

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
64B9-15.009 Disciplinary Guidelines; Range of Penalties;
Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify a disciplinary guideline regarding failing to meet minimal standards of acceptable and prevailing CNA practice.

SUBJECT AREA TO BE ADDRESSED: Update of Disciplinary Guidelines.

RULEMAKING AUTHORITY: 464.204 FS.

LAW IMPLEMENTED: 456.072, 464.204 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; MQA.Nursing@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
64B9-15.0015 Standards of Practice for Certified Nursing Assistants.

PURPOSE AND EFFECT: The Board proposes the rule promulgation to provide the standards of practice for certified nursing assistants.

SUBJECT AREA TO BE ADDRESSED: Standards of Practice for Certified Nursing Assistants.

RULEMAKING AUTHORITY: 464.202 FS.

LAW IMPLEMENTED: 464.202 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; or by email at MQA.Nursing@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:
64B17-7.001 Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes a rule amendment that updates and clarifies disciplinary guidelines and sets forth new disciplinary guidelines for telehealth violations.

SUBJECT AREA TO BE ADDRESSED: The rule amendment addresses the range of penalties in the board's disciplinary guidelines.

RULEMAKING AUTHORITY: 456.036, 456.072, 456.079, 486.025 FS.

LAW IMPLEMENTED: 456.072, 456.073, 456.079, 486.125 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253.

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

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:
64B19-17.002 Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes the rule amendment to update and clarify disciplinary guidelines, violations, and offenses.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

RULEMAKING AUTHORITY: 456.079, 490.004(4) FS.

LAW IMPLEMENTED: 456.072, 456.079, 490.009 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: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253; allen.hall@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: RULE TITLE:

64B20-2.005 Examination

PURPOSE AND EFFECT: The Board proposes to update the rule language to prevent the need to update the rule each time the passing score for the licensure exam changes.

SUBJECT AREA TO BE ADDRESSED: To update rule language regarding examinations.

RULEMAKING AUTHORITY: 468.1135(4) FS.

LAW IMPLEMENTED: 456.017(1)(c), 468.1175 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: Kama Monroe, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256.

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

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NOS.: RULE TITLES:

64B20-4.003 On-the-Job Training, Role and Observation of Speech-Language Pathology and Audiology Assistants

64B20-4.004 Supervision of Speech-Language Pathology Assistants and Audiology Assistants

64B20-4.0046 Board Established and Approved Protocols for Audiology Assistants

PURPOSE AND EFFECT: The proposed rules are intended to add a new rule and incorporated form, which establishes Board approved protocols for Audiology Assistants and add new language to reference protocols for Audiology Assistants in the new proposed rule 64B20-4.0046.

SUBJECT AREA TO BE ADDRESSED: The Board proposes to update and add new language and a new application regarding protocols for Audiology Assistants.

RULEMAKING AUTHORITY: 468.1125(9), 468.1135(4) FS.

LAW IMPLEMENTED: 468.1125(3), (4), (9), 468.1215 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: Kama Monroe, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256.

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

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: RULE TITLE:

64B20-7.001 Disciplinary Guidelines

PURPOSE AND EFFECT: In accordance with 2020-76 Laws of Florida, a new violation with penalty ranges is added to the disciplinary guidelines concerning improper assignment of emotional support animals.

SUBJECT AREA TO BE ADDRESSED: The Board proposes to update rule language regarding violation for authorizing an emotional support animal without appropriate knowledge or verification of disability.

RULEMAKING AUTHORITY: 456.079, 468.1135(4) FS.

LAW IMPLEMENTED: 456.063, 456.072, 456.076, 456.079, 468.1295, 468.1296 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: Kama Monroe, Executive Director, Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256.

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

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: RULE TITLE:

64B32-5.007 Citations

PURPOSE AND EFFECT: The proposed rule amendment is intended to revise the rule language for citations.

SUBJECT AREA TO BE ADDRESSED: To update rule language.

RULEMAKING AUTHORITY: 456.072(3), 456.077 FS.

LAW IMPLEMENTED: 456.072(3), 456.077 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: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3253.

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 STATE

RULE NOS.: RULE TITLES:

1-1.010 Style and Form for Filing Rules;
Certification Accompanying Materials

1-1.013 Materials Incorporated by Reference

PURPOSE AND EFFECT: The purpose of this amendment is to provide a procedure to file adoption packets electronically and to clarify which documents must be included in the certification packets for rules, including emergency rules, and update incorporated by reference form.

SUMMARY: This amendment will clarify the procedure to file adoption packets electronically and which documents must be included in the certification packet for rules, including emergency rules.

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: Upon completion of a SERC checklist, it was determined that this rule amendment will not have a direct or indirect adverse impact on small businesses.

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: 20.10(3), 120.54(1)(i)6, 120.54(1)(i), 120.55(1)(c) FS.

LAW IMPLEMENTED: 120.54(1)-(4), 120.55 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Colleen O'Brien, Florida Department of State, 500 S. Bronough St., Tallahassee, FL 32399, Colleen.OBrien@dos.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

1-1.010 Style and Form for Filing Rules; Certification Accompanying Materials.

(1) An agency shall file a complete rule certification packet when filing a rule for adoption with the Administrative Code and Register Section.

(a) Rules shall be filed by emailing adoption packets to RuleAdoptions@DOS.MyFlorida.com. Filing hours are 12:00 a.m. to 11:59 p.m.. Administrative Code and Register (ACR) staff will review the adoption packets during normal business hours. A rule is deemed filed when a complete and correct adoption packet is received in the email address above.

(b)(a) A complete rule certification packet for all rules, except emergency rules, shall consist of the following:

1. A single PDF document containing:

~~a. A cover letter designating the agency’s contact person for the rule filed for adoption. The letter shall include the contact person’s phone number, physical mailing address and email address.~~

~~b. The signed rule certification form.~~

~~c. The signed minor violation certification (form DS-FCR-6).~~

~~d. The coded text of the rule, including the legal citations and history notes.~~

~~e. A summary of the rule.~~

~~f. A detailed written statement of the facts and circumstances justifying the rule.~~

~~g. A summary of any hearings held on the rule. A summary of any hearing held on the rule shall include the time, date and place of the hearing. When no public hearing is held, the summary shall include the following statement: “No timely request for a hearing was received by the agency, and no hearing was held.”~~

~~h. If materials incorporated are filed electronically in accordance with Rule 1-1.013, F.A.C., the submitting agency shall include a copy of the email approval confirmation with the certification form required by this rule. If the agency determines that filing incorporated materials electronically will violate federal copyright laws, then the agency shall file one original certified copy of the materials incorporated by reference in accordance with Rule 1-1.013, F.A.C.~~

~~2. A Word document containing only the coded text of the rule, including legal citations and history notes.~~

~~2. One compact disc, DVD or a 3.5" diskette containing the coded text of the rule(s).~~

~~3. If materials incorporated are filed electronically in accordance with Rule 1-1.013, F.A.C., the submitting agency shall provide a copy of the email approval confirmation with the certification form required by this rule. If the agency determines that filing incorporated materials electronically will violate federal copyright laws, then the agency shall file one original certified copy of the materials incorporated by reference in accordance with Rule 1-1.013, F.A.C.~~

~~4. One original and two copies of the following:~~

~~a. The signed rule certification form.~~

~~b. The coded text of the rule, including the legal citations and history notes.~~

~~c. A summary of the rule.~~

~~d. A detailed written statement of the facts and circumstances justifying the rule.~~

~~e. A summary of any hearings held on the rule. A summary of any hearing held on the rule shall include the time, date and place of the hearing. When no public hearing is held, the summary shall include the following statement: “No timely request for a hearing was received by the agency, and no hearing was held.”~~

~~(c)(b) For emergency rules, a complete rule certification packet filed with the Administrative Code and Register Section shall consist of the following:~~

~~1. A single PDF document containing:~~

~~a. A cover letter designating the agency’s contact person for the rule filed for adoption. The letter shall include the contact person’s phone number, physical mailing address and email address.~~

~~b. The signed rule certification form.~~

~~c. The signed minor violation certification (form DS-FCR-6).~~

~~d. The coded text of the rule, including legal citations and history notes.~~

~~e. A statement of the specific facts and reasons for finding an immediate danger to the public health, safety or welfare.~~

~~f. A statement of the agency’s reasons for concluding that the procedure used is fair under the circumstances.~~

~~g. If materials incorporated are filed in accordance with Rule 1-1.013, F.A.C., the submitting agency shall include a copy of the signed certification form required by this rule and include a copy of the material.~~

~~2. A Word document containing only the text of the rule, including legal citations and history notes.~~

~~2. One compact disc, DVD or 3.5" diskette containing the coded text of the rule, if the emergency rule filed by the agency is statutorily permitted to exceed the 90 day effective period specified in section 120.54(4)(e), F.S. Emergency rules with a maximum effective period of 90 days, as permitted by section 120.54(4)(e), F.S., are not required to submit a compact disc, DVD or 3.5" diskette containing the coded text of the rule.~~

~~3. If materials incorporated are filed electronically in accordance with Rule 1-1.013, F.A.C., the submitting agency shall provide a copy of the email approval confirmation with the certification form required by this rule. If the agency determines that filing incorporated materials electronically will violate federal copyright laws, then the agency shall file one original certified copy of the materials incorporated by reference in accordance with Rule 1-1.013, F.A.C.~~

~~4. One original and two copies of the following:~~

~~a. The signed rule certification form.~~

~~b. The coded text of the rule, including legal citations and history notes.~~

~~c. A statement of the specific facts and reasons for finding an immediate danger to the public health, safety or welfare.~~

~~d. A statement of the agency’s reasons for concluding that the procedure used is fair under the circumstances.~~

~~(2) All documents, except the cover letter, required by subsection (1), of this rule, shall be formatted as follows:~~

~~(a) Typed on white, letter-size (8 1/2" x 11") paper, double spaced.~~

(b) Margins shall be one inch at the top, bottom and on each side of the page.

(c) The font of the text shall be 10 point Times New Roman.

(3) An agency adopting a rule shall file ~~the original and two copies of~~ the rule certification form as specified in paragraphs (3)(a) through (f), of this rule. More than one rule may be listed on a rule certification form so long as the rules are from the same rule chapter, and so long as the adoption packet includes rules that were included in the same notice in the Florida Administrative Register. A separate rule certification form shall be filed for each rule chapter affected.

(a) The following rule certification form shall be used in filing new, amended or repealed rules under the provisions of Section 120.54(3), F.S.:

CERTIFICATION OF (NAME OF AGENCY)
ADMINISTRATIVE RULES FILED WITH THE
DEPARTMENT OF STATE

I hereby certify:

(1) That all statutory rulemaking requirements of chapter 120, F.S., and all rulemaking requirements of the Department of State have been complied with; and

(2) That there is no administrative determination under section 120.56(2), F.S., pending on any rule covered by this certification; and

(3) All rules covered by this certification are filed within the prescribed time limitations of section 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by section 120.54(3)(a), F.S.; and

(a) Are filed not more than 90 days after the notice; or

(b) Are filed more than 90 days after the notice, but not more than 60 days after the administrative law judge files the final order with the clerk or until 60 days after subsequent judicial review is complete; or

(c) Are filed more than 90 days after the notice, but not less than 21 days nor more than 45 days from the date of publication of the notice of change; or

(d) Are filed more than 90 days after the notice, but not less than 14 nor more than 45 days after the adjournment of the final public hearing on the rule; or

(e) Are filed more than 90 days after the notice, but within 21 days after the date of receipt of all material authorized to be submitted at the hearing; or

(f) Are filed more than 90 days after the notice, but within 21 days after the date the transcript was received by this agency; or

(g) Are filed not more than 90 days after the notice, not including days the adoption of the rule was postponed following notification from the Joint Administrative Procedures Committee that an objection to the rule was being considered; or

(h) Are filed more than 90 days after the notice, but within 21 days after a good faith written proposal for a lower cost regulatory alternative to a proposed rule is submitted which substantially accomplishes the objectives of the law being implemented; or

(i) Are filed more than 90 days after the notice, but within 21 days after a regulatory alternative is offered by the ombudsman in the Executive Office of the Governor.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule No(s).

(List in Columns)

Under the provision of section 120.54(3)(e)6., F.S., the rules take effect 20 days from the date filed with the Department of State or a later date as set out below:

Effective Date: _____
(month) (day) (year)

Signature, Person Authorized to Certify Rules

Title

Number of Pages Certified

(b) The following rule certification form shall be used in filing new, amended or repealed rules under the provisions of section 120.54(6), F.S., entitled "Adoption of Federal Standards":

CERTIFICATION OF (NAME OF AGENCY)
ADMINISTRATIVE RULES FILED WITH THE
DEPARTMENT OF STATE

PURSUANT TO SECTION 120.54(6),
FLORIDA STATUTES
(ADOPTION OF FEDERAL STANDARDS)

I hereby certify:

(1) That the time limitations prescribed by section 120.54(6), F.S., and all applicable rulemaking requirements of the Department of State have been complied with; and

(2) That there is no non-frivolous objection, under section 120.54(6)(c), F.S., pending on those portions of any rule covered by this certification; and

(3) All rules covered by this certification are filed not less than 21 days after the notice required by section 120.54(6)(a), F.S.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule No(s).

(List in Columns)

Under the provisions of section 120.54(6)(b), F.S., the rule(s) take effect upon the date designated below (but not earlier than the date of filing):

Effective Date: _____
(month) (day) (year)

Signature, Person Authorized to Certify Rules

Title

Number of Pages Certified

(c) The following rule certification form shall be used in filing new, amended or repealed rules under the provisions of section 120.54(1)(i)5., F.S.:

CERTIFICATION OF (NAME OF AGENCY)
ADMINISTRATIVE RULES FILED WITH THE
DEPARTMENT OF STATE
PURSUANT TO SECTION 120.54(1)(i)5.,
FLORIDA STATUTES

I hereby certify:

[] (1) That all statutory rulemaking requirements of chapter 120, F.S., and all applicable rulemaking requirements of the Department of State have been complied with; and

[] (2) That there is no administrative determination under section 120.56(2), F.S., pending on any rule covered by this certification; and

[] (3) All rules covered by this certification are filed within the prescribed time limitations of section 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by section 120.54(3)(a), F.S.; and

[] (a) Are filed not more than 90 days after the notice; or

[] (b) Are filed more than 90 days after the notice, but not more than 60 days after the administrative law judge files the final order with the clerk or until 60 days after subsequent judicial review is complete; or

[] (c) Are filed more than 90 days after the notice, but not less than 21 days nor more than 45 days from the date of publication of the notice of change; or

[] (d) Are filed more than 90 days after the notice, but not less than 14 nor more than 45 days after the adjournment of the final public hearing on the rule; or

[] (e) Are filed more than 90 days after the notice, but within 21 days after the date of receipt of all material authorized to be submitted at the hearing; or

[] (f) Are filed more than 90 days after the notice, but within 21 days after the date the transcript was received by this agency; or

[] (g) Are filed not more than 90 days after the notice, not including days the adoption of the rule was postponed following notification from the Joint Administrative Procedures Committee that an objection to the rule was being considered; or

[] (h) Are filed more than 90 days after the notice, but within 21 days after a good faith written proposal for a lower cost regulatory alternative to a proposed rule is submitted which substantially accomplishes the objectives of the law being implemented; or

[] (i) Are filed more than 90 days after the notice, but within 21 days after a regulatory alternative is offered by the ombudsman in the Executive Office of the Governor.

(4) All rules covered by this certification are filed within the time limitations of section 120.54(1)(i)5., F.S., and no objection to the rules in the certification was filed with the Department by a substantially affected person with 14 days after the date of publication of the notice of intent pursuant to section 120.54(1)(i)5., F.S.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule No(s).

(List in Columns)

Under the provision of section 120.54(1)(i)5., F.S., the rules take effect 20 days from the date filed with the Department of State:

Effective Date: _____
(month) (day) (year)

Signature, Person Authorized to Certify Rules

Title

Number of Pages Certified

(d) The following rule certification form shall be used in filing new, amended or repealed rules under the provisions of section 403.8055, F.S.:

CERTIFICATION OF DEPARTMENT OF ENVIRONMENTAL PROTECTION ADMINISTRATIVE RULES FILED WITH THE DEPARTMENT OF STATE PURSUANT TO SECTION 403.8055, FLORIDA STATUTES (ADOPTION OF FEDERAL STANDARDS)

I hereby certify:

[] (1) That the time limitations prescribed by section 403.8055, F.S., and all applicable rulemaking requirements of the Department of State have been complied with; and

[] (2) That there is no non-frivolous objection, under section 403.8055(4), F.S., pending on any rule covered by this certification; and

[] (3) All rules covered by this certification are filed not less than 21 days after the notice required by section 403.8055(1), F.S.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule No(s).

(List in Columns)

Under the provisions of section 403.8055(2), F.S., the rule(s) take effect upon the date designated below (but not earlier than the date of filing):

Effective Date: (month) (day) (year)

Signature, Person Authorized to Certify Rules

Title

Number of Pages Certified

(e) The following rule certification form shall be used in emergency rules under the provisions of section 120.54(4), F.S.:

CERTIFICATION OF (NAME OF AGENCY) EMERGENCY RULE FILED WITH THE

DEPARTMENT OF STATE

I hereby certify that an immediate danger to the public health, safety or welfare requires emergency action and that the attached rule is necessitated by the immediate danger. I further certify that the procedures used in the promulgation of this emergency rule were fair under the circumstances and that the rule otherwise complies with section 120.54(4), F.S. The adoption of this rule was authorized by the head of the agency and this rule is hereby adopted upon its filing with the Department of State.

Rule No(s).

(List in Columns)

Under the provision of section 120.54(4)(d), F.S., this rule takes effect upon filing unless a later time and date less than 20 days from filing, is set out below:

Effective Date: (month) (day) (year)

Signature, Person Authorized to Certify Rules

Title

Number of Pages Certified

(f) Rule certification form DS-FCR-6 is incorporated by reference and shall be used in filing new, amended, or repealed, or emergency rules to certify parts of the rules the violation of which would be a minor violation pursuant to section 120.695(2)(c)3., F.S. (http://www.flrules.org/Gateway/reference.asp?No=Ref-08723, Form DS-FCR-6, effective 10-17).

(4) An agency adopting a new rule pursuant to section 120.54(3)(e), F.S., shall file the original and two a coded copy copies of the new rule with the Administrative Code and Register Section. The text of the new rule shall be coded by underlining the rule number, rule title, rule text, legal citations and history notes. Each page shall be numbered.

(5) An agency adopting an amendment to an existing rule pursuant to section 120.54(3)(e), F.S., shall file the original and two a coded copy copies of the amended rule with the Administrative Code and Register Section. Each page shall be numbered.

(a) An amended rule shall be coded as specified in subparagraph 1-1.011(3)(c)2., F.A.C.

(b) Any subsection, paragraph, subparagraph or sub-subparagraph not being amended shall not be included and shall be noted as “No change,” unless inclusion is necessary to make the publication of the amended rule complete and meaningful.

(c) If an amendment to a rule substantially rewords the rule, the rule shall be prepared and coded as described in subparagraph 1-1.011(3)(c)3., F.A.C.

(6) An agency repealing an existing rule pursuant to section 120.54(3)(e), F.S., shall file ~~the original and two~~ a coded copy ~~copies~~ of the existing rule with the Administrative Code and Register Section. Rules that repeal existing rules shall contain the words, “The following rules are hereby repealed:” followed by the rule number and title of the rule or rules being repealed and the complete text of each repealed rule with a diagonal line drawn through the entire text of the rule. The text of repealed rules shall be provided by making a copy of the rule text as it appears in the Florida Administrative Code. Each page shall be numbered.

(7) An agency adopting an emergency rule pursuant to section 120.54(4), F.S., shall file ~~the original and two~~ a coded copy ~~copies~~ of the emergency rule with the Administrative Code and Register Section. Each page shall be numbered. The text of the emergency rule shall be coded as follows:

(a) When an emergency rule’s requirements create a new rule, the emergency rule shall be coded as described in subsection (4) of this rule.

(b) When an emergency rule for the period in effect changes the requirements or text of an existing rule, it shall be coded in the same manner as an existing rule is coded pursuant to subparagraph 1-1.011(3)(c)2., F.A.C. The emergency rule shall cross-reference the existing rule number. If the change to the existing rule is substantial, it shall be coded in the same manner as described in subparagraph 1-1.011(3)(c)3., F.A.C.

(c) When an emergency rule for the period in effect supersedes or suspends in its entirety the effect or text of an existing rule, it shall be coded in the same manner as a repeal of an existing rule pursuant to subparagraph 1-1.011(3)(c)4., F.A.C., and subsection (6) of this rule. The emergency rule shall cross-reference the existing rule number.

(8)(a) If the effective date of a rule is later than 20 days after being filed, the effective date shall be stated in the rule text immediately following the final text. The effective date shall be preceded by the words, “PROPOSED EFFECTIVE DATE:”. The effective date shall also be provided on the rule certification form if the effective date of the rule is later than 20 days after being filed. The effective date of the rule will not be published in the Florida Administrative Code as part of the rule text, but will appear in the history note.

(b) If the effective date of an emergency rule is other than immediately upon filing, the effective date of the emergency rule shall be stated in the rule text immediately following the

text. The effective date shall be preceded by the words, “PROPOSED EFFECTIVE DATE:”. The effective date shall also be provided on the rule certification form if the effective date of the emergency rule is other than immediately upon filing.

(9) The Administrative Code and Register Section shall reject any proposed rule filed for final adoption that does not comply with all statutory rulemaking requirements and/or the requirements of this chapter.

(10) Technical changes, such as non-substantive changes, errors in punctuation, misspellings, corrections of tense, changes of address or telephone number, or similar changes that do not affect the construction or meaning of the rule, may be accomplished by emailing AdministrativeCode@DOS.MyFlorida.com ~~writing a letter to the Administrative Code and Register Section~~. Such changes do not require notification in the Florida Administrative Register. Rulemaking Authority 20.10(3), 120.54(1)(i)6., 120.54(1)(j), 120.55(1)(c) FS. Law Implemented 120.54(1)-(4), (6), 120.55, 403.8055 FS. History—New 5-29-80, Formerly 1-1.02, Amended 12-30-81, 2-9-84, 10-1-84, 11-14-85, 10-19-86, 4-10-90, 6-17-92, 10-1-96, 9-13-98, 8-23-99, 6-20-02, Formerly 1S-1.002, Amended 3-8-09, 1-1-11, Formerly 1B-30.002, Amended 10-1-12, 10-26-17, _____.

1-1.013 Materials Incorporated by Reference.

(1) through (4) No change.

(5)(a) Unless prohibited by federal copyright law as determined by the submitting agency, the submitting agency shall electronically file a complete and correct copy of all materials incorporated by reference in its rules through the Department of State’s e-rulemaking website at www.flrules.org, no later than three (3) business days prior to the rule adoption. Electronically filed materials may not exceed 10MB per submission. An agency may file material in parts to comply with the 10MB file size requirement, if the volume of material requires such partial submissions. Referenced materials may be submitted in any format. At the time the agency submits its rule certification package for adoption in accordance with Rule 1-1.010, F.A.C., the agency shall also provide a paper copy of the Certification of Materials Incorporated by Reference form, as provided in this rule, stating that the materials incorporated were filed electronically, but shall not provide a paper copy of the materials incorporated.

(b) The submitting agency is responsible for ensuring that all incorporated materials filed electronically comply with Section 508 of the Rehabilitation Act of 1973, as amended (29 U.S.C. s. 794d., Federal Electronic and Information Technology Accessibility and Compliance Act).

(c) A submitting agency that determines that the posting of incorporated material on the Internet for public viewing would constitute a violation of federal copyright law, shall indicate this using the form for the certification of materials

incorporated by reference, provided in this rule, at the time of submitting its rule certification package for adoption. The adopting agency shall also provide the addresses of locations and the manner in which a person may inspect and examine the copyrighted materials incorporated by reference in the rule. Incorporated materials that are not filed electronically shall be submitted with the paper certification form as part of the rule certification package. A rule certification package may not be filed for adoption until all copyrighted materials incorporated by reference are received in their original format by the Department of State. Copyrighted materials may be delivered in person or may be mailed to the following address:

Florida Department of State
Florida Administrative Code and Register
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32308

- (d) No change.
- (6) through (7) No change.

Rulemaking Authority 20.10(3), 120.54(1)(i)6., 120.55(1)(c) FS. Law Implemented 120.54(1)(i), 120.55 FS. History—New 5-29-80, Formerly 1-1.04, Amended 9-13-98, Formerly 1S-1.005, Amended 3-8-09, 1-1-11, Formerly 1B-30.005, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Carlos A. Rey
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Laurel M. Lee
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 12/16/2020
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 10/13/2020

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-621.300
 RULE TITLE: Permits

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with Section 120.54(3)(d)1., F.S., published in Vol. 46 No. 207, October 22, 2020 issue of the Florida Administrative Register. The Department inadvertently submitted the incorrect reference materials for Form 62-621.300(7)(b), F.A.C., titled Notice of Intent to Use Two-Step Generic Permit for Discharge of Stormwater from Phase II MS4 Municipal Separate Storm Sewer System.

This corrected version of Form 62-621.300(7)(b), F.A.C., is being adopted and incorporated by reference and is available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-12374>. The correction involves Appendix A, Part 7.b “TMDL Without a BMAP” (page 29 of 31).

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NOS.: 64B14-4.003
 RULE TITLES: Documentation of Eligibility for Licensure
 64B14-4.005 Documentation of Eligibility for Registration

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 46 No. 198, October 9, 2020 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NOS.: 64B17-3.001
 RULE TITLES: Licensure
 64B17-3.002 Licensure Examination and Passing Score; Laws and Rules Examination; Additional Requirements After Third Failure

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 192, October 1, 2020 issue of the Florida Administrative Register.

The changes are based upon written comments received by the staff of the Joint Administrative Procedures Committee.

64B17-3.001 Licensure.

(1) Application. Every person who applies for licensure as a physical therapist or physical therapist assistant shall file DOH Form #DH-MQA 1142, Application for Physical Therapist or Physical Therapist Assistant Licensure, revised 12/2020, which is hereby incorporated by reference and is available through

http://www.flrules.org/Gateway/reference.asp?No=Ref-_____, or www.floridaphysicaltherapy.gov/resources.

(2) through (4) No change.

Rulemaking Authority 456.013, 456.017, 486.025, 486.031(3), 486.104 FS. Law Implemented 456.013, 456.017, 456.0635, 456.38, 486.031, 486.041, 486.051, 486.061, 486.0715, 486.081, 486.102, 486.103, 486.104 FS. History—New 8-6-84, Amended 6-2-85, Formerly 21M-7.20, Amended 5-18-86, Formerly 21M-7.020, 21MM-3.001, Amended 3-1-94, Formerly 61F11-3.001, Amended 12-22-94, 4-10-96, Formerly 59Y-3.001, Amended 12-30-98, 1-23-03, 4-9-06, 9-19-06, 3-13-07, 5-11-08, 5-21-09, 8-10-09, 7-5-10, 12-17-12, 12-15-14, 2-14-17, 10-22-17, 5-14-20, _____.

64B17-3.002 Licensure Examination and Passing Score; Laws and Rules Examination; Additional Requirements After Third Failure.

(1) through (3) No change.

(4) Examination retakes.

(a) In order to retake either the NPTE or the Florida Laws and Rules Examination, an applicant must reapply, using DOH Form #DH-MQA 1143, Re-Examination Application for Physical Therapist or Physical Therapist Assistant, Revised 12/2020, incorporated by reference, which is available through <http://www.flrules.org/Gateway/reference.asp?No=Ref-> or www.floridasphysicaltherapy.gov/resources.

(b) No change.

Rulemaking Authority 456.017, 486.025, 486.104 FS. Law Implemented 456.017, 456.0635, 486.031, 486.051, 486.102, 486.104 FS. History—New 8-6-84, Formerly 21M-7.22, Amended 3-16-88, 6-20-89, Formerly 21M-7.022, Amended 6-6-90, 6-3-92, 3-24-93, Formerly 21MM-3.002, 61F11-3.002, Amended 12-22-94, Formerly 59Y-3.002, Amended 2-14-02, 4-23-02, 12-5-04, 4-9-06, 1-7-07, 6-27-07, 5-21-09, 8-10-09, 6-29-10, 2-14-17, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3252, or by email at allen.hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-6.001
 RULE TITLE: Minimum Standards of Physical Therapy Practice

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 209, October 26, 2020 issue of the Florida Administrative Register.

The changes are based upon written comments received by the staff of the Joint Administrative Procedures Committee.

64B17-6.001 Minimum Standards of Physical Therapy Practice.

(1) No change.

(2) Physical Therapy Personnel Responsibilities In General. Physical therapy is a profession involving skilled practice of patient care. The primary concern of the physical therapist and physical therapist assistant is always the safety, well being, and best interest of the patient who must therefore recognize and carry out services consistent with legal rights and personal dignity of the patient. Accordingly, it is the responsibility of all physical therapists and physical therapist assistants to:

(a) through (b) No change.

(c) Avoid acts which disregard a patient’s modesty by intentionally viewing a completely or partially disrobed patient if the viewing is not related to the patient diagnosis or treatment ~~under current practice standards.~~

(d) through (g) No change.

(3) through (7) No change.

Rulemaking Authority 486.025 FS. Law Implemented 456.063, 486.021(5), (6), (9), (10), (11), ~~486.031, 486.102,~~ 486.123, 486.125(1), 486.161(3) FS. History—New 8-6-84, Formerly 21M-9.30, Amended 9-22-87, Formerly 21M-9.030, Amended 9-5-90, 3-5-92, 3-24-93, Formerly 21MM-6.001, 61F11-6.001, Amended 8-16-95, Formerly 59Y-6.001, Amended 1-8-98, 1-11-99, 4-18-04, 6-1-09, 2-18-16, 7-4-17, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3252, or by email at allen.hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-6.008
 RULE TITLE: Minimum Standards of Practice for the Performance of Dry Needling
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 182, September 17, 2020 issue of the Florida Administrative Register.

The changes are based upon written comments received by the staff of the Joint Administrative Procedures Committee.

64B17-6.008 Minimum Standards of Practice for the Performance of Dry Needling.

(1) For purposes of this rule only, the words and phrases listed below are defined in the following manner:

(a) “Adverse medical incident” means an event over which the physical therapist could exercise control and which is associated in whole or in part with the performance of dry needling, rather than the condition treated by dry needling ~~for which dry needling occurred~~, and which results in any of the following:

1. A limitation of neurological, pulmonary, vascular, integumentary, or musculoskeletal function; or

2. Any prolonged, unanticipated, and/or emergent condition that required the transfer of the patient to a hospital and/or referral to a physician for treatment of the resulting condition.

(b) “Supervision” means observation ~~by a qualified physical therapist~~ of the dry needling procedure by a qualified physical therapist, ~~patient sessions of dry needling, which~~ The

observation may be in person or via synchronous telehealth as defined in s. 456.47, F.S.

(2) The minimum standards of practice for the performance of dry needling by a physical therapist include the following:

(2)(a) No change.

(b) Completion of 50 hours of face-to-face continuing education on the topic of dry needling from an entity accredited in accordance with s. 486.109, F.S.

1. The continuing education must include instruction in the following subject areas:

a. Through b. No change.

c. Indications and contraindications for dry needling, to include special considerations for dry needling of the head, neck, and torso, to include specific anatomical application and safety considerations;

d. Through e. No change.

2. The continuing education must include a determination by the instructor, who is a licensed physical therapist with a minimum of one year of dry needling experience, that the physical therapist being trained in dry needling demonstrates the requisite psychomotor skills to safely perform dry needling; and

(c) After completing (2)(a) and (b), cCompletion of 25 patient sessions of dry needling under one of the following circumstances:

1. No change.

2. Under the supervision of a physical therapist who has actively practiced dry needling for at least 1 year and holds an active license to practiced physical therapy in any state or the District of Columbia. Such supervisor must document that the supervised therapist has met the supervision and competency requirements and needs no additional supervised sessions to perform dry needling. It is the responsibility of the supervised physical therapist to maintain all documents.

(3) Through (5) No change.

(6) This rule is effective [date]. Within 60 days of the effective date of this rule, or within 60 days of the intent to perform dry needling in the state of Florida, the licensed and qualified physical therapist shall submit to the Board Form DH5057-MQA, Physical Therapist Dry Needling Attestation, effective 08/2020, which is hereby incorporated by reference and is available through http://www.flrules.org/Gateway/reference.asp?No=Ref-_____, or www.floridasphysicaltherapy.gov/resources.

Rulemaking Authority 486.025, 486.117 FS. Law Implemented 486.117 FS. History–New _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin

#C05, Tallahassee, Florida 32399-3252, or by email at allen.hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-7.0027
 RULE TITLE: Procedure for Compliance with Board Ordered Laws and Rules Exam
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 210, October 27, 2020 issue of the Florida Administrative Register.

The changes are based upon written comments received by the staff of the Joint Administrative Procedures Committee. Hyperlinks were removed from the incorporated form.

64B17-7.0027 Procedure for Compliance with Board Ordered Laws and Rules Exam.

Licensees ordered to take and pass the Florida Laws and Rules Examination as a result of a disciplinary proceeding or reinstatement, must file DOH Form #DH-MQA 1144, Final Order / Continuing Education Credit Florida Laws and Rules Application, revised ~~12/2020~~ ~~8/2020~~, which is incorporated by reference and available through http://www.flrules.org/Gateway/reference.asp?No=Ref-_____ or www.floridasphysicaltherapy.gov/resources.

Rulemaking Authority 456.036, 456.072, 456.079, 486.025 FS. Law Implemented 456.072, 456.073, 456.079, 486.125 FS. History–New 5-21-09, Amended 8-10-09, 7-14-10, 9-30-15, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3252, or by email at allen.hall@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-9.001
 RULE TITLE: Continuing Education
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 209, October 26, 2020 issue of the Florida Administrative Register.

The changes are based upon written comments received by the staff of the Joint Administrative Procedures Committee.

64B17-9.001 Continuing Education.

(1) through (6) No change.

(7) The Board recognizes continuing education credit for the following:

(a) through (e) No change.

(f) Licensees who file DOH form DH-MQA 1144, “Final Order / Continuing Education Credit Florida Laws and Rules Application” (revised ~~12/2020~~ ~~8/2020~~), incorporated herein by reference, which is available through www.floridasphysicaltherapy.gov/resources, or at http://www.flrules.org/Gateway/reference.asp?No=Ref-_____, and take and pass the Florida laws and rules examination shall receive two (2) hours of continuing education per biennium. The continuing education credit shall be awarded only for the biennium in which the examination was taken and passed. Continuing education credit shall not be awarded to licensees who take and pass the examination as a result of a disciplinary proceeding or as a board ordered condition of initial licensure or reinstatement.

(8) through (9) No change.

Rulemaking Authority 456.013(6), 486.025, 486.109(5) FS. Law Implemented 456.013(6), 486.109, ~~486.125(3)~~ FS. History—New 4-6-92, Formerly 21MM-9.001, Amended 3-7-94, Formerly 61F11-9.001, Amended 12-5-95, Formerly 59Y-9.001, Amended 2-14-02, 4-21-02, 1-2-03, 6-28-04, 4-9-06, 5-28-06, 2-17-08, 5-21-09, 8-10-09, 6-30-10, 9-23-10, 12-24-13, 11-23-14, 9-20-15, 10-23-17, _____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3252, or by email at allen.hall@flhealth.gov.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food Safety

RULE NO.: RULE TITLE:

5K-4.034 Hemp Extract

NOTICE IS HEREBY GIVEN that on December 21, 2020, the Department of Agriculture and Consumer Services, received a petition for an emergency waiver from paragraph 5K-4.034(4)(a), Florida Administrative Code, from Relief Leaf CBD, LLC and Alpine’s Hemp Co. Paragraph 5K-4.034(4)(a), Florida Administrative Code, requires that food consisting of or containing Hemp or Hemp Extract be obtained from an Approved Source. The rule also requires the permitted establishment to provide a copy of the Approved Source’s valid

food license/permit and its most recent food safety inspection report. Comments on this petition must be filed with the Division of Food Safety, 3125 Conner Blvd., Suite H, Tallahassee, FL 32399-1650 or by electronic mail to Chris.Hilliard@FDACS.gov, within 5 days of publication of this notice. This notice amends a previously published notice that can be found in the December 23, 2020 issue (Vol. 46/248). A copy of the Petition for Variance or Waiver may be obtained by contacting: Chris Hilliard, Chief, Bureau of Food Inspection, at the above address.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on December 17, 2020, the Board of Optometry, received a petition for waiver or variance filed by Hunter Grey. Petitioner is seeking a variance or waiver of subparagraphs 64B13-4.001(1)(d)2. and 3., F.A.C., which states in part that the licensure examination authorized in subsection 463.006(2), F.S., shall consist of four parts with one being the Florida Practical Examination. The Florida Practical Examination shall consist of three (3) tested skills and the Board requires passage of all three (3) skills on the same test attempt. The three (3) skills are Biomicroscopy, Binocular Indirect Ophthalmoscopy, Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation and are weighted equally. The passing score for each skill shall be seventy-five percent (75%) or better, and a passing score on each of the three (3) skills must be obtained on the same test attempt.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-15.002 Sites - Mobile Home, Lodging, and Recreational Vehicle Parks

NOTICE IS HEREBY GIVEN that on December 21, 2020, the Department of Health, received a petition for variance from Florida Administrative Code paragraph 64E-15.002(2)(b), from Torrey Investments LLC, Petitioner. This rule requires spaces to be utilized for a double-wide mobile home to contain no less than 3,500 square feet with a minimum 50-foot width. The Petitioner requests a variance from the rule to allow the Petitioner to place doublewide mobile homes on lots with 3,200 square feet with a minimum 40-foot width. Comments on this petition should be filed with Agency Clerk, Department of

Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chad Bailey, Bureau of Environmental Health, Facility Programs Section, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710, or by calling (850)901-6488.

Section VI

Notice of Meetings, Workshops and Public Hearings

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 12, 2021, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Workshops, Public Hearings, and/or Committee Meetings. Consideration of Suwannee River Water Management District business. SRWMD offices will be open to the public with limited seating capacity and will follow CDC Guidelines regarding social distancing. Face masks are required when entering the District and where social distancing cannot be maintained. All or part of this meeting may be conducted by means of communications media technology. Webinar and call-in number availability (toll-free at 1(888)585-9008 and entering conference room number of 704-019-452 #). Additional instructions regarding viewing of and participation in the meeting will be available on the District's website at www.mysuwanneeriver.com or by calling (386)362-1001 or 1(800)226-1066 (Florida only).

A copy of the agenda may be obtained by contacting: (386)362-1001 or 1(800)226-1066 (Florida only) or on the District's website at www.mysuwanneeriver.com, when published.

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: (386)362-1001 or 1(800)226-1066 (Florida only). 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

Board of Employee Leasing Companies

The Board of Employee Leasing Companies announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, January 13, 2021, 10:00 a.m.

PLACE: Via Telephone Conference Call. To connect, dial 1(888)585-9008, Conference Pass Code: 258-893-642

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Employee Leasing Companies, 2601 Blair Stone Road, Tallahassee, FL 32399, (850)717-1984.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

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

DATE AND TIME: Tuesday, January 12, 2021, 8:30 a.m.

PLACE: Meeting to be conducted using communications media technology, specifically teleconference and webinar. Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free) 1(866)899-4679, meeting ID/access code: 533-378-925; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Building Commission will elect a Chairman for the Commission, and consider other matters that appear on the Commission's agenda.

A copy of the agenda may be obtained by contacting: Thomas Campbell as set forth below or on the Commission website.

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: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Mr. Thomas Campbell, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772 or call (850)487-1824, refer to http://www.floridabuilding.org/fbc/meetings/1_meetings.htm.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

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

DATE AND TIME: February 3, 2021, 10:00 a.m. Eastern Time

PLACE: Dial-in number: 1(888)585-9008. When prompted for conference room number, enter 830-360-815, then press #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct a general business meeting, including license application review, discipline cases, and other miscellaneous matters.

A copy of the agenda may be obtained by contacting: Patrick Cunningham, Executive Director, Florida State Boxing Commission, 2601 Blair Stone Road, Tallahassee, FL 32399-1016 or (850)488-8500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Patrick Cunningham, Executive Director, Florida State Boxing Commission, 2601 Blair Stone Road, Tallahassee, FL 32399-1016 or (850)488-8500. 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: Patrick Cunningham, Executive Director, Florida State Boxing Commission, 2601 Blair Stone Road, Tallahassee, FL 32399-1016 or (850)488-8500.

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATES AND TIMES: January 28, 2021, 9:00 a.m.; January 29, 2021, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board.

A copy of the agenda may be obtained by contacting: the board office at info@floridasmassagetherapy.gov.

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

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

For more information, you may contact: the board office at info@floridasmassagetherapy.gov.

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATE AND TIME: March 10, 2021, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board

A copy of the agenda may be obtained by contacting: the board office at info.floridasmassagetherapy.gov.

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

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

For more information, you may contact: the board office at info.floridasmassagetherapy.gov.

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATE AND TIME: June 9, 2021, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General business of the Board

A copy of the agenda may be obtained by contacting: the board office at info@floridasmassagetherapy.gov.

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

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

For more information, you may contact: the board office at info@floridasmassagetherapy.gov.

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATE AND TIME: August 25, 2021, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General business of the Board

A copy of the agenda may be obtained by contacting: the board office at info@floridasmassagetherapy.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by

contacting: the board office at info@floridasmassagetherapy.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the board office at info@floridasmassagetherapy.gov.

DEPARTMENT OF HEALTH

Board of Massage Therapy

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

DATE AND TIME: December 8, 2021, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General business of the Board

A copy of the agenda may be obtained by contacting: the board office at info@floridasmassagetherapy.gov.

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

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

For more information, you may contact: the board office at info@floridasmassagetherapy.gov.

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

The Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 15, 2021, 9:00 a.m.

PLACE: 1(888)585-9008, 136-103-141 participant code

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General board meeting to include discipline and licensure.

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

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: Anthony.Spivey@flhealth.gov.

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: January 6, 2021, 1:00 p.m.

PLACE: Conference call # 1(888)585-9008, Conference Room: 890-576-349

GENERAL SUBJECT MATTER TO BE CONSIDERED: Request for Applications RFA11L2GN1, prevention Partnership Grant's schedule of public meetings is available at the Vendor Bid System (VBS), accessible at 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: michele.staffieri@myflfamilies.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Palm Beach Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 22, 2021, 10:00 a.m. – 12:00 Noon

PLACE: Meeting will take place via the Microsoft Teams platform. Use the below link to connect to the meeting:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZDY2YTk5MjItMzdhYy00ZWMyLWlZOWYtMzI3NWVjN2UyNzhi%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%224c7ac74e-0835-4242-a8cf-f26976fc1c32%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Palm Beach Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Miriam Rosario at (561)227-6722 or David Draper at (407)317-7335. 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: Miriam Rosario at (561)227-6722 or David Draper at (407)317-7335. 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: Miriam Rosario at (561)227-6722 or David Draper at (407)317-7335.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida Fish & Wildlife Conservation Commission announces a workshop to which all persons are invited.

DATE AND TIME: Monday, January 18, 2021, 5:00 p.m. – 7:30 p.m.

PLACE: via Adobe Connect. To join the meeting: <http://fwc.adobeconnect.com/ruleprop/>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed changes to Rule 68D-24.017

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by contacting: Ginny Worley, Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, Boating and Waterways Section, 620 S Meridian Street, Tallahassee FL 32399-1600 or ginny.worley@myfwc.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: January 6, 2021, 9:30 a.m.

PLACE: Reemployment Assistance Appeals Commission, 1211 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, Call: (850)988-5144, and enter phone conference ID: 756 701 156#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disposition of cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: RAAC.Inquiries@deo.myflorida.com.

SPECIAL COVID-19 CONSIDERATIONS: As the Governor of the State of Florida and Leon County have declared a state of emergency due to the COVID-19 Pandemic, the Commission must limit the manner in which the public may participate; accordingly, no member of the public may attend in person. Any interested person who would like to attend telephonically should call: (850)988-5144 and enter phone conference ID: 756 701 156#.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 24 days before the workshop/meeting by contacting: The Reemployment Assistance Appeals Commission at (850)487-2685 or RAAC.Inquiries@deo.myflorida.com.

EMERGENCY CANCELLATION OF MEETING: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission’s website (www.raac.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Reemployment Assistance Appeals Commission, 1211 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, (850)487-2685. RAAC.Inquiries@deo.myflorida.com.

MOFFITT CANCER CENTER & RESEARCH INSTITUTE
The Florida Cancer Control & Research Advisory Council (CCRAB) announces a public meeting to which all persons are invited.

DATE AND TIME: January 7, 2021, 1:00 p.m.

PLACE:

<https://miami.zoom.us/j/97265235817?pwd=Q0RQcDUxU2d3c1IHL0RVZUFkT0NXZz09&from=addon>

Call Number: (646)558-8656; Meeting ID: 972 6523 5817

GENERAL SUBJECT MATTER TO BE CONSIDERED: A CCRAB Leadership Team Meeting

Purpose: to discuss CCRAB business

A copy of the agenda may be obtained by contacting: Bobbie.McKee@Moffitt.org.

For more information, you may contact: Bobbie.McKee@Moffitt.org.

MOFFITT CANCER CENTER & RESEARCH INSTITUTE
The Florida Cancer Control & Research Advisory Council (CCRAB) announces a public meeting to which all persons are invited.

DATE AND TIME: January 14, 2021, 11:00 a.m.

PLACE: Link: <https://moffitt.zoom.us/j/92108191690>

Call Number: (646)876-9923, Meeting ID: 921 0819 1690

GENERAL SUBJECT MATTER TO BE CONSIDERED: CCRAB Leadership Team Meeting

Purpose: to discuss CCRAB business

A copy of the agenda may be obtained by contacting: Bobbie.McKee@Moffitt.org.

For more information, you may contact: Bobbie.McKee@Moffitt.org.

FLORIDA LIFE & HEALTH INSURANCE GUARANTY ASSOCIATION

The Florida Life & Health Insurance Guaranty Association announces a public meeting to which all persons are invited.

DATE AND TIME: January 4, 2021, 1:00 p.m. ET

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Nominating Committee will meet to discuss matters of the Board.

A copy of the agenda may be obtained by contacting: Michelle Robleto, (850)523-1870.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Michelle Robleto, (850)523-1870. 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).

FLORIDA LIFE & HEALTH INSURANCE GUARANTY ASSOCIATION

The Florida Life & Health Insurance Guaranty Association announces a public meeting to which all persons are invited.

DATE AND TIME: January 4, 2021, 3:00 p.m. ET

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Budget Committee will meet to discuss matters of the Board.

A copy of the agenda may be obtained by contacting: Michelle Robleto, (850)523-1870.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Michelle Robleto, (850)523-1870. 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).

MARION SOIL AND WATER CONSERVATION DISTRICT

The Marion Soil & Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: 2nd/4th Tuesdays, monthly, 2021, 9:30 a.m.

PLACE: Growth Services, 2710 E Silver Springs Blvd, Ocala

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business - 2nd Tuesday

Workshops, only as needed - 4th Tuesday

A copy of the agenda may be obtained by contacting: (352)438-2475.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission received a petition for a Declaratory Statement from TruConnect Communications, Inc., on December 23, 2020, Docket No. 20200260-TP.

The statutory provisions on which the declaratory statement is sought are subsection 364.011, 364.01(3), and Section 364.10, Florida Statutes. The petitioner seeks a declaratory statement from the Commission that the Commission can and should assert jurisdiction over wireless telecommunications, specifically commercial mobile radio service (CMRS) providers, for the sole purpose of Lifeline-only eligible telecommunications carrier (ETC) designation.

A copy of the petition may be obtained by contacting: Adam J. Teitzman, Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, clerk@psc.state.fl.us, (850)413-6770.

Please refer all comments to: Samantha Cibula c/o Adam J. Teitzman, Office of Commission Clerk. Ms. Cibula’s contact information is scibula@psc.state.fl.us, (850)413-6202.

Except for good cause shown, motions to intervene pursuant to Rule 28-105.0027, Florida Administrative Code, must be filed within 21 days after publication of this notice.

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:

TACKETT HOLDINGS, LLC, Petitioner, vs. TERRY L. RHODES, OFFICE OF THE EXECUTIVE DIRECTOR, FLORIDA DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES, and KEVIN J. THIBAUT, SECRETARY OF THE FLORIDA DEPARTMENT OF TRANSPORTATION, FLORIDA DEPARTMENT OF TRANSPORTATION Respondents. CASE NO.: 20-5423RX; RULE NO.: 14A-1.004, 15B-15.002(2)

VARIETY CHILDREN’S HOSPITAL d/b/a NICKLAUS CHILDREN’S HOSPITAL, Petitioner, vs. AGENCY FOR HEALTH CARE ADMINISTRATION, Respondent. CASE NO.: 20-5516RP; RULE NO.: 59A-3.065, 59A-3.249

NORTH BROWARD HOSPITAL DISTRICT d/b/a BROWARD HEALTH MEDICAL CENTER Petitioner, vs. STATE OF FLORIDA, AGENCY FOR HEALTH CARE ADMINISTRATION, Respondent. CASE NO.: 20-5517RP; RULE NO.: 59A-3.065, 59A-3.249

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., Tuesday, December 22, 2020 and 3:00 p.m., Monday, December 28, 2020.

Rule No.	File Date	Effective Date
12-25.0305	12/28/2020	1/17/2021
12-25.031	12/28/2020	1/17/2021
12-25.033	12/28/2020	1/17/2021

12-25.035	12/28/2020	1/17/2021
12-25.037	12/28/2020	1/17/2021
12-25.038	12/28/2020	1/17/2021
12-25.039	12/28/2020	1/17/2021
12-25.041	12/28/2020	1/17/2021
12-25.042	12/28/2020	1/17/2021
12-25.045	12/28/2020	1/17/2021
12-25.047	12/28/2020	1/17/2021
12-25.048	12/28/2020	1/17/2021
12-25.049	12/28/2020	1/17/2021
12-25.050	12/28/2020	1/17/2021
19B-4.001	12/22/2020	1/11/2021
19B-16.003	12/22/2020	1/11/2021
33-102.201	12/23/2020	1/12/2021
59A-8.007	12/23/2020	1/12/2021
61H1-27.002	12/23/2020	1/12/2021
61H1-38.001	12/23/2020	1/12/2021
64B6-2.003	12/23/2020	1/12/2021
64B6-3.001	12/23/2020	1/12/2021
64B6-8.002	12/23/2020	1/12/2021
64B8-42.001	12/28/2020	1/17/2021
64B8-42.002	12/28/2020	1/17/2021
64B10-11.002	12/22/2020	1/11/2021
64B20-2.001	12/23/2020	1/12/2021
64B20-2.003	12/23/2020	1/12/2021
64B20-4.001	12/23/2020	1/12/2021
64B21-500.002	12/28/2020	1/17/2021
69A-37.039	12/22/2020	1/11/2021
69W-500.010	12/28/2020	1/17/2021
69W-700.001	12/28/2020	1/17/2021

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

Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

**PUBLIC SERVICE COMMISSION
FAR NOTICE OF SECURITIES APPLICATION**

The Florida Public Service Commission will consider at its January 5, 2021 Agenda Conference, Docket No. 20200251-GU - Application for authorization to issue common stock, preferred stock and secured and/or unsecured debt, and to enter into agreements for interest rate swap products, equity products and other financial derivatives in 2021, by Chesapeake Utilities Corporation. The Company seeks PSC approval pursuant to Section 366.04, Florida Statutes, to issue during calendar year 2021: up to 8.8 million shares of Chesapeake common stock; up to 2.0 million shares of Chesapeake preferred stock; up to \$650 million in secured and/or unsecured long-term debt; to enter into agreements for up to \$200 million in interest rate swap products, equity products and other financial derivatives; and to issue short-term obligations in an amount not to exceed \$500 million.

DATE AND TIME: Tuesday, January 5, 2021. The Agenda Conference begins at 9:30 a.m., although the time at which this item will be heard cannot be determined at this time.

PLACE: State buildings are currently closed to the public and other restrictions on gatherings remain in place due to COVID-19. Accordingly, the Agenda Conference will be conducted remotely, and any person wishing to participate with respect to this item must do so remotely by telephone or by written comment. To participate, members of the public must request the opportunity to address the Commission telephonically by contacting Bianca Lherisson, Office of General Counsel at (850)413-6630 by 12:00 Noon on Monday, January 4, 2021.

PURPOSE: To take final action in Docket No. 20200251-GU - Application for authorization to issue common stock, preferred stock and secured and/or unsecured debt, and to enter into agreements for interest rate swap products, equity products and other financial derivatives in 2021, by Chesapeake Utilities Corporation.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard

Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

EMERGENCY CANCELLATION OF CONFERENCE

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission’s website (<http://www.floridapsc.com>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

Section XIII

Index to Rules Filed During Preceding Week

**INDEX TO RULES FILED BETWEEN
DECEMBER 21, 2020 AND DECEMBER 23, 2020**

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

Florida Prepaid College Board

19B-4.001	12/22/20	1/11/21	46/171	46/225
19B-16.003	12/22/20	1/11/21	46/172	46/221

DEPARTMENT OF CORRECTIONS

33-102.201	12/23/20	1/12/21	46/195	
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AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

59A-8.007	12/23/20	1/12/21	46/191	
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers' Board

61G3-16.001	12/21/20	1/10/21	46/190	
61G3-16.005	12/21/20	1/10/21	46/190	
61G3-16.008	12/21/20	1/10/21	46/190	

Board of Accountancy

61H1-27.002	12/23/20	1/12/21	46/44	46/214
61H1-33.0065	12/23/20	1/12/21	46/214	
61H1-38.001	12/23/20	1/12/21	46/224	

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

64B6-2.003	12/23/20	1/12/21	46/91	46/208
64B6-3.001	12/23/20	1/12/21	46/91	46/186
				46/208
64B6-8.002	12/23/20	1/12/21	46/91	46/184
				46/208

Board of Nursing Home Administrators

64B10-11.002	12/22/20	1/11/21	46/217	
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Board of Speech-Language Pathology and Audiology

64B20-2.001	12/23/20	1/12/21	46/208	
64B20-2.003	12/23/20	1/12/21	46/208	
64B20-4.001	12/23/20	1/12/21	46/209	

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

69A-37.039	12/22/20	1/11/21	46/188	
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**LIST OF RULES AWAITING LEGISLATIVE REVIEW/
APPROVAL PURSUANT TO SECTIONS 120.541(3),
373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES**

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

60FF1-5.009	7/21/2016	**/**/****	42/105	
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Division of State Employees' Insurance

60P-1.003	11/5/2019	**/**/****	45/191	
60P-2.002	11/5/2019	**/**/****	45/191	
60P-2.003	11/5/2019	**/**/****	45/191	

DEPARTMENT OF HEALTH

Board of Medicine

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