

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-6.0573       Industry Certification Process.

PURPOSE AND EFFECT: To update the rule to adopt the most recent CAPE Industry Certification Funding List, recommendations from CareerSource Florida and the Department of Agriculture and Consumer Services, and required forms. In addition, updates are included on remote testing and proctoring. The effect of the rule development is to ensure that appropriate certifications are included on the most recent CAPE Industry Certification Funding List.

SUBJECT AREA TO BE ADDRESSED: The amendment includes revisions to the rule and documents incorporated by reference as follows: 1) Adoption by reference of the 2020-2021 CAPE Industry Certification Funding List; 2) Adoption by reference of the industry certification recommendations from CareerSource Florida and the Department of Agriculture and Consumer Services; 3) Adoption of required forms; and 4) Updates on remote testing and proctoring.

RULEMAKING AUTHORITY: 1001.02, 1003.4203(9), 1003.492(3), 1008.44, 1011.62(1)(o), F.S.

LAW IMPLEMENTED: 1003.4203, 1003.492, 1003.493, 1003.4935, 1008.44, 1011.62(1)(o)

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: July 9, 2020 at 10:00 A.M.

PLACE: Conference Call Line: 1(888)585-9008, Participant Passcode: 910-212-667 then #.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tara Goodman, Vice Chancellor, Division of Career and Adult Education, 325 West Gaines Street, Room 744, Tallahassee, Florida 32399-0400, Phone 850-245-9001, Tara.Goodman@fldoe.org. To comment on this rule development, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available at <https://web02.fldoe.org/rules>.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-6.0574       CAPE Postsecondary Industry Certification Funding List

PURPOSE AND EFFECT: To adopt the 2020-21 CAPE Postsecondary Industry Certification Funding List. Section 1008.44, F. S., requires that this list be adopted at least annually. The ‘2020-2021 CAPE Postsecondary Industry Certification Funding List’ adopted by this rule will be used by the Division of Florida Colleges and the Division of Career and Adult Education for the distribution of postsecondary incentive funding related to the student attainment of industry certifications.

SUBJECT AREA TO BE ADDRESSED: District and Florida College System Postsecondary Industry Certification.

RULEMAKING AUTHORITY: 1001.02, 1008.44, 1011.80, 1011.81, F.S.

LAW IMPLEMENTED: 1008.44, 1011.80, 1011.81, F.S.

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: Tara Goodman, Vice Chancellor, Division of Career and Adult Education, 325 West Gaines Street, Room 744, Tallahassee, Florida 32399-0400, (850)245-9001, Tara.Goodman@fldoe.org. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available at <https://web02.fldoe.org/rules>.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:       RULE TITLE:

68A-13.007       Hunting Regulations on Public Small-Game Hunting Areas

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise general regulations related to Public Small-Game Hunting Areas (PSGHAs).

**SUBJECT AREA TO BE ADDRESSED:** Subject area covered in the proposed rules pertains to the use of e-bikes on PSGHAs.  
**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
**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:** Paul Scharine, Public Hunting Areas Program Coordinator, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)617-9487.

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

**RULE NO.:** 68A-15.004  
**RULE TITLE:** General Regulations Relating to Wildlife Management Areas

**PURPOSE AND EFFECT:** The purpose and effect of this rule development effort is to establish or revise general regulations related to Wildlife Management Areas (WMAs).

**SUBJECT AREA TO BE ADDRESSED:** Subject area covered in the proposed rules pertains to the use of e-bikes on WMAs.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
**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:** Paul Scharine, Public Hunting Areas Program Coordinator, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)617-9487.

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

**RULE NO.:** 68A-15.006  
**RULE TITLE:** Regulations Relating to Miscellaneous Areas

**PURPOSE AND EFFECT:** The purpose and effect of this rule development effort is to establish or revise specific regulations related to Miscellaneous Areas (MA).

**SUBJECT AREA TO BE ADDRESSED:** Subject area covered in the proposed rules pertains to the use of e-bikes on MAs.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
**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:** Paul Scharine, Public Hunting Areas Program Coordinator, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)617-9487.

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

**RULE NO.:** 68A-17.004  
**RULE TITLE:** General Regulations Relating to Wildlife and Environmental Areas

**PURPOSE AND EFFECT:** The purpose and effect of this rule development effort is to establish or revise general regulations related to Wildlife and Environmental Areas (WEAs).

**SUBJECT AREA TO BE ADDRESSED:** Subject area covered in the proposed rules pertains to the use of e-bikes on WEAs.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution  
**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: Paul Scharine, Public Hunting Areas Program Coordinator, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)617-9487.

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 EDUCATION

#### State Board of Education

RULE NO.:        RULE TITLE:  
6A-14.0306      Death Benefits for Survivors of First Responders and Military Members

PURPOSE AND EFFECT: To provide educational death benefits to eligible spouses and dependents of firefighters, paramedics, emergency medical technicians, law enforcement officers, correctional officers, correctional probation officers and members of the Florida National Guard and United States Armed Forces who are killed while performing official duties.

SUMMARY: Florida College System (FCS) institutions, school district career centers and charter technical career centers currently offer tuition waivers to spouses and dependents of deceased law enforcement, correctional and correctional probation officers identified in section 112.19(3), F.S., and firefighters identified in section 112.191(3), F.S. In 2019, Senate Bill 7098 (Chapter No. 2019-24, Laws of Florida) amended those statutes and expanded those benefits to include spouses or dependents of deceased first responders and members of the Florida National Guard and United States Armed Forces.

#### 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: No requirement for SERC was triggered under s. 120.541(1), F.S., and based on past experiences with waivers there would be no economic impact from this rule and the adverse impact or regulatory cost, if any, does not exceed nor

would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes, nor is expected to require legislative ratification.

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: 112.19(3), 112.191(3), 112.1912(2), 295.061(8), F.S.

LAW IMPLEMENTED: 112.19, 112.191, 112.1912, 250.34, 295.061, F.S.

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

DATE AND TIME: July 15, 2020, 9:00 a.m.

PLACE: Strawberry Crest High School, 4691 Gallagher Rd. Dover, FL 33527.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Shanna Autry, Director of Student Affairs, Division of Florida Colleges shanna.autry@fldoe.org or (850)245-0407.

THE FULL TEXT OF THE PROPOSED RULE IS:

#### 6A-14.0306 Death Benefits for Survivors of First Responders and Military Members.

(1) Waiver. Each Florida College System institution’s board of trustees, each district school board with a career center authorized under section 1001.44, F.S., and each board of directors for a charter technical career center authorized under section 1002.34, F.S., shall adopt and implement policies or procedures to ensure that the educational expenses of an eligible child or spouse of the following individuals are waived while obtaining an undergraduate education:

(a) A deceased law enforcement, correctional, or correctional probation officer as provided in ss. 112.19 and 112.1912, F.S.;

(b) A deceased firefighter as provided in ss. 112.191 and 112.1912, F.S.;

(c) A deceased emergency medical technician or paramedic as provided in ss. 112.1911 and 112.1912, F.S.;

(d) A deceased active duty United States Armed Forces member as provided in s. 295.061, F.S.; and

(e) A deceased Florida National Guard member as provided in ss. 250.34, 112.19, and 112.1912, F.S.

(2) Waived Educational Expenses. The amount waived by the institution must be equal to the cost of tuition, matriculation and registration fees for a total of 120 credit hours or the equivalent of 3,600 clock hours.

#### (3) Eligibility.

(a) Each institution must determine and verify student eligibility, including any necessary documentation to prove

marriage, kinship, employment or military status, death, and death in the line of duty. Evidence of eligibility may include:

1. Birth and marriage certificates;
2. Notarized statement from the deceased’s employer; military documentation, such as AF Form 348 and DD Form 261; documentation showing receipt of death benefits, including but not limited to, insurance, workers’ compensation, and the Florida Retirement System;
3. Death certificate; and
4. Other documentation set forth in the institution’s policies and procedures.

(b) The child or spouse may attend on either a full-time or part-time basis. The benefits provided to a child under this rule shall continue until the child’s 25th birthday. The benefits provided to a spouse under this rule must commence within five (5) years after the death occurs and entitlement thereto shall continue until the 10th anniversary of that death.

(c) Upon failure of any child or spouse who receives a waiver in accordance with this rule to comply with the ordinary and minimum requirements regarding discipline and scholarship of the institution attended, such waiver must be withdrawn from the child or spouse and no further moneys may be expended for the child’s or spouse’s benefit so long as such failure or delinquency continues.

(d) Only a student in good standing in his or her respective institution may receive the benefits provided in this rule.

(e) A child or spouse receiving benefits under this rule must be enrolled according to the customary rules and requirements of the institution attended.

Rulemaking Authority 112.19(3), 112.191(3), 112.1912(2), 295.061(8), FS. Law Implemented 112.19, 112.191, 112.1912, 250.34, 295.061, FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE: Shanna Autry, Director of Student Affairs, Division of Florida Colleges.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Richard Corcoran, Commissioner, Department of Education.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 17, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 10, 2020

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

NONE

**Section IV**  
**Emergency Rules**

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE NO.: 12AER20-6	RULE TITLE: Sales of Clothing and School Supplies; Sales Tax Holiday During the Period August 7 through August 9, 2020
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SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Section 30 of Chapter 2020-10, Laws of Florida, authorizes the Department of Revenue to promulgate emergency rules to implement the provisions of the law specifying a period during which the sale of certain clothing, school supplies, and personal computers and personal computer-related accessories are exempt from sales and use tax. The law provides that conditions necessary for an emergency rule have been met. The promulgation of this emergency rule ensures that the public is notified in the most expedient and appropriate manner regarding the exemption during the period August 7, 2020, through August 9, 2020, for sales of clothing, wallets, or bags having a selling price of \$60 or less per item, sales of school supplies having a selling price of \$15 or less per item, and the first \$1,000 of the sales price of personal computers and personal computer-related accessories. The exemption does not apply to sales within a theme park or entertainment complex, as defined in Section 509.013(9), F.S., or within a public lodging establishment, as defined in Section 509.013(4), F.S., or within an airport, as defined in Section 330.27(2), F.S. The rule defines “clothing,” “school supplies,” “personal computers,” “personal computer-related accessories,” “theme park or entertainment complex,” “public lodging establishment,” “airport,” and “mail order sales.” The rule describes the items included in the exemption and explains how various transactions are to be handled for purposes of the exemption, including sales of sets of both exempt and taxable items, items normally sold as a unit, mail order sales, shipping and handling charges, layaway sales, rain checks, exchanges, coupons, rebates, and discounts, repairs and alterations, gift certificates, rentals of clothing, and merchant’s license fees. The rule provides procedures for qualified businesses to opt out of participation in the holiday, as allowed by the law creating the holiday. The rule provides a list of items and their taxable status during the exemption period for clothing, school supplies, and personal computers and personal computer-related accessories.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the promulgation of an emergency rule to

administer the provisions of Section 30 of Chapter 2020-10, Laws of Florida, which specify a period during which the sales of certain clothing and school supplies are exempt from sales and use tax, as well as the first \$1,000 of the sales price of personal computers and personal computer-related accessories. Additionally, an emergency rule is the most expedient and appropriate means of notifying dealers and taxpayers of the provisions of Section 30 of Chapter 2020-10, Laws of Florida. SUMMARY: Emergency Rule 12AER20-6 notifies the general public and retailers of the exemption during the period August 7, 2020, through August 9, 2020, for sales of clothing, wallets, or bags having a selling price of \$60 or less per item, sales of school supplies having a selling price of \$15 or less per item, and the first \$1,000 of the sales price of personal computers and personal computer-related accessories.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Danielle Boudreaux, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7082, email RuleComments@floridarevenue.com.

THE FULL TEXT OF THE EMERGENCY RULE IS:

12AER20-6 Sales of Clothing and School Supplies; Sales Tax Holiday During the Period August 7 through August 9, 2020.

(1) Definitions. For purposes of this rule, the following definitions apply:

(a) "Holiday period" means the period from August 7, 2020, through August 9, 2020.

(b)1. "Clothing" means any article of wearing apparel intended to be worn on or about the human body, including all footwear, except skis, swim fins, roller blades, and skates.

2. "Clothing" does not include watches, watchbands, jewelry, umbrellas, and handkerchiefs.

(c) "School supplies" means pens, pencils, erasers, crayons, notebooks, notebook filler paper, legal pads, binders, lunch boxes, construction paper, markers, folders, poster board, composition books, poster paper, scissors, cellophane tape, glue or paste, rulers, computer disks, staplers and staples used to secure paper products, protractors, compasses, and calculators.

(d)1. "Personal computers" includes electronic book readers, laptops, desktops, handheld devices, tablets, or tower computers.

2. The term does not include cellular telephones, video game consoles, digital media receivers, or devices that are not primarily designed to process data.

(e) "Personal computer-related accessories."

1. The term includes keyboards, mice, personal digital assistants, monitors, other peripheral devices, modems, routers, and nonrecreational software, regardless of whether the

accessories are used in association with a personal computer base unit.

2. The term does not include furniture, or systems, devices, software, or other peripherals that are designed or intended primarily for recreational use.

3. The term "monitor" does not include a device that includes a television tuner.

4. The term "nonrecreational software" includes software such as antivirus, word processing, financial, database, and educational software. It does not include gaming software.

(f) "Theme park or entertainment complex" means a facility as defined in s. 509.013(9), F.S.

(g) "Public lodging establishment" means a facility as defined in s. 509.013(4), F.S.

(h) "Airport" means a facility as defined in s. 330.27(2), F.S.

(i) "Mail order sale" means a sale as defined in s. 212.0596(1), F.S.

(2) Clothing Sales.

(a) During the holiday period, no tax is due on the sale or purchase of any article of clothing, wallets, or bags, including handbags, backpacks, fanny packs, and diaper bags, but excluding briefcases, suitcases, and other garment bags, with a selling price of \$60 or less per item. This exemption does not apply to sales of clothing, wallets, or bags within a theme park or entertainment complex, public lodging establishment, or airport.

(b)1. The sales tax exemption applies to each eligible item of clothing, wallet, or bag, selling for \$60 or less per item. The exemption applies regardless of how many items are sold on the same invoice to a customer.

2. Example: A customer purchases two shirts for \$50 each. Both items are eligible for the exemption, even though the customer's total purchase price (\$100) exceeds \$60.

(c)1. The exemption does not apply to the first \$60 of price of an eligible item of clothing, wallet, or bag selling for more than \$60.

2. Example: A customer purchases a pair of pants costing \$80. Tax is due on the entire \$80.

(3) School Supplies.

(a)1. During the holiday period, no tax is due on the sale or purchase of any item of school supplies with a selling price of \$15 or less per item. This exemption does not apply to sales of school supplies within a theme park or entertainment complex, public lodging establishment, or airport.

2. Example: A customer purchases a set of markers for \$12. The purchase qualifies for the exemption.

3. Example: A customer purchases a calculator costing \$18. Tax is due on the entire \$18.

(b)1. The sales tax exemption applies to each eligible item of school supplies selling for \$15 or less per item. The

exemption applies regardless of how many items are sold on the same invoice to a customer.

2. Example: A customer purchases ten composition books for \$2.50 each. All ten items will qualify for the exemption, even though the customer's total purchase price (\$25) exceeds \$15.

(4) Personal Computers and Certain Personal Computer-Related Accessories.

(a) During the holiday period, no tax is due on the first \$1,000 of the sales price of personal computers or personal computer-related accessories for noncommercial home or personal use. This exemption does not apply to sales of personal computers or personal computer-related accessories within a theme park or entertainment complex, public lodging establishment, or airport.

(b)1. The sales tax exemption applies to the first \$1,000 of the sales price of each personal computer or qualifying personal computer-related accessory.

2. Example: A customer purchases a \$600 personal computer, a \$100 printer, and a \$200 tablet in a single transaction. Each item will qualify for the exemption on the total cost of the individual item.

3. Example: A customer purchases a personal computer costing \$1,200. The first \$1,000 will qualify for the exemption, and sales tax is due on the remaining \$200.

(5) Sales of Sets Containing Both Exempt and Taxable Items.

(a) When exempt items are normally sold together with taxable merchandise as a set or single unit, the sales price of the set or single unit is subject to sales tax.

(b) Example: A gift set consisting of a wallet (which is defined as an eligible "clothing item") and key chain (which is not defined as an eligible "clothing item") is sold for a single price of \$35. Although the wallet would otherwise be exempt during the holiday period, the sales price of the gift set is subject to tax.

(c) Example: A packaged set consisting of a bottle of correction fluid (which is not defined as an eligible "school supply") and pens (which are defined as an eligible "school supply") is sold for a single price of \$10. Although the pens would otherwise be exempt during the holiday period, the sales price of the packaged set is subject to tax.

(6) Articles Normally Sold as a Unit.

(a) Articles that are normally sold as a unit must continue to be sold in that manner; they cannot be separately stated and sold as individual items in order to obtain the exemption.

(b) Example: A pair of shoes normally sells for \$120. The pair of shoes cannot be split in order to sell each shoe for \$60 to qualify for the exemption.

(c) Example: A two-piece suit is normally priced at \$100 on a single price tag. The suit cannot be split into separate

articles so that any of the components may be sold for \$60 or less in order to qualify for the exemption. However, components that are normally priced as separate articles may continue to be sold as separate articles and qualify for the exemption if the price of an article is \$60 or less.

(d) Example: A pen and pencil set is normally priced at \$18 on a single price tag. The set cannot be split into separate articles so that either of the components may be sold for \$15 or less in order to qualify for the exemption.

(7) Buy One, Get One Free or for a Reduced Price.

(a) The total price of items advertised as "buy one, get one free" or "buy one, get one for a reduced price" cannot be averaged in order for both items to qualify for the exemption.

(b) Example: A retailer advertises pants as "buy one, get one free." The first pair of pants is priced at \$110; the second pair of pants is free. Tax is due on \$110. The store cannot sell each pair of pants for \$55 in order for the items to qualify for the exemption. However, the retailer may advertise and sell the items for 50 percent off, selling each pair of \$110 pants for \$55, making each pair eligible for the exemption.

(c) Example: A retailer advertises shoes as "buy one pair at the regular price, get a second pair for half price." The first pair of shoes is sold for \$80; the second pair is sold for \$40 (half price). Tax is due on the \$80 shoes, but not on the \$40 shoes. The store cannot sell each pair of shoes for \$60 in order for the items to qualify for the exemption. However, a retailer may advertise the pairs for 25 percent off, thereby selling each pair of \$80 shoes for \$60, making each pair eligible for the exemption.

(8) Mail Order Sales.

(a) During the holiday period, eligible items purchased by mail order, including sales transactions over the Internet, are exempt if the order is accepted during the holiday period for immediate shipment, even if delivery is made after the holiday period.

(b) An order is accepted by the company when action has been taken to fill the order for immediate shipment. Actions to fill an order include assigning an "order number" to a telephone order, confirming an Internet order by an email to the customer, or placing a date received on an order received by mail.

(c) An order is considered to be for immediate shipment when delayed shipment is not requested by the customer. An order is for immediate shipment even if the shipment may be delayed because of a backlog of orders or stock is currently unavailable or on back order.

(9) Shipping and Handling Charges.

(a) When separately stated shipping charges are part of the sales price of the items listed on a sales invoice or receipt, the shipping charges must be proportionately allocated to each item sold to determine the total sales price of the item. The cost of each item is divided by the total cost of all the items ordered to

obtain the percentage of cost that each item bears to the total order. The amount of the shipping charge applicable to each item is calculated by multiplying the total shipping charge by the percentage of cost for each item.

(b) Example 1: A customer orders a \$60 dress and a \$20 shirt, for a total of \$80 during the holiday period. The shipping charge is \$10. The percentage of cost for the shirt is 25 percent (the ratio of shirt cost to total cost is \$20 to \$80; \$20 divided by \$80 is 25 percent). The portion of the \$10 shipping charge which is allocated to the shirt is therefore \$2.50, or 25 percent of \$10. The percentage of cost for the dress is 75 percent (the ratio of dress cost to total cost is \$60 to \$80; \$60 divided by \$80 is 75 percent). The portion of the \$10 shipping charge which is allocated to the dress is therefore \$7.50, or 75 percent of \$10. Once the shipping charge has been allocated, the total sales price for the shirt is \$22.50 and the total sales price for the dress is \$67.50. The shirt qualifies for the exemption. The dress is more than \$60 and does not qualify for the exemption.

(10) Layaway sales. A layaway sale is a transaction in which merchandise is set aside for future delivery to a customer who makes a deposit, agrees to pay the balance of the purchase price over a period of time, and receives the merchandise at the end of the payment period. Eligible items placed on layaway during the holiday period are tax exempt, even if final payment of the layaway is made after the holiday period. If a customer makes a final payment and takes delivery of the item during the holiday period, the eligible items are tax exempt.

(11) Rain checks. Eligible items purchased during the holiday period using a rain check will qualify for the exemption regardless of when the rain check was issued. However, issuance of a rain check during the holiday period will not qualify an eligible item for the exemption if the item is actually purchased after the holiday period.

(12) Exchanges.

(a) If a customer purchases an eligible item during the holiday period, then later exchanges the item for the same item (different size or different color), no additional tax will be due even if the exchange is made after the holiday period.

(b) If a customer purchases an eligible item during the holiday period, then later returns the item and receives credit on the purchase of a different item, the new item purchased is subject to tax.

(13) Coupons, Rebates, and Discounts.

(a)1. Manufacturer's coupons. The sales price of an item includes all consideration received by the retailer for that item. The price of an item is not limited to the amount paid by a customer. Manufacturer's coupons do not reduce the sales price of an item, because the retailer is reimbursed for the amount of any discount provided to a customer. Therefore, the amount of the reimbursement is included in the taxable sales price of an item.

2. Example: A jacket sells for \$65. The customer has a \$10 manufacturer's coupon good for the purchase of the jacket. The manufacturer's coupon does not reduce the sales price of the jacket. Tax is due on \$65, even though the customer only pays the retailer \$55 for the jacket.

(b)1. Store coupons and discounts. A coupon, discount, or rebate offered by the retail seller reduces the sales price of an item because it reduces the total amount received by the retail seller for the item. Therefore, a store coupon or discount can be used to reduce the sales price of a clothing item to \$60 or less, or a school supply item to \$15 or less to determine if or to what extent an item qualifies for the exemption. If a store coupon or discount is used for the purchase of personal computers or related accessories, the first \$1,000 of the discounted sales price is exempt from sales tax.

2. Example: A customer buys a \$400 suit and a \$65 shirt. The retailer is offering a 10 percent discount. After applying the 10 percent discount, the final sales price of the suit is \$360, and the sales price of the shirt is \$58.50. The suit is taxable (its price is over \$60), and the shirt is exempt (its price is less than \$60).

(c)1. Rebates. Rebates occur after the sale and do not affect the sales price of an item purchased.

2. Example: A jacket sells for \$65. The customer receives a \$10 rebate from the manufacturer. The rebate occurs after the sale, so it does not reduce the sales price of the jacket. Tax is due on \$65.

(14) Repairs or Alterations to Eligible Items.

(a) Repairs to eligible items do not qualify for the exemption.

(b)1. Alterations to clothing or footwear do not qualify for the exemption, even though alterations may be sold, invoiced, and paid for at the same time as the item to be altered is purchased.

2. Example: A customer purchases a pair of pants for \$55 and pays \$5 to the retailer to have the pants cuffed. The \$55 charge for the pants is exempt; however, tax is due on the \$5 alteration charge.

(15) Gift Cards.

(a) Eligible items purchased during the holiday period using a gift card will qualify for the exemption, regardless of when the gift card was purchased. Eligible items purchased after the holiday period using a gift card are taxable, even if the gift card was purchased during the holiday period. A gift card does not reduce the selling price of an item.

(b) Example: A customer purchases a dress priced at \$110 and uses a \$50 gift card. Tax is due on \$110. The gift card does not reduce the selling price to \$60 for purposes of the exemption.

(16) Rentals. Rentals of eligible items do not qualify for the exemption.

(17) License Fees or Other Fees imposed by Panama City and Panama City Beach.

(a) Panama City and Panama City Beach impose a 1 percent merchant’s license fee or tax on retailers. The merchant’s license fee is included in the sales price of each item. If the fee is separately stated, it must be assigned to the sales price of each item on the invoice to determine if an item is exempt during the holiday.

(b) Example: A jacket sells for \$59.95. The separately stated 1 percent gross receipts fee for this item is \$0.60. Since the gross receipts fee is part of the sales price of the item (\$60.55), the jacket will not qualify for the exemption.

(18) Option to not participate. Qualified businesses may choose not to participate in the tax holiday.

(a) Qualification. Businesses may choose to opt out of the tax holiday when less than five percent (5%) of their gross sales of tangible personal property during calendar year 2019 are sales of items that would be exempt during the tax holiday period. Businesses with multiple locations must include the gross sales of all of their Florida locations into this calculation. For businesses that were not in operation during the 2019 calendar year, this option is available when less than five percent (5%) of the inventory of items for sale by the business are items that would be tax exempt during the tax holiday.

(b) Election. Qualifying businesses choosing not to participate in the tax holiday must send a written notice to the Florida Department of Revenue by August 1, 2020. The notice must be on business letterhead and state that the business meets the qualifications stated in paragraph (a) and has chosen not to participate in the tax holiday. The notice must be signed by an individual authorized to sign on behalf of the business. Businesses with multiple locations may send a single notice stating that all of their Florida locations will not participate in the tax holiday. The notice may be delivered in one of three ways:

1. A letter can be mailed to the following mailing address:  
Sales Tax Holiday  
Account Management MS 1-5730  
Florida Department of Revenue  
5050 W Tennessee St  
Tallahassee, FL 32399-0160
2. A scanned letter can be emailed to: [registration@floridarevenue.com](mailto:registration@floridarevenue.com).
3. A letter can be faxed to 850-488-5997.

(c) Sample Notice. The notice may take any form as long as it clearly states that the business is electing not to participate in the holiday. An example of notice language is as follows: “In accordance with Section 30 of Chapter 2020-10, Laws of Florida, (Name of Business) has chosen not to participate in the Back-to-School Sales Tax Holiday, August 7-9, 2020. For questions, please contact (name of contact person at business)

at (contact telephone number or email address).” The notice must be signed by an authorized individual.

(d) Posting of Notice. Businesses that do not participate in the tax holiday must post the notice at each business location stating their choice not to participate in the Back-to-School Sales Tax Holiday. The notice must be posted in a conspicuous location where it is easily visible to customers.

(19) List of Items of Clothing and Their Taxable Status During the Holiday Period. The following is a list of items of clothing and their taxable status during the holiday period, if they are sold for \$60 or less per item. This is not an exhaustive list. T = Taxable, E = Exempt.

- A
- T Accessories (generally)
- E Barrettes and bobby pins
- E Belt buckles
- E Bow ties
- E Hair nets, bows, clips, and hairbands
- E Handbags
- T Handkerchiefs
- T Jewelry
- T Key cases
- E Neckwear
- E Ponytail holders
- E Scarves
- E Ties
- E Wallets
- T Watchbands
- T Watches
- E Aerobic and fitness clothing
- E Aprons and clothing shields
- T Athletic gloves
- T Athletic pads
- E Athletic supporters
- B
- E Baby clothes
- E Backpacks and bookbags
- E Bandanas
- E Baseball cleats
- E Bathing suits, caps, and cover-ups
- E Belts
- E Bibs
- E Bicycle helmets (youth)\*\*
- E Blouses
- E Boots (except ski or fishing boots)
- E Bowling shoes (purchased)
- T Bowling shoes (rented)
- E Braces and supports worn to correct or alleviate a physical incapacity or injury\*



- E Bras
- T Briefcases
  
- C
- T Checkbook covers (separate from wallets)
- T Chest protectors
- E Choir and altar clothing\*
- E Cleated and spiked shoes
- E Clerical vestments\*
- T Cloth and lace, knitting yarns, and other fabrics
- T Clothing repair items, such as thread, buttons, tapes, iron-on patches, or zippers
- E Coats
- E Coin purses
- T Corsages and boutonnieres
- T Cosmetic bags
- E Costumes
- E Coveralls
- T Crib blankets
  
- D-E
- E Diaper bags
- E Diapers, diaper inserts (adult and baby, cloth or disposable)
- T Diving suits (wet and dry)
- E Dresses
- T Duffel bags
- T Elbow pads
  
- F
- E Fanny packs
- T Fins
- T Fishing boots (waders)
- E Fishing vests (nonflotation)
- T Football pads
- E Formal clothing (purchased)
- T Formal clothing (rented)
  
- G
- T Garment bags
- E Gloves (generally)
- T Baseball
- T Batting
- T Bicycle
- E Dress (purchased)
- E Garden
- T Golf
- T Hockey
- E Leather
- T Rubber
- T Surgical
  
- T Tennis
- E Work
- T Goggles (except prescription\*)
- E Graduation caps and gowns
- E Gym suits and uniforms
  
- H
- T Hard hats
- E Hats and caps
- T Helmets (bicycle\*\*, baseball, football, hockey, motorcycle, sports)
- E Hosiery, including support hosiery
- E Hunting vests
  
- I-J
- T Ice skates
- T In-line skates
- E Jackets
- E Jeans
  
- K
- T Key chains
- T Knee pads
  
- L
- E Lab coats
- E Leggings, tights, and leg warmers
- E Leotards
- T Life jackets and vests
- E Lingerie
- T Luggage
  
- M-N
- T Make-up bags
- E Martial arts attire
  
- O-P
- E Overshoes and rubber shoes
- T Pads (football, hockey, soccer, elbow, knee, shoulder)
- T Paint or dust masks
- E Pants
- T Patterns
- T Protective masks (athletic)
- E Purses
  
- R
- E Raincoats, rain hats, and ponchos
- E Receiving blankets
- E Religious clothing\*
- T Rented clothing (including uniforms, formal wear, and costumes)

- T Repair of wearing apparel
- E Robes
- T Roller blades
- T Roller skates
  
- S
- E Safety clothing
- T Safety glasses (except prescription\*)
- E Safety shoes
- E Scout uniforms
- T Shaving kits/bags
- E Shawls and wraps
- T Shin guards and padding
- E Shirts
- E Shoe inserts and insoles
- E Shoes (including athletic)
- E Shoulder pads (e.g., dresses, jackets)
- T Shoulder pads (e.g., football, hockey)
- E Shorts
- T Ski boots (snow)
- T Ski vests (water)
- E Ski suits (snow)
- T Skin diving suits
- E Skirts
- E Sleepwear (nightgowns and pajamas)
- E Slippers
- E Slips
- E Socks
- T Suitcases
- E Suits, slacks, and jackets
- T Sunglasses (except prescription\*)
- E Suspenders
- E Sweatbands
- E Sweaters
- T Swimming masks
- E Swimsuits and trunks
  
- T
- E Ties (neckties, bow ties)
- E Tuxedos (excluding rentals)
  
- U
- T Umbrellas
- E Underclothes
- E Uniforms (work, school, and athletic - excluding pads)
  
- V-W
- E Vests
- T Weight-lifting belts
- T Wigs

\* These items are always exempt as religious, prescription, prosthetic, or orthopedic items.

\*\* Bicycle helmets marketed for use by youth are always exempt from sales tax.

(20) List of School Supplies and Their Taxable Status During the Holiday Period. The following is a list of school supplies and their taxable status during the holiday period if they are sold for \$15 or less per item. T = Taxable, E = Exempt.

- E Binders
- T Books not otherwise exempt
- E Calculators
- E Cellophane (transparent) tape
- E Colored pencils
- E Compasses
- E Composition books
- E Computer disks (blank CDs only)
- T Computer paper
- E Construction paper
- T Correction tape, fluid, or pens
- E Crayons
- E Erasers
- E Folders
- E Glue (stick and liquid)
- E Highlighters
- E Legal pads
- E Lunch boxes
- E Markers
- T Masking tape
- E Notebook filler paper
- E Notebooks
- E Paste
- E Pencils, including mechanical and refills
- E Pens, including felt, ballpoint, fountain, highlighters, and refills

- E Poster board
- E Poster paper
- T Printer paper
- E Protractors
- E Rulers
- E Scissors
- E Staples
- E Staplers

(21) List of Personal Computers and Related Accessories and Their Taxable Status During the Holiday Period. The following is a list of personal computers and related accessories, and their taxable status during the holiday period. This is not an inclusive list. T = Taxable, E = Exempt.

- T Batteries (regular)\*\*
- E Cables for computers
- E Car adaptors for laptop computers



53ER20-39 MEGA MILLIONS® Quick Cash Promotion.

(1) Beginning June 23, 2020, the Florida Lottery will conduct the MEGA MILLIONS® Quick Cash Promotion (“Promotion”). For every 15<sup>th</sup> \$9 or more MEGA MILLIONS with Megaplier® single ticket sold statewide, a cash prize coupon for \$15 (“coupon”) will be generated.

(2) A coupon will automatically print separately following a qualifying trigger MEGA MILLIONS with Megaplier ticket purchase. Only one coupon will print per qualifying ticket purchase regardless of the number of plays or purchase price of the ticket. The trigger ticket will contain a “Prize Alert!” symbol at the bottom of the ticket and a message at the top of the ticket that says “Congratulations! You Win a \$15 Instant Cash Prize! Obtain your Cash Prize Coupon from Retailer.” Players can redeem the coupon at any Florida Lottery retailer. Coupons must be redeemed by October 31, 2020. Coupons may not be redeemed by mail. Coupons received in the mail by the Florida Lottery will not be redeemed or returned.

(3) Should an issue arise concerning the ticket purchase and/or coupon, it is the player’s responsibility to seek resolution of the issue with the retailer and the Lottery prior to leaving the retail location.

(4) The Promotion will conclude after 20,000 cash prize coupons are generated statewide.

(5) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Except as otherwise provided herein, \$15 Cash Prize Coupons will be paid in accordance with the rule of the Florida Lottery governing payment of prizes. Copies of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9), 24.109(1), FS. Law Implemented 24.105(9), 24.115(1), FS. History – New 6-19-20.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: June 19, 2020.

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

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NOS.:RULE TITLES:

6M-4.610 Statewide Provider Contract for the School Readiness Program

6M-4.740 Program Assessment Requirements for the School Readiness Program.

6M-4.741 Program Assessment Threshold Requirements for the School Readiness Program.

NOTICE IS HEREBY GIVEN that on June 19, 2020, the Office of Early Learning, received an Emergency Petition filed by the Association of Early Learning Coalitions, Inc. on behalf of members seeking variance or waiver of certain provisions of Rules 6M-4.610, 6M-4.470, and 6M-471, Florida Administrative Code. The petition seeks an emergency waiver to authorize the extension of the 2019-2020 Statewide School Readiness Provider Contract Form OEL-SR-20, through the creation of a contract amendment form that permits the extension of the 2019-2020 contract; additional time to conduct program assessment observations as required by the above-cited rules; additional time to complete the requirements of the Quality Improvement Plan; an update of provider profile information; the execution of the 2020-2021 contract upon completion of requirements or the termination of the 2019-2020 contract as appropriate. The Office of Early Learning will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, the Office must receive comments by close of business, 5:00 p.m. on the fifth day.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency.Clerk@oel.myflorida.com or Office of Early Learning, 250 Marriott Drive, Tallahassee, Florida 32399.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

NOTICE IS HEREBY GIVEN that on June 19, 2020, the Southwest Florida Water Management District, received a petition for a variance.

Petitioner’s Name: OK TerraLargo, LLC

Rule No.: 62-342.700

Nature of the rule for which variance or waiver is sought:

Financial Responsibility for Mitigation Banks

The Petition has been assigned Tracking No. 2020038.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Adrienne Vining, 7601 US Highway 301, Tampa, Florida 33637, 1(813)985-7481 x 4668, adrienne.vining@swfwmd.state.fl.us. Any interested person or other agency may submit written comments within 14 days after the publication of this notice. (T2020038).

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

**EXECUTIVE OFFICE OF THE GOVERNOR**

The Florida Faith-Based and Community-Based Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 26, 2020, 1:00 p.m. – 2:00 p.m.

PLACE: Conference Number 1(888)585-9008; Room# 590-253-573

GENERAL SUBJECT MATTER TO BE CONSIDERED: FBCB Planning Call

A copy of the agenda may be obtained by contacting: Savannah Vickery, Governor's Office of Adoption and Child Protection, (850)717-9261 or savannah.vickery@eog.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Savannah Vickery, Governor's Office of Adoption and Child Protection, (850)717-9261 or savannah.vickery@eog.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Savannah Vickery, Governor's Office of Adoption and Child Protection, (850)717-9261 or savannah.vickery@eog.myflorida.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.

DATES AND TIMES: (1) July 1, 2020, 11:00 a.m. Eastern Time - pre-bid meeting; (2) July 24, 2020, 3:00 p.m. ET - bid opening

PLACE: (1). To participate in the pre-bid meeting, participants should call 1(888)585-9008, when prompted enter 641-074-693. (2). For the opening of the bids on July 24, 2020, 3:00 p.m. ET, interested parties who would like to view the opening should click on the following link: <https://www.nwfwater.com/Contact-Us/Meetings>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in Section 120.525,

Florida Statutes, the District announces the pre-bid meeting and opening of bids received in response to ITB 20B-009, WILLIFORD SPRING STEP REPAIRS AND IMPROVEMENTS 2020.

A copy of the agenda may be obtained by contacting: Lennie Zeiler, (850)539-2623, Lennie.Zeiler@nwfwater.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: Lennie Zeiler, (850)539-2623, Lennie.Zeiler@nwfwater.com.

**WATER MANAGEMENT DISTRICTS**

St. Johns River Water Management District

RULE NO.: RULE TITLE:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels

The St. Johns River Water Management District announces a workshop to which all persons are invited.

DATE AND TIME: June 24, 2020, 4:00 p.m. CANCELED

PLACE: Webinar

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lake Butler MFLs workshop: CANCELED.

This workshop has been canceled because no one requested a workshop in writing. The District plans to request authorization to publish a Notice of Proposed Rule at the District's Governing Board meeting on August 11, 2020.

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

For more information, you may contact: Dr. Andrew Sutherland, 4049 Reid St., Palatka, Florida 32177-2529, asutherl@sjrwmnd.com, (386)329-4201.

**DEPARTMENT OF HEALTH**

Board of Dentistry

The Florida Board of Dentistry announces a public meeting to which all persons are invited.

DATE AND TIME: August 21, 2020, 8:00 a.m. ET

PLACE: 1(888)585-9008, Participant Code: 599-196-982(#)

GENERAL SUBJECT MATTER TO BE CONSIDERED: This notice will replace notice # 21712206. General board business.

A copy of the agenda may be obtained by contacting: [www.floridasdentistry.gov](http://www.floridasdentistry.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. 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: (850)245-4474.

**DEPARTMENT OF HEALTH**

**Board of Nursing**

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

**DATES AND TIMES:** Thursday, August 6, 2020, 8:30 a.m.; Thursday, August 6, 2020, 1:30 p.m.; Friday, August 7, 2020, 8:30 a.m.

**PLACE:** Toll Free Number: 1(888)585-9008, Credentials Committee Passcode: 275-112-502, Education Committee Passcode: 188-722-142, Full Board Passcode: 275-112-502

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Credentials Committee and Education Committee meetings; Disciplinary Hearings and General Business (Full Board)

This is a replacement to ID 23360333, published 6/19/2020 Vol. 46/120

A copy of the agenda may be obtained by contacting: <http://www.floridasnursing.gov/meetinginformation>.

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 days before the workshop/meeting by contacting: (850)245-4125. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

The Florida Board of Pharmacy announces a telephone conference call to which all persons are invited.

**DATES AND TIMES:** August 25, 2020, 8:00 a.m.; August 26, 2020, 8:00 a.m. ET

**PLACE:** 1(888)585-9008, Participant Code: 599-196-982(#)

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This notice will replace notice # 22526618. General board business and disciplinary matters.

A copy of the agenda may be obtained by contacting: [www.floridaspharmacy.gov](http://www.floridaspharmacy.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. 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: (850)245-4474.

**DEPARTMENT OF HEALTH**

**Division of Children's Medical Services**

The Child Forensic Interview Advisory Committee announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** July 23, 2020, 10:00 a.m. – 11:00 a.m.

**PLACE:** Conference Call-In Number: 1(888)585-9008, Conference Call Room# 275-269-015

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To plan and organize the August CFIAC meeting

A copy of the agenda may be obtained by contacting: [CFIAC@flhealth.gov](mailto:CFIAC@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 7 days before the workshop/meeting by contacting: [CFIAC@flhealth.gov](mailto:CFIAC@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: [CFIAC@flhealth.gov](mailto:CFIAC@flhealth.gov).

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Mental Health Program**

The Department of Children and Families Substance Abuse and Mental Health Office announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** June 29, 2020, 10:00 a.m. – 11:00 a.m.

**PLACE:** Conference Number: 1(888)585-9008, Conference Room 319-958-946#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Obtain Public input and information regarding the application of First Step of Sarasota, Inc. application for Designation as a Public Receiving Facility for adults in Sarasota County, Florida. Public comments may be submitted in writing by email to [Jamie.Sommer@myflfamilies.com](mailto:Jamie.Sommer@myflfamilies.com) or during the conference call.

A copy of the agenda may be obtained by contacting: Jamie.Sommer@myflfamilies.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 7 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: Jamie.Sommer@myflfamilies.com.

**COUNCIL OF COMMUNITY COLLEGE PRESIDENTS**

The Florida College System Council of Presidents announces a public meeting to which all persons are invited.

DATE AND TIME: June 25, 2020, 3:30 p.m.

PLACE: Zoom

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues pertaining to the Florida College System.

A copy of the agenda may be obtained by contacting: Sharlee Whiddon, swhiddon@myafchome.org, (850)222-3222.

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: Sharlee Whiddon, swhiddon@myafchome.org, (850)222-3222. 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: Michael Brawer, (850)222-3222.

**Section VII**

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.: RULE TITLE:

33-404.102 Provision of Mental Health Services

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received the petition for declaratory statement from inmate Christopher Thomas, DC# 186326. The petition seeks the agency's opinion as to the applicability of paragraph 33-602.220(5)(c) and subsection 33-404.102(11), as it applies to the petitioner.

The petition seeks to resolve a controversy or answer questions or doubts regarding the interpretation and application of the above-referenced rules as they relate to the Department's rules on inmate property in confinement and in an inpatient unit. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to

intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Betty Renfroe, 501 South Calhoun Street, Tallahassee, Florida 32399, betty.renfroe@fdc.myflorida.com, (850)717-3605.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: RULE TITLE:

33-602.220 Administrative Confinement

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has received the petition for declaratory statement from inmate Christopher Thomas, DC# 186326. The petition seeks the agency's opinion as to the applicability of Rule 33-602.220, Florida Administrative Code, as it applies to the petitioner.

The petition seeks to resolve a controversy or answer questions or doubts regarding the interpretation and application of the above-referenced rules as they relate to the Department's rule on disciplinary action and Administrative Confinement. Persons whose substantial interests may be affected by a declaratory statement issued in this matter may file a motion to intervene or a petition for administrative hearing within twenty-one (21) days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Betty Renfroe, 501 South Calhoun Street, Tallahassee, Florida 32399, betty.renfroe@fdc.myflorida.com, (850)717-3605.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Florida Real Estate Commission

RULE NO.: RULE TITLE:

61J2-10.026 Team or Group Advertising

NOTICE IS HEREBY GIVEN that Florida Real Estate Commission has issued an order disposing of the petition for declaratory statement filed by Maria Wood and Robert Kneeland on December 10, 2020. The following is a summary of the agency's disposition of the petition: The Notice of the Petition was published in Volume 46, No. 35, of the February 20, 2020, issue of the Florida Administrative Register. Petitioner sought the Commission's opinion on whether the "descriptive group name" "Castle Central Group" under the brokerage OneRes International Realty LLC, is permissible under the provisions of Rule 61J2-10.026, F.A.C. The Board reviewed the declaratory statement at its telephone conference call meeting held on April 7, 2020. The Commission's Order filed on May 22, 2020 granted the petition for declaratory statement. Under the facts and circumstances outlined in the Petition and comparing the plain text of the cited rule's subsection (4), the team name "Castle Central Group" does not violate the restrictions of section Rule 61J2-10.026, F.A.C.

A copy of the Commission’s Order may be obtained by contacting Robin B. Rogers, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, #N801, Orlando, FL 32801.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:

61J2-17.015 Required Communication by School Permit Holders

NOTICE IS HEREBY GIVEN that Florida Real Estate Commission has issued an order disposing of the petition for declaratory statement filed by Jeffrey M. Fagan, Realtor ®, CRB on December 04, 2019. The following is a summary of the agency’s disposition of the petition: The Notice of the Petition was published in Volume 45, No.240, of the December 12, 2019, issue of the Florida Administrative Register. Petitioner sought an opinion on whether the “Meet the Manager” event described in the petition is prohibited by the cited rule. The Board reviewed the declaratory statement at its meeting held on February 18, 2020, in Orlando, Florida and again on April 7, 2020, by telephonic conference call. The Commission’s Order filed on May 22, 2020 granted the petition for declaratory statement. Because the “Meet the Manager Event” will not take place during scheduled instructional time, is optional, and is not primarily intended to be an employee recruitment event, the event, as specifically detailed in the Petition, does not violate the rule’s prohibitions.

A copy of the Commission’s Order may be obtained by contacting Robin B. Rogers, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, #N801, Orlando, FL 32801.

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

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

NONE

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

NONE

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

NONE

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

NONE

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

NONE

**Section XII**  
**Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Monday, June 15, 2020 and 3:00 p.m., Friday, June 19, 2020.

Rule No.	File Date	Effective Date
12BER20-01	6/15/2020	7/1/2020
12BER20-02	6/15/2020	7/1/2020
12BER20-03	6/15/2020	7/1/2020
12BER20-04	6/15/2020	7/1/2020
12BER20-05	6/15/2020	7/1/2020
53ER20-39	6/19/2020	6/19/2020
59AER20-4	6/15/2020	6/15/2020
59AER20-5	6/15/2020	6/15/2020
61G4ER20-6	6/17/2020	6/17/2020
61G6-7.001	6/18/2020	7/8/2020



62-204.800	6/15/2020	6/15/2020
68A-13.003	6/16/2020	7/1/2020
68A-13.008	6/16/2020	7/1/2020
68D-24.018	6/16/2020	7/6/2020
<b>LIST OF RULES AWAITING EPA APPROVAL PURSUANT TO SECTION 373.4146 (2), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
62-331.020	6/11/2020	**/**/*****
62-331.030	6/11/2020	**/**/*****
62-331.040	6/11/2020	**/**/*****
62-331.050	6/11/2020	**/**/*****
62-331.070	6/11/2020	**/**/*****
62-331.100	6/11/2020	**/**/*****
62-331.130	6/11/2020	**/**/*****
62-331.140	6/11/2020	**/**/*****
62-331.211	6/11/2020	**/**/*****
62-331.212	6/11/2020	**/**/*****
62-331.213	6/11/2020	**/**/*****
62-331.214	6/11/2020	**/**/*****
62-331.218	6/11/2020	**/**/*****
62-331.219	6/11/2020	**/**/*****
62-331.220	6/11/2020	**/**/*****
62-331.221	6/11/2020	**/**/*****
62-331.222	6/11/2020	**/**/*****
62-331.223	6/11/2020	**/**/*****
62-331.224	6/11/2020	**/**/*****
62-331.227	6/11/2020	**/**/*****
62-331.228	6/11/2020	**/**/*****
62-331.233	6/11/2020	**/**/*****
62-331.234	6/11/2020	**/**/*****
62-331.235	6/11/2020	**/**/*****
62-331.236	6/11/2020	**/**/*****

62-331.237	6/11/2020	**/**/*****
62-331.238	6/11/2020	**/**/*****
62-331.239	6/11/2020	**/**/*****
62-331.241	6/11/2020	**/**/*****
62-331.243	6/11/2020	**/**/*****
62-331.244	6/11/2020	**/**/*****
62-331.245	6/11/2020	**/**/*****
62-331.246	6/11/2020	**/**/*****
62-331.247	6/11/2020	**/**/*****
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
60FF1-5.009	7/21/2016	**/**/*****
60P-1.003	11/5/2019	**/**/*****
60P-2.002	11/5/2019	**/**/*****
60P-2.003	11/5/2019	**/**/*****
64B8-10.003	12/9/2015	**/**/*****

DEPARTMENT OF FINANCIAL SERVICES

FSC - Financial Institution Regulation

Office of Financial Regulation

NOTICE OF FILINGS

Financial Services Commission

Office of Financial Regulation

June 20, 2020

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P.O. Box 8050		General Counsel's Office
Tallahassee, Florida 32314-8050		The Fletcher Building, Suite 118
Phone: (850)410-9889		101 East Gaines Street

Fax: (850)410-9663

Tallahassee, Florida 32399-0379

Phone: (850)410-9889

In accordance with the Americans with Disabilities Act, persons with disabilities needing a special accommodation to participate in this proceeding should contact the Agency Clerk no later than seven (7) days prior to the filing deadline or proceeding, at the Office of Financial Regulation, The Fletcher Building, Suite 118, 101 East Gaines Street, Tallahassee, Florida 32399-0379, Phone: (850)410-9889, or by Email: [agency.clerk@flofr.com](mailto:agency.clerk@flofr.com).

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., July 9, 2020):

**APPLICATION FOR A NEW FINANCIAL INSTITUTION**

Applicant and Proposed Location: The People's Credit Union of Gadsden County,

304 West King Street, Quincy, Gadsden County, Florida 32351

Correspondent: Kimblin E. NeSmith, J.D., Post Office Box 1515, Quincy, Florida 32353

Received: June 16, 2020

Distribution: (Publication Not Required)

Federal Deposit Insurance Corporation, Atlanta, GA

Federal Reserve Bank of Atlanta, Atlanta, GA

Comptroller of the Currency, Atlanta, GA

Florida Bankers Association, Tallahassee, Florida

Kimblin E. NeSmith, J.D.,

William G. Berg

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**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.

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