

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

RULE NOS.: RULE TITLES:
1-1.010 Style and Form for Filing Rules;
 Certification Accompanying Materials
1-1.013 Materials Incorporated by Reference
PURPOSE AND EFFECT: Amend rule to require the inclusion of minor violation form (DS-FCR-6) in the certification packet for all rules, including emergency rules. Revise certification of materials incorporated by reference form to address copyright material.
SUBJECT AREA TO BE ADDRESSED: This amendment will clarify which documents must be included in the certification packet for rules, including emergency rules.
RULEMAKING AUTHORITY: 20.10(3), 120.54(1)(i)6, 120.54(1)(j), 120.55(1)(c) FS.
LAW IMPLEMENTED: 120.54(1)-(4), 120.55 FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Carlos A. Rey, (850)245-6536, Carlos.Rey@dos.myflorida.com, 500 S. Bronough St., Tallahassee, FL 32399.
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program
RULE NO.: RULE TITLE:
65C-1.003 Screening and Application
PURPOSE AND EFFECT: The Department intends to amend Rule 65C-1.003, F.A.C., to update a form that is incorporated by reference.
SUBJECT AREA TO BE ADDRESSED: Adult Services Screening for Consideration for Community-Based Programs
RULEMAKING AUTHORITY: 410.033, FS.
LAW IMPLEMENTED: 410.033, 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: Jodi Abramowitz. Jodi can be reached at Jodi.Abramowitz@myflfamilies.com or (850)717-4470.
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program
RULE NOS.: RULE TITLES:
65C-45.001 Background Screening Requirements for all Levels of Licensure
65C-45.002 Parent Preparation Pre-service and Inservice Training for all Levels of Licensure
65C-45.003 Foster Home Initial Licensing Requirements for all Levels of Licensure
65C-45.004 Summary, Recommendations and Process for Submission of Initial Levels of Licensure
65C-45.005 Level I-Waivable Requirements
65C-45.006 Level II-Non-Child-Specific Foster Home Initial Licensing Requirements
65C-45.007 Level III-Safe Foster Home for victims of human trafficking Initial Licensing Requirements
65C-45.008 Level IV Therapeutic Foster Home and Level V Medical Foster Home Initial Licensing Requirements
65C-45.009 Changes During the Licensed Year for all Levels of Licensure
65C-45.010 Standards for all Out-of-Home Caregivers
65C-45.011 Supports for all Levels of Licensure
65C-45.012 Re-licensing requirements for all Levels of Licensure
65C-45.013 Conflict of Interest for all Levels of Licensure
65C-45.014 Terms of a License for all Levels of Licensure
65C-45.015 Over-Capacity Assessments and Exceptions for all Levels of Licensure
65C-45.016 Babysitting, Overnight Care, Extended Overnight Care and Other Supervision Arrangements for all Levels of Licensure
65C-45.017 Foster Care Referrals and Investigations for all Levels of Licensure
65C-45.018 Administrative Actions, Appeals and Closures for all Levels of Licensure
PURPOSE AND EFFECT: The Department intends to create a new Rule Chapter, 65C-45, F.A.C., which will include (1) a restructuring of the rules currently in Chapter 65C-13, F.A.C., and (2) levels of care and associated licensure requirements for each level.

SUBJECT AREA TO BE ADDRESSED: Licensed out-of-home care.

RULEMAKING AUTHORITY: 39.012, 39.0121, 39.4091(4), 409.145(5), 409.1678(2)(c)7., (2)(e), 409.175(5), 435.01(2), FS.

LAW IMPLEMENTED: 39.0121, 39.0138, 39.4091(2)-(3), 409.145(2), 409.1678, 409.175(5), 435.04, 435.05, 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: Jodi Abramowitz. Jodi can be reached at Jodi.Abramowitz@myflfamilies.com or (850)717-4470.

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

Section II Proposed Rules

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE NO.: 64B11-5.003
 RULE TITLE: Requirements for Reactivation of an Inactive License

PURPOSE AND EFFECT: The proposed rule amendment updates the rule to make the rule references current.

SUMMARY: The Board proposes that the rule amendment deletes reference to a repealed rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit

opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.036, 468.204, 468.219 FS.

LAW IMPLEMENTED: 456.036, 468.219 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Occupational Therapy/MQA, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3253.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B11-5.003 Requirements for Reactivation of an Inactive License.

(1) through (4) No change.

(5) The provisions of Rules 64B11-2.012 and ~~64B11-3.009~~, F.A.C., are not applicable to licensees reactivating inactive licenses.

Rulemaking Authority 456.036, 468.204, 468.219 FS. Law Implemented 456.036, 468.219 FS. History—New 4-17-95, Formerly 59R-64.020, Amended 10-18-01, 8-2-05, 5-29-06, 10-15-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Occupational Therapy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 6, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 23, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR - Administration

RULE NO.: 69N-121.003
 RULE TITLE: Organizational Structure of the Office

PURPOSE AND EFFECT: This rule is being amended to reflect the current organizational structure of the Office of Insurance Regulation.

SUMMARY: The Deputy commissioner for business development and market research is deleted from the rule. The

title for the deputy commissioner of life and health is amended to delete the reference to “and for specialty.”

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 20.121(3)(b) FS.

LAW IMPLEMENTED: 20.121(3)(b) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69N-121.003 Organizational Structure of the Office.

(1) Under the Commissioner of the Office are hereby established a chief of staff, a general counsel, and ~~two~~ ~~three~~ deputy commissioners as follows:

~~(a) Deputy commissioner for business development and market research;~~

~~(a)(b) Deputy commissioner for property and casualty; and,~~

~~(b)(c) Deputy commissioner for life and health and for specialty.~~

(2) No change.

Rulemaking Authority 20.121(3)(b) FS. Law Implemented 20.121(3)(b) FS. History—New 12-22-05, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Lawrence, Jr., Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 21, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-137.002 Annual Audited Financial Reports

PURPOSE AND EFFECT: The rule is being amended to conform to the amendments to the National Association of Insurance Commissioners (NAIC) Annual Financial Reporting Model Regulation model rule.

SUMMARY: The rule is amended to add a section for internal audits and defines “internal audit function.”

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308(1); 624.4085; 624.424(8)(e) FS.

LAW IMPLEMENTED: 624.307(1); 624.324; 624.424(8) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flair.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-137.002 Annual Audited Financial Reports.

(1) through (2) No change.

(3) Definitions.

(a) through (b) No change.

(c) “Audit committee” means a committee (or equivalent body) established by the board of directors of an entity for the purpose of overseeing the accounting and financial reporting processes of an insurer or Group of insurers, the Internal audit function of an insurer or Group of insurers (if applicable), and external audits of financial statements of the insurer or Group of insurers. The Audit committee of any entity that controls a Group of insurers may be deemed to be the Audit committee for one or more of these controlled insurers solely for the purposes of this regulation at the election of the controlling person. Refer to paragraph (14)(e), for exercising this election. If an Audit committee is not designated by the insurer, the insurer’s entire board of directors shall constitute the Audit committee.

(d) through (h) No change.

(i) “Internal audit function” means a person or persons that provide independent, objective, and reasonable assurance designed to add value and improve an organization’s operations and accomplish its objectives by bringing a systematic, disciplined approach to evaluate and improve the effectiveness of risk management, control, and governance processes.

(j)(~~h~~) “Internal control over financial reporting” means a process effected by an entity’s board of directors, management and other personnel designed to provide reasonable assurance regarding the reliability of the financial statements, i.e., those items specified in subparagraphs (5)(b)2. through 7. of this regulation, and includes those policies and procedures that:

1. through 3. No change.

(k)(~~j~~) “Office” means the Office of Insurance Regulation.

(l)(~~k~~) “SEC” means the United States Securities and Exchange Commission.

(m)(~~l~~) “Section 404” means Section 404 of the Sarbanes-Oxley Act of 2002 and the SEC’s rules and regulations promulgated thereunder.

(n)(~~m~~) “Section 404 Report” means management’s report on “internal control over financial reporting” as defined by the SEC and the related attestation report of the independent certified public accountant as described in paragraph (3)(a).

(o)(~~n~~) “SOX Compliant Entity” means an entity that either is required to be compliant with, or voluntarily is compliant with, all of the following provisions of the Sarbanes-Oxley Act of 2002: (i) the preapproval requirements of Section 201 (Section 10A(i) of the Securities Exchange Act of 1934); (ii) the Audit committee independence requirements of Section 301 (Section 10A(m)(3) of the Securities Exchange Act of 1934); and (iii) the Internal control over financial reporting requirements of Section 404 (Item 308 of SEC Regulation S-K).

(p)(~~o~~) “Section 16 Report” means a Management’s Report of Internal Control over Financial Reporting provided in subsection (16) of this rule.

(4) through (8) No change.

(9) Scope of Audit and Report of Independent Certified Public Accountant. Financial statements furnished pursuant to subsection (5), above, shall be examined by the independent certified public accountant. The audit of the insurer’s financial statements shall be conducted in accordance with generally accepted auditing standards. In accordance with AU Section 319 of the Professional Standards of the AICPA, *Consideration of Internal Control in a Financial Statement Audit*, the independent certified public accountant should obtain an understanding of internal control sufficient to plan the audit. To the extent required by AU 319, for those insurers required to file a Management’s Report of Internal Control over Financial Reporting pursuant to subsection (17) (~~16~~), the independent certified public accountant should consider (as that term is defined in AU Section 120 of the Professional Standards of the AICPA, *Defining Professional Requirements in Statements on Auditing Standards*) the most recently available report in planning and performing the audit of the statutory financial statements. Consideration should also be given to the other procedures illustrated in the Financial Condition Examiner’s Handbook promulgated by the National Association of Insurance Commissioners (incorporated by reference in rule 69O-138.001, F.A.C.) as the independent Certified Public Accountant deems necessary.

(10) through (13) No change.

(14) Requirements for Audit Committee.

This section shall not apply to foreign or alien insurers licensed in this state or an insurer that is a SOX Compliant Entity or a direct or indirect wholly-owned subsidiary of a SOX Compliant Entity.

(a) No change.

(b) The Audit committee of an insurer or Group of insurers shall be responsible for overseeing the insurer’s Internal audit function and granting the person or persons performing the function suitable authority and resources to fulfill their responsibilities if required by subsection 15 of this Regulation.

(c)(~~b~~) Each member of the Audit committee shall be a member of the board of directors of the insurer or a member of the board of directors of an entity elected pursuant to paragraphs (f) (~~e~~) and (3)(c).

(d)(~~e~~) In order to be considered independent for purposes of this section, a member of the Audit committee may not, other than in his or her capacity as a member of the Audit committee, the board of directors, or any other board committee, accept any consulting, advisory or other compensatory fee from the entity or be an affiliated person of the entity or any subsidiary thereof.

~~(e)(4)~~ If a member of the Audit committee ceases to be independent for reasons outside the member’s reasonable control, that person, with notice by the responsible entity to the state, may remain an Audit committee member of the responsible entity until the earlier of the next annual meeting of the responsible entity or one year from the occurrence of the event that caused the member to be no longer independent.

~~(f)(e)~~ To exercise the election of the controlling person to designate the Audit committee for purposes of this regulation, the ultimate controlling person shall provide written notice to the Office of the affected insurers. Notification shall be made timely prior to the issuance of the statutory audit report and include a description of the basis for the election. The election can be changed through notice to the Office by the insurer, which shall include a description of the basis for the change. The election shall remain in effect for perpetuity, until rescinded.

~~(g)(f)~~1. The Audit committee shall require the accountant that performs for an insurer any audit required by this regulation to timely report to the Audit committee in accordance with the requirements of AU Section 380 of the Professional Standards of the AICPA, *Communication with Audit Committees*, including:

a. through c. No change.

2. If an insurer is a member of an insurance holding company system, the reports required by subparagraph ~~(g)1.~~, ~~(f)1-~~, may be provided to the Audit committee on an aggregate basis for insurers in the holding company system, provided that any substantial differences among insurers in the system are identified to the Audit committee.

~~(h)(g)~~ The proportion of independent Audit committee members shall meet or exceed the following criteria:

Prior Calendar Year Direct Written and Assumed Premiums		
\$0 – 300,000,000	Over \$300,000,000 – 500,000,000	Over 500,000,000
No minimum requirements. See also Notes A and B.	Majority (50% or more) of members shall be independent. See also Notes A and B.	Supermajority of members (75% or more) shall be independent. See also Note A.

Note A: The Office has authority afforded by Section 624.4085, F.S., to require the entity’s board to enact improvements to the independence of the Audit committee membership if the insurer is in a Risk Based Capital action level event, meets one or more of the standards of an insurer deemed to be in hazardous financial condition, or otherwise exhibits qualities of a troubled insurer.

Note B: All insurers with less than \$500,000,000 in prior year direct written and assumed premiums are encouraged to structure their Audit committees with at least a supermajority of independent Audit committee members.

Note C: Prior calendar year direct written and assumed premiums shall be the combined total of direct premiums and assumed premiums from non-affiliates for the reporting entities.

~~(i)(h)~~ An insurer with direct written and assumed premium, excluding premiums reinsured with the Federal Crop Insurance Corporation and Federal Flood Program, less than \$500,000,000 may make application to the Office for a waiver from the subsection (14), requirements based upon hardship. The insurer shall file, with its annual statement filing, the approval for relief from subsection (14), with the states that it is licensed in or doing business in and the NAIC. If the non-domestic state accepts electronic filing with the NAIC, the insurer shall file the approval in an electronic format acceptable to the NAIC.

(15) Internal Audit Function Requirements

(a) Exemption – An insurer is exempt from the requirements of this section if:

1. The insurer has annual direct written and unaffiliated assumed premium, including international direct and assumed premium but excluding premiums reinsured with the Federal Crop Insurance Corporation and Federal Flood Program, less than \$500,000,000; and,

2. If the insurer is a member of a Group of insurers, the group has annual direct written and unaffiliated assumed premium, including international direct and assumed premium but excluding premiums reinsured with the Federal Crop Insurance Corporation and Federal Flood Program, less than \$1,000,000,000.

(b) Note: An insurer or Group of insurers exempt from the requirements of subsection (15) is encouraged, but not required, to conduct a review of the insurer business type, sources of capital, and other risk factors to determine whether an Internal audit function is warranted. The potential benefits of an Internal audit function should be assessed and compared against the estimated costs.

(c) Function – The insurer or Group of insurers shall establish an Internal audit function providing independent, objective, and reasonable assurance to the Audit committee and insurer management regarding the insurer’s governance, risk management, and internal controls. This assurance shall be provided by performing general and specific audits, reviews, and tests and by employing other techniques deemed necessary to protect assets, evaluate control effectiveness and efficiency, and evaluate compliance with policies and regulations.

(d) Independence – In order to ensure that internal auditors remain objective, the Internal audit function must be

organizationally independent. Specifically, the Internal audit function will not defer ultimate judgment on audit matters to others, and shall appoint an individual to head the Internal audit function who will have direct and unrestricted access to the board of directors. Organizational independence does not preclude dual-reporting relationships.

(e) Reporting – The head of the Internal audit function shall report to the Audit committee regularly, but no less than annually, on the periodic audit plan, factors that may adversely impact the Internal audit function’s independence or effectiveness, material findings from completed audits, and the appropriateness of corrective actions implemented by management as a result of audit findings.

(f) Additional Requirements – If an insurer is a member of an insurance holding company system or included in a Group of insurers, the insurer may satisfy the Internal audit function requirements set forth in this section at the ultimate controlling parent level, an intermediate holding company level, or the individual legal entity level.

~~(16)(15)~~ Conduct of Insurer in Connection with the Preparation of Required Reports and Documents.

(a) through (c) No change.

~~(17)(16)~~ Management’s Report of Internal Control over Financial Reporting.

(a) through (e) No change.

~~(18)(17)~~ Exemptions and Effective Dates.

(a) through (e) No change.

(f) The requirements of subsection ~~(17)~~, ~~(16)~~, and other modified sections, except for subsection (14), covered above, are effective beginning with the reporting period ending December 31, 2010, and each year thereafter. An insurer or Group of insurers that is not required to file a report because the total written premium is below the threshold and subsequently becomes subject to the reporting requirements shall have two (2) years following the year the threshold is exceeded (but not earlier than December 31, 2010) to file a report. Likewise, an insurer acquired in a business combination shall have two (2) calendar years following the date of acquisition or combination to comply with the reporting requirements.

(g) If an insurer or Group of insurers that has been exempt from the subsection 15 requirements no longer qualifies for that exemption, it shall have one year after the year the threshold is exceeded to comply with the requirements of this rule.

~~(19)(18)~~ Canadian and British Companies.

(a) through (b) No change.

~~(20)(19)~~ Severability Provision.

If any section or portion of this rule or its applicability to any person or circumstance is held invalid by a court, the remainder of the rule or the applicability of the provision to other persons or circumstances shall not be affected.

~~(21)(20)~~ Standards Incorporated by Reference.

(a) through (b) No change.

Rulemaking Authority 624.308(1), 624.4085, 624.424(8)(e) FS. Law Implemented 624.307(1), 624.324, 624.424(8) FS. History–New 3-31-92, Amended 3-14-94, 8-17-98, 4-4-01, 8-14-02, Formerly 4-137.002, Amended 11-3-05, 9-21-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850) 413-4112.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 11, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

690-143.046 Registration of Insurers

PURPOSE AND EFFECT: The Office of Insurance Regulation is amending this rule to update forms previously adopted.

SUMMARY: The amendments update three forms previously adopted.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308, 628.801 FS.

LAW IMPLEMENTED: 624.307(1), 624.317, 624.424, 628.251, 628.461, 628.801 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flair.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-143.046 Registration of Insurers.

(1) through (2) No change.

(3) Every insurer subject to registration shall file a registration statement on a Form OIR-D0-516, incorporated by reference in paragraph 69O-143.046(15)(a), F.A.C. ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 08291, "Form B – Insurance Company Holding System Registration Statement," rev. 5/16.~~ The form shall provide current information about:

(a) through (g) No change.

(4) All registration statements shall contain a summary outlining all items in the current registration statement representing changes from the prior registration statement filed on a Form OIR-A1-2116, incorporated by reference in paragraph 69O-143.046(15)(b), F.A.C. ~~"Form C – Summary of Changes to Registration Statement," new 5/16,~~ ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 06550.~~

(6) Each registered insurer shall keep current the information required to be disclosed in its registration statement by reporting all material changes or additions on an amended Form OIR-D0-516, incorporated by reference in paragraph 69O-143.046(15)(a), F.A.C., within fifteen calendar days after the end of the month in which it learns of each such change or addition. The amended Form OIR-D0-516 should only address those items which are being amended, and should include at the top of the cover page "Amendment No. [insert number] to Form B for [insert year]." Notwithstanding the provisions of this paragraph, dividends and other distributions to shareholders are to be reported to the Office pursuant to section 628.371, F.S.

(7) In addition to the registration statement required in subsection (3), each registered insurer, except foreign insurers subject to disclosure requirements and standards adopted by statute or regulation in the jurisdiction of its domicile which are substantially similar to those contained in this rule and rule 69O-143.047, F.A.C., shall also provide on Form OIR-A1-2118, incorporated by reference in paragraph 69O-143.046(15)(c), F.A.C., ~~"Form F – Enterprise Risk Report," new 5/16,~~ ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 06552,~~ the information required under section 628.801(2), F.S.

(8) through (14) No change.

(15) The following forms are hereby ~~adopted and incorporated by reference; and are available at www.flair.com:~~

(a) Form OIR-D0-516, "Form B – Insurance Company Holding System Registration Statement," effective 09/18, available at www.flrules.org/XXXXX; rev. 5/16; ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 06549;~~

(b) Form OIR-A1-2116, "Form C – Summary of Changes to Registration Statement," effective 09/18, available at www.flrules.org/XXXXX; new 5/16; ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 06550;~~ and,

(c) Form OIR-A1-2118, "Form F – Enterprise Risk Report," effective 09/18, available at www.flrules.org/XXXXX. new 5/16; ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 06552.~~ Rulemaking Authority 624.308, 628.801 FS. Law Implemented 624.307(1), 624.317, 624.424, 628.251, 628.461, 628.801 FS. History–New 12-16-70, Formerly 4-26.02, Amended 6-7-90, 1-30-91, Formerly 4-26.002, 4-143.046, Amended 5-31-16, 7-30-17,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flair.com, (850)413-4112.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 8, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NOS.: RULE TITLES:

69O-156.003 Definitions
 69O-156.0075 Benefit Standards for 2010 Standardized Medicare Supplement Benefit Plan Policies or Certificates Issued for Delivery with an Effective Date for Coverage on or After June 1, 2010.

PURPOSE AND EFFECT: To update Chapter 69O-156, F.A.C. to allow for a revision of prior products and new product generation by adopting revisions to the NAIC Model Regulation.

SUMMARY: The Medicare Access and CHIP Reauthorization Act of 2015 (MACRA) was signed into law on April 16, 2015, and prohibits the sale of Medigap policies that cover Part B deductibles to "newly eligible" Medicare beneficiaries. On August 29, 2016, the National Association of Insurance Commissioners (NAIC) adopted revisions to the NAIC Model Regulation to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act (NAIC Model Regulation) to comply with MACRA. 69O-156.003 and 69O-

156.0075 are amended to comply with amendments to the NAIC Model Regulation by NAIC.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308(1), 627.6274(2), 627.6741(5) FS.

LAW IMPLEMENTED: 624.307(1), 627.410, 627.674, 627.6741 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-156.003 Definitions.

For purposes of this rule:

(1) through (13) No change.

(14) “Newly Eligible Medicare Beneficiary” means anyone who attains age 65 on or after January 1, 2020, or who first becomes eligible for Medicare benefits due to age, disability, or end-stage renal disease on or after January 1, 2020.

(15)(14) “Policy” as used herein is as defined in Section 627.672, F.S.

(16)(15) “Policy Form” means the form on which the policy is delivered or issued for delivery by the issuer.

(17)(16) “Pre-existing condition” shall not be defined to limit or preclude liability under a policy for a period longer than six (6) months because of a condition for which medical advice

was given or treatment was recommended by or received from a physician within six months before the effective date of the coverage.

(18)(17) “Pre-Standardized Medicare supplement benefit plan,” “Pre-Standardized benefit plan” or “Pre-Standardized plan” means a group or individual policy of Medicare supplement insurance issued prior to January 1, 1992.

(19)(18) “1990 Standardized Medicare supplement benefit plan,” “1990 Standardized benefit plan” or “1990 plan” means a group or individual policy of Medicare supplement insurance issued on or after January 1, 1992, and with an effective date for coverage prior to June 1, 2010.

(20)(19) “2010 Standardized Medicare supplement benefit plan,” “2010 Standardized benefit plan” or “2010 plan” means a group or individual policy of Medicare supplement insurance with an effective date for coverage on or after June 1, 2010.

(21) “2020 Standardized Medicare supplement benefit plan,” “2020 Standardized benefit plan” or “2020 plan” means an individual policy of Medicare supplement insurance issued to individuals newly eligible for Medicare and with an effective date for coverage on or after January 1, 2020, except for individuals eligible for Medicare prior to January 1, 2020, that are eligible for Medicare supplement benefit Plans C, F, and High Deductible F.

(22)(20) “Replacement” is any transaction wherein new Medicare supplement insurance is to be purchased and it is known to the agent, broker or insurer at the time of application that, as a part of the transaction, existing accident and health insurance has been or is to be lapsed or the benefits thereof substantially reduced.

(23)(21) “Secretary” means the Secretary of the United States Department of Health and Human Services. Rulemaking Authority 624.308(1), 627.674(2), 627.6741(5) FS. Law Implemented 624.307(1), 627.674, 627.6741 FS. History—New 1-1-81, Formerly 4-51.03, Amended 11-7-88, 9-4-89, 12-9-90, Formerly 4-51.003, Amended 1-1-92, 7-14-96, 7-26-99, 3-4-01, Formerly 4-156.003, Amended 9-15-05, 1-4-10, _____.

690-156.0075 Benefit Standards for 2010 Standardized Medicare Supplement Benefit Plan Policies or Certificates Issued for Delivery with an Effective Date for Coverage on or After June 1, 2010

The following standards are applicable to all 2010 Standardized Medicare supplement policies or certificates delivered or issued for delivery in this state with an effective date for coverage on or after June 1, 2010. No policy or certificate may be advertised, solicited, delivered, or issued for delivery in this state as a Medicare supplement policy or certificate unless it complies with these benefit standards. No issuer may offer any 1990 Standardized Medicare supplement benefit plan for sale on or after June 1, 2010. Benefit standards applicable to Medicare supplement policies and certificates issued with an effective

date for coverage prior to June 1, 2010, remain subject to the requirements of Rules 69O-156.006, 69O-156.007, and 69O-156.008, F.A.C.

(1) No change.

(2) Standards for Basic (Core) Benefits Common to Medicare Supplement Insurance Benefit Plans A, B, C, D, F, F with High Deductible, G, M, and N. Every issuer of Medicare supplement insurance benefit plans shall make available a policy or certificate including only the following basic “core” package of benefits to each prospective insured. An issuer may make available to prospective insureds any of the other Medicare Supplement Insurance Benefit Plans in addition to the basic core package, but not in lieu of it.

(a) through (f) No change.

(g) Home Health Care (Parts A & B) Medicare Approved Services: Medically necessary skilled care services and medical supplies.

(3) No change.

Rulemaking Authority 624.308(1), 627.674(2)(a) FS. Law Implemented 624.307(1), 627.410, 627.674, 627.6741 FS. History—New 1-4-10, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 10, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: 69O-156.0086
 RULE TITLE: Standard Medicare Supplement Benefit Plans for 2020 Standardized Medicare Supplement Benefit Plan Policies or Certificates Issued for Delivery to Newly Eligible Medicare Beneficiaries and with an Effective Date for Coverage on or After January 1, 2020.

PURPOSE AND EFFECT: To update Chapter 69O-156, F.A.C. to allow for a revision of prior products and new product generation by adopting revisions to the NAIC Model Regulation.

SUMMARY: The Medicare Access and CHIP Reauthorization Act of 2015 (MACRA) was signed into law on April 16, 2015, and prohibits the sale of Medigap policies that cover Part B deductibles to “newly eligible” Medicare beneficiaries. On August 29, 2016, the National Association of Insurance

Commissioners (NAIC) adopted revisions to the NAIC Model Regulation to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act (NAIC Model Regulation) to comply with MACRA. 69O-156.0086 is created to comply with amendments to the NAIC Model Regulation by NAIC.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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.

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: 624.308(1), 627.674(2) FS.
 LAW IMPLEMENTED: 624.307(1), 627.410, 627.674, 627.6741 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-156.0086 Standard Medicare Supplement Benefit Plans for 2020 Standardized Medicare Supplement Benefit Plan Policies or Certificates Issued for Delivery to Newly Eligible Medicare Beneficiaries and with an Effective Date for Coverage on or After January 1, 2020.

No policy or certificate that provides coverage of the Medicare Part B deductible may be advertised, solicited, delivered or

issued for delivery in this state as a Medicare supplement policy or certificate to Newly Eligible Medicare Beneficiary. In accordance with the Medicare Access and CHIP Reauthorization Act of 2015 (Pub. L. No. 114-10, 129 Stat. 87 (2015)), all policies must comply with the following benefit standards:

(1) Benefit Requirements. The standards and requirements of this rule apply to all Medicare supplement policies or certificates delivered or issued for delivery to Newly Eligible Medicare Beneficiary. Standardized Medicare supplement benefit Plans C, F, and F with High Deductible, as defined in paragraphs 690-156.0085(5)(c), (e), and (f), F.A.C., may not be offered to Newly Eligible Medicare Beneficiaries.

(2) An issuer shall make available to each prospective policyholder and certificateholder a policy form or certificate form containing the basic (core) benefits, as defined in paragraph (6)(a).

(3) If an issuer makes available any of the additional benefits described in paragraphs (6)(b)-(i), then the issuer shall make available to each prospective policyholder and certificateholder, in addition to a policy form or certificate form with only the basic (core) benefits as described in subsection (2) above, a policy form or certificate form containing either standardized Medicare supplement benefit Plan D as described in paragraph (6)(c) or standardized Medicare supplement benefit Plan G as described in paragraph (6)(d).

(4) Applicability to Certain Individuals. This rule applies only to Newly Eligible Medicare Beneficiaries who are enrolled in Medicare Part B:

(a) By reason of attaining age 65 on or after January 1, 2020; or

(b) By reason of entitlement to benefits under Part A pursuant to sections 226(b) or 226A of the Social Security Act (42 U.S.C. §§ 426(b), 426-1) or who are deemed to be eligible for benefits under section 226(a) of the Social Security Act on or after January 1, 2020.

(5)(a) Benefit plans shall conform in structure, language, designation, and format to the standard benefit plans listed in this subsection (6) and the definitions in Rule 690-156.003, F.A.C., and must include a copy of Form OIR-B2-MS2, Outline of Coverage, Benefit Plans, Benefit Chart of Medicare Supplement Plans Sold on or after January 1, 2020, effective 01/20.

(b) Form OIR-B2-MS2, Outline of Coverage, Benefit Plans, Benefit Chart of Medicare Supplement Plans Sold on or after January 1, 2020, effective 01/20, is hereby incorporated by reference and available at www.flrules.org/XXXXX and may be printed from the Office's website: <http://www.flor.com/Sections/LandH/Medicare/MedicareForms.aspx>.

(6) Make-up of 2020 Standardized Benefit Plans:

(a) Standardized Medicare supplement benefit Plan A shall include only the following:

1. Coverage of Part A Medicare eligible expenses for hospitalization to the extent not covered by Medicare from the 61st day through the 90th day in any Medicare benefit period.

2. Coverage of Part A Medicare eligible expenses incurred for hospitalization to the extent not covered by Medicare for each Medicare lifetime inpatient reserve day used.

3. Upon exhaustion of the Medicare hospital inpatient coverage, including the lifetime reserve days, coverage of one hundred percent (100%) of the Medicare Part A eligible expenses for hospitalization paid at the applicable prospective payment system (PPS) rate, or other appropriate Medicare standard of payment, subject to a lifetime maximum benefit of an additional 365 days. The provider shall accept the issuer's payment as payment in full and may not bill the insured for any balance.

4. Coverage under Medicare Parts A and B for the reasonable cost of the first 3 pints of blood (or equivalent quantities of packed red blood cells, as defined under federal regulations.

5. Coverage for the coinsurance amount, or in the case of hospital outpatient department services paid under a prospective payment system, the co-payment amount, of Medicare eligible expenses under Part B regardless of hospital confinement, subject to the Medicare Part B deductible.

6. Hospice Care: Coverage of cost sharing for all Part A Medicare eligible hospice care and respite care expenses.

7. Home Health Care (Parts A & B) Medicare Approved Services: Medically necessary skilled care services and medical supplies.

(b) Standardized Medicare supplement benefit Plan B shall include only the following: The basic (core) benefit as defined in paragraph (6)(a), plus one hundred percent (100%) of the Medicare Part A deductible amount per benefit period.

(c) Standardized Medicare supplement benefit Plan D shall include only the following: The basic (core) benefit, as defined in paragraph (6)(a), plus one hundred percent (100%) of the Medicare Part A deductible amount per benefit period; Skilled Nursing Facility Care Coverage for the actual billed charges up to the coinsurance amount from the 21st day through the 100th day in a Medicare benefit period for post-hospital skilled nursing facility care eligible under Medicare Part A; and Medically Necessary Emergency Care in a Foreign Country, which is Coverage to the extent not covered by Medicare for eighty percent (80%) of the billed charges for Medicare-eligible expenses for medically necessary emergency hospital, physician, and medical care received in a foreign country, if such care would have been covered by Medicare if provided in

the United States and if such care began during the first sixty (60) consecutive days of each trip outside the United States, subject to a calendar year deductible of \$250, and a lifetime maximum benefit of \$50,000.

(d) Standardized Medicare supplement [regular] Plan G shall include only the following: The basic (core) benefit as defined in paragraph (6)(a), plus one hundred percent (100%) of the Medicare Part A deductible amount per benefit period; Skilled Nursing Facility Care Coverage for the actual billed charges up to the coinsurance amount from the 21st day through the 100th day in a Medicare benefit period for post-hospital skilled nursing facility care eligible under Medicare Part A; one hundred percent (100%) of the Medicare Part B excess charges and Medically Necessary Emergency Care in a Foreign Country, which is Coverage to the extent not covered by Medicare for eighty percent (80%) of the billed charges for Medicare-eligible expenses for medically necessary emergency hospital, physician and medical care received in a foreign country, if such care would have been covered by Medicare if provided in the United States and if such care began during the first sixty (60) consecutive days of each trip outside the United States, subject to a calendar year deductible of \$250, and a lifetime maximum benefit of \$50,000.

(e) Standardized Medicare supplement Plan G With High Deductible shall include only the following: one hundred percent (100%) of covered expenses following the payment of the annual deductible set forth in subparagraph 2. below.

1. The basic (core) benefit and additional benefits as defined in paragraph (6)(d).

2. The annual deductible in standardized Medicare supplement Plan G With High Deductible shall consist of out-of-pocket expenses, other than premiums, for services covered by standardized Medicare supplement [regular] Plan G. The basis for the deductible shall be \$2,240 and shall be adjusted annually from 2018 by the Secretary of the U.S. Department of Health and Human Services to reflect the change in the Consumer Price Index for all urban consumers for the twelve-month period ending with August of the preceding year, rounded to the nearest multiple of ten dollars (\$10).

(f) Standardized Medicare supplement Plan K shall include only the following:

1. Part A Hospital Coinsurance 61st through 90th days: Coverage of one hundred percent (100%) of the Part A hospital coinsurance amount for each day used from the 61st through the 90th day in any Medicare benefit period.

2. Part A Hospital Coinsurance, 91st through 150th days: Coverage of one hundred percent (100%) of the Part A hospital coinsurance amount for each Medicare lifetime inpatient reserve day used from the 91st through the 150th day in any Medicare benefit period.

3. Part A Hospitalization After 150 Days: Upon exhaustion of the Medicare hospital inpatient coverage, including the lifetime reserve days, coverage of one hundred percent (100%) of the Medicare Part A eligible expenses for hospitalization paid at the applicable prospective payment system (PPS) rate, or other appropriate Medicare standard of payment, subject to a lifetime maximum benefit of an additional 365 days. The provider shall accept the issuer's payment as payment in full and may not bill the insured for any balance.

4. Medicare Part A Deductible: Coverage for fifty percent (50%) of the Medicare Part A inpatient hospital deductible amount per benefit period until the out-of-pocket limitation is met as described in subparagraph 11.

5. Skilled Nursing Facility Care: Coverage for fifty percent (50%) of the coinsurance amount for each day used from the 21st day through the 100th day in a Medicare benefit period for post-hospital skilled nursing facility care eligible under Medicare Part A until the out-of-pocket limitation is met as described in subparagraph 11.

6. Hospice Care: Coverage for fifty percent (50%) of cost sharing for all Part A Medicare eligible expenses and respite care until the out-of-pocket limitation is met as described in subparagraph 11.

7. Blood: Coverage for fifty percent (50%), under Medicare Part A or B, of the reasonable cost of the first three (3) pints of blood (or equivalent quantities of packed red blood cells, as defined under federal regulations) until the out-of-pocket limitation is met as described in subparagraph 11.

8. Home Health Care (Parts A & B) Medicare Approved Services: Coverage for fifty percent (50%) of medically necessary skilled care services and medical supplies.

9. Part B Cost Sharing: Coverage for fifty percent (50%) of the cost sharing otherwise applicable under Medicare Part B after the policyholder pays the Part B deductible until the out-of-pocket limitation is met as described in subparagraph 11.

10. Part B Preventive Services: Coverage of one hundred percent (100%) of the cost sharing for Medicare Part B preventive services after the policyholder pays the Part B deductible.

11. Cost Sharing After Out-of-Pocket Limits: Coverage of one hundred percent (100%) of all cost sharing under Medicare Parts A and B for the balance of the calendar year after the individual has reached the out-of-pocket limitation on annual expenditures under Medicare Parts A and B. The basis for the out-of-pocket limitation shall be \$5,240 and shall be adjusted annually from 2018 by the Secretary of the U.S. Department of Health and Human Services to reflect the appropriate inflation adjustment.

(g) Standardized Medicare supplement Plan L shall include only the following:

1. Part A Hospital Coinsurance 61st through 90th days: Coverage of one hundred percent (100%) of the Part A hospital coinsurance amount for each day used from the 61st through the 90th day in any Medicare benefit period;

2. Part A Hospital Coinsurance, 91st through 150th days: Coverage of one hundred percent (100%) of the Part A hospital coinsurance amount for each Medicare lifetime inpatient reserve day used from the 91st through the 150th day in any Medicare benefit period.

3. Part A Hospitalization After 150 Days: Upon exhaustion of the Medicare hospital inpatient coverage, including the lifetime reserve days, coverage of one hundred percent (100%) of the Medicare Part A eligible expenses for hospitalization paid at the applicable prospective payment system (PPS) rate, or other appropriate Medicare standard of payment, subject to a lifetime maximum benefit of an additional 365 days. The provider shall accept the issuer's payment as payment in full and may not bill the insured for any balance.

4. Medicare Part A Deductible: Coverage for seventy-five percent (75%) of the Medicare Part A inpatient hospital deductible amount per benefit period until the out-of-pocket limitation is met as described in subparagraph 11.

5. Skilled Nursing Facility Care: Coverage for seventy-five percent (75%) of the coinsurance amount for each day used from the 21st day through the 100th day in a Medicare benefit period for post-hospital skilled nursing facility care eligible under Medicare Part A until the out-of-pocket limitation is met as described in subparagraph 11;

6. Hospice Care: Coverage for seventy-five percent (75%) of cost sharing for all Part A Medicare eligible expenses and respite care until the out-of-pocket limitation is met as described in subparagraph 11.

7. Blood: Coverage for seventy-five percent (75%), under Medicare Part A or B, of the reasonable cost of the first three (3) pints of blood (or equivalent quantities of packed red blood cells, as defined under federal regulations) until the out-of-pocket limitation is met as described in subparagraph 11.

8. Home Health Care (Parts A & B) Medicare Approved Services: Coverage for seventy-five percent (75%) of medically necessary skilled care services and medical supplies.

9. Part B Cost Sharing: Coverage for seventy-five percent (75%) of the cost sharing otherwise applicable under Medicare Part B after the policyholder pays the Part B deductible until the out-of-pocket limitation is met as described in subparagraph 11.

10. Part B Preventive Services: Coverage of one hundred percent (100%) of the cost sharing for Medicare Part B preventive services after the policyholder pays the Part B deductible.

11. Cost Sharing After Out-of-Pocket Limits: Coverage of one hundred percent (100%) of all cost sharing under Medicare Parts A and B for the balance of the calendar year after the

individual has reached the out-of-pocket limitation on annual expenditures under Medicare Parts A and B. The basis for the out-of-pocket limitation shall be \$5,240 and shall be adjusted annually from 2018 by the Secretary of the U.S. Department of Health and Human Services to reflect the appropriate inflation adjustment.

(h) Standardized Medicare supplement Plan M shall include only the following: The basic (core) benefit as defined in paragraph (6)(a), plus fifty percent (50%) of the Medicare Part A deductible amount per benefit period; Skilled Nursing Facility Care Coverage for the actual billed charges up to the coinsurance amount from the 21st day through the 100th day in a Medicare benefit period for post-hospital skilled nursing facility care eligible under Medicare Part A; and Medically Necessary Emergency Care in a Foreign Country, which is Coverage to the extent not covered by Medicare for eighty percent (80%) of the billed charges for Medicare-eligible expenses for medically necessary emergency hospital, physician and medical care received in a foreign country, if such care would have been covered by Medicare if provided in the United States and if such care began during the first sixty (60) consecutive days of each trip outside the United States, subject to a calendar year deductible of \$250, and a lifetime maximum benefit of \$50,000.

(i) Standardized Medicare supplement Plan N shall include only the following: The basic (core) benefit as defined in paragraph (6)(a), plus one hundred percent (100%) of the Medicare Part A deductible amount per benefit period; Skilled Nursing Facility Care Coverage for the actual billed charges up to the coinsurance amount from the 21st day through the 100th day in a Medicare benefit period for post-hospital skilled nursing facility care eligible under Medicare Part A; and Medically Necessary Emergency Care in a Foreign Country, which is Coverage to the extent not covered by Medicare for eighty percent (80%) of the billed charges for Medicare-eligible expenses for medically necessary emergency hospital, physician and medical care received in a foreign country, if such care would have been covered by Medicare if provided in the United States and if such care began during the first sixty (60) consecutive days of each trip outside the United States, subject to a calendar year deductible of \$250, and a lifetime maximum benefit of \$50,000; and Part B coverage with co-payments in the following amounts:

1. The lesser of twenty dollars (\$20) or the Medicare Part B coinsurance or co-payment for each covered health care provider office visit (including visits to medical specialists).

2. The lesser of fifty dollars (\$50) or the Medicare Part B coinsurance or co-payment for each covered emergency room visit, however, this co-payment shall be waived if the insured is admitted to any hospital and the emergency visit is subsequently covered as a Medicare Part A expense.

For purposes of this subsection, “emergency care” shall mean care needed immediately because of an injury or an illness of sudden and unexpected onset.

(7) New or Innovative Benefits: An issuer may, with the prior written approval of the Office, offer policies or certificates with new or innovative benefits, in addition to the standardized benefits provided in a policy or certificate that otherwise complies with the applicable standards. The new or innovative benefits shall include only benefits that are appropriate to Medicare supplement insurance, are new or innovative, are not otherwise available, and are cost-effective. Approval of new or innovative benefits must not adversely impact the goal of Medicare supplement simplification. New or innovative benefits shall not include an outpatient prescription drug benefit. New or innovative benefits shall not be used to change or reduce benefits, including a change of any cost-sharing provision, in any standardized plan.

Benefit plan standards applicable to Medicare supplement policies and certificates issued to individuals who are not a Newly Eligible Medicare Beneficiary remain subject to the requirements of Rules 69O-156.0075 and 69O-156.0085, F.A.C.

Rulemaking Authority 624.308(1), 627.674(2) FS. Law Implemented 624.307(1), 627.410, 627.674, 627.6741 FS. History-New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flair.com, (850)413-4112.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: July 25, 2019

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 10, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-167.007 Supplementary Payment of Defense Costs

PURPOSE AND EFFECT: Repeal of the rule due to the rule being obsolete or unnecessary.

SUMMARY: Repeal of the rule due to the rule being obsolete or unnecessary.

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: Agency personnel familiar with the subject matter of the rule amendment have performed an economic analysis of the rule amendment that shows that the rule amendment is unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), Florida Statutes.

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: 624.308(1) FS.

LAW IMPLEMENTED: 624.307(1), 626.9641(1)(b) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-167.007 Supplementary Payment of Defense Costs.
Rulemaking Authority 624.308(1) FS. Law Implemented 624.307(1), 626.9641(1)(b) FS. History–New 8-4-92, Amended 9-19-94, Formerly 4-167.007, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 12, 2019

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

69O-189.003 Workers' Compensation: Application and Audit Procedures

PURPOSE AND EFFECT: The rule is amended to reference section 92.525, FS, for sworn statements and remove notarization requirements in portions of the rule.

SUMMARY: The rule is amended to reference section 92.525, FS, for sworn statements. The rule is amended remove

notarization requirements in portions of the rule. A sentence allowing the acceptance of electronic notarization is deleted due to the notary requirement being removed.

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: Agency personnel familiar with the subject matter of the rule amendments have performed an economic analysis of the rule amendment that shows that the rule amendments are unlikely to have an adverse impact on the State economy in excess of the criteria established in Section 120.541(2)(a), FS, and the rule amendments will not require ratification by the Legislature.

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: 440.381, 624.308(1) FS.

LAW IMPLEMENTED: 440.105(4)(b)5., 440.381, 624.307, 624.424(1)(c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flor.com, (850)413-4112.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-189.003 Workers' Compensation: Application and Audit Procedures.

(1)(a) Each employer applying to a carrier in the voluntary market for workers' compensation coverage required by section 440.38, F.S., shall use Form ACORD 130 FL (rev. 2019/07) ~~Form ACORD 130 FL (rev. 2015-02)~~, "Florida Workers' Compensation Application," which is hereby adopted and incorporated by reference. The form shall be completed and submitted to the carrier with which the employer wishes to contract for coverage.

(b) A carrier wishing to use its own application form shall submit the form electronically to the Florida Office of Insurance Regulation (Office) at <http://www.flor.com/iportal>, and receive approval prior to its use.

1. through 2. No change.

3. The application shall contain a sworn statement by the employer which complies with section 92.525, F.S., attesting to the accuracy of the information submitted.

4. The application shall contain a sworn statement by the agent which complies with section 92.525, F.S., attesting that the agent explained to the employer or officer the classification codes that are used for premium calculations.

(c) Each employer applying for workers' compensation coverage in the Florida Workers' Compensation Joint Underwriting Association (FWCJUA) shall use Form ACORD 130 FL (2019/07) ~~ACORD Form 130 FL (rev. 2015-02)~~ unless the FWCJUA files and receives approval by the Office of Insurance Regulation to use a different application form in accordance with paragraph (1)(b). The FWCJUA shall submit any addendum to the application to the Office and receive approval prior to using. The completed application and all addenda shall be submitted to the FWCJUA at the address on the form.

(d) Form ACORD 130 FL (rev. 2019/07) is available: The forms adopted in this subsection (1), may be obtained from the Office's website at: <http://www.flor.com/iportal>.

1. From ACORD at <https://www.acord.org/home>; and,

2. For inspection during regular business hours at the Office of Insurance Regulation, Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0300.

(2)(a) No change.

~~(b) The employer shall sign the application. The applicant's signature on the applicant form shall be notarized to the extent that such notarization complies with parts I and II of chapter 668, F.S. The carrier is authorized to require the producer's signature to be notarized to the extent that such notarization complies with parts I and II of chapter 668, F.S.~~

(c) No change.

~~(d) It is permissible for insurers to accept electronic notarizations in satisfaction of the application notarization requirements to the extent that such acceptance of electronic notarizations complies with parts I and II of chapter 668, F.S.~~

(3) through (4) No change.

Rulemaking Authority 440.381, 624.308(1) FS. Law Implemented 440.105(4)(b)5., 440.381, 624.307, 624.424(1)(c) FS. History—New 8-1-91, Formerly 4-28.007, Amended 10-3-95, 10-10-96, 1-15-98, 11-21-00, 11-5-02, 9-22-03, Formerly 4-189.003, Amended 3-29-05, 3-10-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Michael Lawrence, Jr., Assistant General Counsel, Office of Insurance Regulation, Michael.LawrenceJr@flair.com, (850)413-4112.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 25, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 6, 2019

Section III

Notice of Changes, Corrections and Withdrawals

NONE

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-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from The Eden Inn to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019010756. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 8, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Dade City, FL OPCO, LLC d/b/a The Edwinola to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019010757. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 1, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from S-H Thirty-Five OPCO Tamarac Acquisition, LLC d/b/a Atria Tamarac to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019010307. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 1, 2019, the Agency for Health Care Administration, received a petition for variance

from subsection 59A-36.025, F.A.C., from S-H Thirty-Five OPCO Tamarac, LLC d/b/a Atria Tamarac to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019010308. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: A copy of the petition may be obtained by contacting Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 1, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from S-H Thirty-Five OPCO – Willow Wood, LLC d/b/a Atria Willow Wood to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019010310. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: A copy of the petition may be obtained by contacting Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 3, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Solaris Senior Living North Naples to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019010364. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing

assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: A copy of the petition may be obtained by contacting Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 3, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Arden Courts of Delray Beach FL, LLC d/b/a Arden Courts of Delray Beach to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019010382. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: A copy of the petition may be obtained by contacting Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 3, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Arden Courts of Ft. Myers FL, LLC d/b/a Arden Courts of Ft. Myers to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019010384. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: A copy of the petition may be obtained by contacting Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on July 3, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Arden Courts of Largo FL, LLC d/b/a Arden Courts of Largo to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019010386. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chequita Byrd, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #30, Tallahassee, Florida 32308 or e-mailing assistedliving@ahca.myflorida.com.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-21.027 HC General Program Procedures and Requirements

The Florida Housing Finance Corporation hereby gives notice: On August 2, 2019, the Florida Housing Finance Corporation issued an order granting waiver of subsection 67-21.027(6) F.A.C. for SP Park, LLC, granting that the certified public accountant auditing the General Contractor Cost Certification may confirm information from the fourth largest dollar subcontractor instead of the third largest dollar subcontractor. As a condition of this waiver, Petitioner must assure that the third largest dollar subcontractor is included in the certified public account's documentation review. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on July 2, 2019 and notice of the receipt of petition was published on July 5, 2019 in Vol. 45, Number 130, F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

The Florida Housing Finance Corporation hereby gives notice: On August 2, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraph 67-48.0072(21)(b) F.A.C. for BDG Hibiscus Apartments, LP, granting an extension of the firm commitment deadline from August 14,

2019 to December 31, 2019. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on July 3, 2019 and notice of the receipt of petition was published on July 8, 2019 in Vol. 45, Number 131, F.A.R. A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

The Florida Housing Finance Corporation hereby gives notice: On August 2, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraphs 67-48.0072(4)(c) and (21)(b) F.A.C. for Springhill Apartments, LLC, granting an extension of the firm loan commitment deadline from August 10, 2019 to February 10, 2020. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on July 8, 2019 and notice of the receipt of petition was published on July 9, 2019 in Vol. 45, Number 132, F.A.R. A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

The Florida Housing Finance Corporation hereby gives notice: On August 2, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraph 67-48.0072(21)(b) F.A.C. for Citadelle Village, LLC, granting an extension of the firm loan commitment deadline from August 4, 2019 to January 31, 2020. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on July 17, 2019 and notice of the receipt of petition was published on July 18, 2019 in Vol. 45, Number 139, F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

The Florida Housing Finance Corporation hereby gives notice: On August 2, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraph 67-48.0072(21)(b)

F.A.C. (2016) from Society of St. Vincent De Paul South Pinellas, Inc. for Ozanam Village III, granting an extension of the firm loan commitment deadline from August 11, 2019 to November 9, 2019. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on July 17, 2019 and notice of the receipt of petition was published on July 18, 2019 in Vol. 45, Number 139, F.A.R. A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.0072 Credit Underwriting and Loan Procedures

The Florida Housing Finance Corporation hereby gives notice: On August 2, 2019, the Florida Housing Finance Corporation issued an order granting waiver of paragraph 67-48.0072(4)(C) F.A.C. from Society of St. Vincent De Paul South Pinellas, Inc. for Ozanam Village II, granting an extension of the closing on the SAIL and ELI loans until to November 6, 2019. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on July 17, 2019 and notice of the receipt of petition was published on July 18, 2019 in Vol. 45, Number 139, F.A.R.

A copy of the Order or additional information may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 N. Bronough St., Ste. 5000, Tallahassee, FL 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Cultural Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, September 6, 2019, 9:00 a.m. until conclusion.

PLACE: This meeting will be held via webinar and teleconference. Please join the meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/845790021>

You can also dial in using your phone. United States: 1(872)240-3311, Access Code: 845-790-021

Joining from a video-conferencing room or system?

Depending on your device, dial: 845790021@67.217.95.2 or 67.217.95.2##845790021

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and score grant applications for the 2020-2021 Community Theatre grants under the General Program Support and Specific Cultural Projects Grant Programs.

A copy of the agenda may be obtained by contacting: The Division of Cultural Affairs at (850)245-6470 or by visiting our website: www.florida-arts.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 48 hours before the workshop/meeting by contacting: Rachele Ashmore at rachele.ashmore@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Sarah Stage, (850)245-6459, sarah.stage@dos.myflorida.com.

DEPARTMENT OF LEGAL AFFAIRS

The Florida Commission on the Status of Women announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 13, 2019, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Full Commission Conference Call

DATE AND TIME: August 15, 2019, 9:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee

DATE AND TIME: August 15, 2019, 2:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee

DATE AND TIME: August 20, 2019, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Awards & Recognition Committee

DATE AND TIME: August 21, 2019, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee

DATE AND TIME: August 27, 2019, 10:00 a.m.
PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Public Outreach Committee

DATE AND TIME: August 27, 2019, 4:00 p.m.
PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Public Policy Committee

DATE AND TIME: August 29, 2019, 10:00 a.m.
PLACE: Please call (850)414-3300 for instructions on participation.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Essay Contest Task Force

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

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

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: 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. 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: 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 EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announce the following meetings, which are open to the public.

DATE AND TIME: Board Workshop, Tuesday, August 13, 2019, 12:00 Noon – 1:00 p.m.

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

GENERAL SUBJECT MATTER(S) TO BE CONSIDERED:
Discussion of 2019-20 District Board of Trustees Governance Structure; Discussion of Board Training & Evaluation Process; and Discussion of 2019-20 Goals & Objectives for FSCJ College President John Avendano

REGULAR MEETING, 1:00 p.m. – 2:30 p.m., Board Room 405

GENERAL SUBJECT MATTER(S) TO BE CONSIDERED:
Regular meeting (Annual Organizational Meeting)

Agenda copies 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 regular meeting will be available for inspection beginning Tuesday, August 6, 2019, and copies will be provided upon written request and the payment of approved duplicating charges. Any person requesting to address agenda items at the Board of Trustees regular meeting will be provided an opportunity to do so by appearing before the Board at the meeting. If any person decides to appeal any decision made by the Board with respect to any matter considered at the regular meeting, 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. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings is asked to advise the agency at least 24 hours before the meetings 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.

DATES AND TIMES: Wednesday, August 14, 2019, 8:30 a.m. – 5:00 p.m.; Thursday, August 15, 2019, 8:30 a.m. – 5:00 p.m.

PLACE: BB&T Center, Chairman’s Club, 1 Panther Parkway, Sunrise, FL 33323, Use Gate 5 and park in Lot B.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above meeting is held to convene members of the Marjory Stoneman Douglas High School Public Safety Commission.

A copy of the agenda may be obtained by contacting: A copy of the Commission meeting agenda will be posted when available on the following website: <http://www.fdle.state.fl.us/MSDHS/Meetings>

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: Office of Policy Development and Planning, Jennifer Miller at (850)410-8321 or e-mail at JenniferMiller2@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

PUBLIC SERVICE COMMISSION

RULE NOS: RULE TITLES:

- Rule 25-6.0143 Use of Accumulated Provision Accounts 228.1, 228.2, and 228.4
- Rule 25-6.030 Storm Protection Plan
- Rule 25-6.031 Storm Protection Plan Cost Recovery Clause
- Rule 25-6.034 Standard of Construction
- Rule 25-6.0341 Location of the Utility’s Electric Distribution Facilities
- Rule 25-6.0342 Electric Infrastructure Storm Hardening
- Rule 25-6.0343 Municipal Electric Utility and Rural Electric Cooperative Reporting Requirements
- Rule 25-6.0345 Safety Standards for Construction of New Transmission and Distribution Facilities
- Rule 25-6.044 Continuity of Service
- Rule 25-6.0455 Annual Distribution Service Reliability Report
- Rule 25-6.061 Relocation of Poles
- Rule 25-6.064 Contribution-in-Aid-of-Construction for Installation of New or Upgraded Facilities
- Rule 25-6.077 Installation of Underground Distribution Systems within New Subdivisions
- Rule 25-6.078 Schedule of Charges
- Rule 25-6.081 Construction Practices
- Rule 25-6.115 Facility Charges for Conversion of Existing Overhead Investor-owned Distribution Facilities

The FLORIDA PUBLIC SERVICE COMMISSION announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, August 20, 2019, 9:30 a.m.

PLACE: PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida. GENERAL

SUBJECT MATTER TO BE CONSIDERED: Public electric utility storm protection plans and storm protection cost recovery clause rulemaking to implement Section 366.96, F.S. Docket No. 20190131-EU

The contact person for this rule development workshop is: Adria Harper, (850)413-6082, aharper@psc.state.fl.us or Andrew King, (850)413-6195, aking@psc.state.fl.us. A copy of the agenda and materials for the workshop will be posted on the Commission’s website, www.floridapsc.com, under the Rule Development tab on August 9, 2019.

One or more Commissioners may be in attendance and participate in the workshop. In accordance with the Americans with Disabilities Act, persons requiring a special accommodation to participate at this workshop should contact the Office of Commission Clerk no later than five days prior to the workshop at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service. Assisted Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

The Heartland Regional Transportation Planning Organization (HRTPO) announces a public meeting to which all persons are invited.

DATE AND TIME: August 21, 2019, 10:00 a.m.

PLACE: CareerSource Heartland, 5901 US Hwy 27 South, Suite 1, Sebring, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Heartland Regional Transportation Planning Organization (HRTPO) Technical Advisory Committee (TAC).

A copy of the agenda may be obtained by contacting: Marybeth Soderstrom, Community and Mobility Manager at 1(863)534-7130 ext. 134 or at msoderstrom@cfrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Marybeth Soderstrom, Community and Mobility Manager at 1(863)534-7130 ext. 134 or at msoderstrom@cfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Communications

The Department of Management Services announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 20, 2019, 9:30 a.m. – 5:00 p.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 152, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Joint Task Force (JTF) Board of the Statewide Law Enforcement Radio System (SLERS) will meet together to discuss matters pertaining to the network.

The agenda and handouts will be made available closer to the date of the meeting at the following web address:

https://www.dms.myflorida.com/business_operations/state_technology/public_safety_communications/radio_communications_services/statewide_law_enforcement_radio_system_slers/upcoming_joint_task_force_meetings

A copy of the agenda may be obtained by contacting: Millie Marchiano, (850)922-7435, Millicent.Marchiano@dms.myflorida.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 5 days before the workshop/meeting by contacting: Millie Marchiano, (850)922-7435, Millicent.Marchiano@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).

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: Millie Marchiano, (850)922-7435, Millicent.Marchiano@dms.myflorida.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: August 21, 2019, 9:30 a.m.

PLACE: Lake County Agricultural Center Auditorium, UF/IFAS Extension Office, 1951 Woodlea Road, Tavares FL 32778

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Upper Ocklawaha Basin Working Group will hold a Basin Management Action Plan meeting on August 21. This meeting is open to the public. This meeting covers a series of presentations about water quality and nutrient loading for Lake Apopka and the Harris Chain of Lakes as well as updates of

water quality studies and activities conducted by local governments. The Upper Ocklawaha Basin Working Group was formed to provide a forum for stakeholders to discuss issues related to the basin's nutrient Total Maximum Daily Loads for the Harris Chain of Lakes, Palatka River, and Lake Apopka. An Amendment to the Upper Ocklawaha Basin Management Action Plan was adopted in 2019 to further address nutrient problems in Lake Harris, Lake Carlton, Lake Yale, Trout Lake, and the Palatka River well as 2017 TMDLs for Lake Denham, Lake Roberts, and Marshall Lake. A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

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: Ms. Mary Paulic, (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

The Department of Health, Board of Osteopathic Medicine Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: September 12, 2019, 2:00 p.m. ET

PLACE: Telephone conference number: 1(888) 585-9008
Conference code: 742-225-236

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

A copy of the agenda may be obtained by contacting: <https://floridasosteopathicmedicine.gov/meeting-information/>. 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: Christa Peace, Regulatory Specialist III, at (850)245-4161 or MQA.Osteopath@flhealth.gov or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399. 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: Christa Peace, Regulatory Specialist III, at (850)245-4161 or MQA.Osteopath@flhealth.gov or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

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

DATE AND TIME: August 13, 2019, 8:00 a.m. ET

PLACE: 1(888)585-9008 when prompted, enter conference room #744-469-610#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel with a reconsideration.

A copy of the agenda may be obtained by contacting: www.floridaspodiatricmedicine.gov. If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact the Board Office at (850)245-4292.

DEPARTMENT OF HEALTH

Division of Family Health Services

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

DATE AND TIME: Tuesday, August 20, 2019, 10:00 a.m. – 11:00 a.m. ET

PLACE: Florida Department of Health, 2585 Merchants Row Blvd., Suite 320P, Tallahassee, FL32399 or by telephone 1(866)899-4679 Access Code: 461-752-397 and online at <https://global.gotomeeting.com/join/461752397>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Information Clearinghouse on Developmental Disabilities Advisory Council will provide technical assistance to the Department of Health in the establishment of a website of resource information related to Down syndrome or other prenatally diagnosed developmental disabilities; support programs for parents and families; and developmental evaluation and intervention services.

A copy of the agenda may be obtained by contacting: Anna Simmons, (850)245-4465 or Anna.Simmons@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Anna Simmons, (850)245-4465 or Anna.Simmons@flhealth.gov. If you are hearing or speech

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

For more information, you may contact: Anna Simmons, (850)245-4465 or Anna.Simmons@flhealth.gov.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

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

DATE AND TIME: August 14, 2019, 9:30 a.m.

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

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

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

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

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

NORTHWEST FLORIDA AREA AGENCY ON AGING

The Northwest Florida Area Agency on Aging, Inc. announces a hearing to which all persons are invited.

DATE AND TIME: August 14, 2019, 2:00 p.m.

PLACE: Niceville Senior Center of Okaloosa County, 201 Campbell Drive, Niceville, FL 32578

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the hearing is to ensure an opportunity for public comment on types of contracted Older Americans services to be provided in the Planning and Service Area, as well as specific services which the Area Agency on Aging/Aging and Disability Resource Center will provide directly. Everyone is welcome.

A copy of the agenda may be obtained by contacting: Sharon Searcy, Director of Planning at (850)494-7101 and toll free at 1(866)531-8011.

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: Sharon Searcy, Director of Planning at (850)494-7101 and toll free at 1(866)531-8011. 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: Sharon Searcy, Director of Planning at (850)494-7101 and toll free at 1(866)531-8011.

FLORIDA ASSOCIATION OF COURT CLERKS

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

DATE AND TIME: August 22, 2019, 10:30 a.m.

PLACE: Renaissance World Golf Village, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General operational issues; election of new officers.

A copy of the agenda may be obtained by contacting: bgries@flclerks.com.

For more information, you may contact: bgries@flclerks.com.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

The Florida Atlantic Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: August 14, 2019, 8:00 a.m.

PLACE: 777 Glades Road, Administration Room 305, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED:

FARDA Deerfield Beach Additional Property

A copy of the agenda may be obtained by contacting: jwales@research-park.org.

INDEPENDENT COLLEGES AND UNIVERSITIES OF FLORIDA

The Florida Higher Educational Facilities Financing Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 14, 2019, 1:00 p.m. – 2:00 p.m.

PLACE: The Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, and by teleconference at 1(800)719-7514 Conference Code 596984

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- A. Consideration of Appointment of New Executive Director
- B. Consideration of Approval of Prior Meeting Minutes
- C. Consideration of the application of Florida Institute of Technology for the financing and refinancing of certain higher educational facilities in the State of Florida, conduct of a public

hearing with respect thereto, and consideration of a resolution expressing the Authority’s preliminary approval for the issuance of the Florida Institute of Technology Series 2019 Bonds in an aggregate principal amount of not to exceed \$_____ to be loaned to the Florida Institute of Technology for the following purposes: (a) costs of financing or refinancing the acquisition or construction of or otherwise improvements to higher educational facilities located on, adjacent to or proximate to the main campus of the Borrower, the main address of which is 150 W. University Boulevard, Melbourne, Florida 32901 (the “Campus”), and which Campus is bounded by Babcock Street, Edgewood Drive, Country Club Road and West Florida Avenue, including without limitation (i) an approximately 61,100 square foot biomedical facility, (ii) the 382-bed, three building student housing facility known as Harris Village, (iii) the 84, four-bedroom units within a seven building student housing facility known as Columbia Village, (iv) student housing located on the northern and eastern portions of the Campus, (v) campus dining facilities, including without limitation a campus food service facility with attached 270-space structured parking facility, (vi) student recreational facilities, including without limitation the student centers, including the Homer R. Denius Student Center, the Charles and Ruth Clemente Center for Sports and Recreation, athletic fields and landscaping and soccer field improvements, (vii) buildings throughout the Campus, including without limitation laboratory venting and HVAC systems in and renovating the F.W. Olin Physical Sciences Building, and renovating the Edwin A. Link Building, the F.W. Olin Life Sciences Building, the Jerome P. Keuper Administration Building, George M. Skurla Hall and the Frueauff Energy Research Building, (viii) the acquisition of real property for the development of Borrower’s higher educational facilities, (ix) software and hardware associated with the implementation and installation of an administrative information system, (x) laboratory equipment for teaching and research purposes and (xi) parking facilities, (b) costs of financing or refinancing the acquisition or construction of or otherwise improvements to (i) a student housing facility consisting of 60 five-bedroom units, known as Panther Bay Apartments Student Housing and Greek Village, located at 1540 Skippers Way, Palm Bay, Florida 32905 and (ii) the Applied Research Laboratory at 328 W. Hibiscus Boulevard, Melbourne, Florida 32919, and (c) costs incidental thereto and costs of financing and refinancing thereof, capitalized interest, any required debt service reserves, and issuance costs related to the Bonds. All of the financed and refinanced facilities described above are or will be owned by the Borrower.

D. Conduct of public hearing on the issuance of bonds for the Florida Institute of Technology as described above.

E. Consideration of Inducement Resolution for the issuance of bonds for Florida Institute of Technology as described above.

F. Any other matters that may come before the Authority.
 A copy of the agenda may be obtained by contacting: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188.

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: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188. 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: Melissa Armstrong, Independent Colleges and Universities of Florida, 542 East Park Avenue, Tallahassee, Florida 32301, (850)681-3188.

INFINITE SOURCE COMMUNICATIONS GROUP, LLC
 The Florida Department of Transportation announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 20, 2019, 6:00 p.m. – 8:00 p.m.

PLACE: Miami Beach Golf Club, 2301 Alton Road, Miami Beach, FL 33140

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a Public Meeting for a traffic safety project along State Road (SR) 907/Alton Road from 43 Street to westbound SR 112/I-195/Julia Tuttle Causeway, in Miami-Dade County. The project identification number is 430444-3-52-01. The meeting will be an open house, from 6:00 p.m. – 8:00 p.m. Graphic displays will be shown and FDOT representatives will be available to discuss the project and answer questions.

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

A copy of the agenda may be obtained by contacting: Community Outreach Specialist, Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@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: 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). 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: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

Infinite Source Communications Group, LLC
 The Florida Department of Transportation announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 21, 2019, 6:00 p.m. – 8:00 p.m.

PLACE: Redland Golf and Country Club, 24451 SW 177 Avenue, Homestead, FL 33031

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will hold a Public Meeting for a bridge rehabilitation project along the State Road (SR) 994/Quail Roost/SW 200 Street Bridge over the C-102 Canal, in Miami-Dade County. The project identification number is 441961-1-52-01. The Public Meeting will be an open house format from 6:00 p.m. – 8:00 p.m. Graphic displays will be shown and FDOT representatives will be available to discuss the project and answer questions.

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

A copy of the agenda may be obtained by contacting: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@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: Hong.Benitez@dot.state.fl.us? If you are meeting or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). 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: Community Outreach Specialist Rodolfo Roman at (305)470-5477, email: Rodolfo.Roman@dot.state.fl.us.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission
 NOTICE IS HEREBY GIVEN that Florida Real Estate Commission has received the petition for declaratory statement from Charles G. Tessler, PEL Realty, LLC. The petition seeks the agency's opinion as to the applicability of Rules 61J2-5.015;

61J2-5.016 and 61J2-5.017, F.A.C., as it applies to the petitioner.

Petitioner petition, filed on July 22, 2019, ask the Commission the following questions: 1. Is Probate Executors, a related non-licensed entity, allowed to have an ownership interest in PEL, Realty, LLC, a licensed brokerage entity? 2. Are non-licensed individuals able to manage, participate in valuations, or identify real estate opportunities for PEL Realty? 3. Is compensation paid for management and expense reimbursement from a brokerage account to which commission is deposited classified as commission? 4. Can Probate Executors receive distributions from the earnings of PEL Realty, LLC? Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lori Crawford, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, N801, Orlando, FL 32801, (850)487-1395 or by email at lori.crawford@myfloridalicense.com.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that the Department of Health has issued an order disposing of the petition for declaratory statement filed by Alpha Foliage, Inc. and Surterra Florida, LLC on May 30, 2019. The following is a summary of the agency's disposition of the petition:

Petitioners sought clarification on the applicability of subparagraph 381.986(8)(a)5., Florida Statutes (2018), which temporarily limits the number of dispensing facilities on a per-medical marijuana treatment center basis (temporary cap), to Petitioners' dispensing locations that were approved prior to the statute's adoption. The Department considered the petition and, in an order filed August 5, 2019, states that, subparagraph 381.986(8)(a)5., Florida Statutes, operates prospectively and that the Petitioners' initial six approved dispensary locations are considered grandfathered under this section and will not count against the temporary cap.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Amanda Bush at (850)245-4027 or at amanda.bush@flhealth.gov.

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

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

NONE

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

NONE

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

NONE

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

NONE

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

NONE

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Tuesday, July 30, 2019 and 3:00 p.m., Monday, August 5, 2019.

Rule No.	File Date	Effective Date
5C-3.001	7/30/2019	8/19/2019
5C-3.002	7/30/2019	8/19/2019
5C-3.003	7/30/2019	8/19/2019
5C-3.004	7/30/2019	8/19/2019
5C-3.005	7/30/2019	8/19/2019
5C-3.007	7/30/2019	8/19/2019
5C-3.009	7/30/2019	8/19/2019

5C-3.011	7/30/2019	8/19/2019
5C-3.012	7/30/2019	8/19/2019
5C-3.014	7/30/2019	8/19/2019
5J-20.004	7/31/2019	8/20/2019
5J-20.022	7/31/2019	8/20/2019
5J-20.041	7/31/2019	8/20/2019
5J-20.080	7/31/2019	8/20/2019
5P-2.009	7/30/2019	8/19/2019
6A-1.094121	7/31/2019	8/20/2019
6A-3.0121	7/31/2019	8/20/2019
6A-3.0141	7/31/2019	8/20/2019
25-6.0426	7/30/2019	8/19/2019
53ER19-47	7/31/2019	8/1/2019
61J1-9.002	7/31/2019	8/20/2019
64B3-3.001	7/30/2019	8/19/2019
64B7-24.016	8/5/2019	8/25/2019
64B16-27.797	7/30/2019	8/19/2019
68A-15.065	7/30/2019	8/19/2019
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
69L-3.009	12/5/2018	**/**/*****

DEPARTMENT OF HEALTH

Notice of Emergency Action

On August 5, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the certification of Crystal Marie Rogers, E.M.T., Certification # EMT 520191. 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 (2019).

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 Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

Notice of Emergency Action

On August 5, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the registration of Parveen Kaur, R.M.H.C.I., Registration # IMH 8579. 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 (2019). 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 Massage Therapy

Notice of Emergency Action

On August 5, 2019, the State Surgeon General issued an Order of Emergency Restriction with regard to the license of Anthony Nicholas Green, L.M.T., License # MA 76490. 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 (2019). 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 August 5, 2019, the State Surgeon General issued an Order of Emergency Restriction with regard to the license of Michelle Lee Bungo, R.N., License # RN 9183210. 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 (2019). 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 August 5, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Charles

Custodio, R.N., License # RN 9367851. 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 (2019). 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 August 5, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the certificate of Robert C. Forch, C.N.A., Certificate # CNA 332253. 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 (2019). 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 August 5, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the license of Magnolia Rocha, L.P.N., License # PN 5195906. 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 (2019). 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 August 5, 2019, the State Surgeon General issued an Order of Emergency Restriction with regard to the license of Harriette Anderson, L.P.N., License # PN 5215693. 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 (2019). 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 Pharmacy

Notice of Emergency Action

On August 5, 2019, the State Surgeon General issued an Order of Emergency Suspension with regard to the registration of Dawn Elizabeth Johnson, R.P.T., License No. # RPT 58218. 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 (2019). 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

INDEX TO RULES FILED BETWEEN JULY 29, 2019 AND AUGUST 2, 2019

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

Division of Animal Industry

5C-3.001	7/30/2019	8/19/2019	45/85	
5C-3.002	7/30/2019	8/19/2019	45/85	
5C-3.003	7/30/2019	8/19/2019	45/85	
5C-3.004	7/30/2019	8/19/2019	45/85	45/126
5C-3.005	7/30/2019	8/19/2019	45/85	
5C-3.007	7/30/2019	8/19/2019	45/85	
5C-3.009	7/30/2019	8/19/2019	45/85	
5C-3.011	7/30/2019	8/19/2019	45/85	
5C-3.012	7/30/2019	8/19/2019	45/85	
5C-3.014	7/30/2019	8/19/2019	45/85	

Division of Consumer Services

5J-20.004	7/31/2019	8/20/2019	45/60	45/117
5J-20.022	7/31/2019	8/20/2019	45/60	45/117
5J-20.041	7/31/2019	8/20/2019	45/60	45/117
5J-20.080	7/31/2019	8/20/2019	45/60	45/117

Division of Food, Nutrition and Wellness

5P-2.009	7/30/2019	8/19/2019	45/85	
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DEPARTMENT OF EDUCATION

State Board of Education

6AER19-01 7/29/2019 7/29/2019 45/147
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