

Section I  
 Notice of Development of Proposed Rules  
 and Negotiated Rulemaking

NONE

Section II  
 Proposed Rules

**DEPARTMENT OF HEALTH**

**Board of Chiropractic Medicine**

RULE NO.: RULE TITLE:  
 64B2-16.003 Guidelines for the Disposition of  
 Disciplinary Cases

PURPOSE AND EFFECT: The Board proposes the rule amendment to update and revise the Boards' disciplinary guidelines.

SUMMARY: Substantial rewrite of disciplinary guidelines.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.039(3), 456.072, 456.079, 460.405, 460.413 FS.

LAW IMPLEMENTED: 456.039(3), 456.072, 456.079, 460.413(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Spivey, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; (850)488-0595.

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 64B2-16.003 follows. See Florida Administrative Code for present text.

64B2-16.003 Guidelines for the Disposition of Disciplinary Cases.

(1) When the Board finds that an applicant or licensee whom it regulates pursuant to Chapter 460, F.S., has violated the below-listed provisions, it shall issue a final order imposing appropriate penalties, for each count, as set forth in Section 456.072(2), F.S., within the ranges recommended in the following disciplinary guidelines. The identification of offenses are descriptive only; the full language of each statutory provision cited must be considered in order to determine the conduct included. For all persons subject to this rule, conditions of probation may be required following any period of suspension of license and probation will require compliance with conditions as set forth in subsection (3). For applicants, all offenses listed herein are sufficient for refusal to certify an application for licensure. If the Board makes a finding of pecuniary benefit or self-gain related to the violation, then the Board shall require refund of fees billed and collected from the patient or a third party on behalf of the patient. In addition to any other discipline imposed, the Board shall assess the actual costs related to the investigation and prosecution of a case. In addition to or in lieu of any guideline penalties provided herein, if the violation is for fraud or making a false or fraudulent representation, the Board shall impose a fine of \$10,000 per count or offense.

(a) Section 460.411, F.S.: For a first offense, from a minimum of a \$500 fine, up to a maximum of suspension of license for three (3) months, followed by six (6) months of probation. For a second offense, from a minimum of a \$1,000 fine and six (6) months probation up to a maximum of a \$1,000 fine, six (6) months suspension followed by one (1) year probation. For a third offense, from a minimum of a \$2,000 fine, one (1) year suspension and two (2) years probation up to a maximum of a \$2,000 fine and/or permanent revocation;

(b) Section 460.411(1)(a), F.S.: fraud – permanent revocation or denial of license (minimum and maximum same); other – from a minimum of an administrative fine of \$200 for each month of practice without an active license, up to a maximum of permanent revocation of license;

(c) Sections 460.411(1)(b), 460.411(2)(a), 460.411(2)(b), F.S.: permanent revocation or denial of license (minimum and maximum same);

(d) Section 460.411(2)(c), F.S.: denial of license;

(e) Section 460.411(2)(d), F.S.: For a first offense, from a minimum of six (6) months probation, up to a maximum of one (1) year suspension followed by two (2) years probation. For a second offense, from a minimum of a \$1,000 fine and one (1) year suspension followed by two (2) years probation up to a maximum of a \$2,000 fine, two (2) years suspension followed by three (3) years probation. For a third offense, from a minimum of a \$2,000 fine, two (2) years suspension followed by three (3) years probation up to a maximum of permanent revocation;

(f) Section 460.412 or 456.072(1)(v), F.S.: For a first offense and any subsequent offense, from a minimum of a PRN referral for evaluation up to a maximum \$10,000 fine and/or permanent revocation.

(g) Section 460.413(1)(a) or 456.072(1)(h), F.S.:

Obtain license by bribery – For a first offense, from a minimum \$500 fine and/or up to two (2) years probation to a maximum of permanent revocation. For a second offense, from a minimum \$5,000 fine to permanent revocation. For a third offense, permanent revocation;

Obtain license by fraudulent misrepresentations – For a first offense, from six (6) months probation and a \$10,000 fine to a maximum of permanent revocation and a \$10,000 fine. For a second offense, a \$10,000 fine and permanent revocation. For a third offense, permanent revocation;

Obtain license by Department or Board error – For a first offense, from a minimum letter of concern and/or a \$500 fine, up to a maximum of one (1) year suspension, followed by two (2) years probation, and a \$5,000 fine. For a second offense, from a minimum \$5,000 fine to permanent revocation of license. For a third offense, permanent revocation of license;

(h) Section 460.413(1)(b) or 456.072(1)(f), F.S.: having a license acted against in another state, territory, or country – action consistent with the disciplinary guidelines for the offense that would have been taken had the violation occurred in the State of Florida. After the first offense, action consistent with the disciplinary guidelines for a repeat offense had the violation occurred in Florida;

(i) Section 460.413(1)(c) or 456.072(1)(c), F.S.: guilt of a crime that relates to the practice or the ability to practice – misdemeanor: For a first offense, from a minimum \$1,500 fine and six (6) months probation, up to a \$5,000 fine and one (1) year suspension. For a second offense, from a minimum \$3,000 fine, six (6) months suspension and one (1) year probation up to a \$5,000 fine and one (1) year suspension, and after the second offense, permanent revocation;

Felony: For a first offense, from a minimum \$7,500 fine and two (2) years probation, up to a maximum \$10,000 fine and permanent revocation. For a second offense, from a minimum

six (6) months probation, up to a maximum \$10,000 fine and/or permanent revocation of license. For a third offense, permanent revocation;

(j) Section 460.413(1)(d), F.S.: false/misleading advertising – For a first offense, from a minimum \$1,000 fine, and a letter of concern, up to a maximum \$7,500 fine and one (1) year probation. For a second offense, from a minimum \$2,500 fine and/or one (1) year probation to a maximum \$10,000 fine and/or three (3) months suspension. For a third offense, a \$10,000 fine and/or one (1) year suspension to a maximum \$10,000 fine and/or permanent revocation;

(k) Section 460.413(1)(e) or 456.072(1)(t), F.S.: non-identifying advertisement – For a first offense, from a minimum \$500 fine, up to a maximum of one (1) year probation. For a second offense, from a minimum \$2,000 fine and one (1) year probation to a maximum \$5,000 fine and/or three (3) years suspension. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or one (1) year of suspension up to permanent revocation;

(l) Section 460.413(1)(f), F.S.: phony name – For a first offense, from a minimum \$500 fine up to a maximum \$3,000 fine and/or six (6) months probation. For a second offense, from a minimum \$3,500 fine and one (1) year probation, up to a maximum \$10,000 fine and/or six (6) months suspension, followed by one (1) year probation. For a third offense, a minimum \$5,000 fine and six (6) months suspension up to a maximum \$10,000 fine and/or permanent revocation;

(m) Section 460.413(1)(g), 456.039(3), or 456.072(1)(i), F.S.: failure to report another – For a first offense, from a minimum letter of concern and/or a \$500 fine, up to a maximum \$2,000 fine and/or six (6) months probation. For a second offense, from a minimum \$2,000 fine and/or one (1) year probation up to a maximum \$7,500 fine and one (1) year suspension. For a third offense, a minimum \$3,000 fine and six (6) months suspension to a maximum \$10,000 fine and/or permanent revocation;

(n) Section 460.413(1)(h) or 456.072(1)(j), F.S.: assisting unlicensed person to practice – For a first offense, from a minimum \$5,000 fine and/or one (1) year suspension to permanent revocation of license. For a second offense, from a minimum \$7,500 fine up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(o) Section 460.413(1)(i) or 456.072(1)(k), F.S.: failure to perform statutory or legal obligation – For a first offense, from a minimum \$1,000 fine and a letter of concern, up to a maximum \$7,500 fine and/or two (2) years suspension followed by two (2) years probation. For a second offense, from a minimum \$2,500 fine and six (6) months probation up to a

maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(p) Section 460.413(1)(j) or 456.072(1)(l), F.S.: negligent filing of false report – For a first offense, from a minimum \$1,000 fine, up to a maximum \$5,000 fine and one (1) year probation. For a second offense, a minimum \$2,500 fine and a reprimand to a maximum \$10,000 fine and two (2) years suspension. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

Willful filing of false report, impeding, or inducing another to file false report – For a first offense, from a minimum \$5,000 fine and/or three (3) months suspension, followed by six (6) months probation, up to a maximum of permanent revocation of license. For a second offense, from a minimum \$7,500 fine and one (1) year suspension up to a maximum \$10,000 fine and permanent revocation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation.

(q) Section 460.413(1)(k) or 456.072(1)(a) or (m), F.S.: misrepresentations/trick or scheme – For a first offense, from a minimum \$1,000 fine and six (6) months probation, up to a maximum \$10,000 fine, one (1) year suspension, followed by two (2) years probation. For a second offense, a \$5,000 fine and two (2) years suspension followed by two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$7,500 fine and two (2) years of suspension followed by two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation;

(r) Section 460.413(1)(l) or 456.072(1)(y), F.S.: soliciting patients or commercial solicitation from accident report information – For a first offense, from a minimum \$1,000 fine and/or one (1) year probation, up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$5,000 fine and/or six (6) months suspension up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(s) Section 460.413(1)(m), F.S.: medical record-keeping – For a first offense, from a minimum \$500 fine and/or one (1) year probation, up to a maximum \$7,500 fine, three (3) months suspension, followed by six (6) months probation. For a second offense, from a minimum of \$2,500 fine one (1) year suspension followed by one (1) year probation up to a maximum \$5,000 fine, one (1) year suspension followed by two (2) years probation. For a third offense, a minimum \$7,500 fine and two (2) years suspension followed by two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation;

(t) Section 460.413(1)(n) or 456.072(1)(n), F.S.: exploit patient for financial gain – For a first offense, from a minimum

\$1,000 fine and/or one (1) year probation, up to a maximum \$10,000 fine and/or permanent revocation of license. For a second offense, from a \$5,000 fine, one (1) year suspension followed by one (1) year probation up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$7,500 fine, two (2) years suspension then two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation;

(u) Section 460.413(1)(o), F.S.: unauthorized services – For a first offense, from a minimum \$1,000 fine and/or one (1) year probation, up to a maximum \$5,000 fine and/or two (2) years probation. For a second offense, from a minimum \$2,500 fine and two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$7,500 fine, one (1) year suspension and two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation;

(v) Section 460.413(1)(p), F.S.: dispensing drugs/performing surgery – For a first offense, from a minimum \$5,000 fine and/or one (1) year probation, up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$7,500 fine, one (1) year suspension and two (2) years suspension up to a maximum. For a third offense, a \$10,000 fine and/or permanent revocation;

(w) Section 460.413(1)(q) or 456.072(1)(z), F.S.: unable to practice with skill and safety – For a first offense, from a minimum \$1,000 fine, three (3) years probation and referral for a PRN evaluation, up to a maximum of one (1) year suspension, followed by up to five (5) years probation. For a second offense, from a \$3,500 fine, referral for a PRN evaluation, and two (2) years probation to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$5,000 fine, suspension until PRN referral and evaluation, followed by five (5) years probation up to a maximum \$10,000 fine and/or permanent revocation;

(x) Section 460.413(1)(r), F.S.: gross malpractice – For a first offense, from a minimum \$1,000 fine, up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$5,000 fine and one (1) year probation up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$10,000 fine, two (2) years suspension and two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation;

Repeated malpractice – For a first offense, from a minimum \$1,000 fine and one (1) year probation up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$5,000 fine, one (1) year suspension and one (1) year probation up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, \$10,000 fine and/or permanent revocation (minimum and maximum same).

Unacceptable level of care, skill, and treatment – For a first offense, from a minimum \$1,000 fine and one (1) year probation up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$5,000 fine and two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$7,500 fine, one (1) year suspension then two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation;

(y) Section 460.413(1)(s), F.S.: experimentation on human subjects without consent – For a first offense, from a \$1,000 fine and/or five (5) years probation, up to a maximum of permanent revocation. For the second offense, a minimum \$5,000 fine, one (1) year suspension and/or five (5) years probation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(z) Section 460.413(1)(t) or 456.072(1)(o), F.S.: practicing beyond the scope permitted or competent to perform – For a first offense, from a minimum \$2,500 fine and/or one (1) year probation, up to a maximum two (2) years suspension followed by probation and a \$10,000 fine. For a second offense, from a minimum \$5,000 fine and/or two (2) years probation up to a maximum \$10,000 fine, three (3) years suspension followed by probation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(aa) Section 460.413(1)(u) or 456.072(1)(p), F.S.: delegating responsibilities to unqualified person – For a first offense, from a minimum \$1,000 fine and/or six (6) months probation, up to a maximum \$5,000 fine and three (3) years suspension, followed by up to three (3) years probation. For a second offense, from a minimum \$5,000 fine, one (1) year suspension followed by probation to a maximum of a \$10,000 fine, five (5) years suspension followed by five (5) years probation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(bb) Section 460.413(1)(v) or 456.072(1)(b) or (q), F.S.: violating any lawfully issued order or subpoena – For a first offense, from a minimum \$1,000 fine and a letter of concern, up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$5,000 fine and/or two (2) years of probation up to a maximum \$10,000 fine and/or permanent revocation of license. For a third offense, from a minimum \$7,500 fine and/or six (6) months suspension followed by probation up to a maximum \$10,000 fine and/or permanent revocation;

(cc) Section 460.413(1)(w), F.S.: conspiring or committing an act to prevent a licensee from advertising – For a first offense, from a minimum \$1,000 fine and/or one (1) year probation, up to a maximum of six (6) months suspension, followed by one (1) year probation and a \$5,000 fine. For a second offense, from a minimum \$5,000 fine and one (1) year

suspension up to a maximum \$10,000 fine, two (2) years suspension followed by two (2) years probation. For a third offense, from a minimum \$7,500 fine and/or two (2) years suspension followed by probation up to a maximum \$10,000 fine and/or permanent revocation;

(dd) Section 460.413(1)(x) or 456.072(1)(ee) or (ff), F.S.: submitting uncoded claims or claims for treatment not provided – For a first offense, from a minimum \$1,000 fine and/or one (1) year probation, up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$5,000 fine and/or six (6) months suspension followed by two (2) years probation to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(ee) Section 460.413(1)(y), F.S.: commingling or conversion of patient funds and financial recordkeeping – For a first offense, from a minimum \$2,000 fine and/or one (1) year probation, up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, a minimum \$5,000 fine and three (3) months suspension followed by one (1) year probation. For a third offense, from a minimum \$7,500 fine and/or one (1) year suspension followed by two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation;

(ff) Section 460.413(1)(z), F.S.: offering or accepting payment by assignment if it appears to eliminate requirement for insured to pay deductible – For a first offense, from minimum \$1,000 fine, and/or a letter of concern up to a maximum \$3,000 fine and/or two (2) years probation. For a second offense, from a minimum \$3,000 fine and/or one (1) year probation to a maximum \$7,500 fine and one (1) year suspension followed by probation. For a third offense, from a minimum of a \$10,000 fine up to a \$10,000 fine and/or permanent revocation;

(gg) Section 460.413(1)(aa), F.S.: failure to provide insured with copy of claim – For a first offense, from a minimum \$500 fine and one (1) year of probation, up to a maximum \$5,000 fine and/or two (2) years probation. For a second offense, from a minimum \$3,500 fine and/or two (2) years probation to a maximum \$7,500 fine and one (1) year suspension followed by probation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(hh) Section 460.413(1)(bb), F.S.: advertised fee different from that submitted to payors – For a first offense, from a minimum \$1,000 fine and up to one (1) year probation, to a maximum \$5,000 fine and two (2) years probation. For a second offense, from a minimum \$3,500 fine and/or six (6) months suspension up to a maximum \$7,500 fine and two (2) years suspension. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(ii) Section 460.413(1)(cc), 456.062, F.S.: failure of advertisement to state usual fee when offers free or discount services – For a first offense, from a minimum \$2,500 fine and one (1) year of probation, up to a maximum \$5,000 fine and two (2) years of probation. For a second offense, from a minimum \$3,500 fine and/or six (6) months of suspension up to a maximum \$7,500 fine and two (2) years of suspension. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(jj) Section 460.413(1)(dd), F.S.: using acupuncture without certification – For a first offense, from a minimum \$2,500 fine, and/or one (1) year probation, up to a maximum of two (2) years suspension followed by probation and a \$10,000 fine. For a second offense, from a minimum of a \$5,000 fine, two (2) years suspension followed by probation up to a maximum of a \$10,000 fine, three (3) years suspension followed by probation. For a third offense, from a minimum of a \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(kk) Section 460.413(1)(ee), F.S.: failure to report violation in the facility – For a first offense, from a minimum letter of concern and/or a \$500 fine up to a maximum \$2,000 fine and/or six (6) months of probation. For a second offense, from a minimum of a \$2,000 fine and six (6) months probation up to a maximum \$5,000 fine and one (1) year probation. For a third offense, a minimum \$5,000 fine and one (1) year probation up to a maximum \$10,000 fine and/or permanent revocation;

(ll) Section 460.413(1)(ff), 456.072(1)(b), or 456.072(1)(dd), F.S.: violating this chapter, Chapter 456, F.S., or any Board rules – For a first offense, from a minimum \$1,000 fine and/or a letter of concern up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$5,000 fine and/or two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation of license. For a third offense, from a minimum \$7,500 fine and/or six (6) months of suspension followed by probation up to a maximum \$10,000 fine and/or permanent revocation;

(mm) Section 456.082, F.S.: disclosure of confidential information – For a first offense, from a minimum \$2,000 fine and/or six (6) months of probation, up to a maximum \$5,000 fine and six (6) months suspension, followed by two (2) years of probation. For a second offense, from a minimum \$5,000 fine and one (1) year suspension followed by probation. For a third offense, from a minimum \$7,500 fine and one (1) year suspension followed by two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation;

(nn) Section 456.057(6), F.S.: timely and appropriate release of medical records – For a first offense, from a minimum \$1,000 fine, and/or a letter of concern up to a maximum \$5,000

fine and one (1) year of probation. For a second offense, from a minimum \$2,500 fine and/or one (1) year probation to a maximum \$5,000 fine and three (3) months suspension followed by two (2) years probation. For a third offense, from a minimum \$7,500 fine and one (1) year suspension followed by two (2) years probation up to a maximum \$10,000 fine and/or permanent revocation;

(oo) Section 456.072(1)(d), F.S.: improper usage of laser device – For a first offense, from a minimum \$1,000 fine and/or one (1) year probation up to a maximum \$10,000 fine and three (3) years suspension followed by probation. For a second offense, from a minimum \$5,000 fine and one (1) year suspension followed by probation up to a maximum \$10,000 fine and five (5) years suspension followed by probation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(pp) Section 456.072(1)(g), F.S.: found liable in civil proceeding for knowingly filing a false report or complaint against another licensee with DOH – For a first offense, from a minimum \$1,000 fine and (1) year probation to a maximum \$3,000 fine and two (2) years probation. For a second offense, from a minimum \$5,000 fine and one (1) year suspension followed by probation to a maximum \$10,000 fine and/or permanent revocation. For a third offense from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation.

(qq) Section 456.072(1)(r), F.S.: improper interference with investigation, inspection, or discipline – For a first offense, from a minimum \$1,000 fine and/or one (1) year of probation up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$2,500 fine and one (1) year suspension followed by probation up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$5,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(rr) Section 456.072(1)(w), F.S.: profiling and credentialing violations – For a first offense, from a minimum letter of concern and/or \$1,000 fine, up to a maximum \$10,000 fine and/or one (1) year suspension followed by two (2) years probation. For a second offense, from a minimum \$2,000 fine and one (1) year suspension followed by probation up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$5,000 fine up to a maximum \$10,000 fine and/or permanent revocation;

(ss) Section 456.072(1)(x), F.S.: failure to comply with 30-day notification of convictions and nolo pleas – For a first offense, from a minimum \$1,000 fine and/or a letter of concern, up to a maximum \$9,000 fine and/or one (1) month suspension followed by probation. For a second offense, from a minimum reprimand, \$5,000 fine and/or one (1) year suspension

following by probation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation:

(tt) Section 456.072(1)(aa), F.S.: testing positive on drug screening – For a first offense, from a minimum \$500 fine and/or two (2) years probation and referral for a PRN evaluation, up to a maximum of one (1) year suspension followed by up to five (5) years probation, and a \$10,000 fine. For a second offense, a \$2,500 fine and suspension until PRN referral and/or evaluation followed by probation. For a third offense, from a \$5,000 fine, suspension until PRN referral and/or evaluation and five (5) years probation up to a maximum \$10,000 fine and/or permanent revocation:

(uu) Section 456.072(1)(bb), F.S.: wrong patient, wrong-site, or wrong or unnecessary procedure – For a first offense, from a minimum \$1,000 fine and/or a reprimand, up to a maximum \$10,000 fine and/or six (6) months suspension followed by probation. For a second offense, from a minimum \$5,000 fine and/or one (1) year probation up to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$10,000 fine and/or one year probation up to a maximum \$10,000 fine and/or permanent revocation;

(vv) Section 456.072(1)(hh), F.S., for being terminated from a treatment program for impaired practitioners, which is overseen by an impaired practitioner consultant as described in Section 456.076, F.S., for failure to comply, without good cause, with the terms of the monitoring or treatment contract entered into by the licensee, or for not successfully completing any drug treatment or alcohol treatment program – For a first offense, from a minimum of suspension until compliant with contract to a maximum of a \$1000 fine and/or permanent revocation. For subsequent offenses, from a minimum suspension until compliant with contract up to a maximum \$10,000 fine and/or permanent revocation.

(ww) Section 456.072(1)(ii), F.S., for being convicted of or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, under 18 U.S.C. s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 U.S.C. ss. 1320a-7b, relating to Medicaid program – \$10,000 fine and permanent revocation (minimum and maximum same), or in the case of application for licensure, denial of license.

(yy) Section 456.072(1)(jj), F.S., for failing to remit the sum owed to state for an overpayment from Medicaid program pursuant to a final order, judgment, or stipulation or settlement – For a first offense, from a minimum of a letter of concern to probation and a \$500 fine to a maximum of a reprimand, \$2,500 fine and/or permanent revocation. For a second offense, a minimum reprimand, \$3,000 fine and one (1) year probation up to a maximum of \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$5,000 fine and

suspension to a maximum \$10,000 fine and permanent revocation.

(zz) Section 456.072(1)(kk), F.S., for being terminated from the state Medicaid program pursuant to Section 409.913, F.S., any other state Medicaid program, or the federal Medicare program, unless eligibility to participate in the program from which the practitioner was terminated has been restored – For a first offense, from a minimum of letter of concern and \$1,000 fine to maximum of reprimand to permanent revocation and \$5,000 fine. For a second offense, from a minimum of reprimand, \$5,000 fine and suspension followed by probation to a maximum \$10,000 fine and/or permanent revocation. For a third, from a minimum \$5,000 fine, suspension to maximum \$10,000 fine and/or permanent revocation.

(aaa) Section 456.072(1)(ll), F.S., for being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, a crime in any jurisdiction which relates to health care fraud – permanent revocation or denial of license (minimum and maximum same).

(bbb) Section 456.072(1)(nn), F.S., violating any provisions of s. 790.338, F.S., relating to medical privacy concerning firearms – For a first offense, from a minimum \$1,000 fine and letter of concern up to a maximum \$5,000 fine, reprimand, and probation. For a second offense, from a minimum \$5,000 fine, suspension followed by probation up to a maximum \$10,000 fine and suspension followed by probation. For a third offense, from a minimum \$10,000 fine to a maximum \$10,000 fine and/or permanent revocation.

(ccc) Section 456.072(1)(oo), F.S., willfully failing to comply with s. 627.64194 or 641.513, F.S. as to indicate a business practice – regarding provision of emergency services and insurance billing- For a first offense, from a minimum \$1,000 fine and/or one (1) year of probation, up to a maximum \$10,000 fine and/or permanent revocation. For a second offense, from a minimum \$5,000 fine and/or six (6) months suspension followed by two (2) years of probation to a maximum \$10,000 fine and/or permanent revocation. For a third offense, from a minimum \$10,000 fine up to a maximum \$10,000 fine and/or permanent revocation.

(2) The Board may take into consideration the following aggravating and mitigating factors in determining the appropriate disciplinary action to be imposed:

- (a) The danger to the public;
- (b) The number of unrelated and distinct offenses;
- (c) The actual damage, physical or otherwise, to the patient(s);
- (d) The length of time since the date of the last violation(s);
- (e) The length of time the licensee has practiced his or her profession;
- (f) Prior discipline imposed upon the licensee;
- (g) The deterrent effect of the penalty imposed;

- (h) The effect of the penalty upon the licensee’s livelihood;
- (i) Rehabilitation efforts of the licensee including remorse, restitution, and corrective actions;
- (j) Efforts of the licensee to correct or stop violations or failure of the licensee to correct or stop violations;
- (k) Related violations against the licensee in another state, including findings of guilt or innocence, penalties imposed and penalties served;
- (l) The actual negligence of the licensee pertaining to any violation;
- (m) Any other mitigating or aggravating circumstances.
- (3) Any or all of the following conditions may be imposed as terms of probation:
  - (a) Restitution of the cost of probation;
  - (b) Restitution to patient(s) or third-party payor(s);
  - (c) Payment of fine(s);
  - (d) Consent to Department access to all business records;
  - (e) Fulfilling continuing education requirements;
  - (f) Consent to indirect or direct supervision of practice by Board-approved sponsor;
  - (g) Consent to restrictions on advertising;
  - (h) Consent to restriction of practice, including hours, days or type of practice;
  - (i) Consent to disallowance of sponsorship of trainees;
  - (j) Submission of reports by licensee and consent to submission of reports by sponsor and/or employer and/or helping professional;
  - (k) Consent to urine and blood testing;
  - (l) Fulfilling community service requirement(s);
  - (m) Successful completion of the Special Purposes Examination (SPEC) examination of the National Board of Chiropractic Examiners;
  - (n) Other conditions as appropriate.

Rulemaking Authority 456.039(3), 456.072, 456.079, 460.405, 460.413 FS. Law Implemented 456.039(3), 456.072, 456.079, 460.413(4) FS. History—New 1-10-80, Formerly 21D-16.03, Amended 1-28-87, 1-28-90, 6-24-93, Formerly 21D-16.003, Amended 10-26-93, Formerly 61F2-16.003, Amended 7-18-95, Formerly 59N-16.003, Amended 11-4-98, 6-6-02, 5-23-04, 4-13-05, 9-15-05, 2-6-06, 5-11-10,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Chiropractic Medicine  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Chiropractic Medicine  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 8, 2019  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 5, 2019

**DEPARTMENT OF HEALTH  
Board of Chiropractic Medicine**

RULE NO.: 64B2-16.0075  
RULE TITLE: Citations

PURPOSE AND EFFECT: The purpose of the amendment is to add new language to update and clarify procedures for demonstrating compliance with finger printing requirements by licensees.

SUMMARY: Update required procedures for compliance.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.039(3), 456.077, 460.405 FS.

LAW IMPLEMENTED: 456.035, 456.039(3), 456.072(3), 456.073 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 Spivey, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; (850)488-0595.

THE FULL TEXT OF THE PROPOSED RULE IS:

- 64B2-16.0075 Citations.
- (1) through (4) No change.
- (5) Failure to comply with fingerprint retention in the Care Provider Background Screening Clearinghouse as required by section 456.0135(3) and (4) shall result in a penalty of \$100 and

~~proof of compliance. Failure of certified chiropractic physicians assistants to complete the required continuing education during the biennial license period; Section 456.072(3), F.S.~~

~~(a) Failure to complete less than ten (10) hours shall result in a penalty of \$100;~~

~~(b) Failure to complete ten (10) or more hours will result in a penalty of \$200. In addition, licensees shall make up all continuing education hours in deficiency, and shall take one (1) additional hour of continuing education for each hour of continuing education deficiency, and must be completed within six (6) months of the filing date of the citation. Said hours shall not count toward the licensee's continuing education renewal requirements for the next biennium.~~

(6) through (9) No change.

Rulemaking Authority 456.039(3), 456.077, 460.405 FS. Law Implemented 456.035, 456.039(3), 456.072(3), 456.073 FS. History—New 1-19-92, Amended 4-26-93, Formerly 21D-16.0075, 61F2-16.0075, Amended 7-18-95, Formerly 59N-16.0075, Amended 2-11-99, 5-31-00, 10-7-02, 11-30-03, 11-1-04, 4-13-05, 11-9-06, 11-5-07, .

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Chiropractic Medicine

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Chiropractic Medicine

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: November 8, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: December 5, 2019

### Section III

## Notice of Changes, Corrections and Withdrawals

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Agricultural Environmental Services

RULE NOS.: RULE TITLES:

5E-4.006 Seed Standards

5E-4.007 Commercial Tests and Consumer Request Samples

5E-4.016 Certified Hemp Seed

#### NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 45 No. 198, October 10, 2019 issue of the Florida Administrative Register. The date the Notice of Rule Development was published in the Florida Administrative Register is corrected to June 6, 2019.

## Section IV Emergency Rules

NONE

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on December 17, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Majestic Memory Care to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019019629. 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](mailto: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](mailto:assistedliving@ahca.myflorida.com).

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on December 17, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from The Edwinola to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019019694. 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](mailto: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](mailto:assistedliving@ahca.myflorida.com).



AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing  
RULE NO.: RULE TITLE:  
59A-36.025 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on December 19, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from The Court at Palm Aire to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019019747. Any interested person or other agency may submit written comments on the petition within 14 days after this notice by e-mailing assistedliving@ahca.myflorida.com.

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

AGENCY FOR HEALTH CARE ADMINISTRATION  
Health Facility and Agency Licensing  
RULE NO.: RULE TITLE:  
59A-4.1265 Emergency Environmental Control for Nursing Homes

NOTICE IS HEREBY GIVEN that on December 16, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Lake Worth Enterprises to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019551. 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 December 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Manorcare Health Services to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019727. 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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Coral Oaks to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019744. 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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from The Ponce Therapy Care Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019791. 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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Park Summit at

Coral Springs to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019019751. 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](mailto: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](mailto:assistedliving@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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Arch Plaza Nursing and Rehab Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019808. 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](mailto: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](mailto: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 December 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Panama City Health and Rehabilitation Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019695. 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](mailto: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](mailto: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 December 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Manorcare Health Services Palm Harbor to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019728. 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](mailto: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](mailto: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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from Rule 59A-36.025, F.A.C., from Tuscany Villa of Naples to implement the Detailed Emergency Environmental Control Plan. The petition was assigned case number 2019019754. 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](mailto: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](mailto:assistedliving@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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Court at Palm Aire to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019749. 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.

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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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Jackson Plaza Nursing and Rehab Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019806. 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.

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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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Advanced Care Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019810. 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 December 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Heartland Health Care and Rehabilitation Center of Boca Raton to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019714. 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.

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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 December 18, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Manorcare Health Services- Delray Beach to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019731. 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.

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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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Park Summit at Coral Springs to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019752. 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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Sinai Plaza Nursing and Rehab Center to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019807. 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 December 19, 2019, the Agency for Health Care Administration, received a petition for variance from subsection 59A-4.1265(5), F.A.C. from Clewiston Nursing & Rehabilitation to implement the Detailed Nursing Home Emergency Power Plan. The petition was assigned case number 2019019814. 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  
 Medicaid  
 RULE NO.: RULE TITLE:  
 59G-4.130 Home Health Visit Services

The Agency for Health Care Administration hereby gives notice: On September 12, 2019, an Amended Petition for Variance from or Waiver of Rule 59G-4.130 (“Petition”), was filed with the Agency for Health Care Administration on behalf of the Petitioner, N.C. Additional information was requested on September 19, 2019, and was received by the Agency for Health Care Administration on September 27, 2019. Rule 59G-4.130, Florida Administrative Code (“Rule”), which applies to all providers rendering Florida Medicaid home health visit services to recipients, requires that all providers of home health visit services enrolled in the Florida Medicaid program be in compliance with the provisions of the Florida Medicaid Home Health Visit Services Coverage Policy, November 2016 (“Handbook”). Petitioner seeks a variance from or waiver of limited provisions of the Rule, which incorporates the Handbook by reference. Petitioner seeks a variance from or waiver of the Handbook provision, Page 2, Eligible Provider, which requires home health service providers meet the qualifications specified in the Handbook to be reimbursed for Florida Medicaid home health visit services. Notice of the petition was published in the Florida Administrative Registrar on September 24, 2019. On December 20, 2019, a Final Order Denying the Petition for Variance or Waiver of Rule 59G-4.130 was entered as the Petitioner failed to provide sufficient facts to support the granting of a Variance or Waiver of Rule 59G-4.130, Florida Administrative Code.

A copy of the Order or additional information may be obtained by contacting: Richard J. Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308; Richard.Shoop@ahca.myflorida.com; (850)412-3689.

FLORIDA HOUSING FINANCE CORPORATION  
 RULE NO.: RULE TITLE:  
 67-48.002 Definitions

NOTICE IS HEREBY GIVEN that on December 20, 2019, the Florida Housing Finance Corporation, received a petition for waiver of the Qualified Allocation Plan’s Requirement for Returning Housing Credit Allocations and subsection 67-48.002(95), Florida Administrative Code from HTG Paradise, LLC, to allow the immediate return of 2018 Housing Credit allocation and for an immediate allocation of new Housing Credits with a later placed in service date of December 31, 2021.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also been posted on Florida Housing’s website at [floridahousing.org](http://floridahousing.org). Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301.

**FLORIDA HOUSING FINANCE CORPORATION**

**RULE NO.: RULE TITLE:**

67-48.002 Definitions

NOTICE IS HEREBY GIVEN that on December 20, 2019, the Florida Housing Finance Corporation, received a petition for waiver of the Qualified Allocation Plan's Requirement for Returning Housing Credit Allocations and subsection 67-48.002(95), Florida Administrative Code from HTG Rainbow Housing, Ltd, to allow the immediate return of 2018 Housing Credit allocation and for an immediate allocation of new Housing Credits with a later placed in service date of December 31, 2021.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ana McGlamory, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1329. The Petition has also been posted on Florida Housing’s website at [floridahousing.org](http://floridahousing.org). Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301.

**FLORIDA HOUSING FINANCE CORPORATION**

**RULE NO.: RULE TITLE:**

67-48.023 Housing Credits General Program Procedures and Requirements

The Florida Housing Finance Corporation hereby gives notice: On December 19, 2019, the Florida Housing Finance Corporation issued an order granting the variance from subsection 67-48.023(2) F.A.C. for HTG Creekside, LLC, to allow for calculation of the minimum set aside percentage based on income averaging. Florida Housing determined that the Petitioner had demonstrated that it would suffer a substantial hardship if the waiver was not granted. The petition was filed on December 16, 2019 and notice of the receipt of petition was

published on December 18, 2019 in Vol. 45, Number 244, F.A.R.

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

**Section VI**

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

**DEPARTMENT OF LEGAL AFFAIRS**

Division of Victim Services and Criminal Justice Programs  
The Department of Legal Affairs, Council on the Social Status of Black Men and Boys, announces the following business meeting and teleconference which all persons are invited to attend:

Full Council Business Meeting and Teleconference

DATE AND TIME: Thursday, January 16, 2020, 9:00 a.m. – 5:00 p.m.

Toll Free Dial in Number: 1(888)585-9008, Conference Code: 428-345-081

Location: The Carr Building, 3800 Commonwealth Blvd, Tallahassee, FL 32303

DATE AND TIME: Friday, January 17, 2020, 2:00 p.m. – 5:00 p.m.

Toll Free Dial in Number: 1(888)585-9008, Conference Code: 428-345-081

Location: The Carr Building, 3800 Commonwealth Blvd, Tallahassee, FL 32303

DATE AND TIME: Thursday, May 28, 2020, 9:00 a.m. – 5:00 p.m.

Toll Free Dial in Number: 1(888)585-9008, Conference Code: 428-345-081

Location: Miami, Florida

DATE AND TIME: Friday, May 29, 2020, 9:00 a.m. – 5:00 p.m.

Toll Free Dial in Number: 1(888)585-9008, Conference Code: 428-345-081

Location: Miami, Florida

DATE AND TIME: Thursday, November 19, 2020, 9:00 a.m. – 5:00 p.m.

Toll Free Dial in Number: 1(888)585-9008, Conference Code: 428-345-081

Location: Orlando, Florida

DATE AND TIME: Friday, November 20, 2020, 9:00 a.m. – 5:00 p.m.  
Toll Free Dial in Number: 1(888)585-9008, Conference Code: 428-345-081  
Location: Orlando, Florida

Please be advised that meetings & meeting rooms maybe subject to change. For updates please visit <http://www.cssbmb.com>

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

A copy of the meeting agenda may be obtained by visiting <http://www.cssbmb.com>.

Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Bureau at least 48 hours prior to the meeting by contacting the Bureau of Criminal Justice Programs at (850)414-3300. 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, contact the Bureau of Criminal Justice Programs at (850)414-3300.

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**EXECUTIVE OFFICE OF THE GOVERNOR**

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

DATE AND TIME: Monday, January 27, 2020, 2:00 p.m. ET until all business is complete on Tuesday, January 28, 2020

PLACE: Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business

A copy of the agenda may be obtained by contacting: Savannah Kelly, [savannah@volunteerflorida.org](mailto:savannah@volunteerflorida.org), (850)556-9799.

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: Savannah Kelly, [savannah@volunteerflorida.org](mailto:savannah@volunteerflorida.org), (850)556-9799. 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: Savannah Kelly, [savannah@volunteerflorida.org](mailto:savannah@volunteerflorida.org), (850)556-9799.

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**EXECUTIVE OFFICE OF THE GOVERNOR**

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

DATE AND TIME: Monday, January 27, 2020, 4:00 p.m. ET until all business is complete on Wednesday, January 29, 2020

PLACE: Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business

A copy of the agenda may be obtained by contacting: Savannah Kelly, [savannah@volunteerflorida.org](mailto:savannah@volunteerflorida.org), (850)556-9799.

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: Savannah Kelly, [savannah@volunteerflorida.org](mailto:savannah@volunteerflorida.org), (850)556-9799. 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: Savannah Kelly, [savannah@volunteerflorida.org](mailto:savannah@volunteerflorida.org), (850)556-9799.

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**SOUTH FLORIDA COMMUNITY CARE NETWORK**

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

DATES AND TIMES: February 27, 2020, 3:30 p.m.; March 26, 2020, 3:30 p.m.; May 28, 2020, 3:30 p.m.; June 25, 2020, 3:30 p.m.; August 27, 2020, 3:30 p.m.; September 24, 2020, 3:30 p.m.

PLACE: South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Bldg. H, Suite 200, Sunrise, Florida 33323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Members to discuss general matters.

A copy of the agenda may be obtained by contacting: Mary Cronje at [mcronje@ccpcare.org](mailto:mcronje@ccpcare.org) or (954)622-3224.

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: Susan Mansolillo at [SMansolillo@ccpcare.org](mailto:SMansolillo@ccpcare.org) or

(954)622-3232. 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: Justin Marshall, Esq., General Counsel, South Florida Community Care Network, LLC d/b/a Community Care Plan, at [jmarshall@ccpcare.org](mailto:jmarshall@ccpcare.org) or (954)622-3402.

#### **SOUTH FLORIDA COMMUNITY CARE NETWORK**

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

**DATES AND TIMES:** January 23, 2020, 3:00 p.m.; April 23, 2020, 3:00 p.m.; July 23, 2020, 3:00 p.m.; October 22, 2020, 3:00 p.m.

**PLACE:** South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Bldg. H, Suite 200, Sunrise, Florida 33323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Audit and Compliance Committee to discuss general matters.

A copy of the agenda may be obtained by contacting: Donna Steinberg at [dsteinberg@ccpcare.org](mailto:dsteinberg@ccpcare.org) or (954)622-3225.

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: Susan Mansolillo at [SMansolillo@ccpcare.org](mailto:SMansolillo@ccpcare.org) or (954)622-3232. 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: Justin Marshall, Esq., General Counsel, South Florida Community Care Network, LLC d/b/a Community Care Plan, at [jmarshall@ccpcare.org](mailto:jmarshall@ccpcare.org) or (954)622-3402.

#### **SOUTH FLORIDA COMMUNITY CARE NETWORK**

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

**DATES AND TIMES:** January 23, 2020, 3:30 p.m.; April 23, 2020, 3:30 p.m.; July 23, 2020, 3:30 p.m.; October 22, 2020,

3:30 p.m. The Member Meetings will begin at 3:30 p.m.; or immediately upon completion of the Audit & Compliance Committee Meetings scheduled to begin at 3:00 p.m. on the dates identified herein.

**PLACE:** South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Bldg. H, Suite 200, Sunrise, Florida 33323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Members to discuss general matters.

A copy of the agenda may be obtained by contacting: Mary Cronje at [mcronje@ccpcare.org](mailto:mcronje@ccpcare.org) or (954)622-3224.

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: Susan Mansolillo at [SMansolillo@ccpcare.org](mailto:SMansolillo@ccpcare.org) or (954)622-3232. 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: Justin Marshall, Esq., General Counsel, South Florida Community Care Network, LLC d/b/a Community Care Plan, at [jmarshall@ccpcare.org](mailto:jmarshall@ccpcare.org) or (954)622-3402.

#### **SOUTH FLORIDA COMMUNITY CARE NETWORK**

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

**DATE AND TIME:** February 12, 2020, 4:00 p.m.

**PLACE:** South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Bldg. H, Suite 200, Sunrise, Florida 33323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Human Resources/Compensation Committee to discuss general matters.

A copy of the agenda may be obtained by contacting: Mary Cronje at [mcronje@ccpcare.org](mailto:mcronje@ccpcare.org) or (954)622-3224.

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: Susan Mansolillo at [SMansolillo@ccpcare.org](mailto:SMansolillo@ccpcare.org) or (954)622-3232. 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: Justin Marshall, Esq., General Counsel, South Florida Community Care Network, LLC d/b/a Community Care Plan, at jmarshall@ccpcare.org or (954)622-3402.

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**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: January 21, 2020, 10:00 a.m. – 10:30 a.m.

PLACE: Florida State Conference Center, 555 W. Pensacola Street, Tallahassee, Florida 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Enterprise Florida, Inc. Finance & Compensation and Audit Committee Meeting

A copy of the agenda may be obtained by contacting: Katie Richardson, krichardson@enterpriseflorida.com, (850)298-6625.

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 1 days before the workshop/meeting by contacting: Katie Richardson, krichardson@enterpriseflorida.com, (850)298-6625. 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: Katie Richardson, krichardson@enterpriseflorida.com, (850)298-6625.

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**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: January 21, 2020, 11:15 a.m. – 12:15 p.m.

PLACE: Florida State Conference Center, 555 W. Pensacola Street, Tallahassee, Florida 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enterprise Florida, Inc. Business Development & Marketing Committee Meeting

A copy of the agenda may be obtained by contacting: Katie Richardson, krichardson@enterpriseflorida.com, (850)298-6625.

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: Katie Richardson, krichardson@enterpriseflorida.com, (850)298-6625.

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**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: January 21, 2020, 2:00 p.m. – 3:00 p.m.

PLACE: Florida State Conference Center, 555 W. Pensacola Street, Tallahassee, Florida 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enterprise Florida, Inc. Stakeholders Council Meeting

A copy of the agenda may be obtained by contacting: Katie Richardson, krichardson@enterpriseflorida.com, (850)298-6625.

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: Katie Richardson, krichardson@enterpriseflorida.com, (850)298-6625.

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**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: January 21, 2020, 3:15 p.m. – 4:15 p.m.

PLACE: Florida State Conference Center, 555 W. Pensacola Street, Tallahassee, Florida 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enterprise Florida, Inc. International Committee Meeting

A copy of the agenda may be obtained by contacting: Katie Richardson, krichardson@enterpriseflorida.com, (850)298-6625.

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 1 days before the workshop/meeting by contacting: Katie Richardson,

krichardson@enterpriseflorida.com, (850)298-6625. 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: Katie Richardson, krichardson@enterprise-florida.com, (850)298-6625.

**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: January 21, 2020, 4:30 p.m. – 5:30 p.m.

PLACE: Florida State Conference Center, 555 W. Pensacola Street, Tallahassee, Florida 32306

GENERAL SUBJECT MATTER TO BE CONSIDERED: Enterprise Florida, Inc. Executive Committee Meeting

A copy of the agenda may be obtained by contacting: Katie Richardson, krichardson@enterprise-florida.com, (850)298-6625

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 1 days before the workshop/meeting by contacting: Katie Richardson,

krichardson@enterprise-florida.com, (850)298-6625. 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: Katie Richardson, krichardson@enterprise-florida.com, (850)298-6625.

**THE CORRADINO GROUP, INC.**

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

DATE AND TIME: Wednesday, January 15, 2020, 5:00 p.m. – 7:00 p.m.

PLACE: Palm Beach County Library, Hagen Ranch Road Branch, 14350 Hagen Ranch Road, Delray Beach, FL, 33446

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No.: 436894-2-52-01

Project Description: Over the L-30 Canal between Lake Ida Road and Flavor Pict Road in unincorporated Palm Beach County

The Florida Department of Transportation will host a public information meeting to provide details on the upcoming El Clair

Ranch Road Bridge Replacement Project in unincorporated Palm Beach County. Work includes full bridge demolition and replacement, and bike lane and sidewalk installation. Construction will begin in late January 2020 and is estimated to be completed in spring 2021. The estimated construction cost is \$2 million.

Project personnel will be on hand to discuss the scope of work, construction schedule, and address questions and comments one-on-one. Guests may arrive at any time; no formal presentation will be made

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

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: Kevin Micocci, FDOT Project Manager, at (561)719-7793 or by email at kevin.micocci@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: Community Outreach Specialist Meredith Cruz at (561)641-6440.

**THE CORRADINO GROUP, INC.**

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

DATE AND TIME: Wednesday, January 15, 2020, 5:00 p.m. – 7:00 p.m.

PLACE: Palm Beach County Library, Hagen Ranch Road Branch, 14350 Hagen Ranch Road, Delray Beach, FL, 33446

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No.: 436894-2-52-01

Project Description: Over the L-30 Canal between Lake Ida Road and Flavor Pict Road in unincorporated Palm Beach County

The Florida Department of Transportation will host a public information meeting to provide details on the upcoming El Clair Ranch Road Bridge Replacement Project in unincorporated Palm Beach County. Work includes full bridge demolition and replacement, and bike lane and sidewalk installation. Construction will begin in late January 2020 and is estimated to be completed in spring 2021. The estimated construction cost is \$2 million.

Project personnel will be on hand to discuss the scope of work, construction schedule, and address questions and comments one-on-one. Guests may arrive at any time; no formal presentation will be made.

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

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: Kevin Micocci, FDOT Project Manager, at (561)719-7793 or by email at kevin.micocci@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: Community Outreach Specialist Meredith Cruz at (561)641-6440.

**THE CORRADINO GROUP, INC.**

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

DATE AND TIME: Wednesday, January 8, 2020, 5:00 p.m. – 7:00 p.m.

PLACE: Palm Beach County Library, Lantana Branch, 4020 Lantana Road, FL, 33462

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No.: 436894-4-52-01

Project Description: Over the L-16 Canal between Lantana Road and Tallulah Road in unincorporated Palm Beach County. The Florida Department of Transportation (FDOT) District Four, will host a Construction Open House for the bridge replacement project on Seminole Drive over the L-16 Canal, between Lantana Road and Tallulah Road, in unincorporated Palm Beach County. Work includes full bridge demolition and replacement, and minor widening for bike lane and sidewalk installation. Construction will begin in late January 2020 and is estimated to be completed in early 2021. The estimated construction cost is \$1.3 million. Project personnel will be on hand to discuss the scope of work, construction schedule, and address questions and comments one-on-one. Guests may arrive at any time; no formal presentation will be made.

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

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: Scott Passmore, FDOT Project Manager at (561)891-9321 or by email at scott.passmore@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: Community Outreach Specialist Meredith Cruz at (561)641-6440.

**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 North Florida  
ITB 20-07 Arena Plaza Hardscape Improvements  
NOTICE TO CONTRACTORS  
ITB 20-07 Arena Plaza Hardscape Improvements  
The University of North Florida Board of Trustees, a public

body corporate, is soliciting bids to general contractors for the addition of planter walls and bollards in the Arena Plaza area located at the University of North Florida, 1 UNF Drive, Jacksonville, FL 32224.

The scope of work includes all labor, materials, equipment and supervision required for the addition of planter walls and bollards throughout the pedestrian zone adjacent to the UNF Drive and Arena Plaza. The existing UNF Arena Plaza is located at the north end of University of North Florida (UNF) Drive and provides an outdoor public space for gatherings and public use throughout the year. This plaza is a significant feature to the University of North Florida campus. The existing landscape planter beds remain largely as-is with the exception of strategically placed brick-wrapped, cast-in-place concrete knee-walls with pre-cast caps. The benches will be an attractive addition to the space and could serve multiple uses. They will provide areas of rest for students, faculty, and visitors. They will create physical barriers which further define and protect the plaza. Vehicle bollards will front the street for both vehicle drop-off/loading zones. While the design of the bollards and bench walls are not intended to be vehicle impact rated, the design will be enhanced to provide additional protection. The two existing planter areas that flank the current crosswalk will have new cast-in-place concrete planters to define the beds and provide additional protection for pedestrians on the sidewalk. Benches will also be installed at the entry to the wellness center. Additional removable stainless-steel pipe bollards (no substitutions on bollards) will be installed at multiple key entry locations for the plaza. These new bollards will allow for their removal to permit vehicle entry to the plaza. By incorporating these elements into the overall design of the plaza, the space will feel more welcoming to visitors and provide a more secure space. See the construction drawings and specifications for the full scope of work.

The preliminary schedule for this ITB:

Advertisement: December 26, 2019

Non-mandatory Pre-Bid Meeting: January 2, 2020, 11:00 a.m.

Deadline for questions: January 13, 2020

Response to questions: January 15, 2020

Bids due: January 21, 2020, 2:00 p.m.

Minority business participation is strongly recommended and supported by the University of North Florida.

A performance and payment bond for 100 percent of the amount of the bid will be required of the successful contractor for any project with a cost that exceeds \$100,000.

As required by §287.133, Fla. Stat., a contractor 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 contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000 in connection with this project

for a period of 36 months from the date of their being placed on the convicted vendor list.

Contractor shall have established equal opportunity practices which conform to all laws against discrimination and prohibits discrimination based on race, creed, color, sex, age, national origin, marital status or religion; neither contractor nor any subcontractor or other person, firm or business entity with whom it would be engaged in a combined effort to perform the services has hired any person who is an officer or employee of UNF.

Full sets of bidding documents and descriptive project information may be obtained online at the UNF Procurement Services website: [http://www.unf.edu/procurement/Bids\\_and\\_Notices.aspx](http://www.unf.edu/procurement/Bids_and_Notices.aspx).

Submit one complete copy of your bid response in full accordance with the requirements of the bid documents to: University of North Florida Procurement Services, 4892 First Coast Technology Parkway, Hicks Hall, Suite 2950, Jacksonville, Florida 32224

Sealed bids must be received no later than 2:00 p.m. Eastern Standard Time on January 21, 2020. Facsimile (fax) or email submittals are not acceptable and will not be considered.

## 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, December 17, 2019 and 3:00 p.m., Monday, December 23, 2019.

Rule No.	File Date	Effective Date
5B-40.0055	12/19/2019	1/8/2020
5B-40.008	12/19/2019	1/8/2020
12A-19.100	12/17/2019	1/6/2020
12B-8.001	12/17/2019	1/6/2020
12B-8.003	12/17/2019	1/6/2020
34-7.010	12/20/2019	1/9/2020
34-7.025	12/20/2019	1/9/2020
59A-13.010	12/18/2019	1/7/2020
60GG-4.001	12/20/2019	1/9/2020
60GG-4.002	12/20/2019	1/9/2020

60GG-4.003	12/20/2019	1/9/2020
60GG-4.004	12/20/2019	1/9/2020
60GG-4.005	12/20/2019	1/9/2020
61A-1.01010	12/23/2019	1/12/2020
61G1-17.001	12/17/2019	1/6/2020
61G1-17.002	12/17/2019	1/6/2020
64K-1.008	12/18/2019	1/7/2020
65A-1.710	12/23/2019	1/12/2020
65A-1.712	12/23/2019	1/12/2020
65A-1.713	12/23/2019	1/12/2020
65C-28.013	12/23/2019	1/12/2020
65C-41.005	12/23/2019	1/12/2020
65C-41.006	12/23/2019	1/12/2020
69G-20.0025	12/19/2019	1/8/2020
69V-560.702	12/17/2019	1/6/2020
69V-560.703	12/17/2019	1/6/2020
69V-560.704	12/17/2019	1/6/2020
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****



**ASHLEY MOODY  
ATTORNEY  
GENERAL  
STATE OF FLORIDA**

OFFICE OF THE  
ATTORNEY GENERAL  
Division of Victim Services  
and Criminal Justice Programs

PL-01 The Capitol  
Tallahassee, FL 32399-1050  
Phone (850)414-3300 Fax  
(850)487-3013  
<http://www.myfloridalegal.com>

December 2019  
NOTICE OF  
AVAILABILITY  
VOCA Grant Funds

Announcement: The Office of the Attorney General (OAG) is pleased to announce the availability of Victims of Crime Act (VOCA) grant funds from the U.S. Department of Justice. The purpose of the VOCA grant reimbursement program is to support the provision of services to victims of crime. Services are defined as those efforts that respond to the emotional and physical needs of crime victims, assist victims of crime to stabilize their lives after victimization, assist victims to understand and participate in the criminal justice system, and provide victims of crime with a measure of safety and security. Eligibility to apply for VOCA funds is limited to victim assistance programs administered by state or local government agencies or not-for-profit corporations registered in Florida, or a combination thereof, that can demonstrate the following:

- 1) proof that the Internal Revenue Service recognizes the organization as being tax exempt under 501(c)(3) of the Internal Revenue Code;
- 2) a statement from a state taxing body or state secretary of state certifying that the organization is a nonprofit organization and that no part of the organization's net earnings may benefit any private shareholder or individual;
- 3) a certified copy of a certificate of incorporation or similar document establishing nonprofit status; or
- 4) any of the above, if it applies to a state or national parent organization, with a statement by the state or national parent organization that the applicant is a local nonprofit affiliate.

The funding cycle for the VOCA grant funds under this notice is October 1, 2020, through September 30, 2021.

Application and Deadline: Organizations may participate in the annual competitive grant process which involves submission of an application followed by an application review.

The VOCA application may be accessed using the Office of the Attorney General's online system EGrants, which can be accessed through <https://egrants.myfloridalegal.com/> on

DEPARTMENT OF LEGAL AFFAIRS  
Legal Affairs/Advocacy & Grants Management

January 6, 2020. If you need assistance you may contact (850)414-3380 or email contact.voca@myfloridalegal.com. The deadline for applying for a VOCA grant under this notice is no later than 5:00 p.m. Eastern Standard Time on Friday, February 14, 2020. Applicant agencies are encouraged to submit the completed application as soon as possible prior to the deadline. Mailed, faxed, or hand delivered applications or required documentation will not be accepted.

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

GOLF CAR SYSTEMS, INC., for the establishment of line-make EZGO. Clearwater

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Textron, Inc., intends to allow the establishment of Golf Car Systems Inc., as a dealership for the sale of low-speed vehicles manufactured by Textron, Inc. (line-make EZGO) at 5325 140th Avenue North, Clearwater, (Pinellas County), Florida 33760, on or after January 27, 2020.

The name and address of the dealer operator(s) and principal investor(s) of Golf Car Systems Inc. are dealer operator(s): Dave Gillespie, 5325 140th Avenue North, Clearwater, Florida 33760; principal investor(s): Dave Gillespie, 5325 140th Avenue North, Clearwater, Florida 33760.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Maryellen Williams, Textron, Inc., 1451 Marvin Griffin Road, Augusta, Georgia 30906.

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

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

Division of Community Development

**DEO Final Oder No. DEO-19-050**

In re: AMENDMENT TO THE ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, LAND DEVELOPMENT REGULATIONS ADOPTED BY ORDINANCE NO. 19-20

**FINAL ORDER**

**APPROVING ISLAMORADA, VILLAGE OF ISLANDS ORDINANCE NO. 19-20**

The Florida Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to subsection 380.05(6), Florida Statutes, approving land development regulations adopted by Islamorada, Village of Islands, Florida (“Village”) by Ordinance No. 19-20 (“Ordinance”).

**FINDINGS OF FACT**

1. The Florida Keys Area is designated by section 380.0552, Florida Statutes, as an area of critical state concern. The Village is a local government within the Florida Keys Area.
2. The Ordinance was adopted by the Village on September 19, 2019, and rendered to the Department on October 24, 2019.
3. The Ordinance amends Chapter 30, Article V of the Village Code to amend Section 30-692 and Section 30-696 to add Convenience Store with or without Fuel Sales as requiring review as a major conditional use in the Village Center (VC) and Highway Commercial (HC) zoning districts. The Ordinance also clarifies that outdoor storage and display areas on lots not fronting US1 are subject to review as a major conditional use in the HC zoning district.

**CONCLUSIONS OF LAW**

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. § 380.05(6), Fla. Stat.
5. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations amended by the Ordinance are land development regulations.
6. The Ordinance is consistent with the Village’s Comprehensive Plan generally, as required by section 163.3177(1), Florida Statutes, and specifically, Policy 1-1.2.2.3 and Policy 1-4.2.1.
7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent and in compliance with the principles for guiding development for that area. *See* § 380.05(6), Fla. Stat. The

Principles for Guiding Development for the Village are set forth in section 380.0552(7), Florida Statutes.

8. The Ordinance is consistent with the Principles for Guiding Development for the Village as a whole, and specifically furthers the following principles:

(a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.

(d) Ensuring the maximum well-being of the Florida Keys and its citizens through sound economic development.

WHEREFORE, IT IS ORDERED that the Department finds that Ordinance No. 19-20 is consistent with the Village’s Comprehensive Plan and Principles for Guiding Development for the Village and is hereby **APPROVED**.

This Final Order becomes effective 21 days after publication in the *Florida Administrative Register* unless a petition is timely filed as described in the Notice of Administrative Rights below. DONE AND ORDERED in Tallahassee, Florida.

/s/James D. Stansbury, James D. Stansbury, Bureau Chief  
Bureau of Community Planning and Growth, Department of Economic Opportunity

**NOTICE OF ADMINISTRATIVE RIGHTS**

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, BY FILING A PETITION.

A PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF THE DATE OF FILING OF THE FINAL ORDER AS INDICATED ON THE CERTIFICATE OF SERVICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK, DEPARTMENT OF ECONOMIC OPPORTUNITY, OFFICE OF THE GENERAL COUNSEL, 107 EAST MADISON ST., MSC 110, TALLAHASSEE, FLORIDA 32399-4128, FAX (850)921-3230, AGENCY.CLERK@DEO.MYFLORIDA.COM.

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 CALENDAR DAYS OF THE DATE OF THE FILING OF THE FINAL ORDER.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO SUBSECTIONS 28-106.104(2), 28-106.201(2), AND SECTION 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTION 120.569

AND SUBSECTION 120.57(1), FLORIDA STATUTES, OR SECTION 120.569 AND SUBSECTION 120.57(2), FLORIDA STATUTES.

PURSUANT TO SECTION 120.573, FLORIDA STATUTES, AND CHAPTER 28, PART IV, FLORIDA ADMINISTRATIVE CODE, YOU ARE NOTIFIED THAT MEDIATION IS NOT AVAILABLE.

**CERTIFICATE OF FILING AND SERVICE**

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 23rd day of December 2019.

/s/Janay Lovett, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128

**By U.S. Mail:**

Deb Gillis, Mayor, Islamorada, Village of Islands, 86800 Overseas Highway, Islamorada, FL 33036

Kelly S. Toth, Village Clerk, Islamorada, Village of Islands, 86800 Overseas Highway, Islamorada, FL 33036

Ty Harris, Director of Planning, Planning and Development Services, 86800 Overseas Highway, Islamorada, FL 33036

**BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT**

**BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT NOTICE OF RULEMAKING FOR WATER UTILITY RATES**

A public hearing will be conducted by the Babcock Ranch Community Independent Special District (“District”) on January 23, 2020, at 1:00 p.m. at 14750 State Road 31, Punta Gorda, Florida 33982. The public hearing will be a rulemaking hearing and will provide an opportunity for the public to address proposed rules that set fees and charges related to the District’s water utility. The purpose and effect of the proposed rules is to provide for efficient and effective District operations, and to provide sufficient revenues to meet expenses and provide services within the boundaries of the District. Prior notice of rule development for the rulemaking hearing was published in the Florida Administrative Record on December 23, 2019. The proposed rule is as follows:

**POTABLE WATER, SEWER AND IRRIGATION QUALITY WATER UTILITY**

Miscellaneous Fees	
Request for Third Party Meter Testing (up to 1 ½”)	\$74.26
Request for Third Party Meter Testing (2” and above)	Actual Cost (Labor + Material)
	\$34.48

Request for Field Meter Testing (up to 1 1/2")	Actual Cost (Labor + Material)
Request for Field Meter Testing (2" and above)	

Specific legal authority for the rules includes section 120.054, Florida Statutes, and Chapter 2007-306, Laws of Florida, as amended. Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by section 120.541(1), Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice.

A HEARING WILL BE HELD AT THE TIME, DATE, AND PLACE SHOWN BELOW:

TIME AND DATE: January 23, 2020, 1:00 p.m.

PLACE: 14750 State Road 31, Punta Gorda, Florida 33982

The public hearing may be continued to a date, time, and place to be specified on the record at the hearing. If anyone chooses to appeal any decision of the Board with respect to any matter considered at the public hearing, such person will need a record of the proceedings and should accordingly ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which such appeal is to be based. At the hearing, one or more Supervisors may participate in the public hearing by telephone. Any person requiring special accommodations at the hearing because of a disability or physical impairment should contact the District Office at (561)571-0010 at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service at 1(800)955-8770, for aid in contacting the District Office. A copy of the proposed rules may be obtained by contacting the District Manager, Craig Wrathell, at 2300 Glades Road, Suite 410w, Boca Raton, Florida 33431 or by calling (561)571-0010.

Craig Wrathell, Manager

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

INDEX TO RULES FILED BETWEEN  
DECEMBER 16, 2019 AND DECEMBER 20, 2019

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

**Division of Plant Industry**

5B-40.0055	12/19/2019	1/8/2020	45/193	45/231
5B-40.008	12/19/2019	1/8/2020	45/193	

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

12A-19.100	12/17/2019	1/6/2020	45/187	45/223
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**Miscellaneous Tax**

12B-8.001	12/17/2019	1/6/2020	45/187	
12B-8.003	12/17/2019	1/6/2020	45/187	45/223

**COMMISSION ON ETHICS**

34-7.010	12/20/2019	1/9/2020	45/219	
34-7.025	12/20/2019	1/9/2020	45/219	

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

59A-13.010	12/18/2019	1/7/2020	45/188	
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**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of State Technology**

60GG-4.001	12/20/2019	1/9/2020	45/207	
60GG-4.002	12/20/2019	1/9/2020	45/207	
60GG-4.003	12/20/2019	1/9/2020	45/207	
60GG-4.004	12/20/2019	1/9/2020	45/207	45/228
60GG-4.005	12/20/2019	1/9/2020	45/207	45/228

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Architecture and Interior Design**

61G1-17.001	12/17/2019	1/6/2020	45/186	
61G1-17.002	12/17/2019	1/6/2020	45/186	

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-52.003	12/16/2019	1/5/2020	45/173	45/224
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**Prescription Drug Monitoring Program**

64K-1.008	12/18/2019	1/7/2020	45/167	45/217
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**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Unclaimed Property**

69G-20.0025	12/19/2019	1/8/2020	45/209	
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**Finance**

69V-560.702	12/17/2019	1/6/2020	45/145	45/190 45/219
69V-560.703	12/17/2019	1/6/2020	45/145	45/190 45/219
69V-560.704	12/17/2019	1/6/2020	45/145	45/190 45/219

**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

**Division of State Employees' Insurance**

60P-1.003 11/5/2019 \*\*/\*\*/\*\*\*\* 45/191

60P-2.002 11/5/2019 \*\*/\*\*/\*\*\*\* 45/191

60P-2.003 11/5/2019 \*\*/\*\*/\*\*\*\* 45/191

**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.

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