: Orange District: 7-2
CON #10547 Application Receipt Date: 09/05/2018
Facility/Project: Orlando Health, Inc.

Applicant: Orlando Health, Inc.
Project Description: Establish a new acute care hospital of up to 90 beds

County: Seminole District: 7-4
CON #10548 Application Receipt Date: 09/05/2018
Facility/Project: Central Florida Regional Hospital

Applicant: Central Florida Regional Hospital
Project Description: Establish a new acute care hospital of up to 100 beds

County: Seminole District: 7-4
CON #10549 Application Receipt Date: 09/05/2018
Facility/Project: Orlando Health, Inc.

Applicant: Orlando Health, Inc.
Project Description: Establish a new acute care hospital of up to 100 beds

County: Miami-Dade District: 11-1
CON #10550 Application Receipt Date: 09/05/2018
Facility/Project: East Florida – DMC, Inc.

Applicant: East Florida – DMC, Inc.
Project Description: Establish a new acute care hospital of up to 100 beds

County: Miami-Dade District: 11-1
CON #10551 Application Receipt Date: 09/05/2018
Facility/Project: The Public Health Trust of Miami-Dade County, Florida

Applicant: The Public Health Trust of Miami-Dade County, Florida
Project Description: Establish a new acute care hospital of up to 100 beds

Also, IF REQUESTED, tentative public hearings have been scheduled as follows:

PROPOSALS: CON #10543 District: 4
DATE/TIME: Thursday, October 18, 2018, 1:00 p.m. – 3:00 p.m.

PLACE: Health Planning Council of Northeast Florida, Inc.

4201 Baymeadows Road, Suite 2
Jacksonville, Florida 32217

PROPOSALS: CON #10544 District: 5
DATE/TIME: Wednesday, October 17, 2018, 3:00 p.m. – 5:00 p.m.

PLACE: Pasco Conference Center Room A
805 Executive Center Drive West
St. Petersburg, Florida 33702

PROPOSALS: CON #10545 District: 5
DATE/TIME: Wednesday, October 17, 2018, 12:30 Noon – 2:30 p.m.

PLACE: Pasco Conference Center Room A
805 Executive Center Drive West
St. Petersburg, Florida 33702

PROPOSALS: CON #10546 District: 5-2
DATE/TIME: Wednesday, October 17, 2018, 10:00 a.m. – 12:00 Noon

PLACE: Pasco Conference Center Room A
805 Executive Center Drive West
St. Petersburg, Florida 33702

PROPOSALS: CON #10547 District: 7-2
DATE/TIME: Wednesday, October 17, 2018, 9:00 a.m. – 11:00 a.m.

PLACE: Seminole County Public Library System
Meeting Room
215 North Oxford Road
Casselberry, Florida 32707

PROPOSALS: CON #10548 and 10549 District: 7-4
DATE/TIME: Wednesday, October 17, 2018, 11:30 a.m. – 2:30 p.m.

PLACE: Seminole County Public Library System
Meeting Room
215 North Oxford Road
Casselberry, Florida 32707

PROPOSALS: CON #10550 and 10551 District: 11-1
DATE/TIME: Wednesday, October 24, 2018, 1:00 p.m. – 4:00 p.m.

PLACE: Health Council of South Florida
7875 NW 12th St., Suite 118
Doral, Florida 33126

Public hearing requests must be in writing and be received at the Agency for Health Care Administration, CON Office, 2727 Mahan Drive, Mail Stop 28, Tallahassee, Florida, 32308, attention Marisol Fitch, by 5:00 p.m., September 26, 2018. In lieu of requesting and attending a public hearing, written

comments submitted to the department relative to the merits of these applications will become part of the official project application file. Pursuant to subsection 59C-1.010(3), F.A.C., written comments must be received by October 10, 2018.

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

DECISION ON EXPEDITED APPLICATION

The Agency for Health Care Administration made the following decision on Certificate of Need application for expedited review:

County: Duval Service District: 4-3
CON #10542 Decision Date: 09/10/2018 Decision: A
Facility/Project: Fleet Landing

Applicant: Naval Continuing Care Retirement Foundation, Inc.
Project Description: Add 30 sheltered nursing home beds

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Register pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
FLORIDA COASTAL MANAGEMENT PROGRAM
NOTICE OF APPROVAL OF ROUTINE PROGRAM
CHANGE REQUEST

On September 7, 2018, the State received concurrence from NOAA’s Office of Ocean and Coastal Resource Management that the proposed changes to the approved Florida Coastal Management Program (FCMP), with certain exceptions as noted in the Routine Program Change 2017 approval letter located at <https://floridadep.gov/fco/fcmp/content/routine-program-changes>, constitute routine changes as defined by 15 C.F.R. Section 923.84, implementing Federal Coastal Zone Management Act (16 U.S.C. ss. 1451 et seq.). The proposed changes were noticed in the Florida Administrative Register on July 20, 2018.

These incorporated changes do not result in any substantial change to the enforceable policies or authorities of the FCMP related to uses subject to management, special management areas, boundaries, authorities and organization or coordination, public involvement, and national interest.

As of the date of this notice, these changes are incorporated into the FCMP and federal consistency applies to these statutory and rule changes. This notice has been sent to affected parties, including local governments, state agencies, and regional offices of relevant federal agencies as required by 15 C.F.R. paragraph 923.84(b)(4).

For more information on this Routine Program Change and the list of persons and organizations notified, please contact: Mr. Joseph Bauer, Department of Environmental Protection, Florida Coastal Office, 3900 Commonwealth Boulevard, Tallahassee, FL 32399-3000, (850)245-2180.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Coastal Partnership Initiative Request for Applications, FY 2019-2020

Coastal Partnership Initiative Request for Applications, FY 2019-2020

The Florida Coastal Management Program (FCMP) announces the availability of federal funds for innovative coastal projects under its COASTAL PARTNERSHIP INITIATIVE (CPI) for fiscal year 2019-2020. Eligible applicants include Florida's 35 coastal counties and the local governments within their boundaries that are required to include a coastal element in their comprehensive plan. Florida public colleges and universities, regional planning councils, national estuary programs and nonprofit groups may also apply for CPI funds as long as an eligible local government is a partner in the project. Applications must be submitted on the CPI APPLICATION FORM, available from the FCMP website at <http://www.dep.state.fl.us/cmp/grants/index.htm>.

The purpose of the Coastal Partnership initiative is to promote the protection and effective management of Florida's coastal resources in four priority areas: RESILIENT COMMUNITIES, COASTAL RESOURCE STEWARDSHIP, ACCESS TO COASTAL RESOURCES and WORKING WATERFRONTS. Rule Sections 62S-4.004 and .007, F.A.C., describe the procedures for submitting applications and the procedures and criteria by which applications will be evaluated, respectively.

The CPI Application Form and a copy of Chapter 62S-4, F.A.C., are available from the FCMP grants website at <http://www.dep.state.fl.us/cmp/grants/index.htm>. Please note the following important information regarding the CPI grant process for FY 2019-2020

1. Applications must be received by the Department no later than 4:00 p.m. (EST), November 16, 2018. Applicants may email applications to FCMPMail@FloridaDep.gov or mail to the address below.

Florida Coastal Management Program
ATTN: CPI Applications
Department of Environmental Protection
3900 Commonwealth Blvd., MS 235
Tallahassee, Florida 32399-3000.

2. Projects must be completed within 12-months between July 1, 2019 – June 30, 2020. Selected projects will be included in the FCMP application to the National Oceanic & Atmospheric Administration (NOAA) for fiscal year 2019-20.

3. PLEASE NOTE: Applications can now expect the maximum award to be up to \$25,000 for planning, design and coordination activities and up to \$75,000 for construction projects, habitat restoration, invasive exotic plant removal, and land acquisition.

4. Recipients are required to provide 100 percent matching contributions (cash or in-kind) in the form of goods and services that directly benefit the specific grant project. No more than one-half (50%) of match can be provided by a third party and none from federal funds.

5. There are additional requirements for applications involving construction, invasive exotic plant removal, habitat restoration, and land acquisition, including:

a. In order to show the project is feasible and able to be completed within 12-months, applicants proposing construction, invasive exotic plant removal and habitat restoration must conduct a preliminary consultation with appropriate local, state and federal regulatory agencies to ensure that there are no environmental concerns that would delay or prevent project start-up. A summary of the consultation must be included in the CPI application in order to be considered responsive.

b. Non-profit organizations (NPOs) are not eligible to receive funds for construction, habitat restoration, invasive exotic plant removal, or land acquisition. Applications submitted by NPOs that propose these activities will be disqualified.

c. Pursuant to NOAA's direction, Section 306A funds shall not be used for beach restoration, beach nourishment or projects that are predominantly hard structure erosion control.

d. Infrastructure projects must have a clear coastal management component.

e. Construction and land acquisition activities occurring in designated Coastal Barrier Resource Act units are subject to additional review and approval by NOAA and/or the U.S. Fish & Wildlife Service.

WEBINAR:

In conjunction with the upcoming application grant cycle, FCMP staff has scheduled a webinar to provide technical assistance to potential grant applicants in understanding the application and 306A NOAA requirement processes for construction projects, invasive exotic plant removal and habitat restoration. The scheduled date, time and call conference line is listed below for your information. This webinar is open to the public and no registration is required. You may join the webinar by calling the number below. Please contact FCMP Staff at (850) 245-2184 with any questions regarding the webinar.

Webinar date, time and call in number:

Friday, September 28, 2018

Time 10:30 a.m. – 12:00 p.m.

Dial: 888.670.3525 – Participant: # 540066515

The webinar address can be found on the FCMP grants website. For questions or to request a copy of Chapter 62S-4, F.A.C., or the CPI Application form, please contact Ms. Toni Clanton at the address above, or call (850) 245-2184, or send an email to Toni.R.Clanton@dep.state.fl.us

DEPARTMENT OF HEALTH

Board of Medicine

Notice of Emergency Action

On September 10, 2018, the State Surgeon General issued an Order of Emergency Restriction with regard to the license Thomas Kavanaugh Dudenhoefter, M.D., License # ME 65379. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On September 10, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the license Lisa M. Raulerson, R.N., License # RN 2983462. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On September 10, 2018, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Omari Wilson, C.N.A., Certificate # CNA 86763. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to subsections 456.073(8) and 120.60(6) Florida Statutes (2018). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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.
