

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

**DEPARTMENT OF HEALTH**

**Board of Nursing**

**RULE NO.:** RULE TITLE:  
64B9-8.006 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

**PURPOSE AND EFFECT:** The Board proposes the amendment of the rule to update the penalties for disciplinary guidelines.

**SUBJECT AREA TO BE ADDRESSED:** Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

**RULEMAKING AUTHORITY:** 456.072, 456.079 FS.

**LAW IMPLEMENTED:** 456.072, 456.079, 464.018 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:** Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; Joe.Baker@flhealth.gov.

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

## Section II Proposed Rules

**FISH AND WILDLIFE CONSERVATION  
COMMISSION**

**Marine Fisheries**

**RULE NOS.:** RULE TITLES:  
68B-14.001 Purpose and Intent, Designation as Restricted Species  
68B-14.002 Definitions  
68B-14.0036 Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption  
68B-14.0038 Recreational Snapper Seasons  
68B-14.006 Other Prohibitions and Exception

**PURPOSE AND EFFECT:** The Florida Fish and Wildlife Conservation Commission (Commission) is considering changes to state Gulf red snapper regulations based on recent federal regulation changes. The U.S. Secretary of Commerce

recently approved delegating authority to manage private recreational red snapper harvest in federal waters from the Gulf of Mexico Fishery Management Council (Council)/NOAA Fisheries to the states long-term starting in 2020.

The purpose of these rule amendments is to extend Florida’s regulations for Gulf recreational red snapper harvest (i.e., seasons, bag limits, and size limits) into Gulf federal waters. This rule amendment would also streamline the process used to set the season and allow federally-permitted for-hire vessels, which have their own season set by NOAA Fisheries, to possess (but not harvest) red snapper in state waters while the federal for-hire season is open but state waters are closed. Additionally, this rule amendment will also include minor, non-substantive technical changes to current rule language.

**SUMMARY:** These rule amendments will modify state Gulf red snapper regulations to extend Florida’s regulations for Gulf recreational red snapper harvest into Gulf federal waters for 2020 and beyond. These rule amendments will also streamline the process used to set the annual season, allow an exception for federally-permitted for-hire vessels to possess (but not harvest) red snapper in state waters when state waters are closed, and make minor, non-substantive technical changes to current rule language.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the nature of the rule and the preliminary analysis conducted to determine whether a SERC was required

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:** Article IV, Section 9, Florida Constitution

**LAW IMPLEMENTED:** Article IV, Section 9, Florida Constitution

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** During the Commission’s regular meeting on February 19-20, 2020, 8:30 a.m. to 5:00 p.m., each day.

PLACE: Donald L. Tucker Civic Center, Meeting Room A, 505 W. Pensacola St., Tallahassee, FL, 32301

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 ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554.

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-14.001 Purpose and Intent, Designation as Restricted Species.

(1) Purpose and intent.

(a) through (c) No change.

(d) The size limit, bag limit, and seasons for red snapper harvested recreationally in the Gulf of Mexico apply to all recreational harvesters within or without Florida waters, except for recreational harvesters on a vessel that has been issued a valid federal Charter/Headboat permit for Gulf Reef Fish pursuant to 50 C.F.R. §622.20(b) any time during the fishing year. Vessels for hire that do not possess aboard the vessel a valid federal Gulf of Mexico Charter/Headboat permit for Reef Fish pursuant to 50 C.F.R. §622.20(b) are prohibited from fishing for or possessing red snapper in federal EEZ waters of the Gulf of Mexico.

(2) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const., Chapter 83-134, Laws of Fla., as amended by Chapter 84-121, Laws of Fla. Law Implemented Art. IV, Sec. 9, Fla. Const., Chapter 83-134, Laws of Fla., as amended by Chapter 84-121, Laws of Fla. History—New 7-29-85, Amended 12-11-86, 2-1-90, 12-31-92, 3-31-94, 12-31-98, Formerly 46-14.001, Amended 1-1-00, 1-1-03, 7-1-07, 7-1-16, 7-1-19, 4-1-20.

68B-14.002 Definitions.

For purposes of this chapter, except where the context clearly requires otherwise:

(1) through (2) No change.

~~(3) “Fork length” means the length of a fish as measured from the tip of the snout to the rear center edge of the tail.~~

(3)(4) “Goliath grouper” means any fish of the species *Epinephelus itajara*, or any part thereof.

~~(4)(5) “Gulf of Mexico” means that body of water north and west of the line described in the definition of “Atlantic Ocean” contained in subsection (1), of this rule.~~

~~(6) “Harvest” means the catching or taking of a fish by any means whatsoever, followed by a reduction of such fish to possession. Fish that are caught but immediately returned to the water free, alive and unharmed are not harvested. In addition, temporary possession of a fish for the purpose of measuring it to determine compliance with the minimum size requirements of this chapter shall not constitute harvesting such fish, provided that it is measured immediately after taking, and immediately returned to the water free, alive and unharmed if undersize~~

~~(5)(7) “Harvest for commercial purposes” means the taking or harvesting of fish for purposes of sale or with intent to sell or in excess of established bag limits.~~

~~(6)(8) “Headboat” means a vessel that holds a valid Certificate of Inspection issued from the U.S. Coast Guard to carry passengers for hire when it carries a passenger who pays a fee or when there are more than three persons aboard, including operator and crew.~~

~~(9) “Land,” when used in connection with the harvest of a fish, means the physical act of bringing the harvested fish ashore.~~

~~(10) “Nassau grouper” means any fish of the species *Epinephelus striatus*, or any part thereof.~~

~~(11) “Person” means any natural person, firm, entity or corporation.~~

~~(12) “Spearing” means the catching or taking of a fish by bow hunting, gigging, spearfishing, or by any device used to capture a fish by piercing the body. Spearing does not include the catching or taking of a fish by a hook with hook and line gear or by snagging (snatch hooking).~~

~~(13) “Total length” means the straight line distance from the most forward point of the head with the mouth closed, to the farthest tip of the tail with the tail compressed or squeezed, while the fish is lying on its side.~~

~~(14) “Trip” means a fishing trip of whatever duration which begins with departure of the fishing vessel from a dock, berth, beach, seawall, or ramp and which terminates with return to a dock, berth, beach, seawall, or ramp.~~

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 7-29-85, Amended 12-11-86, 2-1-90, 12-31-92, 3-1-94, 1-1-98, 12-31-98, Formerly 46-14.002, Amended 1-1-00, 1-1-03, 7-1-06, 8-26-14, 4-1-20.

68B-14.0036 Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption.

(1) Snapper.

(a) through (b) No change.

(c) Red snapper. Except as provided elsewhere in this ~~chapter rule~~, no recreational harvester shall harvest in or from state waters of the Atlantic Ocean, nor possess while in or on state waters of the Atlantic Ocean, more than 2 red snapper per day, nor shall a recreational harvester harvest in or from state waters of the Gulf of Mexico, nor possess while in or on state waters of the Gulf of Mexico, more than 2 red snapper per day. On any vessel licensed to carry customers wherein a fee is paid, either directly or indirectly, for the purpose of taking or attempting to take marine fish in the Gulf of Mexico, the applicable bag and possession limit specified in this rule shall not extend to the operator of such vessel or any person employed as a crewman of such vessel. Such bag and possession limit shall be counted for purposes of the aggregate snapper bag and possession limit prescribed in paragraph (a), only if harvested in or from state waters.

(d) through (g) No change.

(2) through (10) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-31-98, Amended 3-1-99, Formerly 46-14.0036, Amended 10-22-99, 1-1-00, 3-6-00, 3-1-01, 1-1-03, 1-3-05, 9-16-05, 1-1-06, 7-1-06, 7-1-07, 4-1-08, 1-6-09, 8-27-09, 10-16-09, 1-19-10, 12-30-11, 7-1-12, 6-10-13(4), 6-10-13(8), 3-13-14, 5-7-15, 7-1-16, 11-17-16, 1-1-17, 5-30-17, 8-24-17, 1-16-18, 7-1-19, 4-1-20.

68B-14.0038 Recreational Snapper Seasons.

(1) Red Snapper Open Seasons. Pursuant to Section 120.81(5), F.S., the Commission shall give notice of red snapper open seasons for all waters of the Gulf of Mexico ~~in all state waters of the Gulf of Mexico, the season for the recreational harvest and possession of red snapper shall be electronically~~ at: [www.myfwc.com/fishing/saltwater/recreational/snappers/](http://www.myfwc.com/fishing/saltwater/recreational/snappers/)

~~(a) Saturdays and Sundays beginning the first Saturday in May;~~

~~(b) Each day of the week beginning the Saturday before Memorial Day through the Sunday following July 4;~~

~~(c) Fridays, Saturdays, and Sundays from September 1 through October 31 as well as Labor Day.~~

(2) Red Snapper Closed Seasons. Except for persons harvesting red snapper for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., no person shall harvest in or from state waters of the Gulf of Mexico any red snapper outside of the open season established by the procedure in subsection (1). ~~identified in subsection (1). Recreational harvest shall be prohibited starting November 1 each year and shall not reopen until the first Saturday in May the following year. If October 31~~

~~falls on a Saturday, the last day of harvest will be Sunday, November 1.~~

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 10-20-98, Formerly 46-14.0038, Amended 12-30-99, 3-12-09, 8-7-09, 10-16-09, 6-4-10, 10-8-10, 7-22-11, 7-6-12, 5-31-13, 10-31-13, 5-24-14, 5-23-15, 5-7-16, 5-23-17, 4-1-20.

68B-14.006 Other Prohibitions and Exception.

(1) Possession of any fish in excess of any applicable bag limit or smaller than any minimum size limit established by this chapter by any person aboard a vessel fishing in state waters constitutes a violation of this chapter. Vessels for-hire that possess aboard the vessel a valid federal Gulf of Mexico Charter/Headboat Permit for Reef Fish pursuant to 50 C.F.R. §622.20(b), while fishing for other species in or on state waters, may be in possession of red snapper that were legally harvested in adjacent EEZ waters during the federal season for recreational harvest by the federal for-hire component established by the National Marine Fisheries Service and published in the *Federal Register*.

(2) through (5) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-11-86, Amended 2-1-90, 7-15-96, 12-31-98, Formerly 46-14.006, Amended 9-13-16, 4-1-20.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 12, 2019

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 9, 2019

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Section III  
Notice of Changes, Corrections and  
Withdrawals

NONE

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Section IV  
Emergency Rules

NONE

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

### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on January 24, 2020, the Southwest Florida Water Management District, received a petition for a variance or waiver.

Petitioner's Name: Tallywood Condominium Assoc. Inc.

Rule No.: 40D-22.201

Nature of the rule for which variance or waiver is sought: Lawn and landscape irrigation.

The Petition has been assigned tracking No. 20-4307.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michael Bench, 7601 US Highway 301, Tampa, Florida 33637, 1(813)985-7481 x. 2298, water.variances@watermatters.org. Any interested person or other agency may submit written comments within 14 days after the publication of this notice. (TS2020006).

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

### DEPARTMENT OF STATE

Division of Historical Resources

The Division of Historical Resources announces a public meeting to which all persons are invited.

DATE AND TIME: February 7, 2020, 9:00 a.m. to conclusion

PLACE: Room 307, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly business meeting of the Florida Historical Commission.

A copy of the agenda may be obtained by contacting: Sarah Liko at (850)245-6332 or Sarah.Liko@dos.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 48 hours before the workshop/meeting by contacting: Sarah Liko at (850)245-6332 or Sarah.Liko@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Sarah Liko at (850)245-6332 or Sarah.Liko@dos.myflorida.com.

### DEPARTMENT OF EDUCATION

State Board of Education

The Bureau of Federal Educational Programs, Title I Committee of Practitioners announces a public meeting to which all persons are invited.

DATE AND TIME: February 11, 2020, 2:30 p.m. – 4:00 p.m. Eastern Time

PLACE: The meeting will be conducted using communications media technology, specifically via webinar. Join the meeting at <https://attendee.gotowebinar.com/register/7270404494865295885> or at a public point of access located at 325 West Gaines Street, Room 356, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular committee business.

A copy of the agenda may be obtained by contacting: Shonda Goldsmith at FloridaCOP@fldoe.org or (850)245-0693.

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: Shonda Goldsmith at FloridaCOP@fldoe.org or (850)245-0693. 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: Shonda Goldsmith at FloridaCOP@fldoe.org or (850)245-0693.

### 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: February 25, 2020, 2:30 p.m. ET

PLACE: Northwest Florida Water Management District, 81 Water Management Drive, Havana, Florida 32333 (U.S. Highway 90, 10 miles west of Tallahassee).

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in section 120.525, Florida Statutes, a public opening is hereby noticed within the timeline for Invitation to Bid (ITB) 20B-005 - RENTAL AND SERVICE OF PORTABLE TOILETS AND DISTRICT-OWNED TOILETS IN ESCAMBIA AND SANTA ROSA COUNTIES.

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

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**DEPARTMENT OF MANAGEMENT SERVICES**

The Florida E911 Board announces a public meeting to which all persons are invited announces a public meeting to which all persons are invited.

**DATE AND TIME:** February 19, 2020, 9:00 a.m. to conclusion of business

**PLACE:** Betty Easley CCOC/Cafeteria – 4075 Esplanade Way Room 180 Tallahassee, FL 32399-0950

You may also join the meeting with GoToMeeting, using your computer, tablet or smartphone:

<https://global.gotomeeting.com/join/931659037>

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Business (Signatures for A.R.)

A copy of the agenda may be obtained by contacting: Leon Simmonds, (850)921-0041.

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: Leon Simmonds, (850)921-0041. 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: Leon Simmonds, (850)921-0041.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

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

**DATE AND TIME:** February 12, 2020, 3:00 p.m.

**PLACE:** Conference Number: 1(888)585-9008 Conference Code: 241687833.

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

A copy of the agenda may be obtained by contacting: Florida Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395.

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: Florida Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Board of Cosmetology, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1395.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

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

**DATES AND TIMES:** Tuesday, February 17, 2020, 8:15 a.m. ET or soonest thereafter. If the agenda items are not completed by 5:00 p.m., the meeting may be continued to Wednesday, February 18, 2020, 8:15 a.m.

**PLACE:** Zora Neale Hurston Building, North Tower, 400 West Robinson Street, Suite N901, Orlando, Florida 32801

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Official business of Commission – among topics include, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., Chapter 61J2, F.A.C., budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, disciplinary actions and real estate applications. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Giovanna Corona at [realpublicrecords@myfloridalicense.com](mailto:realpublicrecords@myfloridalicense.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: Division of Real Estate, (407)481-5662. 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 BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

The Probable Cause Panel of the Florida Real Estate Commission announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, February 16, 2020, 2:30 p.m. ET or soonest thereafter

**PLACE:** Zora Neale Hurston Building, North Tower, 400 West Robinson Street, N901 Orlando, Florida 32801

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Probable Cause Panel will meet to conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Probable Cause Panel or its counsel.

A copy of the agenda may be obtained by contacting: Giovanna Corona, Division of Real Estate, at (407)481-5662.

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

The Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Friday, February 7, 2020, 2:00 p.m. ET

**PLACE:** Department of Health Meet Me # 1(888)585-9008, when prompted, enter conference room # 744-469-610

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss general board business.

A copy of the agenda may be obtained by contacting: <https://floridasmentalhealthprofessions.gov/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: the board office at (850)245-4292. 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 board office at (850)245-4292.

**DEPARTMENT OF HEALTH**

**Division of Family Health Services**

The Florida Department of Health, Community Health Promotion, Florida Coordinating Council for the Deaf and Hard of Hearing announces a public meeting to which all persons are invited.

**DATES AND TIMES:** Please note the change in meeting time and location: Thursday, February 6, 2020, 12:00 Noon – 5:30 p.m.; Friday, February 7, 2020, 8:00 a.m. – 12:00 Noon

**PLACE:** Please note the change in meeting time and location: Department of Health, Southwood State Campus, 4042 Bald Cypress Way, Room 301, Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Coordinated Council for the Deaf and Hard of Hearing (FCCDHH) is mandated by Florida Statute 413.271 to serve as an advisory and coordinating body which recommends policies that address the needs of Florida's community who are deaf, hard of hearing, late deafened, or have combined hearing and vision loss.

The purpose of the Quarterly Council Meeting will be to provide Committee updates, deliver presentations by Community Experts, and Public Forum.

Communication Access Real-time Translation (CART) Services will be provided remotely via: <http://streamtext.net/player?event=FCCDHH>.

The meeting may be accessed via Conference Call: 1(888)299-2873, Conference Room Code: 828-532-954.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: Tiffany Baylor at (850)245-4048.

**DEPARTMENT OF CHILDREN AND FAMILIES**

The Department of Children and Families announces a public meeting to which all persons are invited.

**DATE AND TIME:** February 11, 2020, 9:00 a.m.

**PLACE:** 1003 E. Palm Avenue, Tampa, FL 33605

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Ongoing Hillsborough County Alliance business.

A copy of the agenda may be obtained by contacting: Ilka Suda, 1(813)337-5805.

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: Ilka Suda, 1(813)337-5805. 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 CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NOS.:RULE TITLES:

- 65C-45.001 Background Screening Requirements for all Levels of Licensure
- 65C-45.002 Parent Preparation Pre-service and Inservice Training for all Levels of Licensure
- 65C-45.003 Foster Home Initial Licensing Requirements for all Levels of Licensure
- 65C-45.004 Summary, Recommendations, and Process for Submission of Initial Licensure
- 65C-45.005 Level I-Waivable Requirements
- 65C-45.006 Level II-Non-Child-Specific Foster Home Initial Licensing Requirements
- 65C-45.007 Level III-Safe Foster Home for Victims of Human Trafficking Initial Licensing Requirements (1) Certification of Safe Foster Homes
- 65C-45.008 Level IV Therapeutic Foster Home and Level V Medical Foster Home Initial Licensing Requirements
- 65C-45.009 Changes During the Licensed Year for all Levels of Licensure
- 65C-45.010 Standards for all Licensed Out-of-Home Caregivers
- 65C-45.011 Supports for all Levels of Licensure
- 65C-45.012 Relicensing requirements for all Levels of Licensure
- 65C-45.013 Conflict of Interest for all Levels of Licensure
- 65C-45.014 Terms of a License for all Levels of Licensure
- 65C-45.015 Over-Capacity Assessments and Exceptions for all Levels of Licensure
- 65C-45.016 Babysitting, Overnight Care, Extended Overnight Care, and Other Supervision Arrangements for all Levels of Licensure
- 65C-45.017 Foster Care Referrals and Investigations for all Levels of Licensure
- 65C-45.018 Administrative Actions, Appeals and Closures for all Levels of Licensure

The Department of Children and Families announces a hearing to which all persons are invited.

DATE AND TIME: February 7, 2020, 2:00 p.m. – 3:30 p.m. or close of business

PLACE: (1) Attending in person at: Florida Department of Children and Families, 1317 Winewood Boulevard, Bldg. 1, Room 302H, Tallahassee, FL 32399-0700

(2) Via conference call: Dial 1(888)585-9008, Code: 610 053 224

GENERAL SUBJECT MATTER TO BE CONSIDERED: Newly proposed changes to the published rules and notice of change.

A copy of the agenda may be obtained by contacting: Jodi Abramowitz at (850)717-4470 or Jodi.abramowitz@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 2 days before the workshop/meeting by contacting: Jodi Abramowitz at (850)717-4470 or Jodi.abramowitz@myflfamilies.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).

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

The Department of Children and Families, Division of Purchasing announces a public meeting to which all persons are invited.

DATE AND TIME: See schedule posted on the VBS for meeting dates/time.

PLACE: See schedule posted on the VBS for meeting locations.

GENERAL SUBJECT MATTER TO BE CONSIDERED: RFP1019LGN1 SYNAR COVERAGE STUDY AND ENVIRONMENTAL SCAN’s schedule of public meetings is available at the Vendor Bid System (VBS), accessible at [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

The Department will post notice of any changes or additional meetings within the VBS.

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 48 days before the workshop/meeting by contacting: Michele.staffieri@myflfamilies.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).

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

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

DATE AND TIME: REVISED: Monday, February 10, 2020, 9:00 a.m.

PLACE: Seminole Room, Residence Inn by Marriott, 600 West Gaines St., Tallahassee, FL 32304, Phone (850)329-9080

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Department is holding a Listening Session, for the purpose of exploring options with the public for the implementations of a standardized form for third-party reporting in the state of Florida. The Listening Session may also include a general discussion of rules, notification requirements, general procedures and proposed rule development in that regard. This Listening Session will take input from affected persons as to what rule amendments are necessary to implement this statutory change.

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

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

## Section VII

### Notice of Petitions and Dispositions Regarding Declaratory Statements

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board declined to answer the petition for declaratory statement filed by Deborah Ann Murphy Brito. On September 11, 2019, petitioner sought the Board's opinion as to whether the General Contractor license encompasses the scope of practice of a solar contractor.

The Notice of Petition for Declaratory Statement was published in Vol. 45, No. 191, on October 1, 2019, in the Florida Administrative Register. The Board, at its meeting held on November 15, 2019, declined to answer the Petition due to the scope of practice questions and also the actions Petitioner is asking about has already occurred.

A copy of the Board's Order or additional information may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399-1039 or telephone: (850)487-1395, or by electronic mail to Donald.Shaw@myfloridalicense.com.

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

NOTICE IS HEREBY GIVEN that Board of Accountancy has received the petition for declaratory statement from Jonathan D. Marseglia, C.P.A., filed on January 21, 2020. The petition seeks the agency's opinion as to the applicability of Section 473.309(1)(b), F.S. as it applies to the petitioner.

Petitioner seeks a determination from the Board regarding the practice requirements for partners owning at least 51 percent of the financial interest and voting rights of the partnership are certified public accountant in another state and is domiciled in this state must be a certified public accountant of this state and hold an active license. And Petitioner seeks a determination as to whether a profit interest, without any equity right, a financial interest as it pertains to statute.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607 or by telephoning (352)333-2505.

#### DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has received the petition for declaratory statement from Rock Creek Finance, LLC. The petition seeks the agency's opinion as to the applicability of Chapter 520, Florida Statutes, as it applies to the petitioner.

On 1/29/2020, the Florida Office of Financial Regulation (Consumer Finance) received a Petition for Declaratory Statement from Rock Creek Finance, LLC. The petition seeks a declaratory statement from the Office whether its business model (to provide financing to consumers purchasing alarm and security system and outdoor buildings) falls, Chapter 520, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

#### DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that Florida Office of Financial Regulation has received the petition for declaratory statement from Farnam Street Financial, Inc. The petition seeks the agency's opinion as to the applicability of Chapter 520, Florida Statutes, as it applies to the petitioner.

The Florida Office of Financial Regulation (Consumer Finance) received a Petition for Declaratory Statement from Farnam



Street Financial, Inc. The petition seeks a declaratory statement from the Office whether (an equipment leasing company requires licensure as a Sales Finance Company) under Chapter 520, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889, Agency.Clerk@flofr.com.

**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:

RICKY RESCUE TRAINING ACADEMY, INC., Petitioner, vs. DEPARTMENT OF FINANCIAL SERVICES, DIVISION OF STATE FIRE MARSHAL, Respondent. CASE NO.: 20-0441RP; RULE NO.: 69A-39.005

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**

**BROWARD COUNTY PURCHASING**

Broward County Supervisor of Elections (SOE) Facility - Unsolicited Proposal

Broward County Board of Commissioners has received an unsolicited proposal for a qualifying public-private partnership project pursuant to Section 255.065, Florida Statutes, for the development of a Broward County Supervisor of Elections (SOE) Facility (Project). The Board has determined this unsolicited proposal is sufficient for consideration on a preliminary basis and will accept other proposals for the same project during this notification period.

Additional information on the project, including programming requirements and submittal instructions, is available on the Broward County Purchasing Division’s website at [www.broward.org/purchasing/Pages/Default.aspx](http://www.broward.org/purchasing/Pages/Default.aspx) and through [www.bidsync.com](http://www.bidsync.com) (free of charge). All questions regarding this project should be posted in BidSync, which is the County’s electronic bidding system.

Entities wishing to submit proposals for the Project may do so by delivering sealed proposals for Solicitation No. PNC2120462F1, Supervisor of Elections (SOE) Facility, until 2:00 p.m. on March 23, 2020, as instructed in the solicitation. All proposals must be timely submitted no later than stated date and time and must contain the information and materials required under Section 255.065, Florida Statutes. Any proposal received after stated due date and time will not be opened or considered.

Proposals will be ranked in order of preference by the County. In ranking the proposals, the County will consider the factors set forth in Section 255.065, Florida Statutes and other facts as permissible under applicable law.

The County reserves the right to reject any or all proposals, or as provided under Section 255.065, Florida Statutes, to award and negotiate an interim agreement and/or comprehensive agreement with the proposer whose proposal best serves the interests of the County. Nothing contained in this notice is intended to be an obligation or binding agreement by the County regarding the Project, or any commitment by the County to enter into any final agreement regarding the Project. The County’s Cone of Silence, as stated in section 1-266 of the Broward County Code of Ordinances, will be in effect from the posting of initial advertisement. All communications regarding the Project should be submitted through BidSync or to the listed Project Manager. The Cone of Silence will terminate as

provided in section 1-266 of the Broward County Code of Ordinances.

All proposals and related information received will be subject to the applicable provisions of the Florida Public Records Law.

**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., Thursday, January 23, 2020 and 3:00 p.m., Wednesday, January 29, 2020.

Rule No.	File Date	Effective Date
1N-7.001	1/27/2020	2/16/2020
1S-2.030	1/24/2020	2/13/2020
5C-5.001	1/29/2020	2/18/2020
5C-5.002	1/29/2020	2/18/2020
5C-5.0021	1/29/2020	2/18/2020
5C-5.003	1/29/2020	2/18/2020
5C-5.004	1/29/2020	2/18/2020
25-6.030	1/29/2020	2/18/2020
25-6.031	1/29/2020	2/18/2020
40D-2.091	1/29/2020	2/18/2020
53ER20-7	1/23/2020	1/23/2020
53ER20-8	1/23/2020	1/23/2020
53ER20-9	1/23/2020	1/23/2020
60CC-1.001	1/28/2020	2/17/2020
60CC-2.001	1/28/2020	2/17/2020
60CC-2.002	1/28/2020	2/17/2020
60CC-5.002	1/28/2020	2/17/2020
61G7-5.006	1/23/2020	2/12/2020
64B15-19.002	1/23/2020	2/12/2020
64B15-19.007	1/23/2020	2/12/2020
64B18-14.009	1/28/2020	2/17/2020

67-49.002	1/24/2020	2/13/2020
68A-16.003	1/28/2020	2/17/2020
68A-26.002	1/28/2020	2/17/2020
68A-27.003	1/28/2020	2/17/2020
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary  
Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by subsection 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments and deadlines, and the address for providing comments, are available at: <https://fldep.dep.state.fl.us/clearinghouse/>. For information, call (850)717-9076. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF FINANCIAL SERVICES

FSC - Financial Institution Regulation

Office of Financial Regulation

NOTICE OF FILINGS

Financial Services Commission

Office of Financial Regulation

January 30, 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., February 20, 2020):

**APPLICATION FOR CONVERSION OF A FEDERAL CREDIT UNION**

**TO A STATE CREDIT UNION**

Applicant and Location: Launch Federal Credit Union, 300 South Plumosa Street, Merritt Island, Brevard County, Florida, 32952

With Title: Launch Financial Credit Union

Received: January 27, 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

John H. DeLoach, Attorney

William G. Berg

**DEPARTMENT OF FINANCIAL SERVICES**

FSC - Financial Institution Regulation

Office of Financial Regulation

**NOTICE OF FILINGS**

Financial Services Commission

Office of Financial Regulation

January 28, 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., February 18, 2020):

**APPLICATION TO ACQUIRE CONTROL**

Financial Institution to be Acquired: CBOS

Bankshares, Inc, (Community Bank of the South), Merritt Island, Florida

Proposed Purchasers: William Taylor, Merritt Island, Florida

Received: January 22, 2020

Distribution: (Publication Not Required)

Federal Deposit Insurance Corporation, Atlanta, GA

Federal Reserve Bank of Atlanta, Atlanta, GA

Comptroller of the Currency, Atlanta, GA

John P. Greeley, Attorney

William G. Berg

**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.