

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: **RULE TITLE:**
 59G-1.060 Provider Enrollment Policy

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-1.060, Florida Administrative Code (F.A.C.), is to revise provider enrollment requirements and update the rule text.

SUBJECT AREA TO BE ADDRESSED: Florida Medicaid Provider Enrollment Policy.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.907, 409.973 FS.

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

DATE AND TIME: January 27, 2021, 4:00 p.m. - 4:30 p.m.

PLACE: Remote Listeners: Attendees may register for the workshop at:

<https://attendee.gotowebinar.com/register/7865863716417436427>. After registering, a confirmation email will be received containing information about joining the webinar, and opportunities to offer comments and questions will be available. 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: MedicaidRuleComments@ahca.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: MedicaidRuleComments@ahca.myflorida.com. Official

comments to be entered into the rule record will be received until 5:00 p.m. on January 28, 2021 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

Section II
Proposed Rules

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: **RULE TITLE:**
 61G15-18.011 Definitions

PURPOSE AND EFFECT: The purpose of the amendment is to update to the rule language to include the current edition of the Florida Building Code and Florida Fire Prevention Code.

SUMMARY: Update to current edition of the Florida Building Code and Florida Fire Prevention Code.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 471.008. 471.013(1)(a)1., .2 FS.

LAW IMPLEMENTED: 471.003(2)(f), 471.005(7), 471.005(6), 471.013(1)(a)1., 2., 471.023(1), 471.025(3), 471.033(1)(j) 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500, or by email: zraybon@fbpe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-18.011 Definitions.

As used in Chapter 471, F.S., and in these rules where the context will permit the following terms have the following meanings:

(1) through (5) No change.

(6) The term “Florida Building Code” shall mean the Florida Building Code, 76th Edition, (202017), adopted by the Florida Building Commission through Rule 61G20-1.001, F.A.C., effective 12-31-20, which rule is incorporated herein by reference and which may be obtained at <https://www.flrules.org/Gateway/reference.asp?No=Ref-> and which is incorporated herein by reference. ~~The material incorporated is copyrighted material that is available for public inspection and examination, but may not be copied, at the Department of State, Administrative Code and Register Section, Room 701, The Capitol, Tallahassee, Florida 32399-0250, and at the Board office, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303.~~

(7) The term “Florida Fire Prevention Code” shall mean the Florida Fire Prevention Code, 75th Edition, (202014), adopted by the Division of State Fire Marshal through Rule 69A-3.012, F.A.C., effective 12-31-20, which rule is incorporated herein by reference and which may be obtained at <https://www.flrules.org/Gateway/reference.asp?No=Ref-> and which is incorporated herein by reference. ~~The material incorporated is copyrighted material that is available for public inspection and examination, but may not be copied, at the Department of State, Administrative Code and Register Section, Room 701, The Capitol, Tallahassee, Florida 32399-0250, and at the Board office, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303.~~

(8) No change.

Rulemaking Authority 471.008, 471.013(1)(a)1., 2. FS. Law Implemented 471.003(2)(f), 471.005(7), 471.005(6), 471.013(1)(a)1., 2., 471.023(1), 471.025(3), 471.033(1)(j) FS. History—New 6-23-80, Amended 12-19-82, 11-22-83, Formerly 21H-18.11, Amended 1-16-91, 4-4-93, Formerly 21H-18.011, Amended 12-22-99, 4-19-01, 10-16-02, 9-15-04, 6-5-08, 6-2-09, 2-2-12, 6-12-16, 2-22-17, 3-4-18, 5-27-20,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 7, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 28, 2020

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

RULE NOS.: RULE TITLES:

61G19-6.0035 Application for Provisional and/or Standard Certification

61G19-6.016 Voluntary Certification Categories

PURPOSE AND EFFECT: The proposed amendments will update the rules text to implement statutory changes.

SUMMARY: Update rules text due to statutory changes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 468.606, 468.609, 468.609(10) FS.

LAW IMPLEMENTED: 468.609, 468.609(10) 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: Krista B. Woodard, Executive Director, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee, FL 32399-0783, or by electronic mail – Krista.Woodard@myfloridalicense.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G19-6.0035 Application for Provisional and/or Standard Certification.

(1) Each individual who wishes to obtain a provisional and/or standard certificate in any certificate category shall submit the following to the Board:

(a) through (b) No change.

(c) Each applicant for certification as an inspector or plans examiner shall demonstrate that he or she has at least one (1) year of hands-on experience in the category of certification sought, with the exception of Residential 1 and 2 family dwelling inspector. For Residential 1 and 2 family dwelling inspector certification, refer to the specific requirements in rule 61G19-6.017, F.A.C.

(d) through (f) No change.

(2) through (4) No change.

(5) The board shall approve an application for Standard Certification by endorsement when an applicant holds a building code administrator, inspector, or plans examiner license/certification issued by another state for at least 10 years before the date of application; and has successfully passed an applicable examination administered by the International Code Council. Such application must be submitted for Board review when the license/certification from the other state is active or within 2 years of the license/certification being active.

Rulemaking Authority 468.606, 468.609 FS. Law Implemented 468.609, 468.613 FS. History—New 11-28-95, Amended 10-1-97, 2-23-99, 6-3-03, 2-6-07, 10-4-07, 12-17-12, 9-20-17, 2-14-18, _____.

61G19-6.016 Voluntary Certification Categories.

The following voluntary certification categories are created.

(1) through (3) No change.

(4) Modular Inspector. This license is required for inspection of all modular buildings constructed to the Florida Building Code and administered under chapter 553, part I, F.S., unless otherwise provided for in Florida Statutes.

(a) Modular Inspector means a person who is authorized to inspect any manufactured (modular) building and systems incorporated therein designed and built to comply with the Florida Building Code pursuant to part I, chapter 553, F.S. In order to obtain this voluntary certification, the Board will require the applicant to pass the standardized modular inspectors' examination and the applicant must have three (3) years experience as an inspector with local government and/or state government or three years experience as an inspector with an independent inspection/plans review agency under contract with a state agency or three (3) years experience as a registered or certified state general, building, or residential contractor or job superintendent, project manager or quality control manager, the latter as provided for in chapter 61-41 9B-1, F.A.C., in a supervisory capacity that included operational control and

direction of building, mechanical, electrical and plumbing personnel or subcontractors on residential or commercial projects.

(b) Responsibilities: Verify the state approved plans are in the factory. Assure the buildings being manufactured comply with the approved plans and the applicable Florida Building Code. Compare the approved plans to the modular building and identify any deviations. Determine the reason for the deviations and investigate repetitive deviations in other buildings. Discuss the deviations with the in-plant quality control supervisor and establish a procedure to resolve the deviations. Verify the appliances and equipment installed in the building are consistent with those identified in the quality control manual. Verify the data plates have all the information as required in chapter 61-41 9B-1, F.A.C. Assure the state insignia is affixed to the correct building. The modular inspector shall monitor quality control procedures to verify the in-plant quality control personnel are conducting quality control reviews at the proper times. The modular inspector shall notify the Department of Community Affairs contracted inspection agency of any problems with the in-plant quality control procedures. The inspector shall follow-up on quality control procedures to verify that the in-plant quality control inspector is making the inspection of the buildings at the proper time. Persons qualified as Residential one and two family dwelling inspectors may also inspect one ~~and two~~ family, two family, and three family modular residences regulated under chapter 61-41 9B-1, F.A.C. Persons qualified as Standard Building Inspectors in all four disciplines of building, electrical, mechanical and plumbing may also inspect all modular buildings regulated under chapter 61-41 9B-1, F.A.C.

(5) Modular Plans Examiner. This license is required for plans reviews of all modular buildings constructed to the Florida Building Code and administered under chapter 553, Part I, F.S., unless otherwise provided for in Florida Statutes.

(a) Modular Plans Examiner means a person who is authorized to review plans for any manufactured (modular) building and systems incorporated therein designed and built to comply with the Florida Building Code pursuant to part I, chapter 553, F.S. In order to obtain this voluntary certification, the Board will require the applicant to pass the standardized modular plans inspectors' examination and the applicant must have three (3) years experience as a plans examiner with local and/or state government. As an alternative, the applicant must have three (3) years experience as a plans examiner with an independent inspection/plans review agency under contract with a state department or three (3) years experience as a registered or certified state general, building, or residential contractor or job superintendent, project manager or quality control manager, the latter as provided for in chapter 61-41 9B-1, F.A.C., in a supervisory capacity that included operational

control and direction of building, mechanical, electrical and plumbing personnel or subcontractors on residential or commercial projects.

(b) Responsibilities: Examine building construction plans for compliance with the applicable Florida Building Code. Assure compliance with Florida’s Manufactured Buildings Act, chapter 553, part I, F.S., along with chapter ~~61-41 9B-1~~, F.A.C. Resolve code problems with the local personnel on behalf of the agency’s clients. Research the code changes upon adoption of the current edition of the codes. Review the proposed amendments to chapter ~~61-41 9B-1~~, F.A.C., and provide input accordingly. Persons qualified as a Residential one and two family dwelling plans examiner may also review and approve plans for one and two family modular residences regulated under chapter ~~61-41 9B-1~~, F.A.C. Persons qualified as Standard Building Plans Examiners in all four disciplines of building, electrical, mechanical and plumbing may also review all modular buildings regulated under chapter ~~61-41 9B-1~~, F.A.C.

(6) ~~Residential One and Two Family Dwelling Plans Examiner. One and Two Family Dwelling Plans Examiner~~ means a person who is qualified to determine that the plans submitted for the purpose of obtaining building and other permits, for one and two family dwellings and accessory structures, comply with the building, plumbing, mechanical, electrical, gas, fire prevention, energy, accessibility, and other applicable building codes. In order to obtain this voluntary certification, the applicant must hold standard certification as Residential one and two family dwelling inspector; must have passed the State principles and practices examination; ~~hold a standard certificate as a plans examiner (any category); and holds a Southern Building Code Congress International, Inc. (SBCCI) or certification as an International Code Council (ICC) Residential Plans Examiner certification as a Coastal Construction Inspector.~~

Rulemaking Authority 468.606, 468.609(10) FS. Law Implemented 468.609(10) FS. History—New 7-5-95, Amended 7-7-96, 8-6-97, 6-25-98, 12-28-00, 2-28-02, 4-7-03, 9-3-03, 3-7-06, 6-13-07, 11-21-07, 6-24-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Building Code Administrators and Inspectors Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Building Code Administrators and Inspectors Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 4, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 30, 2020

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-44.007
RULE TITLE: Standards of Practice

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify the language for standards of practice.

SUMMARY: To clarify the language for standards of practice.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 456.072(1)(t), 468.503(4), 468.507, 468.516(1)(a), (2)(a) FS.

LAW IMPLEMENTED: 456.072(1)(t), 468.503(4), 468.516, 468.517, 468.518 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: Allen Hall, Executive Director, Board of Medicine/Dietetics and Nutrition Practices Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, or telephone (850)245-4444, or by electronic mail – Allen.Hall@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-44.007 Standards of Practice.

Licensees, under Chapter 468, Part X, F.S., shall comply with the following standards in their professional practice and conduct.

(1) through (6) No change.

(7) Licensees may order analysis but may not directly collect human specimen samples shall not maintain clinical laboratories or collect or order analysis of any human specimen sample unless they also hold licensure as designated practitioners defined by Section 483.035(1) or 483.041(7), F.S.

(8) through (9) No change.

Rulemaking Authority 456.072(1)(t), 468.503(4), 468.507, 468.516(1)(a), (2)(a) FS. Law Implemented 456.072(1)(t), 468.503(4), 468.516, 468.517, 468.518 FS. History—New 6-22-94, Formerly 61F6-50.007, Amended 2-20-96, Formerly 59R-44.007, Amended 7-14-03, 4-26-04, 1-8-07, Amended 7-6-10, 7-13-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Dietetics and Nutrition Practices Council

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: December 3, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: September 10, 2020

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.

SUMMARY: Disciplinary Guidelines will be clarified.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 464.204 FS.

LAW IMPLEMENTED: 456.072, 464.204 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: Joe Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; MQA.Nursing@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-15.009 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) through (2) No change.

(3) The following disciplinary guidelines shall be followed by the Board in imposing disciplinary penalties upon registrants for violation of the noted statutes and rules:

(a) through (hh) No change.

(ii) Failing to meet minimal standards of acceptable and prevailing CNA practice, including intentionally engaging in unprofessional conduct, as defined in Rule 64B9-8.005, F.A.C. (Section 464.018(1)(h), F.S.):

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine, reprimand and probation, continuing education.	Denial of certification or \$150 fine, reprimand, suspension followed by probation, or revocation.
SECOND OFFENSE	\$150 fine, reprimand, suspension followed by probation.	Denial of certification or \$150 fine and revocation.

(jj) through (rr) No change.

(4) through (7) No change.

Rulemaking Authority 464.204 FS. Law Implemented 456.072, 464.204 FS. History—New 10-28-02, Amended 8-12-07, 8-3-08, 10-16-12, 5-17-16,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Nursing

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Nursing

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: October 9, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: December 29, 2020

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.

SUMMARY: Standards of practice for certified nursing assistants will be provided.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 464.202 FS.

LAW IMPLEMENTED: 464.202 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: Joe Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399; MQA.Nursing@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-15.0015 Standards of Practice for Certified Nursing Assistants.

Standards of practice are observable behaviors of skill and knowledge. The following are the standards of practice for certified nursing assistants.

Certified Nursing Assistants shall:

(1) Demonstrate basic skills in performance of authorized duties which facilitate an optimal level of functioning for residents.

(2) Demonstrate the ability to identify psychosocial needs of residents based upon awareness of the resident's developmental age and specific processes.

(3) Demonstrate basic skills in the performance of care to cognitively impaired residents, including Alzheimer's, dementia, delirium, developmental disabilities, mental illnesses and other cognitive conditions.

(4) Record and report observations, actions, and information accurately and in a timely manner.

(5) Protect confidential information, unless obligated by law to disclose such information.

(6) Demonstrate respect for the property of residents and facilities.

(7) Demonstrate an understanding of principles of disease-causing microorganisms and demonstrate infection control techniques for prevention and transmission of illness.

(8) Promote a clean, orderly, and safe environment.

(9) Demonstrate the ability to identify and implement safety and emergency procedures.

(10) Demonstrate knowledge of statutes and rules governing certified nursing assistants.

Rulemaking Authority 464.202 FS. Law Implemented 464.202 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Board of Nursing
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Nursing
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 9, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: December 29, 2020

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.

SUMMARY: Disciplinary Guidelines, violations, and offenses will be updated and clarified.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 456.079, 490.004(4) FS.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

Substantial rewording of Rule 64B19-17.002, F.A.C. follows:
See Florida Administrative Code for present text.

64B19-17.002 Disciplinary Guidelines.

(1) When the Board finds that an applicant, a telehealth registrant, or a licensee has committed any of the acts set forth in Chapters 456 or 490, F.S., it may issue a final order imposing one or more of the penalties listed in section 456.072(2), or 456.47 F.S., as recommended in the following disciplinary guidelines. The purpose of the disciplinary guidelines is to give notice to licensees of the range of penalties which will normally be imposed upon violations of particular provisions of chapters 456 or 490, F.S. All penalties at the upper range of the sanctions set forth in the guidelines, e.g., suspension, revocation, etc., include lesser penalties, e.g., fine, continuing education, probation, or reprimand, which may be included in the final penalty at the board's discretion. Probation may be subject to conditions, including restriction from practice in certain settings, restricting the licensee to working only under designated conditions or in certain settings, requiring continuing or remedial education, or any other restriction found to be necessary for the protection of the public health, safety, and welfare. In addition to any other discipline imposed under these guidelines, the board shall assess costs relating to the investigation and prosecution of the case. Penalty ranges are shown as minimum and maximum guidelines as well as for first time single count violations and for multiple or repeated violations of the same statutory provision or the rules promulgated thereunder. The term license means any permit, registration, certificate, out-of-state telehealth provider registration, or license, including a provisional license, issued by the Department. The range of disciplinary action for registered out-of-state telehealth providers shall be, in ascending order of severity, reprimand, suspension, and revocation. For telehealth registrants, a suspension may be accompanied by a corrective action plan that includes rehabilitative provisions narrowly tailored to address the conduct which resulted in the underlying disciplinary violations. The Board may require a corrective action plan to be completed prior to reinstatement of the suspended registration or the corrective action plan may follow a suspension for a definite term.

(2) The following disciplinary guidelines shall be followed by the board in imposing disciplinary penalties upon licensees and permittees for violation of the below mentioned statutes and rules. For the purposes of this rule, the descriptions of the violations are abbreviated, and the full statute or rule cited should be consulted to determine the prohibited conduct.

VIOLATION	FLORIDA LICENSEE PENALTY RANGE		OUT-OF-STATE TELEHEALTH PROVIDER PENALTY RANGE	
	FIRST OFFENSE	SUBSEQUENT OFFENSE(S)	FIRST OFFENSE	SUBSEQUENT OFFENSE
(a) Attempting to obtain, obtaining, or renewing a license by bribery or through an error of the board or department. (Sections 490.009(1)(a) and 456.072(1)(h), F.S.) If through fraudulent misrepresentation.	MIN: Two (2) year probation and a \$1,000 fine, or in the case of an applicant denial of licensure; MAX: Revocation and a \$5,000 fine, or in the case of an applicant denial of licensure. MIN: Revocation and a \$10,000 fine, or in the case of an applicant denial of licensure; MAX: Revocation and a \$10,000 fine, or in the case of an applicant denial of licensure.	MIN: Revocation and a \$5,000 fine, or denial of licensure. MIN: Revocation and a \$10,000 fine, or denial of licensure; MAX: Revocation and a \$10,000 fine, or denial of licensure.	MIN: Two (2) year probation, or in the case of an applicant, denial of registration; MAX: Revocation, or in the case of an applicant, denial of registration. MIN: Revocation, or in the case of an applicant, denial of registration.	MIN: Revocation or denial of registration; MAX: Revocation or denial of registration.

	case of and applicant denial of licensure			
(b) License disciplined by another jurisdiction. (Sections 490.009(1)(b) and 456.072(1)(f), F.S.)	MIN: Same penalty as imposed in other jurisdiction or that would have been imposed had the violation occurred in Florida and a \$1,000 fine; MAX: Same penalty as imposed in other jurisdiction or that would have been imposed had the violation occurred in Florida and a \$5,000 fine.	MIN: Same penalty as imposed in other jurisdiction or that would have been imposed had the violation occurred in Florida and a \$5,000 fine. MAX: Revocation and \$10,000 fine.	MIN: Reprimand; MAX: Discipline as similar as possible to the discipline imposed in the other jurisdiction.	MIN: Discipline as similar as possible to the discipline imposed in the other jurisdiction; MAX: Revocation.
(c) Criminal conviction relating to psychology. (Sections 490.009(1)(c) and	MIN: Reprimand and \$2,500 fine; MAX: One (1)	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation	MIN: Reprimand; MAX: One (1) year suspensio	MIN: One (1) year suspension; MAX: Revocation.

456.072(1)(c), F.S.)	year suspension followed by one (1) year probation and a \$5,000 fine.	and a \$10,000 fine.	n and a corrective action plan.	
(d) False, deceptive or misleading advertising. (Sections 490.009(1)(d) and 456.072(1)(m), F.S.) If fraud or fraudulent misrepresentation.	MIN: Reprimand and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine. MIN: \$10,000 fine and one (1) year probation; MAX: \$10,000 fine and one (1) year suspension followed by two (2) years probation.	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine. MIN: Two (2) year suspension and a \$10,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan. MIN: Suspension and a corrective action plan.	MIN: One (1) year suspension; MAX: Revocation. MIN: Two (2) year suspension; MAX: Revocation.
(e) Advertising, practicing, or attempting to practice under another name. (Section 490.009(1)(e), F.S.)	MIN: Reprimand and a \$1,000 fine; MAX: One (1) year probation	MIN: One (1) year probation and a \$5,000 fine; MAX: Revocation and a	MIN: Reprimand; MAX: Suspension and a corrective action plan.	MIN: Suspension and a corrective action plan; MAX: Revocation.

	n and a \$5,000 fine.	\$10,000 fine.		
(f) Maintaining a wrongful professional association. (Section 490.009(1)(f), F.S.)	MIN: Reprimand and \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: Suspension and a corrective action plan.	MIN: One (1) year suspension; MAX: Revocation.
(g) Knowingly aiding, assisting, procuring, or advising a non-licensed person. (Sections 490.009(1)(g) and 456.072(1)(j), F.S.)	MIN: Reprimand and \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: Suspension and a corrective action plan.	MIN: One (1) year suspension; MAX: Revocation.
(h) Failing to perform any statutory or legal obligation. (Sections 490.009(1)(h) and 456.072(1)(k), F.S.)	MIN: Reprimand and \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: Suspension and a corrective action plan.	MIN: One (1) year suspension; MAX: Revocation.
(i) Willingly making or filing a false report, etc. (Sections 409.009(1)(i) and 456.072(1)(l), F.S.)	MIN: Reprimand and \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: Suspension and a corrective action plan.	MIN: One (1) year suspension; MAX: Revocation.
(j) Paying or receiving a kickback, etc.	MIN: A refund of the fees paid by or on	MIN: A refund of the fees paid by or on behalf of	MIN: Reprimand; MAX: One (1)	MIN: Two (2) year suspension and a corrective

(Section 490.009(1)(j), F.S.)	behalf of the patient and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	the patient, a two (2) year suspension followed by one (1) year probation and a \$10,000 fine.	year suspension and a corrective action plan including a refund of the fees paid by or on behalf of the patient.	action plan including a refund of the fees paid by or on behalf of the patient; MAX: Revocation.
(k) Sexual misconduct or battery on a patient. (Section 490.009(1)(k), and 456.072(1)(v), F.S.)	MIN: One (1) year suspension followed by one (1) year probation and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Revocation; MAX: Revocation and a \$10,000 fine.	MIN: One (1) year suspension and a corrective action plan; MAX: Revocation.	MIN: Revocation; MAX: Revocation.
(l) Making misleading, deceptive or untrue representations. (Sections 409.009(1)(l) and 456.072(1)(m), F.S.)	MIN: One (1) year probation and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine.	MIN: One (1) year suspension followed by one (1) year probation and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Suspension and a corrective action plan; MAX: One (1) year suspension and a corrective action plan.	MIN: One (1) year suspension and a corrective action plan; MAX: Revocation.
If fraud or fraudulent misrepresentations.	(1) year probation and a \$5,000 fine.	MIN: Revocation and a \$10,000 fine.	MIN: One (1) year suspension	MIN: One (1) year suspension; MAX: Revocation.

	MIN: One (1) year suspension and a \$10,000 fine; MAX: Revocation and a \$10,000 fine.	MAX: Revocation and a \$10,000 fine.	MAX: Revocation.	
(m) Soliciting through intimidation, undue influence, etc. (Section 490.009(1)(m), F.S.)	MIN: Reprimand and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine.	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan.	MIN: One (1) year suspension; MAX: Revocation.
If through fraud.	MIN: One (1) year probation and a \$10,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$10,000 fine.	MIN: Revocation and a \$10,000 fine; MAX: Revocation and \$10,000 fine.	MIN: Suspension and a corrective action plan; MAX: One (1) year suspension and a corrective action plan.	MIN: Revocation; MAX: Revocation.
(n) Failing to provide records, etc. (Section 490.009(1)(n), F.S.)	MIN: Reprimand and a \$1,000 fine; MAX: One (1)	MIN: Reprimand, one (1) year probation, and a \$5,000 fine;	MIN: Reprimand; MAX: One (1) year suspension	MIN: Reprimand and one (1) year suspension; MAX: Revocation.

	year suspension followed by one (1) year probation and a \$5,000 fine.	MAX: Revocation and a \$10,000 fine.	n and a corrective action plan.	
(o) Failing to respond to Department within 30 days, etc. (Section 490.009(1)(o), F.S.)	MIN: Reprimand and a \$1,000 fine; MAX: Suspension until compliance and a \$5,000 fine.	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: Suspension and a corrective action plan, to include at a minimum, compliance.	MIN: One (1) year suspension and a corrective action plan, to include at a minimum, compliance; MAX: Revocation.
(p) Incompetence (mental or physical impairment), etc. (Section 490.009(1)(p), and 456.072(1)(z), F.S.)	MIN: Suspension until licensee is able to demonstrate ability to practice with reasonable skill and safety and a \$1,000 fine; MAX: Suspension until licensee is able to demonstrate ability to practice with reasonable skill and safety followed	MIN: Suspension until licensee is able to demonstrate ability to practice with reasonable skill and safety followed by one (1) year probation and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Suspension and a corrective action plan, to include at a minimum, demonstration of the ability to practice with reasonable skill and safety; MAX: One (1) year suspension and a corrective action plan, to include at a minimum, demonstration of the ability to practice	MIN: One (1) year suspension and a corrective action plan, to include at a minimum, demonstration of the ability to practice with reasonable skill and safety; MAX: Revocation.

	by one (1) year probation and a \$5,000 fine.		with reasonable skill and safety.	
(q) Violating provisions of chapter 490 or 456, F.S., or any rules pursuant thereto. (Sections 490.009(1)(w), 456.072(1)(b) and 456.072(1)(dd), F.S.)	MIN: Reprimand and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine.	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan.	MIN: One (1) year suspension; MAX: Revocation.
(r) Experimentation without informed consent. (Section 490.009(1)(q), F.S.)	MIN: Reprimand and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine.	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan.	MIN: One (1) year suspension; MAX: Revocation.
(s) Failing to meet the minimum standards of performance. (Section 490.009(1)(r), F.S.)	MIN: Reprimand and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a	MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.	MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan.	MIN: One (1) year suspension; MAX: Revocation.

	<u>\$5,000 fine.</u>			
<u>(t) Delegating professional responsibilities. (Sections 490.009(1)(s) and 456.072(1)(p), F.S.)</u>	<u>MIN: Reprimand and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine.</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan.</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>
<u>(u) Violating any lawful order. (Sections 490.009(1)(t) and 456.072(1)(q), F.S.)</u>	<u>MIN: Reprimand and a \$1,000 fine; MAX: Suspension until compliance followed by one (1) year probation and a \$5,000 fine.</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan, to include at a minimum, compliance.</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>
<u>(v) Failing to maintain confidence. (Section 490.009(1)(u), F.S.)</u>	<u>MIN: Reprimand and a \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Reprimand; MAX: Suspension and a corrective action plan.</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>
<u>(w) Identifying or damaging research clients. (Section 490.009(1)(v), F.S.)</u>	<u>MIN: Reprimand and a \$1,000 fine; MAX: One (1) year</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a</u>	<u>MIN: Reprimand; MAX: One (1) year suspension and a</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>

	<u>suspension followed by one (1) year probation and a \$5,000 fine.</u>	<u>\$10,000 fine.</u>	<u>corrective action plan.</u>	
<u>(x) Failure to comply with continuing education for domestic violence. (Section 456.072(1)(s), F.S.)</u>	<u>MIN: Reprimand and a \$500 fine; MAX: Suspension until compliance and a \$1,000 fine.</u>	<u>MIN: Reprimand, suspension until compliance and a \$1,000 fine; MAX: Suspension until compliance followed by one (1) year suspension and a \$2,500 fine.</u>	<u>MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan, to include at a minimum, compliance.</u>	<u>MIN: Reprimand, one (1) year suspension and a corrective action plan, to include at a minimum, compliance. MAX: Revocation</u>
<u>(y) Exercising influence on the patient or client for financial gain. (Section 456.072(1)(n), F.S.)</u>	<u>MIN: One (1) year probation and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine.</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Suspension and a corrective action plan; MAX: One (1) year suspension and a corrective action plan.</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>
<u>(z) Improperly interfering with an investigation. (Section 456.072(1)(r), F.S.)</u>	<u>MIN: One (1) year probation and a \$1,000 fine; MAX: One (1) year</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Suspension and a corrective action plan; MAX: One (1) year suspension</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>

	<u>suspension followed by one (1) year probation and a \$5,000 fine.</u>		<u>n and a corrective action plan.</u>	
(aa) <u>Performing or attempting to perform wrong health care services. (Section 456.072(1)(bb), F.S.)</u>	<u>MIN: Reprimand and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine.</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan.</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>
(bb) <u>Termination from impaired practitioner program. (Section 456.072(1)(hh), F.S.)</u>	<u>MIN: Suspension until licensee is able to demonstrate ability to practice with reasonable skill and safety and a \$1,000 fine; MAX: Suspension until licensee is able to demonstrate ability to practice with reasonable skill and</u>	<u>MIN: Suspension until licensee is able to demonstrate ability to practice with reasonable skill and safety followed by one (1) year probation and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Suspension and a corrective action plan, to include at a minimum, demonstration of the ability to practice with reasonable skill and safety; MAX: One (1) year suspension and a corrective action plan, to include at a minimum, demonstration of the</u>	<u>MIN: One (1) year suspension and a corrective action plan, to include at a minimum, demonstration of the ability to practice with reasonable skill and safety; MAX: Revocation.</u>

	<u>safety followed by one (1) year probation and a \$5,000 fine.</u>		<u>ability to practice with reasonable skill and safety.</u>	
(cc) <u>Failure to identify through written notice, or orally to a patient the type of license under which the practitioner is practicing. Any advertisement for health care services naming the practitioner must identify the type of license the practitioner holds. (Section 456.072(1)(t), F.S.)</u>	<u>MIN: Reprimand and a \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.</u>	<u>MIN: One (1) year probation and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Reprimand; MAX: Suspension and a corrective action plan.</u>	<u>MIN: Suspension and a corrective action plan; MAX: Revocation.</u>
(dd) <u>Failure to report another licensee in violation. (Section 456.072(1)(i), F.S.)</u>	<u>MIN: Reprimand and a \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Reprimand; MAX: Suspension and a corrective action plan.</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>
(ee) <u>Practicing beyond scope permitted. (Section 456.072(1)(o), F.S.)</u>	<u>MIN: One (1) year suspension and a \$1,000 fine; MAX: Revocation and a</u>	<u>MIN: One (1) year suspension followed by one (1) year probation and a \$5,000 fine; MAX: Revocation and a</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>	<u>MIN: One (1) year suspension and a corrective action plan; MAX: Revocation.</u>

	<u>\$5,000 fine.</u>	<u>\$10,000 fine.</u>		
<u>(ff) Failing to report to the Board within thirty (30) days after the licensee has been convicted of a crime in any jurisdiction. (Section 456.072(1)(x), F.S.)</u>	<u>MIN Reprimand and a \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Reprimand; MAX: Suspension and a corrective action plan.</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>
<u>(gg) Being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, under 18 USC s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 USC ss. 1320a-7b, relating to the Medicaid program. (Section 456.072(1)(ii), F.S.)</u>	<u>MIN: One (1) year probation and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Revocation; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Suspension and a corrective action plan; MAX: Revocation.</u>	<u>MIN: Revocation; MAX: Revocation.</u>
<u>(hh) Failing to remit the sum owed to the state for overpayment from the Medicaid program pursuant to a final order, judgment, or settlement.</u>	<u>MIN: Reprimand, one (1) year probation and a \$1,000 fine; MAX: One (1) year suspension followed</u>	<u>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Reprimand, suspension and a corrective action plan; MAX: One (1) year suspension and a corrective</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>

<u>(Section 456.072(1)(jj), F.S.)</u>	<u>by one (1) year probation and a \$5,000 fine.</u>		<u>action plan.</u>	
<u>(ii) Being terminated from the state Medicaid program, or any other state Medicaid program, or the federal Medicare program. (Section 456.072(1)(kk), F.S.)</u>	<u>MIN: One (1) year suspension and a \$1,000 fine; MAX: Revocation and a \$5,000 fine.</u>	<u>MIN: Revocation; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: One (1) year suspension; MAX: Revocation.</u>	<u>MIN: Revocation; MAX: Revocation.</u>
<u>(jj) Being convicted of, or entering into a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, which relates to health care fraud. (Section 456.072(1)(ll), F.S.)</u>	<u>MIN: Revocation; MAX: Revocation and a \$5,000 fine.</u>	<u>MIN: Revocation and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: Revocation; MAX: Revocation.</u>	<u>MIN: Revocation; MAX: Revocation.</u>
<u>(kk) Willfully failing to comply with section 627.64194 or 641.513, F.S., with such frequency as to indicate a general business practice. (Section 456.072(1)(oo), F.S.)</u>	<u>MIN: One (1) year suspension and a \$1,000 fine; MAX: One (1) year suspension followed by one (1) year probation and a \$5,000 fine.</u>	<u>MIN: Revocation; MAX: Revocation and a \$10,000 fine.</u>	<u>MIN: One (1) year suspension and a corrective action plan.</u>	<u>MIN: Revocation; MAX: Revocation.</u>

<p>(ll) Providing information supporting a persons need for an emotional support animal without knowledge or need. (Section 456.072(pp), F.S.)</p>	<p>MIN: Reprimand and a \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.</p>	<p>MIN: One (1) year suspension and a \$5,000 fine; MAX: Revocation and a \$10,000 fine.</p>	<p>MIN: Reprimand; MAX: Suspension and a corrective action plan.</p>	<p>MIN: One (1) year suspension; MAX: Revocation.</p>
<p>(mm) Failure to notify the applicable board, or the department if there is no board, of any adverse actions taken against his or her license. (Section 456.47(4)(i)1., F.S.);</p>	<p>N/A</p>	<p>N/A</p>	<p>MIN: Reprimand; MAX: Suspension and a corrective action plan.</p>	<p>MIN: Suspension and a corrective action plan; MAX: Revocation.</p>
<p>(nn) Has restrictions placed on or disciplinary action taken against his or her license in any state or jurisdiction. (Section 456.47(4)(i)2., F.S.)</p>	<p>N/A</p>	<p>N/A</p>	<p>MIN: Discipline as close as possible to the discipline imposed in the other jurisdiction; MAX: Revocation.</p>	<p>MIN: Discipline as close as possible to the discipline imposed in the other jurisdiction; MAX: Revocation.</p>
<p>(oo) Violates any of the requirements of Section 456.47, F.S. (Section 456.47(4)(i)3., F.S.)</p>	<p>N/A</p>	<p>N/A</p>	<p>MIN: Reprimand; MAX: One (1) year suspension and a corrective action plan.</p>	<p>MIN: Suspension and a corrective action plan; MAX: Revocation.</p>

(3) Based upon consideration of aggravating and mitigating factors present in an individual case, the Board may deviate from the penalties recommended above. The Board shall consider as aggravating or mitigating circumstances the following:

- (a) The danger to the public;
- (b) The length of time since the date of violation;
- (c) The number of complaints filed against the licensee;
- (d) The length of time the licensee has practiced without complaint or violations;
- (e) The actual damage, physical or otherwise, to the patient;
- (f) The deterrent effect of the penalty imposed;
- (g) The effect of the penalty upon the licensee’s livelihood;
- (h) Any efforts the licensee has made toward rehabilitation;
- (i) The actual knowledge of the licensee pertaining to the violation;
- (j) Attempts by the licensee to correct or stop violations or refusal by the licensee to correct or stop violations;
- (k) Related violations found against the licensee in another state including findings of guilt or innocence, penalties imposed and penalties served;
- (l) Any other mitigating or aggravating circumstances that are particular to that licensee or to the situation so long as the aggravating or mitigating circumstances are articulated in the Board’s final order.

(4) The provisions of this rule shall not be construed to prohibit civil action or criminal prosecution as provided by law. Nor may the provisions of this rule be construed to limit the ability of the Board to enter into binding stipulations as per section 120.57(4), F.S.

Rulemaking Authority 456.079, 490.004(4) FS. Law Implemented 456.072, 456.079, 490.009 FS. History—New 11-24-86, Amended 7-18-88, 4-26-93, Formerly 21U-18.003, Amended 6-14-94, Formerly 61F13-18.003, Amended 1-9-96, Formerly 59AA-17.002, Amended 9-18-97, 9-26-01, 3-25-02, 4-3-05, 1-2-06, 12-31-06, 2-18-10, 6-21-17, 6-20-18, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Psychology
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 29, 2020

DEPARTMENT OF HEALTH

Board of Psychology

RULE NOS.:	RULE TITLES:
64B19-18.002	Use of the Title Sex Therapist
64B19-18.003	Qualifications to Practice Hypnosis
64B19-18.008	Board Approval of Specialty Certifying Bodies

PURPOSE AND EFFECT: The Board proposes the rule amendments for Rules 64B19-18.002 and 64B19-18.003, F.A.C. to clarify existing language. The Board proposes the rule amendment for Rule 64B19-18.008, F.A.C., to update language regarding the standards for certifying bodies.

SUMMARY: For Rules 64B19-18.002 and 64B19-18.003, F.A.C., existing language will be clarified. For Rule 64B19-18.008, F.A.C., language will be updated regarding the standards for certifying bodies.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 490.004(4), 490.0141, 490.0143, 490.0149 FS.

LAW IMPLEMENTED: 490.003(4), 490.0141, 490.0143, 490.0149 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: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253; Allen.Hall@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-18.002 Use of the Title Sex Therapist.

Prior to holding oneself out as a sex therapist, a psychologist must have received training in the provision of psychological health services and shall have completed a minimum of 150 ~~clock~~ hours of education which meets the requirements of Rule 64B19-13.003, F.A.C., in the specific area of sex therapy and in the interaction between sex therapy and the general provision of psychological health services.

Rulemaking Authority 490.004(4), 490.0143 FS. Law Implemented 490.003(4), 490.0143 FS. History—New 7-11-89, Formerly 21U-20.002, 61F13-20.002, 59AA-18.002, Amended 9-18-97,

64B19-18.003 Qualifications to Practice Hypnosis.

The practice of hypnosis as defined in Chapter 485, F.S., is permitted by a licensed psychologist who qualifies as designated by this rule. Basic hypnosis is defined as the use of hypnotic approaches for the purpose of stress management, self-hypnosis, guided imagery, or relaxation and shall be practiced only by those licensees who have successfully completed a total of at least 10 ~~clock~~ hours of education which meets the requirements for approval set forth in Rule 64B19-13.003, F.A.C., in basic hypnosis.

Rulemaking Authority 490.004(4), 490.0141 FS. Law Implemented 490.003(4), 490.0141 FS. History—New 6-1-89, Formerly 21U-20.003, 61F13-20.003, 59AA-18.003, Amended 11-23-97, _____.

64B19-18.008 Board Approval of Specialty Certifying Bodies.

To obtain Board approval as a certifying body, eligible to grant formal recognition declaring a licensed psychologist to be a “certified psychology specialist,” board-certified psychology specialist,” or a “psychology diplomate,” pursuant to Section 490.0149, F.S., an applicant shall file a petition demonstrating that it:

- (1) through (2) No change.
- (3) Has established standards for specialized practice of psychology and adopts the American Psychological Association (APA) “Ethical Principles of Psychologists and Code of Conduct,” effective June 1, 2003, with amendments effective June 1, 2010 and January 1, 2017, to guide the practice of its members. The code is incorporated by reference and available for inspection at the Board office as well as at: www.apa.org/ethics/code2002.html; and,
- (4) No change.

Rulemaking Authority 490.0149, 490.004(4) FS. Law Implemented 490.0149 FS. History–New 11-1-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Psychology
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2020
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 18, 2020

DEPARTMENT OF CHILDREN AND FAMILIES

Agency for Persons with Disabilities

RULE NOS.:RULE TITLES:

65G-10.001 Definitions
65G-10.004 Support Coordinator Basic Pre-Service Level 1 Training and In-Person Level 2 Training

65G-10.005 Support Coordinator In-Service Training
PURPOSE AND EFFECT: The purpose and effect of these new rules is to ensure that Support Coordinators have the knowledge, skills, and training necessary to competently provide services to persons with developmental disabilities. These rules will implement and interpret statutory changes pursuant to Chapter 2020-71, Laws of Florida, regarding Support Coordinators.

SUMMARY: Under Ch. 2020-071, Support Coordinators are required to successfully complete training and professional development approved by the Agency and pass a competency-based assessment, effective July 1, 2021. These rules are intended to establish standardized training to be completed by Support Coordinators prior to taking any competency-based assessments. These rules also describe the requirements of Support Coordinators relating to in-service training.

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 been prepared by the Agency.

The rules do not have an adverse impact on small business and are not likely to increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of each rule because these are necessary to clearly and consistently implement chapter 2020-071, in order for the Agency to not be found to be operating under an unadopted rule. Given the statutory requirements, the Agency determined each rule does not have an adverse impact on economic growth, private sector job creation or employment,

private sector investment, business competitiveness, productivity, or innovation, nor do they increase regulatory costs, including transactional costs in excess of \$200,000 in the aggregate within one year or in excess of \$1 million in the aggregate within five years after the implementation of these rules.

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: A SERC Checklist and SERC were prepared by the Agency to determine the need for legislative ratification. Based on this information at the time of the analysis, summarized above, and pursuant to section 120.541, Fla. Stat., the rules will not require legislative ratification because costs will not be in excess of \$1 million in the aggregate within 5 years after the implementation of the rules.

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: 393.0663(5), 393.501(1), 393.066(8), FS.

LAW IMPLEMENTED: 393.066(2), 393.0663, 393.063, FS.
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: January 27, 2021, 10:00 a.m. to 12:00 noon, EST

PLACE: Attendees may register for the hearing at: <https://attendee.gotowebinar.com/register/8142572310087125263>. After registering, a confirmation email will be received containing information about joining the webinar, and opportunities to offer comments and questions will be available. 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: Brett Taylor at (850)410-1309 or brett.taylor@apdcares.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Brett Taylor, Senior Attorney, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 335, Tallahassee, FL 32399, (850) 410-1309, Brett.Taylor@apdcares.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

65G-10.001 Definitions

(1) “Agency” or “APD” means the Agency for Persons with Disabilities.

(2) “Basic Training” includes courses that any person who intends to become a Direct Service Provider for clients of the Agency must successfully complete before becoming a Direct Service Provider.

(3) “Competency-Based Assessment” is a test administered at the conclusion of a training course to determine if the trainee obtained the necessary knowledge, skill sets, and/or competencies to qualify as having successfully completed the participant’s required training.

(4) “Consultant” shall have the same meaning as in the Consumer-Directed Care Plus Program Coverage, Limitations, and Reimbursement Handbook (CDC+ Handbook), as adopted by Rule 59G-13.088, Florida Administrative Code (F.A.C.). A Consultant is included within the meaning of Support Coordinator.

(5) “Consumer-Directed Care Plus Program” or “CDC+ Program” means a consumer-directed program that provides an alternative to the Medicaid State Plan and the Home and Community-Based Services Medicaid Waiver (also known as the iBudget Waiver). The CDC+ Program operates under the authority of section 1915(j) of the Medicaid State Plan Amendment of the Social Security Act and is governed by Title 42 of the Code of Federal Regulations, Part 441, and sections 409.221 and 393.0662(2) and (7), F.S.

(6) “Developmental Disabilities Individual Budgeting Waiver Services Coverage and Limitations Handbook” or “iBudget Handbook” refers to the handbook incorporated by reference in Rule 59G-13.070, Florida Administrative Code

(7) “Direct Service Provider” means a person 18 years of age or older who has direct face-to-face contact with a client while providing services to the client or has access to a client’s living areas or to a client’s funds or personal property.

(8) “Home and Community Based Services Waiver” or “Waiver” means the Medicaid waiver authorized by 42 U.S.C. 1396n(c) of the federal Social Security Act and Section 409.906, F.S., that provides Medicaid funding for home and community-based services to eligible persons with developmental disabilities who are eligible for Agency services and who live at home or in a home-like setting.

(9) “In-Service Training” also known as Continuing Education in certain professions, includes courses provided or approved by the Agency that must be taken on an annual or biannual basis in order to maintain the provider’s status as a HCBS Waiver Direct Service Provider.

(10) “In-Service Training Credits” or “Credits” refer to the standard unit of measurement of coursework used for training and credential purposes.

(11) “Learning Management System” or “LMS” refers to an automated system used by the Agency to administer the learning process within an organization.

(12) “Medicaid Waiver Services Agreement” or “MWSA” means the contract between the Agency and providers of Medicaid Waiver services to Agency clients, as defined in section 393.063(7), F.S.

(13) “Pre-Service Training” includes service-specific courses that must be taken prior to becoming a support coordinator and after completion of the required Basic Training.

(14) “Qualified Organization” shall have the same meaning as in section 393.0663(2), F.S.

(15) “Quality Improvement Organization” or “QIO” means a group of health quality experts, clinicians, and consumers contracted with the Agency for Health Care Administration and organized to improve the quality of care delivered to Agency clients.

(16) “Regional Office” means one of the Agency’s offices serving a Region. The contact information for each Regional Office is designated on the Agency’s website.

(17) “Service Specific Training” includes courses that must be taken prior to or within a short specific time period of becoming a HCBS Waiver Direct Service Provider and is specific to the service one is authorized to provide, as designated in these rules and the Handbook.

(18) “Support Coordinator” which is also known as “waiver support coordinator” or “WSC”, shall have the same meaning as defined in section 393.063(42), F.S. For the purposes of this rule, this definition includes consultant as defined in the CDC+ Handbook as incorporated in rule 59G-13.088, F.A.C.

(19) “Trainee” means a person who receives training from Agency Staff.

(20) This rule is in effect for five years from its effective date.

PROPOSED EFFECTIVE DATE: 7-1-21.

Rulemaking Authority 393.0663(5), 393.501(1), 393.066(8) F.S. Law Implemented 393.066(2), 393.0663, 393.063, F.S. History–New

65G-10.004 Support Coordinator Basic Pre-Service Level 1 Training and In-Person Level 2 Training

(1) Any person who wishes to provide support coordination services must have the requisite knowledge and experience as set forth in the Florida Medicaid Developmental Disabilities Individual Budgeting Waiver Services Coverage and Limitations Handbook (“Handbook”), adopted in Rule 59G-13.070, F.A.C., prior to taking the Basic Training.

(2) The requirements for Basic Training are identified in the iBudget Handbook and must be completed prior to taking the WSC In-Person Level 2 competency-based assessment.

(3) Any Basic Training that must be taken on a periodic basis does not count toward in-service training requirements.

(4) Persons interested in providing support coordination services who enrolled after the effective date of this rule, July 1, 2021, must complete both the Pre-Service Level 1 (“Level” 1) training and the In-Person Level 2 (“Level 2”) training which include the Level 1 and Level 2 competency-based assessments, as provided by the Agency.

(5) The WSC Pre-Service Level 1 training consists of self-paced, online training modules in the LMS that describe foundational concepts and requirements related to Waiver support coordination services. The Pre-Service Level 1 training curriculum can be found at on the Agency’s website at www.apdcares.org.

(a) At the end of the Level 1 training, the trainee must complete the Level 1 competency-based assessment with a score of 85% or higher to receive credit.

(b) Trainees must pass the assessment within 30 days of completing the Level 1 training. Trainees who do not pass the Level 1 assessment within 30 days of the Level 1 training must retake the Level 1 training before they may retake the Level 1 competency-based assessment.

(c) In no instance shall a trainee be allowed to take the assessment more than 2 times within a 12-month period.

(d) Trainees must successfully pass the Level 1 competency-based assessment before taking the In-Person Level 2 training and signing a Medicaid Waiver Service Agreement with the Agency.

(6) The WSC In-Person Level 2 training will be provided by the Agency at the regional offices to provide hands on experience to practice key tasks related to Waiver Support Coordination and provides practical scenarios and experiences related to foundations learned in online training. The curriculum for the Level 2 training can be found on the Agency’s website at www.apdcares.org.

(a) Trainees must bring their own laptop or other electronic device that is compatible with APD data management systems to the Level 2 training.

(b) Trainees who were unable to complete any portion of the Level 2 training must complete the missed portion(s) at the next available Level 2 training session.

(c) Trainees must attend all Level 2 training sessions before they may take the Level 2 competency-based assessment, which is documented by the trainee’s signature on a daily attendance sheet, maintained by the Agency during the Level 2 Training, as proof of attendance.

(d) The Level 2 competency-based assessment, which is administered at the end of the Level 2 training, must be passed with a score of 85% or higher in order to receive credit.

(e) Trainees will receive a Certificate of Completion upon passing the Level 2 competency-based assessment. Each trainee

is responsible for uploading his or her Certificate of Completion into the LMS system.

(f) Trainees must successfully pass the Level 2 assessment within 90 days of passing the Level 1 assessment.

(7) Individuals providing support coordination services who were enrolled before the effective date of this Rule, July 1, 2021, must complete the Level 1 training and pass the Agency’s Level 1 competency-based assessment.

(a) These support coordinators must successfully complete the Agency’s Level 1 competency-based assessment within 90 days after the effective date of this rule.

(b) Support coordinators who fail the Level 1 competency-based assessment, under this section, will be allowed to retake the Level 1 training and the Level 1 competency-based assessment. Upon failing to successfully pass the assessment after a second attempt, the Agency will terminate the support coordinator’s MWSA.

(c) The Level 1 training, taken pursuant to section (4) of this rule, may be counted toward meeting the annual in-service training requirements, once.

(8) The Agency may require a support coordinator to retake any portion of the Pre-Service Training or any required Basic Training as a result of a QIO review of 86% or lower, as designated by the Agency.

(9) If a support coordinator discontinues providing support coordination services for more than 12 months and wants to return as a provider of support coordination services, all Basic Training and the Per-Service Level 1 and the Level 2 In-Person Training must be completed again.

(10) This rule is in effect for five years from its effective date.

PROPOSED EFFECTIVE DATE: 7-1-21.

Rulemaking Authority 393.0663(5), 393.501(1), 393.066(8) F.S. Law Implemented 393.066(2), 393.0663, 393.063 F.S. History—New

65G-10.005 Support Coordinator In-Service Training

(1) All support coordinators must attend a minimum of 18 hours of job-related in-service training annually.

(2) Any and all training that is received by a support coordinator, in order to meet the annual 18-hour in-service requirement, must relate to services provided to individuals served by the support coordinator as referenced in chapter 393, F.S.; title 65G, F.A.C.; the iBudget Handbook, and, if applicable, the CDC+ Handbook. Such topics may include, but are not limited to:

(a) Employment related services and benefits;

(b) School transition planning process;

(c) Financial planning, security, and government benefits;

(d) Case management;

(e) Person-centered planning;

(f) Service options for Agency clients;

- (g) Affordable housing;
 - (h) Characteristics of Agency clients;
 - (i) Community and natural supports;
 - (j) The abuse, neglect, and exploitation of Agency clients;
 - (k) Behavioral and emotional health;
 - (l) Crisis management;
 - (m) Physical health and wellbeing;
 - (n) Emergency preparedness, response, and recovery;
 - (o) Characteristics and needs related to aging;
 - (p) Technology components of Agency data management systems; and
 - (q) Adaptive resources.
- (3) Support coordinators may take up to 12 hours per year toward their annual in-service training requirement by attending webinars, training offer during monthly meetings, or other trainings conducted or organized by APD.
- (4) Support coordinators must maintain documentation verifying successful completion for each in-service training in order to receive in-service training credit, as follows:
- (a) Support coordinators will receive documentation from the Agency regarding his or her successful completion of any APD provided in-service training; and
 - (b) For any in-service training provided by non-APD sources, support coordinators must complete the Support Coordinator In-Service Training Verification, APD Form 65G-10.004 A, effective July 1, 2021, incorporated here by reference, which may be obtained at _____ . The Support coordinator must maintain this form for their records for review by a QIO or by the Agency.
 - (5) Support coordinators may receive in-service training credits by attending seminars, workshops, home study courses, and webinars presented by other government agencies, certification organizations that specialize in case management, or professional organizations designated by the Agency. A listing of such organizations may be found on the Agency website at www.apdcares.org.
 - (6) Any support coordinator who has received and maintains a certification from the Commission on Rehabilitation Counselor Certification may satisfy the 18-hour annual in-service training requirement. The support coordinator is responsible for maintaining proof of this certification in their records.
 - (7) This rule is in effect for five years from its effective date.

PROPOSED EFFECTIVE DATE: 7-1-21.

Rulemaking Authority 393.0663(5), 393.501(1), 393.066(8) F.S. Law Implemented 393.066(2), 393.0663, 393.063, F.S. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tom Rice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbara Palmer
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 1, 2021
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 9, 2020

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: 68A-4.0053
RULE TITLE: Importation and Possession of Carcasses from Deer, Elk and Other Wildlife Species in the Family of Cervidae

PURPOSE AND EFFECT: The purpose of the proposed rule change is to revise regulations regarding the importation and possession of carcass or parts therefrom of any species in the family Cervidae originating outside of Florida. The effect of the proposed rule amendment would be to help minimize the risk of chronic wasting disease (CWD) being accidentally introduced into or spread throughout Florida

SUMMARY: Prohibit importing or possessing whole carcasses and certain parts thereof of any species in the family Cervidae (deer family) originating from any place outside of Florida except for de-boned meat; finished taxidermy mounts; antlers; hides; and skulls, skull caps, and teeth if all soft tissue has been removed. Exempt from these carcass importation and possession limits are white-tailed deer legally harvested from any property in Georgia or Alabama that is bisected by the Florida state line and under the same ownership.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will 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

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

DATE AND TIME: During the Commission’s regular meeting February 25-26, 2021, 8:30 a.m. to 5:00 p.m., each day.

PLACE: Live video broadcast via Adobe Connect and The Florida Channel.

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: George Warthen, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-4.0053 Importation and Possession of Carcasses from ~~Deer, Elk and Other Wildlife~~ Species in the Family of Cervidae. No person shall import or possess the carcass or any parts therefrom of any ~~deer, elk or other~~ species in from the family Cervidae originating from any place outside of Florida state or province where Chronic Wasting Disease (CWD) has been documented on a list maintained by the United States Department of Agriculture Animal and Plant Health Inspection Service except:

(1) boned-out meat or products thereof; ~~processed meat cuts;~~

(2) clean hides a hide with no head attached;

(3) antlers, antlers with a clean skull plate with no tissue attached or clean skulls with no tissue attached;

(4) finished taxidermy products; and

(5) clean upper canines teeth with no tissue attached, provided a person may import or possess the carcass or parts thereof of any white-tailed deer originating and legally harvested from a property in Georgia or Alabama if such property where it was harvested is bisected by the Florida state line and under the same ownership on both sides of the state line. Any carcass, regardless of origin, of any species in the family Cervidae ~~eervid~~ testing positive for CWD shall be surrendered to FWC personnel.

PROPOSED EFFECTIVE DATE: July 1, 2021.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New 7-1-05, 7-1-21.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.

NAME OF PERSON ORIGINATING PROPOSED RULE: George Warthen, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 19, 2020

Section III Notice of Changes, Corrections and Withdrawals

NONE

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On January 12, 2021, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Pineywoods Florida VI, LLC, filed October 30, 2020, and advertised on November 5, 2020, in Vol. 46, No.217, of the Florida Administrative

Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, A.S.M.E. A17.3, 1996 edition, as adopted by Rule 61C-5.001 Florida Administrative Code that requires fire fighter’s service because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2020-130).

A copy of the Order or additional information may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013. dhr.elevators@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: RULE TITLE:

64B7-28.009 Required Continuing Education for Massage Therapists

NOTICE IS HEREBY GIVEN that on January 6, 2021, the Board of Massage Therapy, received a petition for variance and waiver filed by Christina Walker. The Petitioner is seeking a variance or waiver of Rule 64B7-28.009, regarding continuing education. Due to the threat of COVID19, petitioner is requesting to allow hands on hours (Fertility Massage) of 2020 to be applied to CE hours of 2019. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kama Monroe, Executive Director, Board of Massage Therapy, at the above listed address, (850)245-4162, or by electronic mail - kama.monroe@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: RULE TITLE:

64B14-4.115 Requirements for Renewal of Residency

NOTICE IS HEREBY GIVEN that on January 6, 2021, the Board of Orthotists & Prosthetists, received a petition for variance or waiver filed by Brian V. Narin. The petitioner is seeking a variance or waiver of Rule 64B14-4.115, Florida Administrative Code, which states that for an applicant to be eligible for a one (1) year renewal, the applicant must submit a renewal application to the department no earlier than 150 days prior to the expiration of the active residency or internship.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Janet Hartman, Executive Director, Board of Orthotists & Prosthetists, 4052 Bald Cypress Way, Bin # CO4, Tallahassee, Florida 32399-3254. Comments on this petition should be filed with the Board of Orthotists & Prosthetists within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-26.300 Consultant Pharmacist Licensure

NOTICE IS HEREBY GIVEN that on January 12, 2021, the Board of Pharmacy, received a petition for variance or waiver filed by Joshua Pruitt, seeking a waiver of the requirement of paragraph 64B16-26.300(3)(b), Florida Administrative Code, which requires in part that in order to be licensed as a consultant pharmacist, the applicant must successfully complete a consultant pharmacist course of no fewer than twenty (20) hours approved by the Florida Board of Pharmacy Tripartite Continuing Education Committee.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jessica Sapp, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 or at info@Floridaspharmacy.gov. Comments on this petition should be filed with the Board of Pharmacy/MQA, within 14 days of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Marketing and Development

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

DATE AND TIME: Tuesday, February 9, 2021, 9:30 a.m.

PLACE:

https://teams.microsoft.com/dl/launcher/launcher.html?url=%2F_%23%2F1%2Fmeetup-join%2F19%3Ameeting_NTk3ZTNkNTgtNmY0Zi00ZjJmLTkwMzgtMmEzOGM0NzEzNzRi%40thread.v2%2F0%3Fcontent%3D%257b%2522tid%2522%253a%252262557d98-bd11-4a88-8a7b-57bc3df0190b%2522%252c%2522oid%2522%253a%2522d4f256e3-2322-4c0a-9d11-7a230db27c3c%2522%257d%26anon%3Dtrue&type=meetup-join&deeplinkId=4f10a96a-9776-4f72-a4db-8a2e61d214e1&directDI=true&msLaunch=true&enableMobilePage=true&suppressPrompt=true

7a230db27c3c%2522%257d%26anon%3Dtrue&type=meetup-join&deeplinkId=4f10a96a-9776-4f72-a4db-8a2e61d214e1&directDI=true&msLaunch=true&enableMobilePage=true&suppressPrompt=true

57bc3df0190b%2522%252c%2522oid%2522%253a%2522d4f256e3-2322-4c0a-9d11-

7a230db27c3c%2522%257d%26anon%3Dtrue&type=meetup-join&deeplinkId=4f10a96a-9776-4f72-a4db-

8a2e61d214e1&directDI=true&msLaunch=true&enableMobilePage=true&suppressPrompt=true

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings (Research, Legislative, Industry and Promotion). Viticulture Trust Fund collection report. Election of officers and the review of the 2021-2022 meeting schedule.

A copy of the agenda may be obtained by contacting: Emily Hetherington at (850)617-7291.

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: Emily Hetherington at (850)617-7291. 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: Emily Hetherington at (850)617-7291.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

The Florida Aquaculture Review Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 28, 2021, 9:00 a.m.

PLACE: Virtual, held via GoToMeeting. Join the meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/714434013>

Audio can be accessed by joining the meeting through your computer. You can also dial in using your phone.

United States (Toll Free): 1(877)309-2073, Access Code: 714-434-013

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 714 434 013 or dial directly: 714434013@67.217.95.2 or 67.217.95.2##714434013

New to GoToMeeting? Get the app now and be ready when your first meeting starts: <https://global.gotomeeting.com/install/714434013>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review Statements of Interest received for fiscal year 2022-23 funding.

A copy of the agenda may be obtained by contacting: Dr. Marcy Cockrell, Biological Administrator, (850)617-7600.

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: Dr. Marcy Cockrell, Biological Administrator, (850)617-7600. 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: Dr. Marcy Cockrell, Biological Administrator, (850)617-7600.

DEPARTMENT OF TRANSPORTATION

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

DATES AND TIMES: January 21, 2021, 10:00 a.m. ET; February 4, 2021, 10:00 a.m. ET

PLACE: Both meetings will be held via Microsoft TEAMS. Use the links provided to join. January 21, 2021: <http://bit.ly/FTCJAN21> or call-in (audio only): (850)739-5589, Conference ID: 863 942 914#; February 4, 2021: <http://bit.ly/FTCFEB04> or call-in (audio only): (850)739-5589, Conference ID: 400 674 372#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General FTC issues/business, including the review of the Annual Transportation Authority Monitoring and Oversight Report. On January 21, 2021, the Transportation Tolling Authorities will provide agency updates and on February 4, 2021, the Transportation Transit Authorities will present agency updates.

A copy of the agenda may be obtained by contacting: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399, (850)414-4105.

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: the Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399, (850)414-4105. 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 Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399, (850)414-4105.

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: February 4, 2021, 10:00 a.m.

PLACE: GoToMeeting: <https://global.gotomeeting.com/join/237133869>

You can also dial in using your phone. United States: (571)317-3112, Access Code: 237-133-869

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Treasure Coast Local Emergency Planning Committee will hold its quarterly meeting.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060 or lgulick@tcrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Liz Gulick at (772)221-4060 or lgulick@tcrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Liz Gulick at (772)221-4060 or lgulick@tcrpc.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-3.065 Definitions

The Agency for Health Care Administration announces a hearing to which all persons are invited.

DATE AND TIME: January 21, 2021, 9:30 a.m. – 11:00 a.m.

PLACE: No public face-to-face meeting. This hearing will be conducted via teleconference. Participate by dialing the Open Voice conference line, 1(888)585-9008, then enter the conference room number followed by the pound sign, 476-211-242#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency proposes to update this rule to align with revised requirements from the 2019 legislative session. Revisions will update language and clarify requirements.

A copy of the agenda may be obtained by contacting: Jessica Munn, Hospital & Outpatient Services Unit, Bureau of Health Facility Regulation, (850)412-4359, email: Jessica.Munn@ahca.myflorida.com. The agenda and related materials can also be found on the web at: https://ahca.myflorida.com/MCHQ/Health_Facility_Regulation/Rulemaking.shtml.

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: Jessica Munn, Hospital & Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. 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).

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-3.249 Neonatal Intensive Care Units

The Agency for Health Care Administration announces a hearing to which all persons are invited.

DATE AND TIME: January 21, 2021, 9:30 a.m. – 11:00 a.m.

PLACE: No public face-to-face meeting. This hearing will be conducted via teleconference. Participate by dialing the Open Voice conference line, 1(888)585-9008, then enter the conference room number followed by the pound sign, 476-211-242#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Section 395.1055, F.S. tasks the Agency with adding requirements for neonatal intensive care services within hospitals. The proposed rule addresses quality of care, nurse staffing, physician staffing, physical plant, equipment, emergency transportation, and data reporting standards.

A copy of the agenda may be obtained by contacting: Jessica Munn, Hospital & Outpatient Services Unit, Bureau of Health Facility Regulation, (850)412-4359, email: Jessica.Munn@ahca.myflorida.com. The agenda and related materials can also be found on the web at: https://ahca.myflorida.com/MCHQ/Health_Facility_Regulation/Rulemaking.shtml.

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: Jessica Munn, Hospital & Outpatient Services Unit, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4359. 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 MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 21, 2021, 10:00 a.m. ET

PLACE: MS TEAMS MEETING:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ODdlMTQ4NDAtMWZjYy00MzA4LTg0YzEtZTQ4M2IzMzNiZGI2%40thread.v2/0?context=%7b%22Tid%22%3a%2272615e7c-9896-4507-b940-b3b3bd01cdc7%22%2c%22Oid%22%3a%22fe5821a5-c21b-48c8-a8c2-93bcff74a11c%22%7d or dial (850)270-6017, Conference ID: 987 338 071#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting to discuss activities of the Commission.

A copy of the agenda may be obtained by contacting: Casey Snipes at caseysnipes@fchr.myflorida.com or (850)907-6785.

NOTE: Requests to make public comments during the meeting must be submitted to Casey Snipes at casey.snipes@fchr.myflorida.com, by 5:00p.m., January 19, 2021.

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: Casey Snipes at caseysnipes@fchr.myflorida.com or (850)907-6785. 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: Casey Snipes at caseysnipes@fchr.myflorida.com or (850)907-6785.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a telephone conference call to which all persons are invited.

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

PLACE: Telephone conference number: 1(888)585-9008, participant code: 564 952 647

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness Committee of the Board.

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983. 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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, February 10, 2021, 12:00 Noon; Thursday, February 11, 2021, 8:30 a.m.; Friday, February 12, 2021, 8:30 a.m.

PLACE: Safety Harbor, 105 N Bayshore Dr, Safety Harbor, FL 34695, (727)726-1161

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business, disciplinary and committee meetings of the Board.

A copy of the agenda may be obtained by contacting: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983. 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: Donald Shaw, Senior Management Analyst Supervisor, 2601 Blair Stone Rd, Tallahassee, FL 32399-1039, (850)717-1983.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

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

DATE AND TIME: Friday, March 5, 2021, 9:00 a.m.

PLACE: <https://global.gotomeeting.com/join/825557813>, (571)317-3116, Access Code: 825-557-813

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business and discipline.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

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: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981. 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 Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

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

DATE AND TIME: Wednesday, January 21, 2021, 1:30 p.m.

PLACE: 1(888)585-9008, Conference Room: 148-951-924#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting portions which may be closed to the public.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

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: Board of Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981. 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 Veterinary Medicine, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1981.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, Product Approval Program Oversight Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: February 2, 2021, 10:00 a.m.

PLACE: Meetings 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: Product approval & entities statistics report.

Report on conditional approval from the December 2020 meeting.

Review of product approval and entity applications.

A copy of the agenda may be obtained by contacting: Zubeyde Binici, 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, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, 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: Zubeyde Binici, Product Approval POC, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)487-1824, fax: (850)414-8436; or access information on the Commission's website, <https://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

The Probable Cause Panel of the Florida Real Estate Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, January 21, 2021, 9:30 a.m. ET or soonest thereafter

PLACE: Teleconference/Videoconference meeting to be facilitated from Zora Neale Hurston Building, North Tower, Suite N901, 400 W. Robinson St., Orlando, FL 32801. You may attend via phone or video streaming. To attend via Teleconference number: 1(877)568-4106, Participant Code

780-725-765 followed by the # key. To attend via video streaming, utilize GoToMeeting App or visit <https://global.gotomeeting.com/join/780725765>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will conduct a private meeting to review cases to determine probable cause and 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 and its counsel.

A copy of the agenda may be obtained by contacting: DREFREC@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 ENVIRONMENTAL PROTECTION

Division of State Lands

The DEPARTMENT OF ENVIRONMENTAL PROTECTION announces a public meeting to which all persons are invited.

DATE AND TIME: February 12, 2021, 9:00 a.m. ET

PLACE: Webinar Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Acquisition and Restoration Council (ARC), as defined in Section 259.035, F.S., announces a public meeting to which all persons are invited. The purpose of this meeting is for ARC to conduct regular business that includes reviewing land management plans, Florida Forever project boundary amendments, and other proposed uses of state-owned conservation lands.

A copy of the agenda may be obtained by contacting: Shauna R. Allen with the Division of State Lands at Shauna.R.Allen@FloridaDEP.gov, or by visiting the Department of Environmental Protection website at <https://floridadep.gov/lands/environmental-services/content/acquisition-and-restoration-council-arc>.

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: 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: Shauna Allen with the Office of Environmental Services at (850)245-2713 or email: shauna.r.allen@FloridaDEP.gov.

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

The Department of Health, Board of Podiatric Medicine, announces a CORRECTION as to the place for the official Board meeting which was published in the Florida Administrative Register on November 19, 2020 in volume 46/226.

DATE AND TIME: February 5, 2021, 9:00 a.m. ET

PLACE: Please join my meeting from your computer, tablet or smartphone using GoToMeeting at <https://global.gotomeeting.com/join/142164965> or by smartphone (Toll Free) 1(866)899-4679 or (517)317-3116 using Access Code: 142-164-965

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business involving discussion and actions, including, but not limited to general board business, licensure applications, rules and disciplinary matters.

A copy of the agenda may be obtained by contacting the board office at (850)245-4292 or by visiting our website at <https://floridaspodiatricmedicine.gov/meeting-information/> 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 Children's Medical Services

The Children's Medical Services/ Newborn Screening Follow-up Program announces a telephone conference call to which all persons are invited.

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

PLACE: Go To Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Genetics and Newborn Screening Advisory Council (GNSAC) Task Force will be conducting a conference call to discuss establishing minimum standards for Newborn Screening Genetic Centers.

Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/148927389>

You can also dial in using your phone. United States (Toll Free): 1(877)568-4106, United States: (646)749-3129

A copy of the agenda may be obtained by contacting: Caitlin.Roberts@flhealth.gov.

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

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: Caitlin.Roberts@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Law Enforcement Subcommittee announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 18, 2021, 11:00 a.m. – 12:00 Noon

PLACE: Microsoft Teams Platform:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YzA3MzY5YTQtMmU1NC00NWNILTg1YjAtZWE0OGY3YWVmNGFk%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%22347994ad-22fa-4850-87b1-dd0a53a66c99%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: To prepare report language for CFIAC annual report

A copy of the agenda may be obtained by contacting: CFIAC@flhealth.gov.

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

For more information, you may contact: CFIAC@flhealth.gov.

FISH AND WILDLIFE CONSERVATION COMMISSION
The Florida Fish & Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 19, 2020, 5:00 p.m. – 7:00 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 to establish a boating restricted area in Jupiter Narrows. Please note there is not a meeting scheduled for Monday, January 18th

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 FINANCIAL SERVICES

Division of Workers' Compensation

RULE NOS.:RULE TITLES:

- 69L-31.002 Definitions
- 69L-31.003 Petition Form
- 69L-31.004 Carrier Response Form
- 69L-31.005 Petition Requirements
- 69L-31.006 Consolidation of Petitions
- 69L-31.007 Service of Petition on Carrier and Affected Parties
- 69L-31.008 Computation of Time
- 69L-31.009 Carrier Response Requirements
- 69L-31.010 Effect of Non-Response by Carrier
- 69L-31.011 Complete Record
- 69L-31.012 Joint Stipulation of the Parties
- 69L-31.013 Petition Withdrawal
- 69L-31.014 Overutilization Issues Raised in Reimbursement Dispute Resolution

The Division of Workers' Compensation announces a hearing to which all persons are invited.

DATE AND TIME: February 9, 2021, 9:30 a.m. ET

PLACE: Please join the meeting from your computer, tablet or smartphone, <https://global.gotomeeting.com/join/331948549>

You can also dial in using your phone. United States (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 331-948-549

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com, Meeting ID: 331 948 549 Or dial directly: 331948549@67.217.95.2 or 67.217.95.2##331948549

GENERAL SUBJECT MATTER TO BE CONSIDERED: The rule hearing is being conducted to receive public input and consider proposed changes to the above-referenced rules. The rule hearing will not be held in person. Please note the updated

information on accessing the meeting by computer or phone listed above.

A copy of the agenda may be obtained by contacting: and any meeting materials will be available at <https://www.myfloridacfo.com/Division/WC/noticesRules.htm> at least 7 days prior to the hearing, or you can email Brittany.Oneil@myfloridacfo.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: Brittany O’Neil, telephone: (850)413-1927, email: Brittany.Oneil@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

The Florida Atlantic Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: January 25, 2021, 1:00 p.m.

PLACE: 3651 FAU Blvd. Suite 400 Boca Raton, Fl 33431 and zoom

<https://us02web.zoom.us/j/9626449236?pwd=SVNTTTRrNIZSeStCNTZqVURXZXNUUT09>

Meeting ID: 962 644 9236, Passcode: FARDA

One tap mobile:

(301)715-8592, 9626449236#, *878300# US (Washington D.C)

(312)626-6799, 9626449236#, *878300# US (Chicago)

Dial by your location:

(301)715-8592, US (Washington D.C)

(312)626-6799, US (Chicago)

(929)205-6099, US (New York)

(253)215-8782, US (Tacoma)

(346)248-7799, US (Houston)

(669)900-6833, US (San Jose)

Meeting ID: 962 644 9236, Passcode: 878300

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Authority meeting

A copy of the agenda may be obtained by contacting: jwales@research-park.org.

WALTON COUNTY HEALTH DEPARTMENT

The Walton County Health Department announces a public meeting to which all persons are invited.

DATE AND TIME: January 21, 2021, 11:30 a.m.

PLACE: Walton County Health Department

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Various board information

A copy of the agenda may be obtained by contacting: Patricia Hall, (850)892-8040 x6246.

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: Patricia Hall, (850)892-8040 x6246. 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: Patricia Hall, (850)892-8040 x6246.

POLK REGIONAL WATER COOPERATIVE

The Polk Regional Water Cooperative announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 20, 2021, 2:00 p.m.

PLACE: AdventHealth Fieldhouse and Conference Center, Meeting Room A, 210 Cypress Gardens Blvd., Winter Haven, Florida 33880

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors and the Project Board of the Polk Regional Water Cooperative (“Cooperative”) will meet to hold a regularly scheduled meeting to address subjects dealing with organization, budgeting, water conservation, and project selection, funding, planning, and development, all as provided within the Interlocal Agreement creating the Cooperative. The meeting is open to the public.

Members of the public desiring to provide comment may do so in person or through submission of written comments before the meeting via mail at Polk Regional Water Cooperative, c/o Executive Director, Attn: Tabitha Alpers, P.O. Box 9005, Drawer CA01, Bartow, Florida, 33831-9005, or email to TabithaAlpers@polk-county.net. To assure consideration of written public comments, written comments should be received at least forty-eight hours prior to the public meeting. Public comments offered in writing shall be afforded equal consideration, regardless of the method of communication. The meeting may be remotely viewed via Zoom, a media technology free for the public to use. A link will be provided on the Cooperative’s website at www.prcwater.org with instructions regarding viewing of the meeting.

A copy of the agenda may be obtained by contacting: Copies of the meeting agenda are available in the Documents & Agendas section of the Cooperative’s website, www.prcwater.org, or may be obtained by writing the Polk Regional Water Cooperative, c/o Executive Director, Attn: Tabitha Alpers, P.O.

Box 9005, Drawer CA01, Bartow, Florida, 33831-9005 or by calling Tabitha Alpers at 1(863)534-6444.

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: Polk County Communications Office, Polk County Administration Building, 330 West Church Street in Bartow, Florida 33831, Telephone: 1(863)534-6090, TDD 1(863)534-7777. 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: Ryan Taylor, Executive Director, Polk Regional Water Cooperative, by telephone at 1(863)534-6444 or by email at RyanTaylor@PRWCwater.org.

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

The Central Florida Expressway Authority announces a public meeting to which all persons are invited.

DATE AND TIME: January 27, 2021, 6:30 p.m. – 7:30 p.m.

PLACE: Online – Must Pre-Register

GENERAL SUBJECT MATTER TO BE CONSIDERED: Project No.: 429-153

Project Description: State Road 429 Corridor Widening Projects: Segment 3 — West Road to State Road 414 (Project Number: 429-153)

The Central Florida Expressway Authority (CFX) invites you to a virtual Pre-Construction Community Meeting for the SR 429 Corridor Widening Projects: Segment 3 — West Road to State Road 414 (John Land Apopka Expressway).

The public meeting is scheduled for Wednesday, January 27, 2021, 6:30 p.m. – 7:30 p.m. To participate, please pre-register by visiting <https://bit.ly/3gFerGU>. This link is case sensitive. A video of the meeting will be posted at CFXsr429wideningprojects.com at a later date.

This 3.4-mile project will add a travel lane in each direction, expanding the expressway from four to six lanes (three travel lanes in each direction). Also being added are wider median shoulders, known as part-time shoulders, which can temporarily accommodate traffic during emergency response events, such as traffic accidents or hurricane evacuations. Work is scheduled to begin in late 2021 and is expected to take approximately two and a half years to complete.

CFX conducted a noise analysis and identified eight locations where a sound wall would be a viable measure to reduce traffic noise. This public meeting will provide information on the plans for those sound walls as well as the road widening. The proposed sound wall concepts will be shown in the meeting. Public comments will be accepted until Monday, February 8, 2021, for the public record.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services, free of charge, should contact Kevin Camara, Public Information Officer, at least seven (7) days prior to the meeting, by phone at (407)383-5817 or via email at Construction@CFXway.com.

A copy of the agenda may be obtained by contacting: NA

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

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has received the petition for declaratory statement from CMJ Solutions, LLC. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

On 1/12/2021 the Petition was WITHDRAWN. The petition sought a declaratory statement from the Office on whether a Florida bitcoin ATM operator is required to register as state money transmitters under the Florida Money Transmitter Statute, Chapter 560, Florida Statutes. *****The original petition was published November 4, 2020 in the Florida Administrative Register Volume 46, Number 216.

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:

PATRICIA BROOKS, Petitioner, vs. FLORIDA DEPARTMENT OF HEALTH, BOARD OF PHYSICAL THERAPY Respondent. CASE NO.: 21-0076RU

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

DAYTONA BEACH KENNEL CLUB, INC., Petitioner, vs. DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, DIVISION OF PARI-MUTUEL WAGERING, Respondent, and BAYARD RACEWAYS, INC. D/B/A ST. JOHNS GREYHOUND PARK, Intervenor. CASE NO.: 20-5233RU; Dismissed

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

PASCO COUNTY BOARD OF COUNTY COMMISSIONERS
 IBF-BK-21-030 HILLTOP DRIVE WATER MAIN INTERCONNECT

NOTICE OF INVITATION FOR BID: The Pasco County Board of County Commissioners, Purchasing Department is soliciting formal, competitive, sealed bids from contractors for IFB-BK-21-030; Hilltop Drive Water Main Interconnect; Closing 2/2/2021, 2:15 p.m. More information at www.BidNetDirect.com.

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State

Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Wednesday, January 6, 2021 and 3:00 p.m., Tuesday, January 12, 2021.

Rule No.	File Date	Effective Date
5C-3.001	1/11/2021	1/31/2021
5C-3.004	1/11/2021	1/31/2021
5C-3.012	1/11/2021	1/31/2021
5C-3.015	1/11/2021	1/31/2021
25-6.0141	1/6/2021	1/26/2021
25-6.043	1/7/2021	1/7/2021
25-7.0141	1/6/2021	1/26/2021
25-7.039	1/7/2021	1/7/2021
25-22.0406	1/7/2021	1/7/2021
25-22.0407	1/7/2021	1/7/2021
25-30.116	1/6/2021	1/26/2021
25-30.436	1/7/2021	1/7/2021
25-30.437	1/7/2021	1/7/2021
25-30.438	1/7/2021	1/7/2021
25-30.4385	1/7/2021	1/7/2021
25-30.440	1/7/2021	1/7/2021
25-30.443	1/7/2021	1/7/2021
40E-2.091	1/11/2021	1/31/2021

40E-10.021	1/11/2021	1/31/2021
40E-10.031	1/11/2021	1/31/2021
40E-10.061	1/11/2021	1/31/2021
53ER21-2	1/6/2021	1/6/2021
53ER21-3	1/6/2021	1/6/2021
61G19-6.019	1/8/2021	1/28/2021
64B6-8.003	1/13/2021	2/1/2021
64B14-4.100	1/7/2021	1/27/2021
64B14-4.115	1/7/2021	1/27/2021
65G-4.0213	1/12/2021	7/1/2021
65G-4.0214	1/12/2021	7/1/2021
65G-4.0215	1/12/2021	7/1/2021
65G-4.0216	1/12/2021	7/1/2021
65G-4.0217	1/12/2021	7/1/2021
65G-4.0218	1/12/2021	7/1/2021
68B-27.013	1/6/2021	1/26/2021
68B-27.014	1/6/2021	1/26/2021
68B-27.017	1/6/2021	1/26/2021
68B-27.018	1/6/2021	1/26/2021
68B-27.019	1/6/2021	1/26/2021
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	**/**/****

**AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid
Developmental Disabilities Individual Budgeting (iBudget)
Waiver Amendment Request**

The Agency for Health Care Administration (Agency) is submitting a request to amend the iBudget waiver, which operates under the authority of Section 1915(c) of the Social Security Act, to the Centers for Medicare & Medicaid Services (CMS). The Agency is providing public notice of the 30-day public comment period as specified in 42 CFR 441.304(f) to solicit meaningful input from recipients, providers, and all stakeholders on the amendment request prior to submission to CMS.

SUMMARY DESCRIPTION OF AMENDMENT REQUEST: Significant changes to the approved waiver that are being made in the amendment application include:

- An update to APD’s contact information.
- An update to the qualifications of individuals who perform reevaluations
- Removal of individuals as a provider type option for support coordination
- An update to support coordination agency requirements
- An update to the waiver’s qualified providers Performance Measures
- Removal of reference to iBudget system and replace with APD iConnect

To view the full description of the proposed amendment request, please see the public notice documents published on the Agency’s Web site at the following link: http://www.ahca.myflorida.com/Medicaid/hcbs_waivers/ibudget.et.shtml.

PUBLIC NOTICE AND PUBLIC COMMENT PERIOD: The Agency will conduct a 30-day public notice and comment period prior to the submission of the proposed amendment request to the CMS. The Agency will consider all public comments received regarding the proposed amendment request. The 30-day public notice and public comment period is from January 13, 2021 through February 11, 2021. This public notice and public comment period is being held to solicit public input from recipients, providers, and all stakeholders and interested parties.

When submitting comments, please include “Proposed Amendment to 1915(c) iBudget Waiver” in the subject line:

- Submit email comments to FLMedicaidWaivers@ahca.myflorida.com.
- Submit comments by mail to Agency for Health Care Administration, Bureau of Medicaid Policy, 2727 Mahan Drive, MS 20, Tallahassee, Florida 32308.

For more information, you may contact: FLMedicaidWaivers@ahca.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).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
Office of the Secretary
NOTICE OF GRANT SUBMISSION PERIOD FOR RECREATION TRAILS PROGRAM**

The Department of Environmental Protection (Department) will accept Fiscal Year 2021-2022 grant applications for the Federal Recreational Trails Program (RTP), as follows:
APPLICATION SUBMISSION PERIOD: The Department is accepting applications from February 1 through March 1, 2021.

Completed applications must be postmarked on or before March 1, 2021.

ELIGIBLE APPLICANTS: Eligible applicants include all local governmental entities and state or federal agencies, federally or state recognized Indian tribal governments that have the legal responsibility for the provision of outdoor recreational sites and facilities for the use and benefit of the public, and active Florida nonprofit corporations that have an agreement with a governmental agency to develop public lands.

INELIGIBLE APPLICANTS: A grantee with two incomplete RTP projects by the closing date of the application submission period is not eligible to apply.

APPLICATION LIMIT PER SUBMISSION CYCLE: The maximum number of applications an applicant may submit is as follows: local governments may submit one; consolidated city-county government may submit two; nonprofit corporations may submit one; state and federal agencies may submit one per district.

ELIGIBLE PROJECT SITES: The site of a proposed RTP project must be on public lands. The site must be owned by the applicant or government on or before the closing date of the application submission period. A site not owned by the applicant or government must be under the applicant's or government's control by a 99-year lease or similar control, such that the applicant has the legal ability to dedicate and manage the site for public recreational trail use pursuant to subsections 62S-2.076(1) and (2), F.A.C. School board property used primarily for educational or school related purposes is not eligible. In addition, nonprofit corporations must provide a letter from the landowner or managing agency stating that it supports the project and will abide by the compliance requirements of this rule, and the Recreational Trails Program Interim Guidance issued by the Federal Highway Administration.

ELIGIBLE PROJECT TYPES: The primary purpose of the project must be providing recreational trails for the public and may include motorized trail, nonmotorized trail, and mixed-use trail projects that facilitate recreational trail use. A recreational trail is a thoroughfare or track across land or water, used for recreational purposes such as bicycling, day hiking, equestrian activities, jogging or similar fitness activities, trail biking, overnight and long distance backpacking, roller skating, in-line skating, running, aquatic or water activity, and vehicular travel by motorcycle, four-wheel drive, all terrain off-road vehicles, or dune buggies per subsection 62S-2.070(39), F.A.C. Projects may include facilities such as boat launches, docks, and related facilities to create or enhance recreational trail opportunities.

PERMISSIBLE USES OF RTP GRANT FUNDS: Maintenance or renovation of existing trails; development or renovation of trailside or trailhead facilities or trail linkages; purchase of trail construction or maintenance equipment;

construction of new trails on local and state lands; construction of new trails crossing federal lands; operation of educational programs to promote safety and environmental protection that specifically relate to the uses of recreational trails, to the extent the Department has not chosen to use the educational funds in whole or in part, to further a statewide goal of the Greenways and Trails Plan.

MAXIMUM GRANT REQUEST: The maximum grant amount per project type is as follows: nonmotorized trail: \$400,000; mixed use trail: \$500,000; motorized trail: \$1,000,000. Grant awards are distributed on a reimbursement basis and are contingent upon an apportionment from the Federal Highway Administration and expenditure authorization by the Florida Legislature.

MATCH REQUIREMENTS: The RTP grant is provided on a 50:50, 60:40, or 80:20 matching ratio (program: grantee).

APPLICATION PACKETS AND ADDITIONAL DETAILS: RTP grant application packets and additional grant details may be obtained electronically at <https://floridadep.gov/Grants> or contacting RTP staff via email Tara.V.Reynolds@floridadep.gov, by phone (850)245-2501 or U.S. Mail at Department of Environmental Protection, Land and Recreation Grants Section, 3900 Commonwealth Boulevard, Mail Station 585, Tallahassee, Florida 32399. See also, Fla. Stat. § 260.016, and F.A.C. Rule 62S-2 for specific application requirements, processing, and evaluation criteria.

APPLICATION WEBINAR: RTP staff will host a webinar to assist potential grant applicants in understanding the application processes for both development and acquisition projects.

DATE and TIME: January 21, 2021, 10:00 a.m.

PLACE: Interested parties may participate via GoToWebinar: Please register **IN ADVANCE** at <https://attendee.gotowebinar.com/register/6444284238932107020>

After registering, you will receive a confirmation email from customercare@gotowebinar.com containing information about joining the webinar.

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: Linda Reeves, (850)245-2501. 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).

FISH AND WILDLIFE CONSERVATION COMMISSION
 Nontraditional Section 6 (NTS6) grants program
 The Florida Fish and Wildlife Conservation Commission is soliciting proposals for its Nontraditional Section 6 (NTS6) grants program [68-1.003(13), F.A.C.]. The NTS6 grants are awarded to non-federal entities or individuals interested in furthering conservation of federally listed species through Habitat Conservation Planning (HCP), HCP Land Acquisitions, and Recovery Land Acquisitions. A copy of the federal RFP can be found at: <https://www.grants.gov/web/grants/search-grants.html> by searching for Opportunity Number F21AS00171 (HCP Planning Assistance), F21AS00170 (HCP Land Acquisition), or F21AS00172 (Recovery Land Acquisition). FWCs grant rule can be found at <https://www.flrules.org/gateway/ruleNo.asp?id=68-1.003>; links to the NTS6 grant guidelines and associated documents regarding process and timeline for application submission can be found in the rule language. Applications for grant funding will be accepted beginning 1/12/2021. Habitat Conservation Plan Planning Assistance grant applications must be received by FWC before close of business on Friday, March 5, 2021. Habitat Conservation Plan Land Acquisition and Recovery Land Acquisition grant applications must be received by FWC before close of business on Monday, April 5, 2021. Applications received after the deadline will be ineligible for consideration. For more information, email Rebecca Pfaller at Rebecca.pfaller@myfwc.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY
 Division of Community Development
DEO Final Order No. DEO-21-001
 In re: A LAND DEVELOPMENT REGULATION
 ADOPTED BY LAKE COUNTY
 ORDINANCE NO. 2020-57

FINAL ORDER
APPROVING LAKE COUNTY ORDINANCE NO. 2020-57

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to subsection 380.05(6), Florida Statutes, approving land development regulations adopted by Lake County, Florida, Ordinance No. 2020-57 (the “Ordinance”).

FINDINGS OF FACT

1. The Green Swamp Area is designated by section 380.0551, Florida Statutes, as an area of critical state concern. Lake County is a local government within the Green Swamp Area.

2. The Ordinance was adopted by Lake County on October 27, 2020, and rendered to the Department on November 10, 2020.

3. The Ordinance amends Appendix E, Section 3.01.03. Schedule of Permitted and Conditional Uses to include Medical Service as a Permitted Use within the C1 – Neighborhood Commercial zoning district.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in the Green Swamp Area of Critical State Concern.

See section 380.05(6), Florida Statutes.

5. “Land development regulations” include “local zoning, subdivision, building, and other regulations controlling the development of land.” Subsection 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.

6. The Ordinance is consistent with the Lake County Comprehensive Plan generally, as required by subsection 163.3177(1), Florida Statutes, and specifically is consistent with Policy I-1.1.3, Direct Orderly, Compact Growth; Objective I-1.1., Planning Framework; and I-1.1.8, Adopt Land Development Regulations.

7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. *See* section 380.05(6), Florida Statutes. The Principles for Guiding Development for the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003(1), Florida Administrative Code.

8. The Ordinance is consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern as a whole, and is not inconsistent with any principles.

WHEREFORE, IT IS ORDERED that the Department finds that Lake County Ordinance No. 2020-57 is consistent with the Lake County Comprehensive Plan and the Principles for Guiding Development for the Green Swamp Area of Critical State Concern and is hereby **APPROVED**.

[Remainder of this page intentionally left blank – signature page to follow]

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

DONE AND ORDERED this 12th day of January, 2021, in Tallahassee, Florida.

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

Department of Economic

Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

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

A PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER. A PETITION IS FILED WHEN IT IS RECEIVED BY: AGENCY CLERK, DEPARTMENT OF ECONOMIC OPPORTUNITY, OFFICE OF THE GENERAL COUNSEL, 107 EAST MADISON ST., MSC 110, TALLAHASSEE, FLORIDA 32399-4128, FAX: (850)921-3230, AGENCY.CLERK@DEO.MYFLORIDA.COM.

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 CALENDAR DAYS OF BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER.

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

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTION 120.569 AND SUBSECTION 120.57(1), FLORIDA STATUTES, OR SECTION 120.569 AND SUBSECTION 120.57(2), FLORIDA STATUTES.

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

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 12th day of January, 2020.

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

By U.S. Mail:

The Honorable Sean Parks, Chair
Lake County Board of County Commissioners
P.O. Box 7800
Tavares, FL 32778
Gary J. Cooney, Clerk
Lake County Clerk of the Circuit
Court and Comptroller
P.O. Box 7800

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.
