

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-2.0025 Appraisal Management Company Annual
Report

PURPOSE AND EFFECT: The Board proposes the new rule to
define the purpose of the Annual Report

SUBJECT AREA TO BE ADDRESSED: Purpose of Annual
Report

RULEMAKING AUTHORITY: 475.614, 475.621, 475.6235,
FS.

LAW IMPLEMENTED: 475.621, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allison
McDonald, Executive Director, Florida Real Estate Appraisal
Board, 400 West Robinson Street, #N801, Orlando, FL 32801.
THE PRELIMINARY TEXT OF THE PROPOSED RULE
DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM
THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-8.001 Citation Authority

PURPOSE AND EFFECT: The purpose of the amendment is
to add violation.

SUBJECT AREA TO BE ADDRESSED: Add violation

RULEMAKING AUTHORITY: 475.614, FS.

LAW IMPLEMENTED: 455.224, 455.275, 475.622(1),
475.6221(1), 475.624(14), (18), FS.

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

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allison

McDonald, Executive Director, Florida Real Estate Appraisal
Board, 400 West Robinson Street, #N801, Orlando, FL 32801.
THE PRELIMINARY TEXT OF THE PROPOSED RULE
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THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-8.002 Disciplinary Guidelines

PURPOSE AND EFFECT: The purpose of the rule amendment
is to add violation.

SUBJECT AREA TO BE ADDRESSED: Add violation.

RULEMAKING AUTHORITY: 455.2273, 475.614, FS.

LAW IMPLEMENTED: 455.227, 475.622, 475.6221(3),
475.624, 475.626, 475.6245, FS.

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

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allison
McDonald, Executive Director, Florida Real Estate Appraisal
Board, 400 West Robinson Street, #N801, Orlando, FL 32801.
THE PRELIMINARY TEXT OF THE PROPOSED RULE
DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM
THE CONTACT PERSON LISTED ABOVE.

Section II
Proposed Rules

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Electrical Contractors' Licensing Board

RULE NO.: RULE TITLE:
61G6-5.003 Requirements Certification

PURPOSE AND EFFECT: The purpose of the amendment is
to update requirements.

SUMMARY: Update requirements

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 Commission meeting, the Commission, 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: 489.507(3), FS.

LAW IMPLEMENTED: 489.505(2), (12), 489.511(1), 489.521, 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: Ruthanne Christie, Executive Director, Electrical Contractors' Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-0751.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-5.003 Requirements for Certification.

(1) No change.

(2) Every applicant must submit:

~~(a) A comprehensive financial statement reflecting the financial condition of the individual applicant during the previous fiscal year; provided, however, that the statement must have been prepared within 12 months of the date of filing of the application. The financial statement shall include a balance sheet.~~

~~(b) A~~ credit report on the applicant from any recognized credit bureau which includes but is not limited to liens, judgments, suits and bankruptcy obtained from the county, state and federal records. The credit report must be dated within 12 months of the date of filing the application. Reports which are limited to only information that has been obtained from the applicant or past and present employers are not acceptable.

(3) All applicants attempting to demonstrate qualification by experience pursuant to Section 489.511(1)(b)3.a., b., c., F.S., must forward the following to the Board:

(a) A complete list of contracts by the applicant underway at the time of filing, along with a representative list of electrical contracts or alarm contracts, as applicable, completed in the requisite number of years preceding the date of application

pursuant to the applicable part of the statute noted above. The list shall include the description of each job, location, owner, architect or engineer, and general contractor. If the applicant has been employed by a Florida Certified Electrical, Alarm or Specialty contractor for the requisite number of years preceding the date of application, he/she may have that licensee verify that he/she meets the requirements pursuant to the applicable part of the statute noted above on a form prescribed by the Department in lieu of providing a list of contracts. If the applicant is applying for the Certified Alarm Contractor I license and has a National Institute for Certification in Engineering Technologies (NICET) Level III certification or higher, he or she may provide proof of the current NICET certification in lieu of providing a list of contracts.

(b) No change.

(4) A credit report on the qualifying agent from any recognized credit bureau which includes but is not limited to liens, judgments, suits and bankruptcy obtained from county, state and federal records. The credit report must be dated within twelve (12) months of the date of filing the application. Reports which are limited to only information that has been obtained from the qualifying agent or past and present employers are not acceptable.

Rulemaking Authority 489.507(3) FS. Law Implemented 489.505(2), (12), 489.511(1), 489.521 FS. History—New 1-2-80, Amended 4-17-80, 10-4-84, Formerly 21GG-5.03, Amended 12-24-87, 7-9-89, 3-13-90, 11-26-90, 7-8-91, Formerly 21GG-5.003, Amended 3-20-94, 11-30-94, 7-13-95, 1-18-96, 9-22-97, 10-1-03, 12-6-10, 7-17-11, 2-8-12,

NAME OF PERSON ORIGINATING PROPOSED RULE:

Electrical Contractors' Licensing Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Electrical Contractors' Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 22, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 18, 2019

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: RULE TITLE:

61G6-6.005 Reexamination

PURPOSE AND EFFECT: The purpose of the amendment is to update reexamination requirements.

SUMMARY: Update requirements.

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 Commission meeting, the Commission, 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: 455.217(2), 489.507(3), 489.511(2), FS.

LAW IMPLEMENTED: 455.217(2), 489.511(2), 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: Ruthanne Christie, Executive Director, Electrical Contractors' Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-0751.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G6-6.005 Reexamination.

(1) An applicant who fails the Technical/Safety certification examination shall be entitled to take the next examination upon payment of the reexamination fee and compliance with subsection (2) of this rule, if applicable. The Business Computer-Based Test may be taken up to three (3) times after the candidate is initially approved to sit for the examination. ~~The Technical/Safety examination portion may be taken up to three (3) times after the candidate is initially approved to sit for the examination.~~ A retake exam application must be submitted to the Department for each attempt of the Technical/Safety portion of the examination. However, a retake exam application shall not be required to be submitted for each retake of the Computer Based Test and there shall be a 21 day waiting period between retakes of the Business Computer-Based Test.

~~(2) Prior to reexamination, an applicant who has taken and failed the certification examination portions 3 or more times, must complete a minimum of 7 hours of continuing education courses in area(s), technical, general business or safety, where~~

~~a passing grade of 75% was not achieved on the last exam portions. Only courses taken in an area(s) in which a passing grade was not received will be counted toward meeting this requirement. If more than one area was not passed, the applicant must take 7 hours of courses in each area where a passing grade was not achieved. Courses taken pursuant to this provision may not be used to satisfy any other educational requirement.~~

Rulemaking Authority 455.217(2), 489.507(3), 489.511(2) FS. Law Implemented 455.217(2), 489.511(2) FS. History—New 4-17-80, Formerly 21GG-6.05, Amended 7-3-91, Formerly 21GG-6.005, Amended 12-24-97, 9-21-00, 1-23-05, 11-21-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Electrical Contractors' Licensing Board

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Electrical Contractors' Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: March 22, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: April 18, 2019

DEPARTMENT OF HEALTH

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

RULE NO.: RULE TITLE:

64B4-3.003 Examination for Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment to update a licensure examination that will be accepted for licensure by endorsement for mental health counselors.

SUMMARY: The rule will add a licensure examination that will be accepted for licensure by endorsement for mental health counselors.

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: 456.017, 491.004(5) FS.

LAW IMPLEMENTED: 456.017, 491.005 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: Janet Hartman, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin # C04, Tallahassee, Florida 32399-3254.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B4-3.003 Examination for Licensure.

- (1) No change.
- (2) Theory and practice.
 - (a) No change.

(b) Mental health counselors. The National Clinical Mental Health Counseling Examination (NCMHCE), shall be a clinical simulation examination developed by the National Board for Certified Counselors (NBCC). All options are given a weight based upon the level of appropriateness for good client care. The minimum pass level shall be the recommended cut-off score provided by the NBCC and established according to a content-based modified Angoff procedure Applicants for licensure by endorsement may use the National Counselor Examination for Licensure and Certification (NCE) if the exam was taken prior to the year 2000.

- (c) No change.

Rulemaking Authority 456.017, 491.004(5) FS. Law Implemented 456.017, 491.005 FS. History—New 3-21-90, Amended 7-31-91, 3-10-92, 6-1-92, 1-27-93, Formerly 21CC-3.003, Amended 3-14-94, 7-20-94, Formerly 61F4-3.003, Amended 12-22-94, 9-18-95, 11-13-96, 6-1-97, Formerly 59P-3.003, Amended 8-8-99, 1-11-00, 7-2-00, 8-24-00, 10-15-02, 7-8-03, 6-7-10, 8-30-15,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 7, 2019

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: 64B10-15.001
 RULE TITLE: Continuing Education for Licensure Renewal

PURPOSE AND EFFECT: The rule amendment will delete unnecessary language and add new language to update and clarify continuing education for licensure renewal.

SUMMARY: Update rule language regarding continuing education for licensure renewal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013(6), (7), 468.1685(1), 468.1715(3) FS.

LAW IMPLEMENTED: 456.013, 468.1715(3) 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 Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, Anthony.Spivey@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B10-15.001 Continuing Education for Licensure Renewal.

(1) through (4) No change.

(5) Any licensee who acts as a preceptor for an Administrator-in-Training (AIT) and completes such preceptorship within any biennium shall be allowed ten (10) contact hours of continuing education credit for precepting one (1) AIT or fifteen (15) contact hours of continuing education credit for precepting two (2) AITs within that same biennium, not to exceed a total of 15 contact hours per biennium if combined with continuing education credits earned pursuant to subsection (6) of this rule.

(6) Any licensee who acts as a preceptor for an internship as described in subparagraph 64B10-11.002(2)(a)1. and completes such preceptorship within any biennium shall be allowed five (5) contact hours of continuing education credit per internship, not to exceed 10 contact hours per for that biennium, and not exceed a total of 15 contact hours per biennium if combined with continuing education credits earned pursuant to subsection (5) of this rule.

(7) through (12) No change.

Rulemaking Authority 456.013(6), (7), 468.1685(1), 468.1715(3) FS. Law Implemented 456.013, 468.1715(3) FS. History—New 12-11-80, Amended 2-20-83, 5-2-84, Formerly 21Z-15.01, Amended 12-31-86, 2-26-89, 11-19-91, Formerly 21Z-15.001, 61G12-15.001, Amended 9-4-96, 10-20-96, 7-21-97, Formerly 59T-15.001, Amended 5-15-00, 11-4-02, 5-7-06, 4-8-07, 10-24-07, 10-11-10, 8-8-13, 2-10-14, 1-31-16, 10-3-16, 11-21-18,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Nursing Home Administrators

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Nursing Home Administrators

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: April 5, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: April 24, 2019

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF CHILDREN AND FAMILIES

Agency for Persons with Disabilities

RULE NOS.: RULE TITLES:

65G-7.001	Definitions
65G-7.002	Authorization for Medication Administration and Informed Consent
65G-7.0025	Self-Administration of Medication without Supervision
65G-7.003	Medication Administration Trainer Requirements
65G-7.0033	Medication Administration Training Course Curriculum Requirements
65G-7.0035	Validation Trainer Requirements
65G-7.004	Medication Assistance Provider Training and Validation Requirements
65G-7.005	Medication Administration Procedures
65G-7.006	Medication Errors
65G-7.007	Storage Requirements
65G-7.008	Documentation and Record Keeping
65G-7.009	Off-site Medication Administration

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 44 No. 245, December 19, 2018 issue of the Florida Administrative Register.

The Notice of Proposed Rulemaking indicated that the Notice of Proposed Rule Development was published on September 25, 2018. However, the Notice of Proposed Rule Development was published on October 9, 2018.

DEPARTMENT OF CHILDREN AND FAMILIES

Agency for Persons with Disabilities

RULE NOS.:	RULE TITLES:
65G-7.001	Definitions
65G-7.002	Authorization for Medication Administration and Informed Consent
65G-7.0025	Self-Administration of Medication without Supervision
65G-7.003	Medication Administration Trainer Requirements
65G-7.0033	Medication Administration Training Course Curriculum Requirements
65G-7.0035	Validation Trainer Requirements
65G-7.004	Medication Assistance Provider Training and Validation Requirements
65G-7.005	Medication Administration Procedures
65G-7.006	Medication Errors
65G-7.007	Storage Requirements
65G-7.008	Documentation and Record Keeping
65G-7.009	Off-site Medication Administration

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 44 No. 245, December 19, 2018 issue of the Florida Administrative Register.

65G-7.001 Definitions.

The terms and phrases used in this chapter shall have the meanings defined below:

(1) through (33) No change.

(34) “Self-administration of medication without supervision” means that the client is capable of self-administering his or her s-their own medications without any supervision, monitoring, verbal prompting, physical assistance, or cuing from staff.

(35) “State Office” is the Agency’s headquarters, situated at 4030 Esplanade Way, Suite 380, Tallahassee, FL 32399-0959; main telephone number (850) 488-4257.

(36) “Supervised self-administered medication” means direct, face-to-face observation of a client during the client’s self-administration of medication and includes instruction or other assistance necessary to ensure correct self-administration of the medication.

(37)(36) “Supported living” means the provision of supports necessary for an adult who has a developmental disability to establish, live in, and maintain his or her own household in the community.

(38)(37) “Unlicensed” means, for purposes of this rule, any direct service provider not licensed, authorized, certified, or otherwise permitted by Florida law to administer medication or to supervise a client’s self-administration of medication.

(39)(38) “Validation” means a MAP or MAP applicant’s on-site demonstration of competency in administering or supervising self-administration of medication(s) to a client, certified by a Validation Trainer following the direct service provider’s successful completion of an Agency-provided medication administration training course, or successful annual completion of an Agency provided in-service on medication error prevention and medication administration.

(40)(39) “Validation Trainer” means a practitioner who is licensed or authorized to practice nursing by the State of Florida pursuant to Chapter 464, F.S., or who is licensed or authorized to practice medicine by the State of Florida pursuant to Chapter 458 or 459, F.S., and who obtains Agency approval to validate MAPs or MAP applicants in Medication Administration or Prescribed Enteral Formula Administration, pursuant to Rule 65G-7.0035, F.A.C.

(41)(40) “Validation by simulation” means the in-person, one-on-one imitation by a MAP or MAP applicant of the actual process utilized when administering medication or supervising the self-administration of medication by a particular route, which must occur as part of the required Medication Administration Training Course.

(42)(41) “Waiver Support Coordinator” or “WSC” means a Support Coordinator as defined in s. 393.063(41), F.S. Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History—New 3-30-08, Amended _____.

65G-7.002 Authorization for Medication Administration and Informed Consent Requirement.

(1) An Agency client’s need for assistance with medication administration or ability to self-administer medication without supervision must be documented by the client’s physician, PA, or APRN on an “Authorization for Medication Administration,” APD Form 65G-7.002 A, effective April 2019~~December 2018~~, incorporated here by reference, which may be obtained at _____.

(a) through (b) No change.

(2) No change.

(3) A MAP shall ~~will~~ limit his or her assistance to the minimum necessary to ensure proper administration or supervised self-administration of the medication while preserving the client’s independence.

(4) The requirements of this Chapter do not apply to the following:

(a) Health care practitioners whose professional licenses include administration of medication, except all health care practitioners who provide medication assistance to Agency clients must ensure the medication administration related documentation requirements attached to Agency clients are maintained pursuant to this Chapter to ensure the safety and welfare of the clients. This includes the use of the following

forms in cases where the client is served by both MAPs and licensed health care practitioners:

1. The Authorization for Medication Administration, pursuant to subsection (1);
2. A medication administration record to document any medications given as instructed in Rule 65G-7.008, F.A.C. The health care practitioner may utilize the Medication Administration Record Form, APD Form 65G-7.008 A ~~65G7-008~~, as adopted in Rule 65G-7.008, F.A.C.;
3. The Off-Site Medication Form, APD Form 65G-7.009 A, as adopted in Rule 65G-7.009, F.A.C.;
4. The Medication Destruction Record, APD Form 65G-7.007 A ~~form APD-65G7-06~~, as adopted in Rule 65G-7.007, F.A.C.;
5. The Medication Error Report, APD Form 65G-7.006 A ~~form APD-65G7-05~~, as adopted in Rule 65G-7.006, F.A.C.;
6. The Controlled Medication Count Form, APD Form 65G-7.007 B ~~APD-Form-65G7-007~~, adopted in Rule 65G-7.007, F.A.C.;

(b) Client family members or friends who provide medication assistance without compensation, as permitted by Section 464.022(1), F.S.;

(c) Providers employed by or under contract with State Medicaid intermediate care facilities for the developmentally disabled, regulated through Chapter 400, Part VIII, F.S., providers employed by or under contract with licensed home health agencies regulated (except as referenced in (a), above) under Chapter 400, Part III, hospices (except as referenced in (a), above) regulated under Chapter 400, Part IV, health care service pools (except as referenced in (a), above) regulated through Chapter 400, Part IX, F.S., or providers employed by or under contract with assisted living facilities regulated through Chapter 429, Part I, F.S.; and

(d) Clients authorized to self-administer medication without assistance or supervision as described in Rule 7.0025, F.A.C., except as pertains to storage of medications as outlined in Rule 65G-7.007, F.A.C.

Rulemaking Authority 393.501, 393.506 FS. Law Implemented 393.506 FS. History–New 3-30-08, Amended,_____.

Subsection (1) of this rule adopts and incorporates the Authorization for Medication Administration, APD Form 65G-7.002 A. This form has been amended to remove the phrase “by a validated medication assistance provider or licensed healthcare professional” throughout the document. The form is also amended to add “for which the client is fully capable of self-administration without supervision (specify route)” to clarify instances where a client may self-administer medications without assistance. In addition, the form effective date in the footer has been updated.

65G-7.0025 Self-Administration of Medication Without Supervision

A client who is authorized by his or her health care practitioner to self-administer medication without the supervision of a MAP or a licensed or authorized nurse, as set forth in the Authorization for Medication Administration Form, APD Form 65G-7.002 A, adopted in Rule 65G-7.002, F.A.C., may do so. Any provider who helps the client may do so by making the medication available and reminding the client to take his or her own medications at appropriate times. This does not negate the requirement that the client be capable of self-administering his or her own medications without any supervision, monitoring, verbal prompting, physical assistance, or cuing from staff. Medications for the self-administering client may be stored pursuant to Rule 65G-7.007, F.A.C., and the entire container of medications provided to the client at the appropriate time(s), without further assistance. A pill organizer (also known as “pill minder” or “pill box”) may be utilized by a client who self-administers without supervision; however the client must fill the pill organizer without any supervision, monitoring, verbal prompting, physical assistance, or cuing from staff. MAPs may not transfer the medications from the original container to any other container.

Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History–New_____.

65G-7.003 Medication Administration Trainer Requirements.

- (1) through (3) No change.
- (4) Approved Trainers shall:
 - (a) No change.
 - (b) Utilize standard course curriculum provided by the Agency for all medication administration training and prescribed enteral formula administration training, with the exception of providers utilizing previously approved web-based curriculums as of July 1, 2018. Such web-based providers may continue to utilize those web-based courses, so long as the curriculum continues to meet curriculum standards as set forth in Rule 65G-7.0033, F.A.C. Otherwise, the Agency-provided curriculums are the only course curriculums that may be utilized for training MAP applicants. Failure to teach the curriculum to the Agency standards and requirements as set forth in Rule 65G-7.0033, F.A.C. shall subject the trainer’s approval to disciplinary action, including ~~and up to~~ revocation of approval;
 - (c) through (g) No change.

(h) Maintain a copy of a training roster for each course provided, including a list of attendees, and a list of attendees who successfully completed the course, beginning on July 1, 2019. These documents must be maintained for at least two years.

(5) All Trainers must attend:

(a) An Initial Training providing an overview of Chapter 65G-7, F.A.C., provided by a Regional Office MCM before the application to provide medication administration training is approved. Locations and information on how to attend this training can be obtained from the Regional Office. Contact information for each Regional Office may be found at www.apdcares.org/locations;

(b) An Annual Update Training course provided by a Regional Office MCM, which is due no later than December 31st ~~June 30th~~ of each year. Trainers approved within 6 months prior to December 31st ~~June 30th~~ may forego taking the annual update until the year following the year the Trainer is initially approved.

(6) through (7) No change.

(8) The Agency shall ~~may~~ deny a Trainer's application for failure to comply with the application or eligibility requirements or for any of the following:

(a) through (d) No change.

(9) Failure to comply with Chapter 393.506, F.S., or any provision of Chapter 65G-7, F.A.C., shall subject the Trainer's approval to disciplinary action, including use of a corrective action plan, suspension, or revocation of the Trainer's approval. If revoked, the Trainer shall ~~may~~ not subsequently be approved to provide medication administration training or prescribed enteral formula administration training. The Agency may take action against a Trainer's approval if the Trainer fails to comply with Chapter 393.506, F.S., or Chapter 65G-7, F.A.C., including any of the following actions or omissions:

(a) through (p) No change.

(10) Training Certificates:

(a) No change.

(b) Certificate Requirements for MAP Applicants:

1. Upon successful completion of the Basic Medication Administration examination, the Trainer shall issue the examinee a completed Certificate of Completion for Basic Medication Administration Training, APD Form 65G-7.003 B, effective December 2018, adopted and incorporated herein, which may be obtained at _____. The Certificate shall contain the name of the Trainer, the Agency-assigned Trainer Number, date(s) of course administration, name of the examinee, and the signature of the Trainer. Upon successful completion of the validation by simulation and the course exam, the Trainer shall issue the examinee a partially completed Basic Medication Administration Validation Certificate, APD Form 65G-7.003 C, effective April 2019 ~~December 2018~~, adopted and incorporated herein, which may be obtained at _____. This Validation Certificate Form shall reflect the examinee's successful completion of the validation by simulation only and may not be issued prior to the successful completion of the exam.

2. Upon successful completion of the Prescribed Enteral Formula Medication Administration examination, the Trainers shall issue the examinee a completed Prescribed Enteral Formula Administration Certificate of Completion, APD Form 65G-7.003 DC, effective April 2019 ~~December 2018~~, adopted and incorporated herein, which may be obtained at _____.

3. The Certificate(s) shall contain the following:

- a. Trainer's name and Trainer Number;
- b. Trainer's nursing license number and date of expiration
- c. Date(s) of course;
- d. Name of the student; and
- e. Signature of Trainer.

4. Trainers shall not substitute a different form for the certificate forms listed in paragraph (10)(b).

Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History--New 3-30-08, Amended _____.

Subparagraph (10)(b)1. of this rule adopts and incorporates the Basic Medication Administration Validation Certificate, APD Form 65G-7.003 C. This form has been amended to add the "Primary Route Validation Trainer must validate these skills:" above the box where the skills are listed. The form effective date has also been corrected.

Also, subparagraph (10)(b)2. of this rule adopts and incorporates the Prescribed Enteral Formula Administration Certificate of Completion, APD Form 65G-7.003 C. This form number has been amended to 65G-7.003 D. The form effective date has also been corrected.

65G-7.0033 Medication Administration Training Course Curriculum Requirements

(1) No change.

(2) Basic Medication Administration course curriculum requirements:

(a) through (b) No change.

(c) Web-Based course curriculum requirements: Basic Medication Administration Trainers may provide the Agency course via web-based distance learning if the course complies with the following curriculum requirements in addition to the requirements provided for in subparagraphs (2)(a) and (2)(b):

1. The course taught must:

a. Demonstrate:

- i. Interactivity between the student and course provider within 24 hours;
- ii. How interactivity promotes student involvement, and
- iii. That the course measures learning and addresses comprehension of content at regular intervals;

b. Monitor student enrollment, participation, and course completion;

c. Provide for in-person simulation of routes as indicated in 65G-7.004, F.A.C.;

d. Be able to satisfactorily demonstrate that stated course hours (minimum of 6) are consistent with the actual course hours spent by the student to complete the course;

e. Assure qualified instructors will be available to answer questions and provide students with necessary support during the course; and

f. Require that the student complete a statement at the end of the course indicating that he or she personally completed each module/session of instruction.

2. A Trainer may make ~~minor~~ changes to the format but not the content of the Agency-provided curriculum or exams that are provided with the Agency curriculum when developing a web-based course, so long as the changes have been approved by the Agency;

3. To meet the requirements for competency in otic, transdermal, and topical medication simulation set forth in s. 393.506(2)(a), F.S., the Validation Trainer may supervise the simulation for the completion of the initial training under written instruction from the Medication Administration Course Trainer for web-based courses only.

(3) No change.

Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History—New _____.

65G-7.0035 Validation Trainer Requirements

(1) through (6) No change.

(7) The Agency shall ~~may~~ deny a Validation Trainer’s application for failure to comply with application or qualification requirements or for any of the following:

(a) through (d) No change.

(8) Failure to comply with Section 393.506, F.S., or any provision of Chapter 65G-7, F.A.C., shall subject the Validation Trainer’s approval to disciplinary action, including use of a corrective action plan, suspension, or revocation of the Validation Trainer’s approval. If revoked, the Validation Trainer shall ~~may~~ not subsequently be approved to provide validation training. The Agency shall ~~may~~ take action against a Validation Trainer’s approval for any of the following actions or omissions:

(a) through (j) No change.

(9) Training Certifications:

(a) Certificate Requirements for Validation Trainers: Upon successful completion of the initial overview, the Agency shall issue the Validation Trainer a completed Certificate of Completion. Validation Trainers who have successfully completed the initial overview must maintain the original Certificate indicating successful completion and provide it to the Agency upon request.

(b) Certificate Requirements for MAP Applicants:

1. Upon successful completion of the on-site validation, the Validation Trainers shall complete the Basic Medication Administration Validation Certificate, APD Form 65G-7.003 C ~~65G-7.003 B~~, effective April 2019 ~~December 2018~~, as adopted and incorporated in Rule 65G-7.003, F.A.C.

2. Upon successful completion of the on-site validation completed during the Prescribed Enteral Formula Administration validation, the Validation Trainers shall issue the examinee a completed Prescribed Enteral Formula Administration Validation Certificate, APD Form 65G-7.0035 B, effective December 2018, adopted and incorporated herein, which may be obtained at _____.

3. The Certificate(s) shall contain the following:

a. Medication Administration Trainer’s name and Trainer Number;

b. Validation Trainer’s name, Trainer Number, and signature;

c. Validation Trainer’s nursing or physician licensing number and date of expiration;

d. Date(s) of validation(s);

e. Name of the student; and

f. All routes validated.

4. Validation Trainers shall not substitute a different form for the certificate forms listed in paragraph (8)(b).

5. If the Validation Trainer provides subsequent validations for a MAP who has previously been validated on other routes, the Validation Trainer shall document the subsequent successful validations on the MAP’s original Validation Certificate, in the space provided.

Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History—New _____.

65G-7.004 Medication Assistance Provider Training and Validation Requirements.

(1)(a) No change.

(b) Unless otherwise authorized by law in the State of Florida, individuals who are not currently recognized by the Agency as a MAP permitted to administer prescribed enteral formulas or supervise the self-administration of prescribed enteral formulas to Agency clients are prohibited from doing so. MAPs or other unlicensed direct service providers administering prescribed enteral formulas who have previous training in the administration of prescribed enteral formula at the time this rule becomes effective shall have until December 31, 2019 ~~180 days from the effective date of the rule~~ to obtain the training and validation required to continue administering prescribed enteral formulas to clients, during which time they may continue to administer prescribed enteral formulas.

(2) through (3) No change.

(4) Validation Requirements:

(a) Any MAP who ~~is has already been successfully validated for otic, transdermal, or topical routes on the effective date of these rules~~ is not required to become revalidated for those three routes, unless the validation for the MAP's primary route lapses. Any MAP who is validated holds a current validation for administration routes other than otic, transdermal, or topical routes, may obtain validation for these three routes via on-site validation from the Validation Trainer by either simulation or with an actual client using the client's medication.

(b) through (e) No change.

(5) Successful assessment and validation require that the applicant demonstrate his or her capability to correctly administer medication and supervise the self-administration of medications in a safe and sanitary manner in an on-site client-setting using the client's prescribed medications, except for the simulated routes, which include otic, transdermal, and topical administration routes.

(a) Validation for Basic Medication Administration includes a demonstration of the following proficiencies:

1. The ability to comprehend and follow medication instructions on a prescription label, physician's order, and properly complete a MAR form;

2. The ability to administer medication by oral, transdermal, ophthalmic, otic, rectal, enteral, inhaled, or topical administration routes;

3. The ability to obtain pertinent medication information, including the purpose of the medication, its common side effects, and symptoms of adverse reactions to the medication, either from the package insert that comes from the pharmacy, or other professionally recognized medication resource, and to maintaining this information for easy access and future reference;

4. The ability to write legibly, convey accurate information, and communicate with Agency staff and other health care providers through the applicant's writings in a manner that ensures the health, safety, and well-being of the clients;

5. The ability to comply with medication administration record-keeping requirements;

6. The ability to communicate in a manner that permits health care providers and emergency responders to adequately and quickly respond to emergencies,

7. Knowledge of the proper storage and handling of medications;

8. Knowledge of proper disposal of expired or unused medications;

9. Knowledge of special requirements relating to storage and disposal of controlled medications;

10. Knowledge of requirements for obtaining authorizations for medication administration assistance, authorization for self-administration of medication without

supervision, and informed consent for medication administration assistance; and

11. Adequate Training on the correct positioning and use of any adaptive equipment or use of special techniques required for the proper administration of medication.

(b) Validation for Prescribed Enteral Formula Administration includes a demonstration of the following proficiencies:

1. The ability to comprehend and follow prescribed enteral formula instructions on a physician's order and properly complete a MAR form;

2. The ability to administer prescribed enteral formula by the enteral administration route;

3. The ability to write legibly, convey accurate information, and comply with medication administration record-keeping requirements;

4. The ability to communicate in a manner that permits health care providers and emergency responders to adequately and quickly respond to emergencies;

5. Knowledge of the proper storage and handling of prescribed enteral formulas;

6. Adequate training on the correct positioning and use of any adaptive equipment or use of special techniques required for the proper administration of prescribed enteral formulas.

(c) Subsequent validations for additional routes may be completed by the MAP following his or her initial validation(s). If the MAP obtains a subsequent validation, he or she must ensure that the Validation Trainer documents the subsequent validation(s) on the MAP's original Validation Certificate, in the space provided.

(6) To maintain his or her ability to administer or supervise the self-administration of medication, a MAP must attend an Update Training Course and be revalidated annually, subject to the following qualifications:

(a) Update Training Course (referred to as Annual Inservice Training in s. 393.506, F.S.):

1. MAPs that administer or supervise self-administration of medications must attend an annual update training course in Basic Medication Administration provided by the Agency, prior to the expiration of their current validation. Upon successful completion of the Basic Medication Administration annual update, the MAP shall receive a Certificate of Completion for Basic Medication Administration Annual Update, APD Form 65G-7.004 A, effective December 2018, adopted and incorporated herein, which may be obtained at _____.

2. MAPs that administer or supervise self-administration of prescribed enteral formulas must attend an annual update training course in Prescribed Enteral Formula Administration provided by the Agency prior to their re-validation. This course is required in addition to the Basic Medication Administration

annual update training course. Upon successful completion of the Prescribed Enteral Formula Administration annual update, the MAP shall receive a Certificate of Completion for Prescribed Enteral Formula Administration Annual Update, APD Form 65G-7.004 B, effective December 2018, adopted and incorporated herein, which may be obtained at _____.

3. MAPs who are required to re-validate on or before October 15, 2019 ~~within the first 60 days following the effective date of this rule~~ are permitted to complete the re-validation without completing the Update Training Course prior to re-validation.

(b) Re-Validation Requirements:

1. Effective and Expiration Dates:

a. Primary routes

i. The effective date of a MAP's primary route validation is the date that the MAP successfully completed the initial validation for that route.

ii. The expiration date for his or her primary route validation is based on the date of his or her initial validation received for a primary route of medication administration. The validation for the primary route of medication administration expires annually on the anniversary date of his or her initial effective date.

b. All other routes, except otic, transdermal, and topical routes

i. The effective date of a MAP's non-primary route(s), except otic, transdermal, and topical routes, is the date of the most recent validation for that specific route, regardless of when the MAP successfully completed the initial validation for that specific route.

ii. The expiration date for a MAP's non-primary route(s), except otic, transdermal, and topical routes, is one year from the date of the most recent validation.

c. Otic, Transdermal, and Topical Routes

i. The effective date of a MAP's otic, transdermal, and topical routes is the date that the MAP successfully completed the initial validation by simulation or with an actual client.

ii. Otic, transdermal, and topical routes do not expire.

2. through 7. No change.

(7) A MAP may only assist in the administration of medication through an administration route for which the MAP holds a current, active validation.

(a) When a client is prescribed a medication requiring an administration route for which the MAP has not yet been validated or for which his or her validation has expired, the MAP must obtain a validation for that specific administration route before administering the medication to the client via that route.

(b) ~~Temporary Emergency~~ Validation

1. When a client is prescribed a medication requiring an administration route for which the MAP has not been validated, the MAP may obtain a temporary ~~an emergency~~ validation for only that specific administration route and only that specific client from any individual licensed or authorized to practice nursing in the State of Florida pursuant to Ch. 464, F.S., or licensed to practice medicine as a physician in the State of Florida pursuant to Chs. 458 or 459, F.S., if:

a. The prescribed medication is necessary to ensure the health and safety of the client;

b. The MAP or the MAP's supervisor attempts and is unable to contact a MAP who is able to administer the medication at the appropriate dosage times and who is validated for the specific administrative route;

c. The MAP obtains a validation in that administration route from an Agency-approved Validation Trainer as soon as possible within 30 days of the date the temporary emergency validation was signed by the medical professional;

d. The nurse or physician documents the validation either utilizing Temporary Emergency Validation Form, Form 65G-7.004 C, effective April 2019 ~~December 2018~~, adopted and incorporated herein, which may be obtained at _____, or utilizing a document with the nurse or physician's letterhead on it indicating:

i. That the nurse or physician validated the MAP;

ii. The date of validation;

iii. The route of administration validated;

iv. The length of time the validation is necessary in order to ensure the client obtains the medication as prescribed and to provide time for the MAP to either obtain a validation from an Agency-approved Validation Trainer or locate a MAP who is validated in the appropriate administration route to provide the medication. Under no circumstances shall a Temporary ~~an Emergency~~ Validation last longer than 30 days from the date of validation.

2. If the doctor or nurse utilizes a form with the nurse or physician's letterhead on it rather than the Temporary Emergency Validation Form, the document utilized to record the Temporary Emergency Validation must be attached to the Temporary Emergency Validation Form. Completed Temporary Emergency Validation forms must be maintained by the MAP and his or her employer and be available to the Agency for review upon request.

3. A Temporary ~~An Emergency~~ Validation can only be obtained for the following routes:

a. Oral;

b. Enteral, except for prescribed enteral formulas;

c. Transdermal;

- d. Ophthalmic;
- e. Otic;
- f. Rectal;
- g. Inhaled; and
- h. Topical.

(c) No change.
 (8) through (10) No change.

Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History—New 3-30-08, Amended _____.

Sub-subparagraph (7)(b)1.d. of this rule adopts and incorporates the Emergency Validation Form, APD Form 65G-7.004 C. This form has been retitled the “Temporary Validation Form.” The form effective date has also been corrected.

65G-7.005 Medication Administration Procedures.

(1) through (10) No change.

(11) If a MAP violates any provision of s. 393.506, F.S., or this Chapter, the Agency shall ~~may~~:

- (a) Prohibit the MAP from providing medication administration services to clients of the Agency;
- (b) Request the MAP:

1. Successfully complete the Basic Medication Administration Course and corresponding validation;
2. Successfully complete the Prescribed Enteral Formula Administration Course and corresponding validation;
3. Participate in and successfully complete a corrective action plan; and
4. Comply with remediation requests.

(12) If a MAP or licensed health care practitioner violates any provision of s. 393.506, F.S., or this Chapter within an Agency-licensed residential facility, the Agency shall ~~may~~ take such actions as set forth in Chapter 65G-2, F.A.C. against the residential facility where the MAP or licensed health care practitioner is providing services as is necessary to ensure the health, safety, and welfare of the Agency’s clients and third parties.

~~(13)~~ Any person, including licensed health care practitioners, who in good faith renders emergency care or treatment in violation of this chapter, either in direct response to emergency situations related to and arising out of a public health emergency declared pursuant to s. 381.00315, F.S., a state of emergency which has been declared pursuant to s. 252.36, F.S., or at the scene of an emergency outside of a hospital, doctor’s office, or other place having proper medical equipment, without objection of the injured victim or victims, shall not be held responsible for the administrative violation as

a result of such care or treatment where the person acts as an ordinary reasonably prudent person would have acted under the same or similar circumstances.

Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History—New 3-30-08, Amended _____.

65G-7.006 Medication Errors.

(1) No change.

(2) Immediately following an error as listed in subsection (1), the MAP, licensed health care practitioner, or facility administrator must take the following steps:

(a) Notify supervisory personnel;

(b) In the case of administration of a wrong medication, a wrong dosage, or the provision of medication to the wrong client, immediately notify the client’s health care practitioner, observe the client closely for a minimum period of 60 minutes after the medication was administered or self-administration was supervised, or for as long as directed by the health care practitioner, and immediately report any observed changes in the client’s condition to the prescribing health care practitioner, and call 911 to request emergency services if the client exhibits respiratory difficulty or other potentially life-threatening symptoms;

(c) For all errors listed in subsection (1), with the exception of paragraphs e, f, g, h, and j, notify the client’s prescribing health care practitioner of the error, and if there is no licensed health care professional present, request that the practitioner prepare and electronically transmit via fax or secure email a medication directive addressing the error to the client’s home, facility, or pharmacy, and document the client’s health care practitioner’s response or lack of response; and

(d) Fully document all observations and contacts made regarding a medication error in a “Medication Error Report,” APD Form 65G-7.006 A, effective ~~December 2018~~ April 2019, incorporated herein by reference, which may be obtained at _____. The MAP or licensed health care practitioner shall place a copy of the Report in the client’s file. It is permissible to use an alternate Medication Error Report form generated by an electronic system, provided that the alternate electronic form collects all the information required and collected on the Agency form.

(3) through (5) No change.

(6) If an Agency MCM determines that the medication error justifies corrective action, ~~including, but not limited to additional training,~~ the Regional Office will notify the MAP, licensed health care practitioner, or his or her supervisor in writing of the necessary corrective action plan, including a

specific and reasonable timeframe for completion of the corrective action plan. If the MAP or licensed health care practitioner fails to comply with the corrective action plan, the Agency may take action against:

- (a) The MAP’s validation, including ~~and up to~~ prohibiting the MAP from providing medication administration services; or
 - (b) The provider’s residential facility license, and
 - (c) The provider’s Medicaid Waiver Services Agreement.
- Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History—New 3-30-08, Amended _____.

Paragraph (2)(d) of this rule adopts and incorporates the Medication Error Report, APD Form 65G-7.006 A. This form has been amended to add a box for Legal representative refused medication for client in the Type of Medication Error Involved box at the bottom of page 1. The form’s effective date has also been corrected.

65G-7.007 Storage Requirements.

(1) MAPs and licensed health care practitioners must observe the following medication storage requirements:

- (a) No change.
- (b) Destroy any prescription medication that has expired per the pharmacist’s label or the label provided by the manufacturer on OTC medications, or is no longer prescribed and document the medication disposal on a “Medication Destruction Record,” APD Form 65G-7.007 A, effective April 2019 ~~December 2018~~, incorporated herein by reference, which may be obtained at _____. The MAP or licensed health care practitioner must sign the Record before a third-party witness;

(2) through (4) No change.

(5) Controlled medication storage requires the following additional safeguards:

- (a) The controlled medications must be stored separately from other prescription and OTC medications in a locked container within a locked enclosure.
- (b) For facilities operating in shifts, a MAP or licensed health care practitioner must perform controlled medication counts for each incoming and outgoing personnel shift, as follows:
 1. The medication count must be performed by a MAP or licensed health care practitioner and witnessed by another MAP or licensed health care practitioner,
 2. Both providers must verify count accuracy by documenting the amount of medication present and comparing that amount to both the previous count and number of doses administered between counts,

3. The providers must record the medication count on a “Controlled Medication Form.” ~~The Agency provides two versions of the form, one with dates provided, and one where the providers may fill in the dates manually. The dated version of the Controlled Medication Count Form, APD Form 65G-7.007 B1, effective April 2019 ~~December 2018~~, incorporated herein, may be obtained at _____. The undated version of the Controlled Medication form, APD Form 65G-7.007 B2, effective December 2018, incorporated herein, may be obtained at _____.~~ The MAP or licensed health care practitioner must sign and date the form verifying the count; and

4. Immediately document and report any medication discrepancies to the facility supervisor.

(c) For facilities with only one MAP or licensed health care practitioner per shift, the MAP or licensed health care practitioner must conduct, document, and sign a daily medication count on the Controlled Medication Form; and

(d) For facilities with no shifts, the MAP or licensed health care practitioner who is responsible for medication administration must conduct, document, and sign a controlled medication count at least once each day on the Controlled Medication Form, using the same counting and documentation technique described in subparagraph ~~(5)(c)(4)(e)~~.

Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History—New 3-30-08, Amended _____.

Paragraph (1)(b) of this rule adopts and incorporates the Medication Destruction Record, APD Form 65G-7.007 A. This form has been amended to provide that each form is client specific, providing a place for the client’s name at the top of the page, and removing a column for client names to be added.

Also, subparagraph (5)(b)3. Of this rule adopts and incorporates the dated version of the Controlled Medication Form, APD Form 65G-7.007 B1 and the undated version of the Controlled Medication Form, APD Form 65G-7.007 B2. The undated version, APD Form 65G-7.007 B1, has been substantively rewritten and restructured to include a count down form and accountability form, in one version rather than in two. The new form does not provide separate columns for individual shifts to document the medication counts. The title has been changed to Controlled Medication Count Form and the form number has been changed to 65F-7.007 B.

The dated version of the Controlled Medication Form, APD Form 65G-7.007 B2 has been removed from the language and is no longer being incorporated by reference.

In addition, the form numbers and effective date in the footers of the forms have been updated.

65G-7.008 Documentation and Record Keeping.

(1) The MAP and licensed health care practitioner shall maintain an up-to-date MAR for each client requiring assistance with medication administration, except when the client is off-site. The MAP and licensed health care practitioner must document the administration of medication or supervision of self-administered medication immediately on the MAR. The MAP and licensed health care practitioner may utilize the Agency’s Medication Administration Record Form, APD Form 65G-7.008 A, effective April 2019 ~~December 2018~~, adopted and incorporated by reference herein, which may be obtained at _____, or on an alternative MAR form that includes the following information:

- (a) The client’s name;
- (b) Any client food or medication allergies;
- (c) The name of each medication prescribed for the client;
- (d) The medication strength (e.g., 5mg/ tsp);
- (e) The prescribing health care practitioner for each medication;
- (f) The date that the medication was ordered and any date the medication was changed (including D/C date);
- (g) Prescribed dosage for each medication;
- (h) Scheduled time of administration for each medication;
- (i) Prescribed route of administration for each medication;
- (j) Prescribed instructions for crushing, mixing or diluting of specific medications, if applicable;
- (k) The dates each medication was administered;
- (l) The initials and signature of the MAP or licensed health care practitioner who administered or supervised the self-administration of medications;
- (m) A record of any medication dosage refused or missed, documented by the MAP or licensed health care practitioner responsible for administering the scheduled dosage, by drawing a circle around the appropriate space on the MAR form and initialing it; and
- (n) The reasons for not administering a medication, annotated and initialed by the MAP or licensed health care practitioner in the comments section on the MAR form ~~using the following system, or a comparable numbering and coding system containing the same information: 1 — home, 2 — work, 3 — ER/hospital, 4 — refused, 5 — medication not available (explain on back of MAR form), 6 — held by MD (explain on back of MAR), 7 — other (explain on back of MAR).~~

(2) through (5) No change.

Rulemaking Authority 393.501, 393.506 F.S. Law Implemented 393.506 F.S. History—New 3-30-08, Amended _____.

Subsection (1) of this rule adopts and incorporates the Medication Administration Record Form, APD Form 65G-7.008 A. This form has substantially restructured and amended to provide more room for the prescribers’ names, on page 1, a medication row was removed to maximize writing space, and on page 2, the “reason medication is not administered” box was removed to correspond to amendments made to rule language.

65G-7.009 Off-site Medication Administration.

(1) If a client who has his or her medications administered to him or her or who is supervised with self-administration of medication will be away from a licensed residential facility or supported living home and requires assistance with medications during that time by persons other than the MAP or licensed health care practitioner, the MAP or licensed health care practitioner must comply with the following requirements to assure that the client has appropriate medications during his or her absence:

- (a) Provide an adequate amount of medication for administration of all dosages the client will require while away;
- (b) Perform a count of the medication amounts provided to the client for administration during the absence and a second count of the medication amounts received upon the client’s return;
- (c) Record both medication counts in an “Off-Site Medication Form,” APD Form 65G-7.009 A, effective April 2019 ~~December 2018~~, incorporated herein by reference, which may be obtained at <http://apd.myflorida.com/medication/forms>. The MAP or licensed health care practitioner shall not use an alternative Off-Site Medication Form. The MAP or licensed health care practitioner must retain a copy of the original form and send a copy with the client and the responsible person.

Paragraph (1)(b) of this rule adopts and incorporates the Off-Site Medication Form, APD Form 65G-7.009 A. This form has been amended to provide a place for the individual who is returning the client and medications to sign upon the return of the medications, and for all signing individuals to print their names. In addition, the form effective date in the footer has been updated.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 19, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from MIGDALIA'S ACLF. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 19, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from BROOKDALE SUNRISE. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 19, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from SUNRISE OF JACKSONVILLE. Any interested person or other agency may submit written comments on the petition

within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 22, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from HAMPTON ALF AT 24TH ROAD LLC. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 22, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from HAMPTON ALF AT BELLEVIEW LLC. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 22, 2019, the Florida Department of Elder Affairs, received a petition for

temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from HAMPTON ALF AT DEERWOOD LLC. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 23, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from AMERICAN EAGLE BRANDON. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 23, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from AMERICAN EAGLE TITUSVILLE. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 23, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from AMERICAN EAGLE TUSKAWILLA. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/02/2019, the Department issued a Final Order granting Spring Manor Assisted Living, Inc., a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/02/2019, and noticed in FAR Volume 45, Number 13. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/02/2019, the Department issued a Final Order granting New Horizon East, Inc. d/b/a New Horizon of Tamarac, a

temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/02/2019, and noticed in FAR Volume 45, Number 12. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/02/2019, the Department issued a Final Order granting Carmita’s Home Health, Inc., a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/02/2019, and noticed in FAR Volume 45, Number 04. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/02/2019, the Department issued a Final Order granting Carmita’s Assisted Living Facility IV LLC, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/02/2019, and noticed in FAR Volume 45, Number 04. Petitioner demonstrated that its

current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/02/2019, the Department issued a Final Order granting New Horizon East, Inc. d/b/a New Horizon North, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/02/2019, and noticed in FAR Volume 45, Number 14. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/02/2019, the Department issued a Final Order granting Binda Assisted Living LLC, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/02/2019, and noticed in FAR Volume 45, Number 14. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/03/2019, the Department issued a Final Order granting Cassie’s Castle ALF, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/03/2019, and noticed in FAR Volume 45, Number 16. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/03/2019, the Department issued a Final Order granting Cassie’s Castle II ALF, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/03/2019, and noticed in FAR Volume 45, Number 16. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/03/2019, the Department issued a Final Order granting Cassie’s Castle III ALF, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/03/2019, and noticed in FAR Volume 45, Number 16. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/03/2019, the Department issued a Final Order granting Treemont on the Park, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/03/2019, and noticed in FAR Volume 45, Number 16. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/04/2019, the Department issued a Final Order granting Parkway Terrace, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 12/27/2018, and noticed in FAR Volume 45, Number 10. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/04/2019, the Department issued a Final Order granting Barrington Terrace at Boynton Beach, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 03/22/2019, and noticed in FAR Volume 45, Number 60. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/04/2019, the Department issued a Final Order granting SNH SE Tenant TRS, Inc.d/b/a The Horizon Club, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 03/22/2019, and noticed in

FAR Volume 45, Number 60. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/04/2019, the Department issued a Final Order granting Solaris HealthCare North Naples LLC, d/b/a Solaris Senior Living North Naples, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 03/22/2019, and noticed in FAR Volume 45, Number 60. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/08/2019, the Department issued a Final Order granting Nursing Love & Care Facility, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/07/2019, and noticed in FAR Volume 45, Number 16. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/08/2019, the Department issued a Final Order granting Royal Palm Senior Residence, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/07/2019, and noticed in FAR Volume 45, Number 16. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/08/2019, the Department issued a Final Order granting Memory Care of Naples, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 01/09/2019, and noticed in FAR Volume 45, Number 18. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/22/2019, the Department issued a Final Order granting SL Lake Howard Heights, LLC, d/b/a Lake Howard Heights, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 12/31/2018, and noticed in FAR Volume 45, Number 12. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/22/2019, the Department issued a Final Order granting SL Heron East, LLC d/b/a Heron East, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 12/31/2018, and noticed in FAR Volume 45, Number 12. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/22/2019, the Department issued a Final Order granting

SL Ashford Court, LLC d/b/a Ashford Court, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 12/31/2018, and noticed in FAR Volume 45, Number 12. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/22/2019, the Department issued a Final Order granting SL Heron House, LLC d/b/a Heron House, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, as requested in its petition filed on 12/31/2018, and noticed in FAR Volume 45, Number 12. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

The Florida Department of Elder Affairs hereby gives notice: On 04/22/2019, the Department issued a Final Order granting SL Heron Club, LLC d/b/a Heron Club at Prestancia, a temporary variance from Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control,

as requested in its petition filed on 12/31/2018, and noticed in FAR Volume 45, Number 12. Petitioner demonstrated that its current temperature control measures are sufficient to ensure the health, safety, and comfort of its residents in the event of a loss of primary electrical power and that application of the Rule would create a substantial hardship and/or violate principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 23, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from SH LAKE HOWARD, LLC D/B/A LAKE HOWARD HEIGHTS. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 23, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from SH HERON EAST, LLC D/B/A HERON EAST. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 23, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from SH MARSH LANDING, LLC D/B/A THE COVE AT MARSH LANDING. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.036 Emergency Environmental Control for Assisted Living Facilities

NOTICE IS HEREBY GIVEN that on April 23, 2019, the Florida Department of Elder Affairs, received a petition for temporary waiver of Rule 58A-5.036, F.A.C., requiring an alternate energy source for emergency environmental control, from SH HERON HOUSE, LLC D/B/A HERON HOUSE. Any interested person or other agency may submit written comments on the petition within 14 days after this notice to alfrulecomment@elderaffairs.org.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Djanet Cannady at doeapublicrecords@elderaffairs.org, (850)414-2114, Office of the General Counsel, DOEA, 4040 Esplanade Way, Tallahassee, FL 32399.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-9.0141 Standards for Telemedicine Practice

The Board of Medicine hereby gives notice: that on May 7, 2019, an Order was filed on the Amended Petition for Waiver or Variance. The Petition for Waiver or Variance was filed on behalf of Floyd B. Willis, M.D., et al., Mayo Clinic, on March 7, 2019, and the Amended Petition was filed on March 27, 2019. The Petition seeks a waiver or variance from Rule 64B8-9.0141, F.A.C., which prohibits a physician or physician assistant from providing treatment recommendations and issuing a prescription based solely on responses to an electronic

questionnaire. The Notice was published in Volume 45, No. 47, of the Florida Administrative Register, on March 8, 2019. The Board, at its meeting held on April 5, 2019, voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship; that application of the rule would violate the principles of fairness; and that the purpose of the underlying statute has been met.

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

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Cultural Affairs, Florida Council on Arts and Culture announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 16, 2019, 9:00 a.m.

PLACE: Conference call, contact Division of Cultural Affairs for participation information.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review grant applications for the Fast Track Grant Program.

A copy of the agenda may be obtained by contacting: The Division of Cultural Affairs at (850)245-6470 or by visiting our website: www.florida-arts.org/calendar.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rachelle Ashmore at (850)245-6490 or at Rachelle.Ashmore@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Division of Cultural Affairs website at <http://dos.myflorida.com/cultural/> or call (850)245-6470.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Agricultural Feed, Seed and Fertilizer Advisory Council announces a public meeting and GoToMeeting to which all persons are invited.

DATE AND TIME: Tuesday, June 4, 2019, 10:00 a.m. – 1:00 p.m.

PLACE: Bob Crawford Agricultural Center, Florida Department of Citrus, 605 East Main Street, Bartow, Florida

Teleconference Information: Phone – 1(888)585-9008,
Conference Code 652-408-257

Web Conference Information:
<https://global.gotomeeting.com/join/344594629>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council discusses and makes recommendations regarding actions to be taken with respect to the regulation and enforcement of agricultural feed, seed and fertilizer.

A copy of the agenda may be obtained by contacting: The Bureau of Inspection or Incident Response at (850)617-7996 or from the Council website <http://www.freshfromflorida.com/Divisions-Offices/Agricultural-Environmental-Services/Business-Services/Agricultural-Feed-Seed-and-Fertilizer-Advisory-Council>

For more information, you may contact: Neil Richmond, Chief, Bureau of Inspection and Incident Response at (850)617-7996 or Neil.Richmond@freshfromflorida.com.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Fruit and Vegetables

The Citrus Research and Development Foundation, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, June 12, 2019, 9:30 a.m.

PLACE: Hyatt Regency Coconut Point, 5001 Coconut Road, Bonita Springs, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and vote on recommendations of box rate to Commissioner

A copy of the agenda may be obtained by contacting: Brandy Brown, 1(863)956-8817, brandy.brown@citrusrdf.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Brandy Brown, 1(863)956-8817, brandy.brown@citrusrdf.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Brandy Brown, 1(863)956-8817, brandy.brown@citrusrdf.org.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

The Florida Department of Agriculture and Consumer Services announces a public meeting to which all persons are invited.

DATE AND TIME: May 23, 2019, 9:00 a.m. – 11:00 a.m.

PLACE: Andretti Indoor Karting & Games, 9299 Universal Blvd., Orlando, Fl. 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting to discuss draft changes to rule 5J-18, Florida Administrative Code. Two or more members of the Florida Amusement Device and Attraction Advisory Committee may be in attendance.

A copy of the agenda may be obtained by contacting: Michelle Faulk at (850)410-3820.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Michelle Faulk at (850)410-3820. 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: Michelle Faulk at (850)410-3820.

DEPARTMENT OF EDUCATION

Commission for Independent Education

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATES AND TIMES: May 22, 2019, Commission meetings; 9:00 a.m., Degree Granting Institutions; May 23, 2019, Non Degree Granting Institutions, 9:00 a.m.

PLACE: Orlando Marriott Lake Mary, 1501 International Parkway, Lake Mary, Florida 32746.

GENERAL SUBJECT MATTER TO BE CONSIDERED: On May 22, 2019, 9:00 a.m. the Commission for Independent Education will consider All Degree Granting Institutions and on May 23, 2019, 9:00 a.m. the Commission for Independent Education will consider all Non-Degree granting Institutions for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Applications for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent,

Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual Licenses, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges, Informal Hearings, Improper School Closure Reports, and the General Business of the Commission. Public Comment: The Commission is committed to promoting transparency and public input during its public meetings. Speakers are requested to complete a public comment form, which will be available at the meeting, and to indicate whether they represent a group or faction. The Commission will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

STATE BOARD OF ADMINISTRATION

The Florida Hurricane Catastrophe Fund Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: May 16, 2019, 1:30 p.m. (ET) until conclusion of meeting.

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, Florida. Persons wishing to participate by phone may dial 1(888)585-9008 and enter conference room number 973-664-296.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The discussion will include the May claims-paying capacity

estimates. Other general business of the Advisory Council may also be addressed.

A copy of the agenda may be obtained by contacting: Donna Sirmons, Florida Hurricane Catastrophe Fund, donna.sirmons@sbafla.com, (850)413-1349.

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

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces its Internal Affairs Meeting, to which all interested persons are invited.

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

PLACE: Room 105, Gerald L. Gunter Building, 2540 Shumard Oak Boulevard, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters affecting Commission operations. Internal Affairs Agendas and FPSC contact information is available at www.floridapsc.com.

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

EMERGENCY CANCELLATION OF MEETING: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission's website (www.floridapsc.com) under the Hot Topics link on the home page. Cancellation can also be confirmed by calling the Office of Commission Clerk at (850)413-6770.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

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

DATE AND TIME: May 23, 2019, 9:00 a.m.

PLACE: Central Florida Regional Planning Council office, 555 East Church Street, Bartow, FL 33830.

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Central Florida Regional Planning Council (CFRPC) Finance Committee to review annual budget items.

A copy of the agenda may be obtained by contacting: Kathy Hall at khall@cfrpc.org or at 1(863)534-7130 ext. 129.

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: Kathy Hall at khall@cfrpc.org or at 1(863)534-7130 ext. 129. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

DATE AND TIME: Monday, May 20, 2019, 2:00 p.m.

PLACE: South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, FL 33020

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Reef Tract will meet and receive an update on the Florida Reef Tract. The Committee will discuss next steps to develop a regional plan of action in response to threats to this unique natural treasure and economic resource.

A copy of the agenda may be obtained by contacting: the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020; sfadmin@sfrpc.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020; sfadmin@sfrpc.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020; sfadmin@sfrpc.com.

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

The Northwest Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: May 21, 2019, 9:30 a.m. Central Time

PLACE: Jackson County Board of County Commission Chambers, 2864 Madison Street, Marianna, FL 32448.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Overview of the Acquisition of a Conservation Easement on Dry Creek Plantation, LLC property in Jackson County.

A copy of the agenda may be obtained by contacting: Carol Bert, (850)539-5999, Carol.bert@nfwwater.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Division of Administration, (850)539-5999. 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: Carol Bert, (850)539-5999, Carol.bert@nfwwater.com.

SPACE FLORIDA

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

DATE AND TIME: Updated from Vol 45/85 on 5.1.19 - NEW TIME: May 15, 2019, 12:30 p.m.

PLACE: Dial In Number: 1(866)528-2256, Guest Code: 4875556#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Board of Directors Teleconference

A copy of the agenda may be obtained by contacting: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301, ext. 241.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301, ext. 241. 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: Elizabeth Loving at eloving@spaceflorida.gov or (321)730-5301, ext. 241.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

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

DATE AND TIME: The teleconference meeting previously scheduled for May 10, 2019, 2:00 p.m. is CANCELLED.

PLACE: The meeting, which was to be conducted using communications media technology, is CANCELLED.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The teleconference meeting (ID 21551283) previously scheduled for May 10, 2019, 2:00 p.m. is CANCELLED.

A copy of the agenda may be obtained by contacting: the Florida Building Commission.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-27.797 The Standards of Practice for Compounding Sterile Products

The Board of Pharmacy's Compounding Committee announces a hearing to which all persons are invited.

DATE AND TIME: Monday, June 17, 2019, 2:00 p.m., or as soon thereafter as can be heard.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida 32819, (407)996-9700

GENERAL SUBJECT MATTER TO BE CONSIDERED: A rule hearing on above rule, as notice in Vol. 45, No. 82, April 26, 2019, issue of the Florida Administrative Register, will be held to discuss proposed text of the rule.

A copy of the agenda may be obtained by contacting: Jennifer Wenhold, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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 five days before the workshop/meeting by contacting: Jennifer Wenhold, Executive Director, at the address listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support

RULE NOS.:RULE TITLES:

64J-2.001 Definitions

64J-2.009 Trauma Agency Implementation and Operation Requirements

64J-2.015 Process for Renewal of Trauma Centers

64J-2.016 Site Visits and Approval

64J-2.019 Funding for Verified Trauma Centers

The Department of Health announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, June 6, 2019, 9:00 a.m. ET

PLACE: 4042 Bald Cypress Way, Tallahassee, Florida 32399 Third Floor/ Conference Room 301.

Conference Line: 1(888)670-3525, participant code: 3592419889 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: Amendment of rules relating to Chapter 395, Part II, Florida Statutes.

A copy of the agenda may be obtained by contacting: Shayla Cole at (850)558-9551 or shayla.cole@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Shayla Cole at (850)558-9551 or shayla.cole@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Shayla Cole at (850)558-9551 or shayla.cole@flhealth.gov.

DEPARTMENT OF FINANCIAL SERVICES

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

DATE AND TIME: May 21, 2019, 1:30 a.m. – 3:30 p.m.

PLACE: 1317 Winewood Boulevard, Tallahassee, Florida 32399; Building 4

GENERAL SUBJECT MATTER TO BE CONSIDERED: Provide an opportunity to clarify questions regarding the topics covered in Session 1 of the All Agencies Confirmation sessions or regarding the Standardized Business Process Models included in the Account Management and Financial Reporting, Budget Management, and Cash Management Business Processes Groupings.

A copy of the agenda may be obtained by contacting: Florida PALM website;

<https://www.myfloridacfo.com/floridapalm/agency/meetings-workshops/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jenifer Hartsfield at (850)410-9025 or FloridaPALM@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FloridaPALM@myfloridacfo.com.

DEPARTMENT OF FINANCIAL SERVICES

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

DATE AND TIME: May 22, 2019, 1:30 a.m. – 3:30 p.m.

PLACE: 1317 Winewood Boulevard, Tallahassee, Florida 32399, Building 4

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Provide an opportunity to clarify questions regarding the topics covered in Session 2 of the All Agencies Confirmation sessions or regarding the Standardized Business Process Models included in the Disbursements Management and Asset Accounting and Management Business Processes Groupings.

A copy of the agenda may be obtained by contacting: Florida PALM website;

<https://www.myfloridacfo.com/floridapalm/agency/meetings-workshops/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jenifer Hartsfield at (850)410-9025 or FloridaPALM@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FloridaPALM@myfloridacfo.com.

DEPARTMENT OF FINANCIAL SERVICES

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

DATE AND TIME: May 23, 2019, 1:30 a.m. – 3:30 p.m.

PLACE: 1317 Winewood Boulevard, Tallahassee, Florida 32399; Building 4

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Provide an opportunity to clarify questions regarding the topics covered in Session 1 of the All Agencies Confirmation sessions or regarding the Standardized Business Process Models included in the Revenue Accounting, Accounts Receivables, and Treasury Management Business Processes Groupings.

A copy of the agenda may be obtained by contacting: Florida PALM website;

<https://www.myfloridacfo.com/floridapalm/agency/meetings-workshops/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jenifer Hartsfield at (850)410-9025 or FloridaPALM@myfloridacfo.com. If you are hearing or speech

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

For more information, you may contact: FloridaPALM@myfloridacfo.com.

FLORIDA PRESCRIPTION DRUG MONITORING PROGRAM FOUNDATION

The Florida PDMP Foundation announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 16, 2019, 6:00 p.m.

PLACE: Toll Free Access Number: 1(888)537-7715, Participant Passcode: 66812234#

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General business meeting including approval of FY 2019 - 2020 budget.

A copy of the agenda may be obtained by contacting: www.flpdmpfoundation.com/Information.

For more information, you may contact: Bob Macdonald, PDMP Foundation, Executive Director executive.director@flpdmpfoundation.com.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The Center for Independent Living in Central Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 28, 2019, 8:00 a.m.

PLACE: 720 North Denning Drive, Winter Park, FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Board Executive Committee will discuss the agenda for the upcoming Board Meeting.

A copy of the agenda may be obtained by contacting: N/A

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

ENTERPRISE FLORIDA, INC.

The Enterprise Florida, Inc. announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 10, 2019, 9:30 a.m.

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Enterprise Florida's Executive Committee will hold a conference call to discuss ongoing business.

A copy of the agenda may be obtained by contacting: NA
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: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Robert Schlotman, (407)956-5613.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

The FWCJUA Policy Administration & Managed Care Services RFP Evaluation Team announces a public meeting to which all persons are invited.

DATE AND TIME: May 16, 2019, 9:30 a.m.

PLACE: FWCJUA, 6003 Honore Ave, Suite 204, Sarasota, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda topic will be formulating a recommendation to the Operations Committee regarding the selection of the PAMC service provider

A copy of the agenda may be obtained by contacting: Kathy Coyne or at www.fwcjua.com.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Steven M. Davis, Esq., In Re: Native Sun Condominium Association, Inc., Docket No. 2019023100The petition seeks the agency's opinion as to the applicability of subparagraph 718.112(2)(d)2. as it applies to the petitioner.

1. Whether the Apollo Condominium Association declaratory statement issued in case number 2018023783 applies to timeshare condominium associations. 2. If the Apollo Condominium Association declaratory statement applies to timeshare condominium associations, when does the eight consecutive year clock begin? 3. Whether the eight year term limit applies to timeshare condominium associations pursuant to subparagraph 718.112(2)(d)2., Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: the Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road,

Tallahassee, Florida 32399-1030, (850)488-1631; lscmhpublicrecords@myfloridalicense.com.

Please refer all comments to: Robin Smith, Deputy General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202.

DEPARTMENT OF HEALTH

Board of Medicine

NOTICE IS HEREBY GIVEN THAT on May 7, 2019, the Board of Medicine issued a Final Order on the petition for declaratory statement filed on behalf of Robert David Willix, Jr., M.D. The Notice of the Petition was published in Volume 45, No. 4, of the January 7, 2019, issue of the Florida Administrative Register. The Board reviewed the Petition at its meeting held on February 5, 2019. The Board's Final Order finds that the supervision scenario set forth in the petition conforms with the requirements of Section 458.348, F.S., and paragraph 64B8-2.001(1)(a), F.A.C. As long as Dr. Willix is on the campus of the Hippocrates Health Institute, available as needed, at the same address, and no more than a few minutes way by foot from the electrologists he supervises, he is providing the direct supervision required by subsection 458.348(2), Florida Statutes. A copy of the Final Order may be obtained by contacting the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

DEPARTMENT OF HEALTH

Board of Medicine

NOTICE IS HEREBY GIVEN THAT on May 7, 2019, the Board of Medicine issued a Final Order on the petition for declaratory statement filed on behalf of Body Details, LLLP. The Notice of the Petition was published in Volume 45, No. 46, of the March 7, 2019, issue of the Florida Administrative Register. The Board reviewed the Petition at its meeting held on April 5, 2019. The Board's Final Order finds that the Petitioner has failed to allege any facts that supported the necessary standing to bring this petition before the Board. Such being the case, the Board declines to answer the Petition. A copy of the Final Order may be obtained by contacting the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

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

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

NONE

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

NONE

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

NONE

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

NONE

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

DEPARTMENT OF EDUCATION
DISTRICT BOARD OF TRUSTEES
MIAMI DADE COLLEGE
11011 S.W. 104th STREET
MIAMI, FL 33176-3393

Responses to the Request for Proposals (RFP) listed below will be accepted in the PURCHASING DEPARTMENT, Room 9254, by 3:00 p.m. on May 30, 2019

Prospective proposers may obtain the RFP solicitation at the College’s Purchasing Department website, <http://www.mdc.edu/purchasing/bid-posting.aspx>, or by calling (305)237-2402.

BID NUMBER: 2019-RM-27, BID TITLE: Janitorial Supplies College-wide

Direct questions regarding this Bid to: Rossella Montejo – rmontejo@mdc.edu, Purchasing Department, Miami Dade College, 11011 SW 104th Street, Miami, FL 33176, (305)237-0009.

If a person decides to appeal any decision with respect to any matter considered at the above cited meeting, you will need a

record of the proceedings, and for such purpose you may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. A copy of the agenda may be obtained by writing to: Miami Dade College, Office of the Purchasing Director, 11011 S.W. 104 Street, Miami, FL 33176 or by calling (305)237-2402.

DEPARTMENT OF JUVENILE JUSTICE

“RFP 10642 – Public Meetings ”

“RFP 10642 – The Department seeks proposals to provide Evening Reporting Centers (ERC) for youth placed on Supervised Release and Court Ordered to an ERC. Services shall be implemented by October 1, 2019 as specified in Attachment I, Services To Be Sought. The Department intends to contract for services in Circuit 9, Orange County and Circuit 11, Miami-Dade County. All public meetings for this RFP are advertised on the Vendor Bid System at:

http://www.myflorida.com/apps/vbs/vbs_www.ad_r2.view_ad?advertisement_key_num=146334.

DEPARTMENT OF MILITARY AFFAIRS

217076 Ft. Lauderdale National Guard Armory Roof Replacement

STATE OF FLORIDA, DEPARTMENT OF MILITARY AFFAIRS

PUBLIC ANNOUNCEMENT

INVITATION TO BID

Issuing Agency: Department of Military Affairs

Project Number and Name: 217076 Ft. Lauderdale Roof Replacement

Project Location: Ft. Lauderdale, Florida

Statement of Work: Roof removal and replacement at the Florida NGA Armory, Ft. Lauderdale, Florida.

Estimated Construction Cost (range): \$500,000 - \$650,000

Type of Contractor: General Contractor or Roofing Contractor

Date of VBS Posting: May 10, 2019

Mandatory Site Visit Date: As stated on the Vendor Bid System

Bid Opening Date: As stated on the Vendor Bid System (late bids will not be accepted)

Point of Contact: Department of Military Affairs, CFMO Contract Management Office at (904)823-0255 or e-mail ng.fl.flarng.list.cfmo-contracting@mail.mil.

FOR COMPLETE INFORMATION AND SUBMISSION REQUIREMENTS PLEASE REFER TO THE MYFLORIDA.COM VENDOR BID SYSTEM AT: http://vbs.dms.state.fl.us/vbs/main_menu.

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., Wednesday, May 1, 2019 and 3:00 p.m., Tuesday, May 7, 2019.

Rule No.	File Date	Effective Date
5N-1.113	5/3/2019	5/23/2019
5N-1.114	5/3/2019	5/23/2019
6C6-5.016	5/3/2019	5/23/2019
19-8.028	5/1/2019	5/21/2019
61DER19-1	5/3/2019	5/3/2019
65C-42.001	5/2/2019	5/22/2019

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

Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
69L-3.009	12/5/2018	**/**/*****

Section XIII Index to Rules Filed During Preceding Week

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