

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:** RULE TITLE:  
6A-6.0952 Family Empowerment Scholarship Program  
**PURPOSE AND EFFECT:** To implement the Family Empowerment Scholarship Program, pursuant to section 1002.394, Florida Statutes. Specifically, this new rule will address the following: Family Empowerment Scholarship Application Procedure; Terms of the Family Empowerment Scholarship; Scholarship Payment Procedures; and Private School, School District, Department, Scholarship Funding Organization, and Parent and Student Obligations.

**SUBJECT AREA TO BE ADDRESSED:** Family Empowerment Scholarship Program.

**RULEMAKING AUTHORITY:** 1002.394, FS.

**LAW IMPLEMENTED:** 1002.394, 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: Laura Mazyck, Interim Executive Director, Office of Independent Education and Parental Choice, 325 W. Gaines Street, Suite 1044, Tallahassee, FL 32399. To comment on this rule development or to request a workshop, please contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email [Christian.emerson@fldoe.org](mailto:Christian.emerson@fldoe.org) or go to <https://web02.fldoe.org/rules>.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF LAW ENFORCEMENT**

**Criminal Justice Standards and Training Commission**

**RULE NO.:** RULE TITLE:  
11B-14.003 Authorized Salary Incentive Payments  
**PURPOSE AND EFFECT:** Subsection 11B-14.003(1), F.A.C.: Adds the specific date requirements outlined in Florida Statute. Paragraph 11B-14.003(5)(a), F.A.C.: Adds the specific date requirements outlined in Florida Statute.

**SUBJECT AREA TO BE ADDRESSED:** Date requirements outlined in Florida Statute.

**RULEMAKING AUTHORITY:** 943.03(4), 943.12(1), 943.22(2)(h) FS.

**LAW IMPLEMENTED:** 943.22 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

**DATE AND TIME:** Wednesday, November 13, 2019, 10:00 a.m.

**PLACE:** Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Joyce Gainous-Harris at (850)410-8615, or [joycegainous-harris@fdle.state.fl.us](mailto:joycegainous-harris@fdle.state.fl.us), or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joyce Gainous-Harris at (850)410-8615, or [joycegainous-harris@fdle.state.fl.us](mailto:joycegainous-harris@fdle.state.fl.us), or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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

**DEPARTMENT OF LAW ENFORCEMENT**

**Criminal Justice Standards and Training Commission**

**RULE NO.:** RULE TITLE:  
11B-18.0053 Officer Training Monies Budget and Expenditure Categories

**PURPOSE AND EFFECT:** Sub-paragraphs 11B-18.0053(2)(a)1.-2., F.A.C.: Adds travel reference guidelines to provide instruction to the training centers regarding travel paid for using trust fund monies.

**SUBJECT AREA TO BE ADDRESSED:** Travel reference guidelines.

**RULEMAKING AUTHORITY:** 943.03(4), 943.12(1), (2), 943.25(2), (4), (5) FS.

LAW IMPLEMENTED: 943.25 FS.  
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

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

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joyce Gainous-Harris at (850)410-8615, or joycegainous-harris@fdle.state.fl.us, or write to Florida Department of Law Enforcement, Criminal Justice Professionalism, 2331 Phillips Road, Tallahassee, Florida 32308.

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

**DEPARTMENT OF REVENUE**

**Division of Child Support Enforcement**

RULE NOS.:	RULE TITLES:
12E-1.023	Suspension of Driver License; Suspension of Motor Vehicle Registration
12E-1.028	Garnishment by Levy
12E-1.029	Financial Institution Data Matches

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12E-1.023, F.A.C. (Suspension of Driver License; Suspension of Motor Vehicle Registration), is to incorporate by reference changes to the Notice of Intent to Suspend Driver License and Motor Vehicle Registration(s) (CS-EF55) in accordance with Chapter 2019-167.

The effect of the amendments is to revise form CS-EF55 the Department uses in driver license suspension proceedings.

The purpose of the proposed amendments to Rule 12E-1.028, F.A.C. (Garnishment by Levy), is to incorporate by reference forms CS-EF122, CS-EF123, CS-EF124, CS-EF125, CS-EF127, CS-EF128, CS-EF129, CS-EF130, CS-EF131, CS-EF132, CS-EF146, CS-EF280, CS-EF287, and TSPCS1 the Department uses in levy proceedings.

The effect of the amendments is to incorporate by reference forms the Department uses in levy proceedings.

The purpose of the proposed amendments to Rule 12E-1.029, F.A.C. (Financial Institution Data Matches), is to incorporate by reference changes to the Multistate Financial Institution Data Match Specifications Handbook and form CS-EF133.

The effect of the amendments is to incorporate the revised handbook and form CS-EF133.

SUBJECT AREA TO BE ADDRESSED: Updates to child support rules and forms.

RULEMAKING AUTHORITY: 409.2557(3)(i), 409.25656(11), 409.25657(6), FS.

LAW IMPLEMENTED: 61.13016, 322.058, 409.25656, 409.25657, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 12, 2019, 1:00 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building 2, Room 1220, Tallahassee, Florida

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bobby York, Government Analyst II, Child Support Program, Department of Revenue, 2450 Shumard Oak Blvd., Suite 2-4466, Tallahassee, Florida 32399-0184, telephone: (850)617-8037, email: Bobby.York@floridarevenue.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s Internet site at floridarevenue.com/dor/rules.

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 ENVIRONMENTAL PROTECTION**

**Division of Water Resource Management**

RULE NOS.:	RULE TITLES:
62-640.100	Scope, Intent, Purpose, and Applicability
62-640.200	Definitions
62-640.210	General Technical Guidance and Forms
62-640.300	General Requirements
62-640.500	Nutrient Management Plan (NMP)
62-640.600	Pathogen Reduction and Vector Attraction Reduction
62-640.650	Monitoring, Record Keeping, Reporting, and Notification
62-640.700	Requirements for Land Application of Class AA, A, and B Biosolids
62-640.800	Additional Requirements for Land Application at Reclamation Sites
62-640.850	Distribution and Marketing of - Class AA Biosolids
62-640.880	Additional Requirements Related to Biosolids Treatment Facilities

**PURPOSE AND EFFECT:** The Department is developing amendments to Chapter 62-640, F.A.C., to ensure the proper management, use and land application of biosolids to protect waters of the state from nutrient pollution and in a manner that minimizes the migration of nutrients to prevent the impairment of waterbodies. The Department is proposing to amend the permitting rules to establish the rate of biosolids application based on biosolids characteristics and site-specific conditions, such as soil characteristics, water table, hydrogeology, site use, distance to surface water, in order to prevent nutrient pollution offsite. The rule revisions would allow the Department to better evaluate phosphorus characteristics in all biosolids to inform decisions as to the appropriate application rate; and will establish criteria for low, medium and high-risk sites that guide application practices and required water quality monitoring. Rule revisions would also require site specific groundwater and/ or surface water monitoring plans to detect nutrient migration.

**SUMMARY:** Proposed amendments to Florida Administrative Code Chapter 62-640, entitled Biosolids, which regulates and ensures the proper management, use and land application of biosolids to protect public health and the environment, were developed to revise the monitoring and permitting criteria for the land application and management of biosolids, as well as in response to the deliberations and recommendations of the Biosolids Technical Advisory Committee to better address nutrient concerns.

**OTHER RULES INCORPORATING THESE RULES:**

62-160.120, 62-160.300, 62-302.300, 62-600.200, 62-600.550, 62-600.740, 62-699.200, 62-625.420, 62-709.300, 62-610.300, 62-620.200, 62-620.310, 62-620.630, 62-340.700, 62-610.300, 62-620.350, 62-620.620, and 62-521.400.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST AND LEGISLATIVE RATIFICATION:**

The agency has determined that this rule will have an impact on small business or likely increase directly or indirectly regulatory cost in excess of \$200,000 in the aggregate within one year after implementation of the rule. A SERC has been prepared by the agency.

The Agency has determined that the proposed rule is expected to require legislative ratification based on the statement of estimated regulatory costs.

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** 373.043,403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707, FS.

**LAW IMPLEMENTED:** 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS.

**A HEARING WILL BE HELD BEFORE THE ENVIRONMENTAL REGULATION COMMISSION AT A TIME, DATE AND PLACE THAT WILL BE NOTICED IN A FUTURE VOLUME OF THE FLORIDA ADMINISTRATIVE REGISTER.**

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Maurice Barker, Senior Program Analyst, Division of Water Resource Management, (850) 245-8614 or by email at Maurice.Barker@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency by using the Florida Relay Service, 1 (800) 955-8771 (TDD) or 1 (800) 955-8770 (Voice). **THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Maurice Barker, Senior Program Analyst, Division of Water Resource Management, MS 3540, 2600 Blair Stone Road, Tallahassee, FL 32399, (850)245-8614 or by email at Maurice.Barker@dep.state.fl.us.

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

62-640.100 Scope, Intent, Purpose, and Applicability.

(1) through (4) No change.

(5) Applicability.

(a) Requirements in this chapter shall apply to domestic wastewater treatment facilities and biosolids management facilities that generate, treat, or manage biosolids.

(b) Requirements in this chapter shall also apply to applicors or distributors of biosolids or biosolids products, and to owners or operators of application sites which receive biosolids.

(c) Unless specifically provided otherwise in this chapter, requirements in this chapter shall apply to all septage management facilities that ~~treat more than 10,000 gallons per day monthly average daily flow or more than 20,000 gallons in a single day, and that~~ apply septage to agricultural sites or reclamation sites. Requirements in this chapter shall also apply to applicors of septage, and to operators or owners of an agricultural site or reclamation site which receive septage from facilities permitted under this chapter.

(d) Unless specifically provided otherwise in this chapter, requirements in this chapter that apply to biosolids shall also apply to septage from facilities regulated by the Department; to products derived from such septage, biosolids, or combinations thereof; and to the products and treated material from biosolids treatment facilities and septage management facilities regulated by the Department.

(e) Unless specifically provided otherwise in this chapter, requirements in this chapter shall apply to composting facilities, as defined by this chapter, which use yard trash, wood chips, or similar bulking agents, and apply the resulting compost to land or distribute and market the resulting compost.

(f) Facilities and biosolids application sites which have submitted a complete wastewater or biosolids site permit application, or which have received an initial permit before ~~August 29, 2010~~ (effective date of the rule), are considered to be existing facilities and existing sites and shall meet the requirements of this chapter in accordance with paragraphs (g) and (h), below.

(g) Unless specifically provided otherwise in this chapter such as water extractable phosphorus monitoring in subsection 62-640.650(3), F.A.C., existing domestic wastewater treatment facilities, biosolids treatment facilities, and septage management facilities in Florida shall comply with the requirements of this chapter at the time of renewal of the wastewater permit. ~~To facilitate the transition to land application site permits, for those wastewater facility permits renewed between August 29, 2010 and January 1, 2013, the Department shall include compliance schedules to achieve compliance with the land application site permitting requirements included in Rules 62-640.300, 62-640.500, 62-640.650, 62-640.700, F.A.C., by no later than January 1, 2013. Any such renewed permits shall contain conditions for the land application of biosolids based on the provisions of Chapter 62-640, F.A.C., as amended on 3-30-98, hereby adopted and incorporated by reference, during the period of the compliance schedule. A copy of Chapter 62-640, F.A.C., as amended on 3-30-98, is available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600~~

~~Blair Stone Road, Tallahassee, Florida 32399-2400, or any of the Department's District Offices.~~

(h) Existing biosolids application sites, whether permitted individually or under a domestic wastewater treatment facility, biosolids treatment facility, or septage management facility permit in accordance with subparagraph 62-640.300(3)(a)2, F.A.C. shall meet the requirements of this chapter at the time of renewal of the biosolids application site permit or facility permit, but no later than within three years of (effective date of the rule). Regardless of paragraph (g), above, no later than January 1, 2013, all facilities that land apply biosolids shall use permitted application sites.

~~(i) After an application site is permitted, management and application of biosolids at the site shall be in accordance with the application site permit, which supersedes the site management and application requirements of any existing facility permits.~~

~~(i)(i)~~ Biosolids or biosolids products which are generated outside of Florida but imported to Florida are subject to the provisions of this chapter beginning (effective date of the rule) August 29, 2010.

~~(j)(k)~~ Requirements in this chapter do not apply to the treatment, management, or disposal of industrial sludges, septage, or residuals resulting from industrial wastewater treatment except as provided for in paragraphs 62-640.100(6)(f) and 62-640.880(2)(c), F.A.C.

(6) Other Applicable Rules.

~~(a) Biosolids land application shall be in accordance with basin management action plans (BMAPs) adopted in accordance with Sections 403.067(7), and 373.807, F.S. Septage management facilities that treat 10,000 gallons per day or less on a monthly average daily flow basis and no more than 20,000 gallons in a single day are regulated by the Department of Health in accordance with Chapter 64E-6, F.A.C. Land application of septage treated by these facilities is also regulated by the Department of Health in accordance with Chapter 64E-6, F.A.C.~~

(b) through (h) No change.

Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 8-12-90, Formerly 17-640.100, Amended 3-30-98, 8-29-10, \_\_\_\_\_.

62-640.200 Definitions.

Terms used in this chapter shall have the meaning specified below. The meaning of any term not defined below may be taken from definitions in other rules of the Department.

(1) through (8) No change.

(9) "Capacity Index" means a measure of the capacity of soil to store phosphorus which is determined using soil test

Mehlich-3 extraction results for phosphorus, iron, and aluminum in the following equation:

$$\text{Capacity Index (CI)} = \left[ 0.1 - \frac{\text{SoilTestP}}{\frac{31}{56} + \frac{\text{SoilTestAl}}{27}} \right] * \left[ \frac{\text{SoilTestFe}}{56} + \frac{\text{SoilTestAl}}{27} \right] * 31$$

(9) through (17) renumbered (10) through (18) No change.

~~(18) “Existing application site” means a site approved for land application or land reclamation in a wastewater facility permit active on August 29, 2010 or included in a complete permit application submitted before August 29, 2010.~~

(19) through (32) No change.

(33) “Percent Water Extractable Phosphorus” (PWEP) means the percentage of phosphorus that is water extractable in a biosolids sample. PWEP is equal to water extractable phosphorus (WEP) given in % dry weight basis, divided by total phosphorus (TP) given in % dry weight basis.

(33) through (40) renumbered (34) through (41) No change

(42) “Seasonal high water” means the elevation to which the ground and surface water can be expected to rise due to a normal wet season.

~~(43)(41) “Septage” means a mixture of sludge, fatty materials, human feces, and wastewater removed during pumping of an onsite sewage treatment and disposal system. Excluded from this definition are the contents of portable toilets, holding tanks, and grease interceptors.~~

~~(44)(42) “Septage management facility” means a stationary facility that treats only domestic septage or combinations of domestic septage, food establishment sludges, wastes removed from portable toilets, and wastes removed from holding tanks associated with boats, marinas, and onsite sewage treatment and disposal systems, before use or land application. Septage management facilities that are regulated by the Department are as described in paragraph 62-640.100(5)(c), F.A.C.~~

(43) through (48) renumbered (45) through (50) No change.

(51)(49) “Water table” means the upper surface of the zone of saturation where the body of ground water is not confined by an overlying impermeable zone groundwater pressures are equal to atmospheric pressure, except where that surface is formed by an impermeable stratum.

~~(52)(50) “Waters” means those waters defined in Section 403.031, F.S.~~

~~(53)(51) “Yard trash” means vegetative matter resulting from landscaping maintenance or land clearing operations and includes materials such as tree and shrub trimmings, grass clippings, palm fronds, trees, and tree stumps.~~

Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 8-12-90, Formerly 17-640.200, Amended 3-30-98, 8-29-10,\_\_\_\_\_.

62-640.210 General Technical Guidance and Forms.

(1) Unless specifically referenced elsewhere in this chapter, the following publications are listed for informational purposes as technical guidance to assist facilities, appliers, distributors and marketers, site managers, and site owners in meeting the requirements of this chapter. Publications or portions of publications containing enforceable criteria are specifically referenced elsewhere in this chapter. Information in the publications listed below does not supersede the specific requirements of this chapter. Members of the public may request and obtain copies of the publications listed below by contacting the appropriate publisher at the address indicated. Copies of the publications are on file and available for review during normal business hours at the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 and in the Department’s district and branch offices.

(a) U.S. Environmental Protection Agency, 1995, *Process Design Manual for Land Application of Sewage Sludge and Domestic Septage*, EPA Center for Environmental Research Information, 26 West Martin Luther King Drive, Cincinnati, Ohio 45268, [www.epa.gov](http://www.epa.gov).

(b) Title 40, Code of Federal Regulations, Protection of Environment, 1993, Part 503, “Standards for the Use and Disposal of Sewage Sludge,” revised as of October 22, 2015 ~~April 9, 2007~~ and effective on December 15, 2015 ~~April 25, 2007~~, [www.gpoaccess.gov/cfr/index.html](http://www.gpoaccess.gov/cfr/index.html).

(c) through (k) No change.

(l) USDA Natural Resources Conservation Service, ~~2012-1999~~, “General Manual, Title 190, Part 402 – Nutrient Management,” USDA-NRCS, Washington, DC, [www.nrcs.usda.gov/technical](http://www.nrcs.usda.gov/technical).

(m) USDA Natural Resources Conservation Service – Florida, ~~2012-2007~~, “Field Office Technical Guide – Nutrient Management, Code 590”, USDA-NRCS-FL, Gainesville, Florida, [www.fl.nrcs.usda.gov/technical](http://www.fl.nrcs.usda.gov/technical).

(n) USDA Natural Resources Conservation Service – Florida, ~~2018-2004~~, “Field Office Technical Guide – Waste Utilization, Code 633,” USDA-NRCS-FL, Gainesville, Florida, [www.fl.nrcs.usda.gov/technical](http://www.fl.nrcs.usda.gov/technical).

(o) Kidder, G. and R.D. Rhue, 2003, “Soil Testing,” UF/IFAS Circular 239, <http://edis.ifas.ufl.edu/SS156>.

(p) Mylavarapu, R.S. and E.D. Kennelley 2009, “Extension Soil Testing Laboratory (ESTL) Analytical Procedure and Training Manual,” UF/IFAS Circular 1248, <http://edis.ifas.ufl.edu/SS312>.

(q) Kleinman, P., D. Sullivan, A. Wolf, R. Brandt, Z. Dou, H. Elliott, J. Kovar, A. Leytem, R. Maguire, P. Moore, L. Saporito, A. Sharpley, A. Shober, T. Sims, J. Toth, G. Toor, H. Zhang, T. Zhang. 2007. “Selection of a Water Extractable

Phosphorus Test for Manures and Biosolids as an Indicator of Runoff Loss Potential. Journal of Environmental Quality 36: 1357-1367, <https://dl.sciencesocieties.org/publications/jeq>

(r) Wolf, A.M., P.A. Moor, P.J.A., Kleinman, D.M., Sullivan, 2009. "Water-Extractable Phosphorus in Animal Manure and Biosolids," Methods of Phosphorus Analysis for Soils, Sediments, Residuals and Waters, Second Edition, Souther Cooperative Series Bulletin, P76-80, <https://sera17dotorg.files.wordpress.com/2015/02/sera-17-methods-for-p-2009.pdf>.

(2) Forms. The forms and instructions used by the Department are listed in this rule. The rule numbers are the same as the form numbers. Copies of these forms and instructions may be obtained by writing to the Bureau of Wastewater Facilities, M.S. 3535, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. In addition, these forms are available at the Department's District Offices and from the web site for the Department's Division of Water Resource Management at [www.dep.state.fl.us/water](http://www.dep.state.fl.us/water). The monitoring information reported on the forms listed below may be submitted in another format, such as electronic, if requested by the permittee and if approved by the Department as being compatible with data entry into the Department's computer system. The Department adopts and incorporates by reference in this section the following forms and instructions:

(a) Treatment Facility Biosolids Plan, Form 62-640.210(2)(a), effective (effective date of the rule) August 29, 2010, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(b) Treatment Facility Biosolids Annual Summary, Form 62-640.210(2)(b), effective (effective date of the rule) August 29, 2010, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(c) Biosolids Application Site Annual Summary, Form 62-640.210(2)(c), effective (effective date of the rule) August 29, 2010, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(d) Biosolids Site Permit Application, Form 62-640.210(2)(d), effective (effective date of the rule) August 29, 2010, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

(e) Biosolids Application Site Log, Form 62-640.210(2)(e), effective (effective date of the rule) August 29, 2010, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 8-12-90, Formerly 17-640.210, Amended 3-30-98, 8-29-10, \_\_\_\_\_.

62-640.300 General Requirements.

(1) Facilities that receive or generate biosolids shall have a valid Department permit prior to treatment, land application, distribution and marketing, or disposal of biosolids. Treatment Facility permits shall specify the use or disposal of the facility's biosolids. Biosolids shall be managed in accordance with the facility permit and the requirements of this chapter.

(2) Treatment Facility Permit for Facilities that Land Apply Biosolids.

(a) The permit for a facility that provides final treatment of land applied biosolids shall identify each permitted biosolids application site where the facility's biosolids are to be land applied.

(b) The Treatment Facility Biosolids Plan, Form 62-640.210(2)(a), effective (effective date of the rule) August 29, 2010, hereby adopted and incorporated by reference, shall be submitted with the permit application to identify sites where the facility's biosolids are permitted to be land applied. This form is available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department's District Offices.

(c) To use an alternate permitted application site not identified on the submitted Treatment Facility Biosolids Plan, Form 62-640.210(2)(a), the treatment facility shall notify the Department before beginning biosolids application at the application site and submit the applicable revised portions of the Treatment Facility Biosolids Plan, Form 62-640.210(2)(a), to the Department within 30 days. The revised portion of the Treatment Facility Biosolids Plan, Form 62-640.210(2)(a), shall become part of the treatment facility permit.

(3) Biosolids Application Site Permit.

(a) through (b) No change

(c) Applicants for a permitted biosolids application site shall submit the Biosolids Site Permit Application, Form 62-640.210(2)(d), effective (effective date of the rule) August 29, 2010, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX> hereby adopted and incorporated by reference, the applicable fee, and supporting documentation to the appropriate District Office of the Department or delegated local program responsible for the geographic area in which the application site is located. This form is available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department's District Offices.

1. If permitted individually, the fee shall be the Type III biosolids management facility fee specified in subparagraph 62-4.050(4)(b)2.c., F.A.C.

2. If permitted in a wastewater treatment facility, biosolids treatment facility, or septage management facility permit, the

Biosolids Site Permit Application, Form 62-640.210(2)(d), shall be submitted with the facility's application for a new permit, permit renewal, or substantial modification to the permit. No additional fee will be charged beyond the fee required for the facility's application for a new permit, permit renewal, or substantial modification to the permit.

(d) All biosolids application site permit applications shall be considered projects of heightened public interest in accordance with subsection 62-110.106(6), F.A.C., and subparagraph 62-110.106(7)(a)1., F.A.C.

~~(e)(4)~~ The following shall require a minor permit modification through the procedures provided in subsection 62-620.325(2), F.A.C.:

1. Expansions or changes to the physical boundaries of the application areas of a permitted application site that encompass areas not addressed in the site permit and NMP, or

2. Changes to the agricultural operations at the application site, such as a change in crops or management practices, that will result in increased nutrient loading or application rates not addressed in the NMP. A revised NMP shall be submitted with the minor permit revision application.

~~(f)(e) New application sites shall be permitted prior to use. Existing application sites shall be permitted prior to applying biosolids from facilities required to use a permitted site in accordance with subsection 62-640.300(2), F.A.C. All existing application sites shall be permitted no later than January 1, 2013.~~

(g) All permitted biosolids land application sites shall be enrolled in the Florida Department of Agriculture and Consumer Services (FDACS) Best Management Practices (BMP) Program or be within an agricultural operation enrolled in the FDACS BMP Program for the applicable commodity type.

(4) No change

Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 8-12-90, Formerly 17-640.300, Amended 3-30-98, 8-29-10,\_\_\_\_\_.

62-640.500 Nutrient Management Plan (NMP).

(1) A site-specific NMP shall be submitted to the Department with the permit application for an agricultural site. For sites enrolled and participating in a Florida Department of Agriculture and Consumer Services (FDACS) Best Management Practices (BMP) program, a conservation plan or NMP prepared for the purposes of the BMP can be submitted as the site-specific NMP if the plan meets the NMP requirements given in subsections (4) through ~~(7)(8)~~, below.

(2) USDA-NRCS-Florida Field Office Technical Guide – Nutrient Management, Code 590, November 2012~~September~~

2007, listed in paragraph 62-640.210(1)(m), F.A.C., is available to provide technical guidance in the preparation of NMPs from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department's District Offices.

(3) The NMP shall be prepared and signed by a person certified by the NRCS for nutrient management planning or prepared, signed and sealed by a professional engineer licensed in the State of Florida.

(4) The NMP shall identify each application zone to be used at the site as identified in the Biosolids Site Permit Application, Form 62-640.210(2)(d). Application zones shall be sized to facilitate accurate accounting of nutrient and pollutant loadings and shall be in accordance with Rule 62-640.700, F.A.C., as applicable for the class(es) of biosolids that will be applied to the site.

(5) The NMP shall meet the requirements of this chapter and shall:

(a) Include aerial site photograph(s)/imagery or site map(s), and a soil survey map of the site;

(b) Include guidance for NMP implementation, site operation, maintenance, and recordkeeping;

(c) Include a description of how the NMP complies with any applicable basin management action plans (BMAPs) adopted under Sections 403.067(7), and 373.807, F.S.

~~(d)(e)~~ Include results of soil, water, plant tissue, and biosolids analyses, as applicable. The soil fertility testing used to develop the NMP shall be less than one year old;

~~(e)(4)~~ Specify ~~Identify~~ the frequency interval for soil fertility testing. The interval shall be at least once annually ~~every five years with consideration for more frequent testing if increases in soil phosphorus levels are expected;~~

(f) Establish specific rates of application of biosolids based on nitrogen and phosphorus as well as procedures to land apply biosolids and all other nutrient sources to each application zone. The NMP shall address application rates for the period covered by the effective and expiration dates of the biosolids site permit, at a minimum. The final rate of biosolids to be applied to an application zone shall be not exceed either of the nitrogen-based rate or the phosphorus-based rate (i.e the rate is limited to the more restrictive of the two nutrient-based rates), unless the applicant can provide reasonable assurance that applying at a higher rate is protective of water quality. As part of establishing the nitrogen and phosphorus-based application rates, the NMP shall include the following items.

1. The NMP shall identify the recommended crop nutrient needs for nitrogen and phosphorus (i.e. crop nutrient demand) for the crops to be grown on each application zone based on IFAS recommendations or using the following values as a guide.

Crop	Nitrogen
<u>Phosphorus (P2O5)</u>	
<u>Forage Crops (per active growing season)</u>	
<u>Improved perennial grasses (i.e. maintenance fertilization of established pastures/hayfields)</u>	
<u>grazed</u>	160
40	
<u>hay or silage (assuming 4 harvests)</u>	320
80	
<u>Cool season annual grasses</u>	
<u>(e.g., grazed small grains, ryegrass, fescue)</u>	
80	160
<u>Warm season annual grasses</u>	
<u>(e.g., sorghum-sudan hybrid or pearl millet)</u>	
<u>grazed</u>	160
40	
<u>hay or silage (4 harvests)</u>	320
80	

2. The NMP shall identify the current and planned plant production sequence or crop rotation for each application zone for the period of the biosolids site permit, at a minimum.

3. The NMP shall include realistic annual yield goals for each crop identified for each application zone, if applicable.

4. The NMP shall include the soil phosphorus storage “capacity index” (CI) and soil phosphorus results from the most recent soil fertility testing for each application zone. The CI and soil phosphorus results shall be based on Mehlich-3 extraction results for phosphorus, iron, and aluminum.

5. The NMP shall include a listing and quantification of all nutrient sources for each application zone.

6. The NMP shall include the percent water extractable phosphorus (PWEP) of each anticipated biosolids source (permittees may use a weighted average or estimated weighted average when biosolids applied to an application zone will be from multiple sources).

7. The crop nutrient needs for phosphorus may be adjusted as given in a. and b. below, based on the soil phosphorus storage capacity index and the biosolids percent water extractable phosphorus when determining biosolids application rates.

a. When the percent water extractable phosphorus of biosolids is less than 14%, one of the following may be used:

(I) When the soil phosphorus storage capacity index for an application zone is greater than 40 mg/kg, the water extractable phosphorus value for the biosolids being applied may be used to adjust the amount of phosphorus applied.

(II) When the soil phosphorus storage capacity index is at least 20 mg/kg and up to 40 mg/kg, the amount of phosphorus may be doubled to adjust the amount of phosphorus applied.

(III) When soil phosphorus storage capacity index is greater than 0 mg/kg but less than 20 mg/kg, the amount of

phosphorus may be increased by 50 percent to adjust the amount of phosphorus applied.

(IV) When the soil phosphorus capacity index is less than 0 mg/kg, the amount of phosphorus shall not be adjusted.

b. When the percent water extractable phosphorus of biosolids is 14% or greater, the amount of phosphorus shall not be adjusted unless the the soil phosphorus storage capacity index is greater than 40 mg/kg, in which case the amount of phosphorus may be increased by 50 percent.

8. When considering the availability of nitrogen in biosolids, once the amount of plant available nitrogen to be supplied by biosolids has been determined (i.e. the crop nitrogen demand has been adjusted to take other sources of nitrogen into account), this amount may be multiplied by a factor of 1.5 (i.e. a 50 percent increase) to determine the amount of total nitrogen that may be supplied by biosolids

9. The calcium carbonate equivalency of any alkaline-treated biosolids and recommended lime application rates for each application zone.

10. Septage application rates for application zones with a soil capacity greater than 0 mg/kg shall be no more than 30,000 gallons per acre or no more than 40,000 gallons per acre per year for the septage not containing food establishment sludge. Septage application rates for application zones with a soil phosphours storage capacity index less than 0 mg/kg shall be no more than 12,000 gallons per acre per year.

11. The method of land application for each application zone; and,

12. The methodology and calculations used to determine the application rates for each application zone.

(e) Establish specific rates of application and procedures to land apply biosolids and all other nutrient sources to each application zone. The NMP shall address application rates for a projected five year period, at a minimum. As part of establishing the application rates, the NMP shall include:

1. A specific assessment of the potential for phosphorus movement from each application zone;

2. A listing and quantification of all nutrient sources for each application zone;

3. The availability of the nitrogen in the biosolids being applied, any nitrogen available from biosolids applications in previous years, and any nitrogen available in subsequent years covering the minimum five year period of the NMP;

4. The current and planned plant production sequence or crop rotation for each application zone for the next five years, at a minimum;

5. Realistic annual yield goals for each crop identified for each application zone;

6. The recommended nitrogen and phosphorus application rates (i.e. nutrient demand) for the crops to be grown on each application zone;



~~7. The calcium carbonate equivalency of any alkaline-treated biosolids and recommended lime application rates for each application zone;~~

~~8. The method of land application for each application zone; and;~~

~~9. The methodology and calculations used to determine the application rates for each application zone.~~

~~(6) When considering the availability of nitrogen in biosolids, the following shall be accepted by the Department:~~

~~(a) The nitrogen calculation methods found in Chapter 7 of the U.S. Environmental Protection Agency *Process Design Manual for Land Application of Sewage Sludge and Domestic Septage*, which is hereby adopted and incorporated by reference. All calculations and values used in the calculations shall be fully documented and submitted with the NMP. These values shall include a complete nitrogen analysis (i.e. organic nitrogen (Org N), ammonium (NH<sub>4</sub> N), and nitrate (NO<sub>3</sub> N)) for all facilities that will use the site, or~~

~~(b) In lieu of using the full calculation method for nitrogen in Chapter 7 of the U.S. Environmental Protection Agency *Process Design Manual for Land Application of Sewage Sludge and Domestic Septage*, once the amount of plant available nitrogen to be supplied by biosolids has been determined (i.e. the crop nitrogen demand has been adjusted to take other sources of nitrogen into account), this amount may be multiplied by a factor of 1.5 (i.e. a 50 percent increase) to determine the amount of total nitrogen that may be supplied by biosolids.~~

(7) through (8) renumbered (6) through (7) No change.

(8) The NMP for a permitted biosolids land application site shall be reviewed annually and any revisions shall be provided to the Department. Revisions not requiring a permit modification in accordance with paragraph 62-640.300(3)(e), F.A.C., shall be provided to the Department with the site annual summary submitted in accordance with paragraph 62-640.650(5)(d), F.A.C., or earlier. Any revisions requiring a permit modification in accordance with paragraph 62-640.300(3)(e), F.A.C., shall be completed by a certified nutrient management planner or by a professional engineer licensed in the State of Florida.

Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 8-12-90, Formerly 17-640.500, Amended 3-30-98, 8-29-10, \_\_\_\_\_.

62-640.600 Pathogen Reduction and Vector Attraction Reduction.

All biosolids applied to the land or distributed and marketed shall be treated with a treatment process designed to reduce pathogens and achieve vector attraction reduction in

accordance with the requirements of this section. The Department hereby adopts and incorporates by reference the pathogen and vector attraction reduction requirements of 40 C.F.R. 503.32 and 503.33, revised as of ~~October 22, 2015~~ April 9, 2007, and effective on ~~December 15, 2015~~ April 25, 2007, except for the site restrictions in 40 C.F.R. 503.32(b)(5), the septage requirements in 40 C.F.R. 503.32(c), and the vector attraction reduction requirements in 40 C.F.R. 503.33(b)(11) and 503.33(b)(12).

(1) Pathogen Reduction Requirements.

(a) Class AA and Class A Biosolids. Class AA and Class A biosolids shall meet one of the pathogen reduction requirements described in 40 C.F.R. 503.32(a)(3), (4), (5), (7), and (8). For treatment processes permitted under 40 C.F.R. 503.32(a)(5), a permittee shall not implement the provisions of 40 C.F.R. 503.32(a)(5)(ii)(D) and 503.32(a)(5)(iii)(D) until:

1. The permittee demonstrates to the Department, based on monitoring data from the facility, that the documented pathogen treatment process operating parameters reduce enteric viruses and viable helminth ova to levels below the limits specified in 40 C.F.R. 503.32(a)(5); and,

2. The permit is revised to specifically allow the permittee to implement 40 C.F.R. 503.32(a)(5)(ii)(D) and 503.32(a)(5)(iii)(D).

(b) Class B Biosolids. Class B Biosolids shall meet one of the pathogen reduction requirements described in 40 C.F.R. 503.32(b).

(c) Septage management facilities that are regulated by the Department, and that do not treat any amount of biosolids shall satisfy Class B pathogen reduction requirements if sufficient lime is added to produce a pH of 12 for a minimum of two hours, ~~or a pH of 12.5 for a minimum of 30 minutes~~. Processes and design shall be in accordance with the guidance for lime stabilization of septage in Chapter 6, Process Design Manual for Sludge Treatment and Disposal, which the Department adopts and incorporates by reference. The pH shall be maintained at or above 11 until land application, ~~but shall be less than 12.5 at the time of land application~~. Materials treated in accordance with this provision shall be managed as Class B biosolids.

(2) No change.

Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 8-12-90, Formerly 17-640.600, Amended 3-30-98, 8-29-10, \_\_\_\_\_.

62-640.650 Monitoring, Record Keeping, Reporting, and Notification.

(1) through (2) No change.

(3) Monitoring Requirements.

(a) Biosolids Monitoring.

1. Biosolids sampling and analysis to monitor for the pathogen and vector attraction reduction requirements of Rule 62-640.600, F.A.C., and the parameters in subparagraph 62-640.650(3)(a)3., F.A.C., shall be conducted by the treatment facility in accordance with 40 C.F.R. 503.8, and the *POTW Sludge Sampling and Analysis Guidance Document*, August 1989, which the Department adopts and incorporates by reference. This document is available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or any of the Department’s District Offices. In cases where disagreements exist between 40 C.F.R. 503.8 and the *POTW Sludge Sampling and Analysis Guidance Document*, the requirements in 40 C.F.R. 503.8 will apply. Monitoring for water extractable phosphorus shall follow the Universal Water Extractable P Test for Manure and Biosolids given in paragraph 62-640.210(1)(r), F.A.C., which the Department adopts and incorporates by reference. The document is available on the Internet at:

<https://sera17dotorg.files.wordpress.com/2015/02/sera-17-methods-for-p-2009.pdf>. Immediately following the effective date of this rule, all domestic wastewater treatment facilities and biosolids treatment facilities that land apply shall start monitoring for water extractable phosphorus during routine biosolids monitoring events in accordance with subparagraphs 62-640.650(3)(a)3. and 4., F.A.C. The results shall be provided to the permittees of land application sites where a facility’s biosolids are land applied but are not required to be reported by the facility to the Department until after the facility’s first permit renewal after the effective date of this rule.

2. Permit applications for all treatment facilities that land apply or distribute and market biosolids shall identify the monitoring that will be conducted for all microbial and all operational and process parameters necessary to demonstrate compliance with the pathogen reduction and vector attraction reduction requirements of Rule 62-640.600, F.A.C. All operational and process parameters, such as time and temperature, number of windrow turnings, pH readings, etc., shall be monitored on a continual basis as applicable to the treatment process to demonstrate compliance with Rule 62-640.600, F.A.C.

3. All treatment facilities that land apply or distribute and market biosolids shall analyze biosolids for the following parameters, except as provided in paragraph 62-640.880(5)(a), F.A.C.:

Total Nitrogen	% dry weight basis
Total Phosphorus	% dry weight basis
Total Potassium	% dry weight basis
Water Extractable Phosphorus*	% dry weight basis
Arsenic	mg/kg dry weight basis

Cadmium	mg/kg dry weight basis
Copper	mg/kg dry weight basis
Lead	mg/kg dry weight basis
Mercury	mg/kg dry weight basis
Molybdenum	mg/kg dry weight basis
Nickel	mg/kg dry weight basis
Selenium	mg/kg dry weight basis
Zinc	mg/kg dry weight basis
pH	standard units
Total Solids	%
Calcium Carbonate Equivalent**	% dry weight basis
* <u>Not required for septage management facilities</u>	
** <u>Only required for biosolids treated by alkaline addition</u>	

4. through 7. No change.

(b) Soil Monitoring.

1. The site permittee shall ensure soil fertility testing is conducted in accordance with the NMP. The soil fertility testing and results shall be equivalent to the “Phosphorus Index Test” as conducted by the University of Florida (UF)/Institute of Food and Agricultural Sciences (IFAS) Extension Soil Testing Laboratory, and shall include the “Capacity Index” results for the soil. At a minimum, soil fertility testing shall provide: soil pH; Mehlich-3 extraction method results for phosphorus (P), aluminum (Al), and iron (Fe); calculated soil capacity index (CI) following subsection 62-640.200(9), F.A.C.; and, lime requirement. Soil testing shall follow the procedures in the IFAS publications “Soil Testing,” UF/IFAS Circular 239, September 2003, identified in paragraph 62-640.210(1)(o), F.A.C., and “Extension Soil Testing Laboratory (ESTL) Analytical Procedure and Training Manual,” UF/IFAS Circular 1248, February 2009, identified in paragraph 62-640.210(1)(p), F.A.C., which are hereby incorporated by reference. These documents are available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department’s District Offices. To demonstrate the soil capacity index, soil fertility testing samples may be taken at depths greater than 6 inches but no deeper than the depth of the seasonal high water table. Soil fertility testing may be performed by the University of Florida Analytical Research Laboratory/Extension Soil Testing Laboratory or other agricultural laboratory participating in the North American Proficiency Testing Program (NAPT). Results of soil fertility tests shall be included in the application site records.

2. Representative soil monitoring for parameters in subsection 62-640.700(5), F.A.C., shall be conducted at application sites for each application zone prior to application site permitting, ~~except for sites only permitted for Class AA biosolids.~~ At a minimum, one soil sample shall be taken for each application zone or for every 50 acres of application area,

whichever is smaller. Each sample shall be a composite of at least ten random samples to a depth of six inches and shall be completely mixed to form a minimum one-pound sample. Sampling and analysis shall be in accordance with 40 C.F.R. 503.8(4), which is hereby incorporated by reference. Results of initial soil monitoring shall be reported on the Biosolids Site Permit Application, Form 62-640.210(2)(d).

(c) Ground Water Monitoring.

1. A ground water monitoring program shall be established by the site permittee, and approved by the Department for land application sites when the application rate in the NMP exceeds more than ~~160400~~ lbs/acre/year of ~~total plant available~~ nitrogen or 40 lbs/acre/year of total P<sub>2</sub>O<sub>5</sub> (i.e. more than 17.4 lbs/acre/year of total phosphorus), or when the soil capacity index is less than 0 mg/kg. When soil fertility testing indicates the soil capacity index has become less than 0 mg/kg, the permittee of a biosolids land application site shall establish a ground water monitoring program in accordance with subparagraph 62-640.650(3)(c)2., F.A.C., below within one year of the date of the sampling results. When ground water monitoring is not required, the permittee shall allow the Department to install ground water monitoring wells at any time during the effective period of the Department-issued facility or land application site permit and conduct monitoring.

2. through 5. No change.

(d) Surface Water Monitoring

1. The site permittee shall ensure surface water monitoring for total phosphorus, total nitrogen, and fecal coliform bacteria is conducted for sites when an application site is bordered or crossed by waters of the state and the application zone is located within 1000 feet of waters of the state, excluding wetlands. Monitoring shall be conducted at least quarterly. When surface water monitoring is not required, the permittee shall allow the Department to install equipment to monitor surface water and surface water runoff at any time during the effective period of the Department-issued facility or land application site permit and conduct monitoring.

2. Monitoring of the receiving surface water shall be detailed in a monitoring plan submitted to the Department for approval that meets all the requirements of Rule 62-302.200, F.A.C., and Chapter 62-160, F.A.C.

3. A sampling and analysis plan shall include the components as required by subsection 62-307.200(3), F.A.C.

~~(e)(4)~~ Unless specifically provided otherwise in this chapter, any laboratory tests required by this chapter shall be performed by a laboratory certified in accordance with paragraph 62-620.610(18)(d), F.A.C. Sample collection required by this chapter shall be performed in accordance with paragraph 62-620.610(18)(e), F.A.C. The Specific Oxygen Uptake Rate (SOUR) test, as required by 40 C.F.R.

503.33(b)(4), shall be conducted within 15 minutes of sample collection and shall be performed by a certified laboratory or under the direction of an operator certified in accordance with Chapter 62-602, F.A.C.

(4) Record Keeping Requirements.

(a) through (i) No change.

(j) Logs and records detailing biosolids applications to each application zone at an application site shall be maintained by the site permittee indefinitely and shall be available for inspection within seven days of request by the Department or the Delegated Local Program. At a minimum, the logs and records for the most recent six months of application shall be available for inspection at the land application site (i.e. maintained onsite). The logs and records shall include:

1. A copy of the approved NMP,

2. The cumulative loading for each zone in accordance with subsection 62-640.700(7), F.A.C.,

3. For each application zone, maintain Biosolids Application Site Log, Form 62-640.210(2)(e), F.A.C., effective (effective date of the rule) ~~August 29, 2010~~, hereby adopted and incorporated by reference, and available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or any of the Department's District Offices,

4. The results of all soil monitoring, ground water monitoring, and surface ground water monitoring conducted in accordance with paragraphs ~~62-640.650(3)(b) through (d) 62-640.650(3)(b) and (e)~~, F.A.C.,

5. Any records necessary for demonstrating compliance with the NMP such as crop planting records, harvesting dates, harvested yields, applications of other sources of nutrients, or other records identified in the NMP; and,

6. Any records necessary for demonstrating compliance with the demonstration submitted with the NMP for sites located within the Lake Okeechobee, St. Lucie River, and Caloosahatchee River watersheds in accordance with subsection 62-640.500(7)(~~8~~), F.A.C.

(5) Reporting Requirements.

(a) Treatment facility permittees shall report the following information on the facility's monthly Discharge Monitoring Report required by subsection 62-620.610(18), F.A.C.

1. The total quantities of biosolids received from source facilities, landfilled, incinerated, transferred to another facility, land applied, or distributed and marketed for the reporting period.

2. The results of all monitoring conducted under subparagraph 62-640.650(3)(a)3., F.A.C., for the month in which the sampling event occurs.

3. For facilities distributing and marketing biosolids in Florida, the information required in subsection 62-640.850(4), F.A.C.

(b) Distribution and Marketing Reporting. Any person who delivers biosolids to Florida for distribution and marketing shall submit a monthly Discharge Monitoring Report that includes the information required in subsection 62-640.850(4), F.A.C., on the appropriate form provided by the Department.

(c) Treatment Facility Biosolids Annual Summary. Permittees of wastewater treatment facilities or biosolids treatment facilities permitted for land application shall submit a summary of the shipment records required by paragraph 62-640.650(4)(d), and subsection 62-640.880(4), F.A.C., as applicable, to the appropriate District Office of the Department, or to the delegated local program, on an annual basis. The summary must be submitted on Department Form 62-640.210(2)(b), effective (effective date of the rule) August 29, 2010, hereby adopted and incorporated by reference, and available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department's District Offices. The summary shall include all biosolids shipped during the period January 1 through December 31. The summary for each year shall be submitted to the Department by February 19 of the following year.

(d) Biosolids Application Site Annual Summary. The site permittee shall submit a summary of land application activity to the appropriate District Office of the Department, or to the delegated local program, on an annual basis. The summary shall be submitted on Department Form 62-640.210(2)(c), effective (effective date of the rule) August 29, 2010, hereby adopted and incorporated by reference, and available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department's District Offices. The summary for each year, covering the period from January 1 through December 31, shall be submitted to the Department by February 19 of the following year. The summary shall include all of the following, as applicable:

1. The total quantities of biosolids, other solids, nitrogen, phosphorus, potassium, and heavy metals applied to each application zone identified in the site's NMP. Reporting of heavy metals applied is not required for sites where only Class AA biosolids are applied.

2. ~~Except for sites where only Class AA biosolids are applied,~~ The total cumulative loading for the parameters specified in paragraph 62-640.700(7)(b), F.A.C., applied to each application zone identified in the site's NMP. Cumulative loading shall be determined as described in subsection 62-640.700(7), F.A.C., and shall be calculated for all biosolids applications at a site beginning with the earlier of:

a. The date of the first application of biosolids at the site subject to regulation by Chapter 62-640, F.A.C., or

b. The date of the first application of biosolids at the application site subject to regulation by 40 C.F.R. 503.

3. A summary of the total quantities of biosolids applied from each treatment facility using the application site.

4. The results of any ground water monitoring and surface water monitoring required by paragraphs 62-640.650(3)(c) and (d), F.A.C.

5. A copy of any revised sections of the NMP made in accordance with Rule 62-640.500, F.A.C.

6. Copies of records kept in accordance with subparagraph 62-640.650(4)(j)6., F.A.C., demonstrating compliance with the demonstration submitted with the NMP for sites located within the Lake Okeechobee, St. Lucie River, and Caloosahatchee River watersheds in accordance with subsection 62-640.500(7)(8), F.A.C.

(e) The site permittee shall send copies of the Biosolids Application Site Annual Summary required by paragraph 62-640.650(5)(d), F.A.C., to each treatment facility permittee from which biosolids have been received at the time the Biosolids Application Site Annual Summary is submitted to the Department.

(6) No change.  
Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 3-30-98, Amended 8-29-10, \_\_\_\_\_.

62-640.700 Requirements for Land Application of ~~Class AA, A, and B~~ Biosolids.

(1) Except as provided in paragraph 62-640.100(5)(h) ~~62-640.100(5)(g)~~, F.A.C., biosolids shall only be applied to land application sites that are permitted by the Department in accordance with Rule 62-640.300, F.A.C., and have a valid NMP.

(2) All biosolids applied to land application sites shall meet the requirements of Class AA, Class A, or Class B biosolids as defined in subsections 62-640.200(10), (11), and 12 ~~62-640.200(9), (10), and (11)~~, F.A.C.

(3) through (5) No change

(6) General Application Site Requirements.

(a) Biosolids shall be applied with appropriate techniques and equipment to assure uniform application over the application zone.

(b) ~~Beginning within one year of August 29, 2010,~~ Class A and Class B biosolids treated by alkaline addition shall be applied by the best management practice of incorporation or injection unless the application area is located at a distance greater than one-quarter mile from the application site property line. This distance shall be decreased to the setback distance provided by subparagraph 62-640.700(8)(b)2., F.A.C., if the affected adjacent property owner provides written consent.

(c) Class A and Class B biosolids treated by alkaline addition shall be land applied within 24 hours of delivery to the site.

(d) The spraying of liquid domestic wastewater biosolids from an application vehicle shall be conducted so that the formation of aerosols is minimized. Unless specifically stated in the wastewater permit or site permit, spray guns shall not be used.

(e) Biosolids shall not be stored, stockpiled, or staged at a land application site for more than seven days unless approved by the Department pursuant to subparagraph 2., below.

1. All biosolids storage, stockpiling, or staging at land application sites shall:

a. Meet the applicable setback requirements for biosolids application sites in subsection 62-640.700(8), F.A.C.,

b. Not cause or contribute to runoff of biosolids, objectionable odors, or vector attraction; and,

c. For Class B biosolids, include fencing or other appropriate features to discourage the entry of animals and unauthorized persons.

2. The Department shall approve storage periods for longer than seven days if the following conditions are met:

a. The storage area and facilities are identified in the NMP and site permit application,

b. The applicable storage requirements of subparagraph 62-640.700(6)(e)1., F.A.C., are met,

c. All of the biosolids stored at the application site, up to the capacity of the onsite storage facilities, can be land applied without resulting in an exceedance of cumulative loading limits or the application rates established in the NMP,

d. The storage facilities are adequate for the rate of biosolids generated by permitted treatment facilities sending biosolids to the application site; and,

e. A longer storage period is needed because of agricultural operations or climatic factors at the application site; and-

f. In addition to the provisions of subparagraph 62-640.700(6)(e)1., F.A.C., measures to prevent leaching of nutrients are also implemented.

3. In no case shall storage of biosolids exceed two years.

4. EPA's *Guide to Field Storage of Biosolids*, paragraph 62-640.210(1)(k), F.A.C., provides guidance to assist permittees in the field storage, stockpiling, and staging of biosolids.

(f) Class B biosolids application sites shall be posted with appropriate advisory signs in English and Spanish which identify the nature of the project area and comply with the following requirements.

1. Signs shall be posted at all entrances to land application sites in such a position as to be clearly noticeable. The words "Class B Biosolids Site" (in Spanish "Sitio con Biosólidos"), "Public Access Prohibited" (in Spanish "Prohibido el Acceso al

Público"), and the name and contact information of the site manager shall appear prominently on the signs.

2. For unfenced application sites, additional signs shall be posted at the corners and at a maximum of 500 feet intervals along the boundaries of the application site or zones, and in such a position as to be clearly noticeable from outside the boundary line of the application site. The words "Public Access Prohibited" (in Spanish "Prohibido el Acceso al Público") shall appear prominently on the signs.

3. Letters on the signs for all required statements shall not be less than two inches in height. Signs shall be maintained and legible.

(7) through (8) No change.

(9) The pH of the soil or the the biosolids soil mixture of an application zone shall be 5.0 or greater at the time Class A or Class B biosolids are applied. At a minimum, soil pH testing shall be done annually.

(10) Seasonal High Water Table.

(a) A minimum unsaturated soil depth of two feet is required between the depth of biosolids placement and the water table level at the time the Class A or Class B biosolids are applied to the soil. Biosolids shall not be applied on soils having a seasonal high water table less than 15 centimeters from the soil surface or within 15 centimeters of the intended depth of biosolids placement.

(b) The permittee can indicate the seasonal high ground water ~~table level~~ for each application zone at the application site in the Biosolids Site Permit Application, Form 62-640.210(2)(d), by use of soil survey maps or by an evaluation conducted by a professional engineer with soils training who is licensed in the State of Florida or a professional soil scientist certified and registered by the Florida Association of Environmental Soil Scientists. The methodologies set forth in the document "Soil and Water Relationships of Florida's Ecological Communities" (Florida Soil Conservation Staff 1992. <https://floridadep.gov/sites/default/files/soil-and-water.pdf>), which the Department adopts and incorporates by reference, may be used to establish the seasonal high water table.

(c) If the seasonal high ground water level is within two feet of the depth of biosolids placement ~~or cannot be determined at the time of permitting,~~ the water table level shall be determined in one or more representative location(s) in the application zone before each application of biosolids, by measuring the water level in a water-table monitoring well or a piezometer.

(11) through (12) No change.

Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 8-12-90, Formerly 17-640.700, Amended 3-30-98, 8-29-10,\_\_\_\_\_.

62-640.800 Additional Requirements for Land Application at Reclamation Sites.

(1) through (4) No change.

(5) Ground water and surface water monitoring shall be conducted for reclamation sites as provided in paragraphs 62-640.650(3)(c) and (d), F.A.C.

~~(6)(5)~~ In addition to the above requirements, land reclamation projects at mining reclamation sites shall be in compliance with any other applicable Department rules concerning mining reclamation.

Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 8-12-90, Formerly 17-640.800, Amended 3-30-98, 8-29-10,\_\_\_\_\_.

62-640.850 Distribution and Marketing of Class AA Biosolids.

The distribution and marketing of biosolids or biosolids products shall meet the requirements of this section and this chapter, but are not required to meet subsections 62-640.300(2) and (3); Rule 62-640.500; paragraphs 62-640.650(3)(b) through (d); 62-640.650(4)(c) through (j); 62-640.650(5)(c) through (e); 62-640.650(6)(a), (b), (f), and (g); subsections 62-640.700(1) through (4); 62-640.700(6) through (12); and Rule 62-640.800, F.A.C.

(1) Distributed and marketed biosolids or biosolids products shall meet the requirements for Class AA biosolids as defined in subsection 62-640.200(~~11~~)(~~10~~), F.A.C.

(2) Distributed and marketed biosolids or biosolids products shall be distributed and marketed as a fertilizer in accordance with Chapter 576, F.S., (~~2019~~)(~~2009~~), and Chapter 5E-1, F.A.C., ~~10-27-2016~~~~18-2010~~, both hereby adopted and incorporated by reference, or distributed and marketed to a person or entity that will sell or give-away the biosolids or biosolids products as a fertilizer or as a component of a fertilizer subject to Chapter 576, F.S., and Chapter 5E-1, F.A.C. Copies of Chapter 576, F.S., and Chapter 5E-1, F.A.C., are available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department's District Offices. For the purposes of this chapter, biosolids composts that are distributed and marketed outside of the Lake Okeechobee, St. Lucie River, and Caloosahatchee River watersheds, as defined in Section 373.4595, F.S., do not have to be distributed and marketed as a fertilizer if the biosolids compost product is enrolled and certified under the U.S. Composting Council's (USCC) Seal of Testing Assurance (STA) program in effect on 5-20-2010, hereby adopted and incorporated by reference. A copy of the USCC STA program document is available from the Department of Environmental

Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or any of the Department's District Offices.

(3) Any treatment facility which produces biosolids in Florida that will be distributed and marketed or any person who delivers biosolids to Florida to be distributed and marketed shall submit the information listed in paragraph 62-640.850(3)(b), F.A.C., to the Department.

(a) The information shall be submitted as follows:

1. Florida facilities shall submit the information with the treatment facility permit application. The information shall be updated and re-submitted with each permit renewal application.

2. Persons shipping biosolids into Florida for distribution and marketing shall submit the information with the notification required by subsection 62-640.850(6), F.A.C. The information shall be updated and re-submitted every five years.

(b) The information shall include:

1. The Florida fertilizer license number assigned in accordance with Florida's Commercial Fertilizer Law, Chapter 576, F.S., (~~2019~~)(~~2009~~), and Chapter 5E-1, F.A.C., ~~10-27-2016~~~~18-2010~~, both hereby adopted and incorporated by reference, under which the biosolids or biosolids products will be distributed and marketed (copies of Chapter 576, F.S., and Chapter 5E-1, F.A.C., are available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department's District Offices) or documentation showing proof of certification for biosolids composts enrolled in the USCC STA program in effect on 5-20-2010, hereby adopted and incorporated by reference (a copy of the USCC STA program document is available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department's District Offices),

2. The quantity and characteristics of the biosolids or biosolids products to be distributed and marketed annually,

3. A description of the planned distribution and marketing operations, methods, and procedures,

4. Procedures for transportation, storage, and application for the biosolids or biosolids products by the facility or person shipping biosolids into Florida for distribution and marketing,

5. The label or information sheet to be provided at the time of distribution and marketing of the biosolids in accordance with subsection 62-640.850(5), F.A.C., Chapter 576, F.S., (~~2019~~)(~~2009~~), and Chapter 5E-1, F.A.C., ~~10-27-2016~~~~18-2010~~, both hereby adopted and incorporated by reference, as applicable (copies of Chapter 576, F.S., and Chapter 5E-1, F.A.C., are available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department's District Offices) or equivalent information for

biosolid composts certified and enrolled in the USCC STA program in effect on 5-20-2010, hereby adopted and incorporated by reference (a copy of the USCC STA program document is available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, or any of the Department’s District Offices),

6. Management procedures for ensuring biosolids meet Class AA requirements prior to distribution and marketing, including procedures for notifying persons who received biosolids that failed to meet Class AA requirements; and,

7. Contingency plans if the biosolids or biosolids products are not distributed or marketed as planned.

(4) through (6) No change.

(7) By February 19 of each year, any person shipping biosolids to Florida for distribution and marketing shall submit a copy of the applicable EPA facility annual biosolids report required by 40 C.F.R. 503.18, October 22, 2015~~July 1, 2009~~, hereby adopted and incorporated by reference, to the Department’s Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. A copy of 40 C.F.R. 503.18 is available from the Department of Environmental Protection, Domestic Wastewater Section, M.S. 3540, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 or any of the Department’s District Offices.

Rulemaking Authority 373.043, 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 373.4595, 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 8-12-90, Formerly 17-640.850, Amended 3-30-98, 8-29-10, \_\_\_\_\_.

62-640.880 Additional Requirements Related to Biosolids Treatment Facilities.

The requirements of this section shall apply to any facility that treats biosolids from other facilities prior to use, land application, or disposal. These requirements also apply to septage management facilities that treat domestic septage and combinations of food establishment sludges, wastes removed from portable toilets, and wastes removed from holding tanks associated with boats, marina pumpout, or other onsite systems prior to use, land application, or disposal.

(1) General Criteria

(a) through (i) No change.

(j) Staffing. The level of operator staffing at a biosolids treatment facility shall be as follows:

	TYPE I*	TYPE II*	TYPE III*
A/AA**	Class A Operator	Class B Operator	Class B Operator
	8 hours/day	4 hours/day	2 hours/day
	5 days/week	5 days/week	5 days/week

B**	Class A Operator	Class B Operator	Class C Operator
	2 hours/day	1 hour/day	1 hour/day
	5 days/week	5 days/week	3 days/week
B***	Class A Operator	Class B Operator	Class C Operator
	1 hour/day	1 hour/day	1 hour/week
	5 days/week	3 days/week	
*Classification of Type of facility as determined by paragraph 62-640.880(2)(a), F.A.C.			
**These letters correspond to the Class of pathogen reduction that is achieved by the biosolids treatment facility in accordance with subsection 62-640.600(1), F.A.C.			
***This category is for Class B liquid alkaline stabilization only.			

1. The operator classification requirements shall be in accordance with Chapter 62-699, F.A.C.

2. Operator staffing requirements for facilities addressed in paragraph 62-640.880(2)(d), F.A.C., shall be established as the more stringent of either the requirements in Chapter 62-699, F.A.C., or the requirements in paragraph 62-640.880(2)(j), F.A.C. For septage management facilities with a permitted capacity equivalent to 10,000 gallons per day or less, the Class C operator requirements given in paragraph 62-640.880(2)(j), F.A.C., may be substituted with a registered septic tank contractor or master septic tank contractor.

3. In addition to the above staffing requirements, other personnel that are trained in the treatment process and equipment being used, working under the direction of a certified operator, shall be present at the biosolids treatment facility during loading and unloading operations and during other operating hours as recommended in the preliminary design report.

4. If justified by the complexity of the treatment process, the Department shall require a higher classification, more frequent visits, or more hours per day. Requests to alter or decrease staffing requirements shall be made through a minor permit revision under Rule 62-620.325, F.A.C., and shall be based upon site-specific requirements, facility operation, risk to public health and the environment, and the presence of other trained personnel.

(k) The biosolids treatment facility permittee shall be responsible for making the facilities safe in terms of public health and safety at all times, and shall notify the Department and all affected parties, in writing, at least 60 days before ceasing operation in accordance with subsection 62-620.610(15), F.A.C.

(3) through (6) No change

Rulemaking Authority 403.051, 403.061, 403.062, 403.087, 403.088, 403.704, 403.707 FS. Law Implemented 403.021, 403.051, 403.061, 403.087, 403.088, 403.0881, 403.702, 403.704, 403.707, 403.708 FS. History—New 3-30-98, Amended 8-29-10,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Maurice Barker, Senior Program Analyst, Domestic Wastewater Program  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Noah Valenstein, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 17, 2019  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 22, 2019

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE NO.: RULE TITLE:

64B3-2.003 Definitions

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the rule language to define the definition of manual pretesting.

SUMMARY: To update the rule language.

**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: 483.805(4), 483.811(2) FS.  
 LAW IMPLEMENTED: 483.803, 483.811, 483.821, 483.823 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: Anthony B. Spivey, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

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

64B3-2.003 Definitions.

(1) through (16) No change.

(17) Manual Pretesting means pre-analytical procedures, including specimen collection, labeling, and processing. Additional duties may include slide preparation from a primary specimen, direct primary inoculation of microbiology cultures, cytopreparatory staining, preventative maintenance, and loading specimens onto automated instruments or systems which are verified by licensed personnel or autoverified by the laboratory information system. It does not include any quality control procedures. ~~means collecting and labeling specimens; initially separating specimens by centrifugation prior to testing; receiving specimens and requisitions, processing, sorting, accessioning, prior to testing and delivering specimens to the appropriate testing sites; specimen processing for storage and shipping to a reference laboratory; routine hematology and microbiology slide preparation from a primary sample; loading automated stainers; loading specimens onto automated sampling or processing systems; cytopreparatory staining; measuring and aliquoting specimens; and direct primary inoculation of microbiology cultures. Placement of specimens onto an automated instrument or system is considered a manual pretesting duty, provided it does not include any activity that initiates the analytic process.~~

Rulemaking Authority 483.805(4), 483.811(2) FS. Law Implemented 483.803, 483.811, 483.821, 483.823 FS. History—New 11-4-93, Formerly 61F3-2.003, Amended 11-21-94, 11-30-94, 12-26-94, 5-3-95, 7-12-95, Formerly 59O-2.003, Amended 3-19-98, 12-13-98, 3-28-99, 9-12-99, 11-15-99, 3-24-02, 10-30-02, 2-1-04, 1-8-06, 8-14-06, 1-30-12, 2-7-13, 11-25-14, 2-23-16, 7-29-19,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Laboratory Personnel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Clinical Laboratory Personnel

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 14, 2019



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

**DEPARTMENT OF EDUCATION**

**Office of Early Learning**

RULE NO.: RULE TITLE:  
6M-4.610 Statewide Provider Contract for the School  
Readiness Program

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 185, September 23, 2019 issue of the Florida Administrative Register. The Notice of Change as published in Volume 45, No. 209, October 25, 2019 under the change to Section XI. paragraph 79, the phrase “and revised the numbering to reflect the revision” was inadvertently included and underlined. This phrase is not being added to the new language published in this notice.

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

RULE NO.: RULE TITLE:  
40E-8.221 Minimum Flows and Levels (MFLs):  
Surface Waters

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 44 No. 142, July 23, 2018 issue of the Florida Administrative Register.

40E-8.221 Minimum Flows and Levels (MFLs): Surface Waters.

The MFLs contained in this Part identify the point at which further withdrawals would cause significant harm to the water resources, or ecology, of the area as applicable, pursuant to Sections 373.042 and 373.0421, F.S. It is the District’s intent to correct or prevent the violation of these MFLs through management of the water resources and implementation of a recovery strategy.

(1) No change.

(2) Caloosahatchee River. The MFL for the Caloosahatchee River is the 30-day moving average flow of 457 400 cubic feet per second (cfs) at S-79.

(a) A MFL exceedance occurs during a 365-day period when the 30-day moving average flow at S-79 is below 457 400 cfs and the 30-day moving average salinity exceeds 10 at the Ft. Myers salinity monitoring station (located at latitude 26° 38' 57.84" N, longitude 81° 52' 5.68" W). Salinity at the Ft. Myers salinity monitoring station shall be measured at 20% of the total river depth at mean low water.

(b) No change.

The flow, combined with tributary contributions below S-79, shall be sufficient to maintain a salinity gradient that prevents significant harm to mobile and immobile indicator species within the Caloosahatchee River. If significant harm occurs once the Caloosahatchee MFL recovery strategy is fully implemented and operational, the recovery strategy and MFL will be reviewed in accordance with Rule 40E-8.421, F.A.C. Mobile and immobile species shall be monitored as described in the recovery strategy.

(3) through (5) No change.

Rulemaking Authority §§ 9, 10 P.L. 83-358, 373.042, 373.044, 373.113, 373.119, 373.129, 373.136, 373.171 FS. Law Implemented 373.016, 373.036, 373.042, 373.0421, 373.175, 373.216, 373.219, 373.223, 373.246, 373.709 FS. History—New 9-10-01, Amended 4-1-03, 12-12-06.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NOS.: RULE TITLES:  
61G15-20.002 Experience

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45 No. 177, September 11, 2019 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at a public meeting held October 2, 2019. The changes are as follows:

61G15-20.002 Experience.

(1)(a) No change.

(b) Because the evaluation of experience is a complex and subjective matter, the Board establishes the following guidelines which shall be generally applicable absent extraordinary evidence and documentation supporting a departure therefrom:

1. through 2. No change.

3. Experience credit is based on a 40 hour per week full-time employment basis. ~~Applicants whose employer authorizes or requires less than 40 hours per week may still be determined to be employed full time but must demonstrate sufficient hours worked to establish 40-hour per week equivalency.~~ No additional credit is allowable for overtime work, or for part-time work experience obtained while pursuing engineering education on a full-time basis, or for the pursuit of a master’s or doctoral degree while obtaining full-time work experience.

4. through 15. No change.

(2) No change.

Rulemaking Authority 471.008, 471.013(1)(a) FS. Law Implemented 471.005(6), 471.013(1)(a), 471.015 FS. History—New 1-8-80, Amended 3-11-80, 6-23-80, 7-7-83, 9-13-84, Formerly 21H-20.01,

Amended 8-18-87, 12-4-91, Formerly 21H-20.002, Amended 12-26-94, 5-20-02, 4-5-04, 11-2-15, 8-8-18, 12-18-18,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Massage Therapy**

RULE NOS.: RULE TITLES:

- 64B7-26.001 Definitions
- 64B7-26.002 Licensure of Massage Establishments
- 64B7-26.007 Transfer of Massage Establishment License

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 45 No. 169, August 29, 2019 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and discussion and subsequent vote by the board at a public meeting held September 25, 2019. The changes are as follows:

64B7-26.001 Definitions.

(1) "Ownership entity" means the entity to whom a massage establishment license is issued. An ownership entity may be a sole proprietor, a partnership as defined in Section 620.8101(7) ~~605.0102~~, F.S., a limited liability company as defined in Section ~~605.0102(36)~~ ~~607.0140(5)~~, F.S., or another entity formed under the law of the jurisdiction in which the entity resides.

(2) through (3) No change.

(4) "Designated establishment manager" means a massage therapist who holds a clear and active license without restriction, who is responsible for the operation of a massage establishment in accordance with Chapters 456 and 480, F.S. and related ~~these~~ rules, who is designated the manager by the rules or practices at the establishment.

(5) No change.

Rulemaking Authority 480.035(7), FS. Law Implemented 480.043(7) FS. History--New 7-16-98, Amended 8-5-03, 2-26-12,\_\_\_\_\_.

64B7-26.002 Licensure of Massage Establishments.

(1) No change.

(2) A massage establishment license may not be issued until a passing inspection result is received by the department which demonstrates that the proposed massage establishment is to be used for "massage" as defined in Section 480.033(3)(4), F.S. and that the proposed massage establishment is in compliance with Chapters 456 and 480, F.S. and related ~~these~~ rules.

(3) No change.

Rulemaking Authority ~~456.013~~, 480.035(7), 480.043(2), 480.044 FS. Law Implemented ~~456.013, 456.067~~, 456.0635, 480.043, 480.044 FS. History--New 11-27-79, Formerly 21L-26.02, Amended 1-7-86, Formerly 21L-26.002, Amended 3-9-95, 9-25-95, Formerly 61G11-26.002, Amended 7-16-98, 1-26-00, 4-2-09, 10-7-14, 3-14-16,

64B7-26.007 Massage Establishment Change of Name/Location.

When there is no change of ownership, the massage establishment may change the name for location of the establishment.

(1) No change.

(2) To change only the location of the massage establishment, the massage establishment owner shall submit a completed Form DH-MQA 1264 "Application for Massage Establishment Change of Name/Location" (~~Rev. 07/19 6/14~~), accompanied by the application fee provided in paragraph 64B7-27.100(2)(e), F.A.C. ~~The form may be obtained from the Board office at 4052 Bald Cypress Way, Bin C 06, Tallahassee, Florida 32399 or from the website located at <http://www.floridasmassagetherapy.gov> or <http://www.flrules.org/Gateway/reference.asp?No=Ref>.~~ The massage establishment may not change locations until a passing inspection result has been received by the department which demonstrates that the massage establishment is to be used for "massage" as defined in Section 480.033(3)(4), F.S., is in compliance with Chapters 456 and 480, F.S. and related ~~these~~ rules, and the change of location is approved.

(3) To change the location and name of the establishment, the massage establishment owner shall submit a completed Form DH-MQA 1264 "Application for Massage Establishment Change of Name/Location" (07/19), accompanied by the application fee provided in paragraph 64B27-100(2)(d), F.A.C. ~~The form may be obtained from the Board office at 4052 Bald Cypress Way, Bin C 06, Tallahassee, Florida 32399 or from the website located at <http://www.floridasmassagetherapy.gov> or <http://www.flrules.org/Gateway/reference.asp?No=Ref>.~~ The

massage establishment may not change locations until a passing inspection result has been received by the department which demonstrates that the massage establishment is to be used for “massage” as defined in Section 480.033(3)(4), F.S., is in compliance with Chapters 456 and 480, F.S. and related rules, and the change of location is approved.

Rulemaking Authority 480.035(7), 480.043(3), (11) ~~(2), (9)~~ FS. Law Implemented 480.043(2), (7), ~~(9)~~, 456.0635 FS. History—New 5-17-90, Formerly 21L-26.007, 61G11-26.007, Amended 9-14-98, 10-8-14,

The following change has been made to incorporated form DH-MQA 5040 (07/19):

The citation listed on page 2 has been corrected to Section 480.043(2), Florida Statutes.

The following change has been made to incorporated form DH-MQA 1264 (07/19):

The citation listed on page 2 has been corrected to 64B7-26.002(3), Florida Statutes

## 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-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on October 11, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Oak Manor Healthcare & Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019015939. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on October 23, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Westminster Manor of Bradenton to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019016606. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on October 23, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Westminster St. Augustine to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019016605. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@ahca.myflorida.com.

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on October 23, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C., from Westminster Suncoast to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019016604. Any interested person or other agency

may submit written comments on the petition within 14 days after this notice by e-mailing LTCstaff@ahca.myflorida.com. A copy of the Petition for Variance or Waiver may be obtained by contacting: Jacqueline Williams, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32308 or e-mailing LTCstaff@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 October 24, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-36.025, F.A.C., from Midtown Manor to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019016641. 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.

**DEPARTMENT OF HEALTH**

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-14.003 Training, Education, Certification, and Requirements for Issuance of Permits

NOTICE IS HEREBY GIVEN that on October 21, 2019, the Board of Dentistry, received a petition for variance or waiver filed by Falastin Abu-Samm, D.D.S. The petitioner is seeking a variance or waiver of subparagraph 64B5-14.003(3)(a)4., Florida Administrative Code, which states that the applicant for a pediatric conscious sedation permit demonstrates that the applicant graduated, within 24 months prior to application for the permit, from an accredited post-doctoral pediatric residency. The pediatric residency anesthesia requirements must meet the minimum number of sedation cases as required in subsection (2).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jennifer Wenhold, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board of Dentistry within 14 days of publication of this notice.

**DEPARTMENT OF CHILDREN AND FAMILIES**

Agency for Persons with Disabilities

RULE NO.: RULE TITLE:

65G-2.002 License Application and Renewal Procedures

NOTICE IS HEREBY GIVEN that on October 17, 2019, the Agency for Persons with Disabilities, received a petition for Medicaid variance and/or waiver of Rule 65G-2.002(7), Florida Administrative Code, from Ms. Angela Edwards, Petitioner. The rule states in part that, "A license to operate a facility is not assignable and is valid only for the applicant identified on the application, and for the premises and purposes specified on the license." The Petitioner seeks a waiver or variance from this portion of Rule 65G-2.002(7), F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Danielle Thompson, Senior Attorney/Agency Clerk, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 335, Tallahassee, FL 32399-0950, (850) 922-4556, Danielle.Thompson@apdcares.org.

**Section VI**

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

**DEPARTMENT OF EDUCATION**

The Miami Dade College announces a public meeting to which all persons are invited.

DATE AND TIME: November 7, 2019, 12:30 p.m.

PLACE: Miami Dade College, Wolfson Campus, 300 NE Second Ave., Miami, FL 33132; Building 1, Room 1180.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Public Evaluation Committee Meeting to be held related to RFP 2020-CS-05 Sign Language Interpreters College-wide. In the event this meeting is cancelled or postponed, notification will be provided and posted on the MDC Website, (www.mdc.edu/purchasing). Important to note that this procurement process adheres to the "Cone of Silence" ordinance and that no verbal or written communication is allowed during this RFP process unless it is exclusively requested by the Purchasing Department to be utilized for evaluation purposes of this RFP selection process.

A copy of the agenda may be obtained by contacting: Miami Dade College, Office of the Purchasing Director, 11011 SW 104 Street, Room 9254, Miami, FL 33176 or by calling (305)237-2402.

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: Charmaine Stone, CPPB, Assistant Director, Purchasing Services, Purchasing Module Administrator/MDCConnect, Phone: (305)237-0004, Email: cstone@mdc.edu.

**PUBLIC SERVICE COMMISSION**

SELECT A TYPE: new

RULE NOS: RULE TITLES:

25-6.030 Storm Protection Plan

25-6.031 Storm Protection Plan Cost Recovery Clause

The Florida Public Service Commission announces a public hearing to which all persons are invited.

DATE AND TIME: November 5, 2019, at the Agenda Conference that is scheduled to begin at 10:00 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32399-0850.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Docket No. 20190131-EU, In Re: Proposed adoption of Rule 25-6.030, F.A.C., Storm Protection Plan, and Rule 25-6.031, F.A.C., Storm Protection Plan Cost Recovery Clause. This is a rule hearing at which the Commissioners of the Florida Public Service Commission will decide whether to make changes to the proposed rules as requested by the Office of Public Counsel or any other affected persons requesting a hearing.

The contact persons for this rule hearing are: Adria Harper, (850)413-6082, aharper@psc.state.fl.us or Andrew King, (850)413-6195, aking@psc.state.fl.us., Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the hearing at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

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

**REGIONAL PLANNING COUNCILS**

Central Florida Regional Planning Council

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

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

PLACE: Highlands County EOC, DeSoto City Fire Station 19, 6800 West George Blvd., Sebring, Florida, 33875.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular quarterly meeting of the Local Emergency Planning Committee (LEPC) and/or its subcommittees, to discuss provisions of the Emergency Planning Community Right-to-Know program. Items pertaining to the State Emergency Response Commission (SERC) may be discussed.

A copy of the agenda may be obtained by contacting: Curtis Knowles, program manager, 1(863)534-7130 ext. 107 or at cknowles@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: Curtis Knowles, program manager, 1(863)534-7130 ext. 107 or at cknowles@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.

**REGIONAL PLANNING COUNCILS**

Central Florida Regional Planning Council

The Central Florida Regional Planning Council (CFRPC) announces a workshop to which all persons are invited.

DATE AND TIME: November 13, 2019, 8:30 a.m.

PLACE: Lake Placid Town Office, Community Room, 51 Park Avenue, Lake Placid, Florida, 33852

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** A summit exploring trends in Agriculture, Education, and our community. A Heartland 2060 stakeholder round-table discussion will immediately follow.

A copy of the agenda may be obtained by contacting: Marybeth Soderstrom at 1(863)534-7130 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 at 1(863)534-7130 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.

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#### REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority  
The Tampa Bay Water, A Regional Water Supply Authority announces a public meeting to which all persons are invited.  
DATE AND TIME: November 14, 2019, 9:30 a.m. – 10:30 a.m. or until completion.

PLACE: Tampa Bay Water's Administrative Offices, 2575 Enterprise Road, Clearwater, FL 33763/

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for Cypress Bridge Wellfield Improvements Project, Contract No.: 2020-026. As a part of the selection process, the Selection Committee will meet to review and discuss the responses and ranking of the firms, determine if interviews are needed and review potential interview questions.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

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: Records Department at (727)796-2355. 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: Records Department at (727)796-2355.

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

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

DATE AND TIME: Thursday, November 14, 2019, 9:00 a.m.

PLACE: Embassy Suites by Hilton Ft. Lauderdale, 1100 SE 17th Street, Ft. Lauderdale, FL 33316

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disciplinary Hearings and General Board and Business Meeting.

A copy of the agenda may be obtained by contacting: Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984.

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: Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984. 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: Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984.

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

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

DATE AND TIME: November 12, 2019, 10:00 a.m.

PLACE: Teleconference, Conference Number: 1(888)585-9008, Conference Room Number: 624-410-563

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

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

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

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

For more information, you may contact: Karan Lee, Florida Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Recreation and Parks

The Division of Recreation and Parks announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 12, 2019, 5:30 p.m. – 7:30 p.m. ET; Presentation, 6:00 p.m.

PLACE: Fort Braden Community Center, 16387 Blountstown Highway, Tallahassee, Florida 32310

GENERAL SUBJECT MATTER TO BE CONSIDERED: An opportunity for the public to provide input on the ten-year management plan update for Lake Talquin State Park.

A copy of the agenda may be obtained by contacting: Robert Steele, Park Manager, Lake Talquin State Park, 3600 Lake Mounds Road, Tallahassee, Florida 32303, PH# (850)922-6007 or email Robert.Steele@floridadep.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Robert Steele, Park Manager, Lake Talquin State Park, 3600 Lake Mounds Road, Tallahassee, Florida 32303, PH# (850)922-6007 or email Robert.Steele@floridadep.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: Robert Steele, Park Manager, Lake Talquin State Park, 3600 Lake Mounds Road, Tallahassee, Florida 32303, PH# (850)922-6007 or email Robert.Steele@floridadep.gov.

DEPARTMENT OF HEALTH

The Biomedical Research Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 16, 2019, 2:00 p.m.

PLACE: Call-in number: 1(888)585-9008, Conference room number: 844-494-458

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Biomedical Research Advisory Council will meet via conference call to confirm peer review panels and decide what percent of proposals will proceed to panel review.

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

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: RULE TITLE:

64B7-27.100 Fees

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

DATE AND TIME: Tuesday, November 5, 2019, 3:00 p.m.

PLACE: Meet Me #: 1(888)585-9008, Participation Code: 508-909-666

GENERAL SUBJECT MATTER TO BE CONSIDERED: Revised Statement of Estimated Regulatory Cost and rule language.

A copy of the agenda may be obtained by contacting: The Board of Massage Therapy at info@floridasmassagetherapy.gov.

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

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

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

The Department of Financial Services, Division of State Fire Marshal, announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 19, 2019, 10:00 a.m.

PLACE: State Fire Marshal Conference Room, Third Floor Atrium, Building, 325 John Knox Road, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Florida Fire Safety Board. Anyone wishing to attend may attend in person or by telephone conference call. Those attending by telephone conference call should dial (850)413-1558.

Once you have dialed the initial number you will be prompted to enter the Participant Access PIN Code which is 855261 (and press # after the code). The connection will be available 5 to 10 minutes before 10:00 a.m.

A copy of the agenda may be obtained by contacting: Shelia Thomas, Division of State Fire Marshal, Bureau of Fire Prevention, Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, FL 32399-0342, or by calling her at (850)413-3610.

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: Sheila Thomas at the number listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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**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:** November 6, 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.

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**KITTELSON & ASSOCIATES, INC.**

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

**DATE AND TIME:** November 5, 2019, 6:00 p.m. – 7:30 p.m.

**PLACE:** Valencia College, Poinciana Campus - 3255 Pleasant Hill Road, Room 1-125, Kissimmee, FL 34746

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Financial Project ID (FPID) No.: 418403-6

**Project Description:** John Young Parkway and Pleasant Hill Road Intersection

The Florida Department of Transportation (FDOT) is holding an informational open house regarding an interim improvement study of the intersection of John Young Parkway (U.S. 17/92 and S.R. 600) and Pleasant Hill Road in Poinciana. These

improvements are being evaluated as part of an effort to provide congestion relief in-advance of the current project in design for the widening project on John Young Parkway from Pleasant Hill Road to Portage Street (FPID 418403-3) in Osceola County. The proposed interim improvements include construction of a new roadway within the southeast quadrant of the existing John Young Parkway and Pleasant Hill Road intersection. This new roadway will help relieve congestion and connect the existing John Young Parkway/Oaks Boulevard signal to a new signal located at the existing Fern Drive and Pleasant Hill Road intersection.

The open house will be held on Tuesday, November 5, 2019, from 6:00 p.m. to 7:30 p.m. at Valencia College, Poinciana Campus - 3255 Pleasant Hill Road, Room 1-125, Kissimmee, FL 34746. Interested persons may attend the informational open house at any time between 6 p.m. and 7:30 p.m. A brief presentation by the study team will be provided at 6:45 p.m., and FDOT staff and study team representatives will be available to answer questions before and after the presentation.

The informational open house is being conducted to seek community input and provide interested persons an opportunity to express their views about the project. Written comments may be submitted during the meeting or following the meeting by mail or email. Please send your comments no later than November 19, 2019, to David Graeber, 719 South Woodland Boulevard, DeLand, FL 32720, or by e-mail at david.graeber@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 hours before the workshop/meeting by contacting: David Graeber, by phone at (386)943-5182, or via email at david.graeber@dot.state.fl.us at least seven (7) days prior to the meeting. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator, jennifer.smith2@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FDOT Project Manager David Graeber, by phone at (386)943-5182, or via email at david.graeber@dot.state.fl.us. Information about this project is also available online at [www.cflroads.com](http://www.cflroads.com) by typing 418403-6 in the search box and then clicking on the project name in the search results.

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

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

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

**DEPARTMENT OF EDUCATION**

University of Florida

Advertisement for Construction Management Services

The University of Florida Board of Trustees announces that CM-At-Risk services will be required for the project listed below:

Project: UF-638, Student Health Care Center, Phase II

The project consists of the design for a new facility with an approximate total build-out of 53,000 GSF on the campus of the University of Florida in Gainesville, Florida. This facility will house all current functions of the existing Student Health Care Center (Infirmary), including primary medical and psychiatric care, pharmacy, women’s clinic, and various other ancillary services. Phase two will consist of Sports Medicine and Acute Care, Physical Therapy, Lab, X-Ray, Pharmacy (w/drive through), ENV Services, as well as Primary care, Women’s Health, Psychiatry, immunizations, nutrition counseling, administration, research, marketing and conference rooms. Design creativity will be a critical factor in completing this project considering the requests for the parking spaces and an emergency vehicle pick up area.

The estimated construction budget is \$20,500,000 which would cover all work associated with site, roadway improvements, surveys and tests, and utilities infrastructure. Telecommunications and Audio/visual infrastructure is included, and components equipment and installation are excluded and will be performed by the University in coordination with the project construction. Any security system design and installation will be provided as part of the project (CFCI). GOLD LEED (Leadership in Energy and Environmental Design) accreditation by the U.S. Green Building Council V4.1 is mandatory minimum although the Student Health Care Center team would be interested in a highly efficient building that would lend itself to a Platinum certificate.

The contract for construction management services will consist of two phases, pre-construction and construction. Pre-construction services will begin at the Conceptual Schematic Design stage and will include production of cost studies and estimates; value engineering; analysis of the design documents for constructability, coordination, detailing, materials, and systems; development and maintenance of the construction schedule; production of detailed jobsite management plans; development of strategies for the procurement of trade contracts; development of waste management strategies; and development of a Guaranteed Maximum Price (GMP) proposal based on 60% Construction Documents. If the GMP proposal is accepted and executed, the construction phase will be implemented. In this phase, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for phase one of the contract, or failure to arrive at an acceptable GMP budget within the time provided in the agreement, may result in the termination of the construction manager's contract.

Applicants will be evaluated on the basis of their past performance, experience, personnel, references, bonding capacity, workload, and responses to questions posed both in

the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant must be licensed to practice as a general contractor in the State of Florida and, if the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida. The selected applicant will also be required to provide insurance coverage for General Liability, Automotive Liability, Workers' Compensation, and Builder's Risk.

Applicants desiring to provide construction management services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the CMQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. Company information and signed certification.
3. A completed, project-specific "CM Qualifications Supplement" (CMQS) proposal. Applications on any other form will not be considered.
4. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff.
5. Proof of the applicant's corporate status in Florida (if applicable) and a copy of the applicant firm's current contracting license from the appropriate governing board.
6. Proof of applicant's bonding capacity and liability insurance coverage.

If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida. As required by Section 287.133, Florida Statutes, an applicant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction manager must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific CMQS forms, instructions, Project Fact Sheet, facilities program, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Agreement for CM Services, and other project and process information – can be found on the Planning Design & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Planning Design & Construction office by 3:00 p.m. local time on Monday, November 25, 2019. Facsimile (FAX) submittals are not acceptable and will not be considered.

UF Planning Design & Construction, 245 Gale Lemerand Drive / P.O. Box 115050, Gainesville, FL 32611-5050, Telephone: (352)273-4000, Internet: [www.facilities.ufl.edu](http://www.facilities.ufl.edu).

## 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, October 22, 2019 and 3:00 p.m., Monday, October 28, 2019.

Rule No.	File Date	Effective Date
19-8.010	10/23/2019	11/12/2019
53ER19-64	10/24/2019	10/24/2019
53ER19-65	10/24/2019	10/24/2019
53ER19-66	10/24/2019	10/24/2019
53ER19-67	10/24/2019	10/24/2019
53ER19-68	10/24/2019	10/24/2019
59A-6.020	10/23/2019	11/12/2019
62-710.500	10/24/2019	11/13/2019
62-710.510	10/24/2019	11/13/2019
62-710.800	10/24/2019	11/13/2019
62-710.901	10/24/2019	11/13/2019
62-730.150	10/24/2019	11/13/2019
62-730.171	10/24/2019	11/13/2019
62-730.220	10/24/2019	11/13/2019
62-730.900	10/24/2019	11/13/2019
62-737.400	10/24/2019	11/13/2019
69A-40.027	10/24/2019	11/13/2019

69A-40.033	10/24/2019	11/13/2019
69A-40.036	10/24/2019	11/13/2019
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
60FF1-5.009	7/21/2016	**/**/****
64B8-10.003	12/9/2015	**/**/****

the date certain specified in subsection 631.181(5), Florida Statutes, after which no further claims may be filed.

FLORIDA SPECIALTY INSURANCE COMPANY policies will be automatically cancelled effective 12:01 A.M. Sunday, November 2, 2019, if they have not been cancelled before that date.

Information regarding the method for filing claims in the liquidation proceeding and other information regarding the receivership process is available on the Department’s website, [www.myfloridacfo.com/division/receiver](http://www.myfloridacfo.com/division/receiver).

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

#### INDEX TO RULES FILED BETWEEN OCTOBER 21, 2019 AND OCTOBER 25, 2019

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**STATE BOARD OF ADMINISTRATION**

19-8.010    10/23/2019    11/12/2019    45/187

**DEPARTMENT OF THE LOTTERY**

53ER19-64    10/24/2019    10/24/2019    45/209  
 53ER19-65    10/24/2019    10/24/2019    45/209  
 53ER19-66    10/24/2019    10/24/2019    45/209  
 53ER19-67    10/24/2019    10/24/2019    45/209  
 53ER19-68    10/24/2019    10/24/2019    45/209

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

59A-6.020    10/23/2019    11/12/2019    45/58            45/177

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-710.500    10/24/2019    11/13/2019    45/159  
 62-710.510    10/24/2019    11/13/2019    45/159  
 62-710.800    10/24/2019    11/13/2019    45/159  
 62-710.901    10/24/2019    11/13/2019    45/159  
 62-730.150    10/24/2019    11/13/2019    45/159  
 62-730.171    10/24/2019    11/13/2019    45/159  
 62-730.220    10/24/2019    11/13/2019    45/159  
 62-730.900    10/24/2019    11/13/2019    45/159  
 62-737.400    10/24/2019    11/13/2019    45/159

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-56.002    10/21/2019    11/10/2019    45/184

**DEPARTMENT OF CHILDREN AND FAMILIES**

Agency for Persons with Disabilities

APD Annual Regulatory Plan for 2019-2020

Pursuant to Section 120.74(2)(a)3., Florida Statutes, notice is hereby given that the Agency for Persons with Disabilities' 2019-2020 Annual Regulatory Plan is available, effective October 28, 2019, on the Agency's website at the following web address: <http://apdcares.org/publications/reports/index.htm#annual>.

**DEPARTMENT OF FINANCIAL SERVICES**

Division of Rehabilitation and Liquidation

**NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH FLORIDA SPECIALTY INSURANCE COMPANY**

**IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA**

CASE NO.: 2019 CA 002328

In Re: The Receivership of FLORIDA SPECIALTY INSURANCE COMPANY, a Florida corporation authorized to transact property and casualty insurance business.

**NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH FLORIDA SPECIALTY INSURANCE COMPANY**

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 2nd day of October, 2019, the Department of Financial Services of the State of Florida was appointed as Receiver of FLORIDA SPECIALTY INSURANCE COMPANY (hereinafter “the Department”) effective October 2, 2019, and was ordered to liquidate the assets of said company.

Policyholders, claimants, creditors, and other persons having claims against the assets of FLORIDA SPECIALTY INSURANCE COMPANY shall present such claims to the Department as the Receiver on or before 11:59:59 p.m. ET, on Friday, October 2, 2020. It is intended that this deadline also be

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

69A-40.027 10/24/2019 11/13/2019 45/133 45/189  
 69A-40.033 10/24/2019 11/13/2019 45/133 45/189  
 69A-40.036 10/24/2019 11/13/2019 45/133 45/189

**Division of Insurance Agent and Agency Services**

69B-232.010 10/21/2019 11/10/2019 45/145 45/177  
 69B-232.020 10/21/2019 11/10/2019 45/145  
 69B-232.030 10/21/2019 11/10/2019 45/145 45/177  
 69B-232.040 10/21/2019 11/10/2019 45/145  
 69B-232.070 10/21/2019 11/10/2019 45/145  
 69B-232.080 10/21/2019 11/10/2019 45/145  
 69B-232.085 10/21/2019 11/10/2019 45/145  
 69B-232.090 10/21/2019 11/10/2019 45/145  
 69B-232.095 10/21/2019 11/10/2019 45/145  
 69B-232.100 10/21/2019 11/10/2019 45/145  
 69B-232.105 10/21/2019 11/10/2019 45/145  
 69B-232.110 10/21/2019 11/10/2019 45/145  
 69B-232.115 10/21/2019 11/10/2019 45/145  
 69B-232.120 10/21/2019 11/10/2019 45/145  
 69B-232.130 10/21/2019 11/10/2019 45/145  
 69B-232.140 10/21/2019 11/10/2019 45/145  
 69B-232.150 10/21/2019 11/10/2019 45/145 45/177  
 69B-232.160 10/21/2019 11/10/2019 45/145 45/177

**LIST OF RULES AWAITING LEGISLATIVE REVIEW/  
 APPROVAL PURSUANT TO SECTIONS 120.541(3),  
 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES**

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

60FF1-5.009 7/21/2016 \*\*/\*\*/\*\*\*\* 42/105

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-10.003 12/9/2015 \*\*/\*\*/\*\*\*\* 39/95 41/49

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