

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-9.001 Physician Office Adverse Incident
Reporting

PURPOSE AND EFFECT: The Board propose the
development of a rule amendment to incorporate the revised
physician office adverse incident report form into the rule.

SUBJECT AREA TO BE ADDRESSED: Incorporation of the
revised application.

RULEMAKING AUTHORITY: 458.309(1), 458.351(7) FS.

LAW IMPLEMENTED: 458.351 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Claudia
Kemp, Executive Director, Board of Medicine/MQA, 4052
Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-
3253.

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:
64B15-14.0075 Osteopathic Physician Office Incident
Reporting

PURPOSE AND EFFECT: The Board proposes the
development of a rule amendment to clarify and revise the
adverse incident form.

SUBJECT AREA TO BE ADDRESSED: Osteopathic
Physician Office Incident Report form.

RULEMAKING AUTHORITY: 459.005(1), 459.026(7) FS.

LAW IMPLEMENTED: 459.026 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF

THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kama
Monroe, Executive Director, Board of Osteopathic
Medicine/MQA, 4052 Bald Cypress Way, Bin #C06,
Tallahassee, Florida 32399-3256, or by email at
Kama.Monroe@flhealth.gov.

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

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-31.007 Collaborative Practice Certification: Chronic
Health Conditions

PURPOSE AND EFFECT: The Board proposes the rule
amendment to clarify a chronic health condition.

SUBJECT AREA TO BE ADDRESSED: Collaborative
Practice Certification; Chronic Health Conditions.

RULEMAKING AUTHORITY: 465.1895 FS.

LAW IMPLEMENTED: 465.1895 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jessica
Sapp, Executive Director, Board of Pharmacy, 4052 Bald
Cypress Way, Bin C08, Tallahassee, Florida 32399-3258;
Jessica.Sapp@flhealth.gov.

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

Section II
Proposed Rules

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:
61G15-22.008 Record Keeping

PURPOSE AND EFFECT: The purpose of the amendment is
to repeal the rule, the subject matter is contained in 61G15-
22.006(3), F.A.C.

SUMMARY: To repeal the rule.

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, 471.017(3) FS.

LAW IMPLEMENTED: 471.017(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: 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 TEXT OF THE PROPOSED RULE IS:

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-22.008 Record Keeping.

Rulemaking Authority 471.008, 471.017(3) FS. Law Implemented 471.017(3) FS. History--New 9-16-01, Amended 2-18-16, Repealed--

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: December 10, 2020

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-296.402	Sulfuric Acid Plants
62-296.404	Kraft (Sulfate) Pulp Mills and Tall Oil Plants
62-296.405	Fossil Fuel Steam Generators with More than 250 Million Btu Per Hour Heat
62-296.570	Reasonably Available Control Technology (RACT) - Requirements for Major VOC- and NOx-Emitting Facilities

PURPOSE AND EFFECT: The purpose of this Notice of Proposed Rule (NOPR) is to revise Rules 62-296.402, 62-296.404, 62-296.405, and 62-296.570, F.A.C., to address air emissions during transient operation conditions for some source categories, deleting provisions that are outdated or superseded by federal standards, clarification of federal rule applicability and what an existing and new source in each rule that uses these terms. Other minor corrective or clarifying amendments are also proposed.

SUMMARY: The proposed rule amendments address Stationary Sources – Emission Standards.

OTHER RULES INCORPORATING RULE 62-296.402, F.A.C.: None

OTHER RULES INCORPORATING RULE 62-296.404, F.A.C.: 62-110.107, F.A.C.

EFFECT ON THOSE OTHER RULES: There will be no effect on other rules.

OTHER RULES INCORPORATING RULE 62-296.405, F.A.C.: 62-296.702, F.A.C.

EFFECT ON THOSE OTHER RULES: There will be no effect on other rules.

OTHER RULES INCORPORATING RULE 62-296.570, F.A.C.: 62-210.200 and 62-296.500, F.A.C.

EFFECT ON THOSE OTHER RULES: There will be no effect on other rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: revision of these rules will not have an adverse impact or increase regulatory costs on any entity.

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: 403.061, F.S.

LAW IMPLEMENTED: 403.021, 403.031, 403.061, 403.087, F.S.

A HEARING WILL BE HELD BEFORE THE ENVIRONMENTAL REGULATION COMMISSION AT A TIME, DATE AND PLACE THAT WILL BE NOTICED IN A FUTURE VOLUME OF THE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Hastings Read, 2600 Blair Stone Rd., MS 5500, Tallahassee, FL, 32399-2400, hasting.read@floridadep.gov, (850)717-9017.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-296.402 Sulfuric Acid Plants.

(1) Applicability. Rule 62-296.402, F.A.C., applies to all Sulfuric Acid Plants, defined as any installation producing sulfuric acid by burning elemental sulfur, alkylation acid, hydrogen sulfides, organic sulfides, mercaptans, or acid sludge. Sulfuric Acid Plants that are subject to the sulfur dioxide, sulfuric acid mist, or opacity emission limits in 40 C.F.R. Part 60, Subpart H, adopted and incorporated by reference at rule 62-204.800, F.A.C., are not subject to corresponding emission limits specified in this rule. ~~Existing Plants.~~

~~(a) Florida portion of the Jacksonville, Florida—Brunswick, Georgia, Interstate Air Quality Control Region as defined in 40 C.F.R. Section 81.91.~~

~~1. Visible Emissions—ten percent opacity.~~

~~2. Sulfur Dioxide—29 pounds per ton of 100 percent acid produced.~~

~~3. Acid Mist—0.5 pounds per ton of 100 percent acid produced.~~

~~(b) All other areas of the State of Florida.~~

~~1. Visible Emissions—ten percent opacity.~~

~~2. Sulfur Dioxide—10 pounds per ton of 100 percent acid produced.~~

~~3. Acid Mist—0.3 pounds per ton of 100 percent acid produced.~~

(2) Emission Limits New Plants.

(a) through (c) No change.

(3) No change.

(4) Continuous Emissions Monitoring Requirements. Each owner or operator of a sulfuric acid plant shall install, calibrate, operate and maintain a continuous monitoring system for continuously monitoring the pollutants specified in this subsection. Performance specifications, location of monitor, data requirements, data reduction and reporting requirements, shall conform with the requirements of 40 C.F.R. Part 51,

~~Appendix P, adopted and incorporated by reference in subsection 62-204.800(2), F.A.C.; and 40 C.F.R. Part 60, Appendix B, adopted and incorporated by reference in rule subsection 62-204.800, F.A.C., for existing and new emissions units provided, however, any alternative procedure (as specified in Section 3.9, 40 C.F.R. Part 51, Appendix P) or special consideration (as specified in Section 6.0, 40 C.F.R. Part 51, Appendix P) shall be incorporated in the Department’s air permit for the emissions unit and submitted to the U.S. Environmental Protection Agency as a proposed revision to the State Implementation Plan.~~

~~(a) through (b) No change.~~

(5) Quarterly Reporting Requirements. The owners or operators of facilities for which monitoring is required shall submit to the Department a written report of emissions in excess of emission limiting standards as set forth in rule 62-296.402, F.A.C., for each calendar quarter. The nature and cause of the excessive emissions shall be explained. This report does not relieve the owner or operator of the legal liability for violations. All recorded data shall be maintained on file by the owner or operator Source for a period of two years.

Rulemaking Authority 403.061 FS. Law Implemented 403.021, 403.031, 403.061, 403.087 FS. History—Formerly 17-2.600(2), 17-296.402, Amended 11-23-94, 1-1-96, 3-13-96, 7-10-14, _____.

62-296.404 Tall Oil Plants and Kraft (Sulfate) Pulp Mills.

(1) Visible Emissions. Visible emissions from Kraft Recovery Furnances shall meet the opacity monitoring requirements established pursuant to 40 C.F.R. Part 63, Subpart MM, as adopted and incorporated by reference in rule 62-204.800, F.A.C.

~~(a) Kraft Recovery Furnaces Equipped with Dry Collectors—45 percent opacity, except:~~

~~1. Visible emissions of up to 60 percent opacity shall be allowed for one six-minute period during any one-hour period, or~~

~~2. If the emissions unit is equipped with a certified continuous emission monitoring device for measuring opacity, then the monitoring results shall be reported to the Department quarterly in the form of an excess emissions report, and visible emissions in excess of 45 percent opacity shall be allowed for up to six percent of the total number of possible contiguous periods of excess emissions in a quarter (excluding periods of startup, shutdown, or malfunction and periods when the emissions unit is not operating). The continuous emission monitoring device shall be certified, calibrated, and operated according to the procedures for opacity monitors contained in 40 C.F.R. Part 60, Subpart A, adopted and incorporated by reference at rule 62-204.800, F.A.C.~~

~~(b) (Reserved).~~

~~(c) (Reserved).~~

(2) Particulate Matter. ~~The emission limit for particulate matter from Kraft Recovery Furnances shall be the same as the particulate matter emission limit established pursuant to 40 C.F.R. Part 63, Subpart MM, as adopted and incorporated by referenece in rule 62-204.800, F.A.C.~~

(a) Kraft Recovery Furnaces ~~three pounds per each 3000 pounds of black liquor solids fed.~~

(b) Visible emission limits for kraft pulp mill emissions units equipped with wet scrubbers shall be effective only if the visible emission measurement can be made without being substantially affected by plume mixing or moisture condensation.

(3) Total Reduced Sulfur (TRS). ~~The following emission limits do not apply where an emissions unit is subject to TRS limits established pursuant to 40 C.F.R. Part 60, Subparts BB or BBa, as adopted and incorporated by reference in rule 62-204.800, F.A.C.~~

(a) Digester Systems, Multiple Effect Evaporator Systems, Condensate Stripper Systems.

~~1. Gaseous emissions from these units shall be collected and incinerated in a lime kiln or calciner meeting the requirements of either paragraph 62-296.404(3)(e), F.A.C., or subsection 62-204.800(7), F.A.C., or a kraft recovery furnace meeting the requirements of paragraph 62-296.404(3)(e), F.A.C., or subsection 62-204.800(7), F.A.C., or a combustion device meeting the requirements of either this rule or 40 C.F.R. Part 60, Subparts BB or BBa, adopted and incorporated by reference in rule 62-204.800, F.A.C. paragraph 296.404(3)(f), F.A.C., or subsection 62-204.800(7), F.A.C., or;~~

~~2. 5 ppm by volume on a dry basis at standard conditions corrected to the actual oxygen content of the untreated flue gas stream as a 12-hour average if a means other than incineration in a combustion device pursuant to subparagraph 62-296.404(3)(a)1., F.A.C., is used to control gaseous emissions of total reduced sulfur.~~

~~3. Total reduced sulfur emissions shall not be vented to the atmosphere at any point connected to or between the emissions unit and the control device except as allowed by 40 C.F.R. Part 63, Subpart S, adopted and incorporated by reference in rule 62-204.800, F.A.C. in the event of an emergency that presents a danger to life or property, or during those times when the control device is shut down for essential maintenance. The owner or operator of the affected facility shall develop a contingency plan, acceptable to the Department, for such circumstances. The plan shall include definitions of what constitutes essential maintenance and a reportable venting incident. The plan shall also include an evaluation of feasible means of controlling or mitigating the impact of total reduced sulfur when a control device or piece of process equipment that is used to control total reduced sulfur emissions is inoperative, and an assessment of the use of back-up control devices. Once~~

~~approved by the Department, the plan shall become a modification to the operation permits for affected emissions units and its provisions shall be followed whenever a shutdown occurs. The time allowed for venting shall be as short as possible and limited to the time required to effect the required maintenance. In no event shall the cumulative time exceed ten days in any annual period unless authorized by the Secretary or the Secretary's designee. These provisions supplement the provisions of rule 62-210.700, F.A.C., which shall also apply where not in direct conflict with this provision.~~

~~Normal excess or erratic pressures shall be controlled in such a manner as to prevent the release of uncontrolled gaseous emissions.~~

~~If In the event that venting of uncontrolled total reduced sulfur emissions does occur due to a malfunction of an combustion device, occur the owner or operator shall notify the Department verbally by the close of the Department's next working day. The owner shall also provide the Department with a written report as required by rule 62-210.700, F.A.C. If the next quarterly report is due to the Department sooner than 30 days after the first day of a reportable venting incident, the report on that incident may be filed with the that shall be included in the next quarterly report, as required by subsection 62-296.404(6), F.A.C. reports for the following quarter.~~

~~4. Emissions units subject to this rule shall also comply with subsection 62-2.960(1), F.A.C. (Compliance Schedules). Digester systems and multiple effect evaporator systems shall also comply with applicable continuous emissions monitoring requirements of subsection 62-296.404(5), F.A.C., if a technology other than incineration is used.~~

~~(b) Tall Oil Plants. Gaseous emissions shall be collected and incinerated in a lime kiln or calciner meeting the requirements of paragraph 62-296.404(3)(e), F.A.C., or subsection 62-204.800(7), F.A.C., or a kraft recovery furnace meeting the requirements of paragraph 62-296.404(3)(e), F.A.C., or subsection 62-296.800(7), F.A.C., or a combustion device meeting the requirements of subsection 62-296.404(3) paragraph 62-296.404(3)(f), F.A.C., or 40 C.F.R. Part 60, Subparts BB or BBa, adopted and incorporated by reference in rule 62-204.800, F.A.C. subsection 62-204.800(7), F.A.C., or;~~

~~1. No change.~~

~~2. Emissions units subject to this rule shall also comply with applicable continuous emissions monitoring requirements of subsections 62-296.404(5) and 62-2.960(1), F.A.C. (Compliance Schedules).~~

~~(c) Kraft Recovery Furnaces.~~

~~1. through 2. No change.~~

~~3. Emissions units subject to this rule shall also comply with applicable continuous emissions monitoring requirements of subsection subsections 62-296.404(5) and 62-2.960(1), F.A.C. (Compliance Schedules).~~

(d) Smelt Dissolving Tank Vents.

1. No change.

2. Emissions units subject to this rule shall also comply with applicable continuous emissions monitoring requirements of subsection ~~subsections~~ 62-296.404(5) and ~~62-2.960(1)~~, F.A.C. (Compliance Schedules).

(e) Lime Kilns and Calciners.

1. No change.

2. Emissions units subject to this rule shall also comply with applicable continuous emissions monitoring requirements of subsection ~~subsections~~ 62-296.404(5) and ~~62-2.960(1)~~, F.A.C. (Compliance Schedules).

(f) Other Combustion Devices Used to Incinerate Total Reduced Sulfur Emissions.

1. through 2. No change.

3. Emissions units subject to this rule shall also comply with applicable continuous emissions monitoring requirements of subsection ~~subsections~~ 62-296.404(5) and ~~62-2.960(1)~~, F.A.C. (Compliance Schedules).

(4) Test Methods and Procedures. ~~All emissions tests performed pursuant to the requirements of this rule shall comply with the following requirements.~~

(a) Kraft Recovery Furnaces.

1. ~~The test method for visible emissions shall be EPA Method 9, as described at 40 C.F.R. Part 60, Appendix A 4, adopted and incorporated by reference at rule 62-204.800, F.A.C.~~

2. ~~The test method for particulate emissions shall be EPA Method 5, as described at 40 C.F.R. Part 60, Appendix A 3, adopted and incorporated by reference at rule 62-204.800, F.A.C. The minimum sample volume shall be 32 dry standard cubic feet. For EPA Method 5, the filter temperature must not exceed 320 degrees Fahrenheit. EPA Method 17, as described at 40 C.F.R. Part 60, Appendix A 6, adopted and incorporated by reference at rule 62-204.800, F.A.C., may be used if stack temperature is less than 400 degrees Fahrenheit. An adjustment of 0.004 grains per dry standard cubic foot shall be added to the test results when using Method 17. A water wash shall be used with either method.~~

~~(a)3.~~ The test method for TRS for emission unit subject to subsection 62-296.404(3), F.A.C., shall be EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C, as described at 40 C.F.R. Part 60, Appendix A-6, adopted and incorporated by reference at rule 62-204.800, F.A.C. EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C shall also be required for instrument certification.

(b) Lime Kilns and Calciners.

1. ~~The particulate emissions test method for scrubber controlled emissions units shall be EPA Method 5, as described at 40 C.F.R. Part 60, Appendix A 3, adopted and incorporated by reference at rule 62-204.800, F.A.C. The minimum sample~~

~~volume shall be 32 dry standard cubic feet. A water wash shall be used.~~

2. ~~The particulate emissions test method for dry control emissions units shall be EPA Method 5, as described at 40 C.F.R. Part 60, Appendix A 3, adopted and incorporated by reference at rule 62-204.800, F.A.C. The minimum sample volume shall be 32 dry standard cubic feet. An acetone wash shall be used.~~

3. ~~The test method for TRS shall be EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C, as described at 40 C.F.R. Part 60, Appendix A 6, adopted and incorporated by reference at rule 62-204.800, F.A.C. EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C shall also be required for instrument certification.~~

(c) Smelt Dissolving Tank Vents.

1. ~~The particulate emissions test method for scrubber controlled emissions units shall be EPA Method 5 as described at 40 C.F.R. Part 60, Appendix A 3, adopted and incorporated by reference at rule 62-204.800, F.A.C. The minimum sample volume shall be 32 dry standard cubic feet. A water wash shall be used.~~

2. ~~The particulate emissions test method for dry control emissions units shall be EPA Method 5, as described at 40 C.F.R. Part 60, Appendix A 3, adopted and incorporated by reference at rule 62-204.800, F.A.C. The minimum sample volume shall be 32 dry standard cubic feet. An acetone wash shall be used.~~

3. ~~The test method for TRS shall be EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C, as described at 40 C.F.R. Part 60, Appendix A 6, adopted and incorporated by reference at rule 62-204.800, F.A.C. EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C shall also be required for instrument certification.~~

(d) ~~The TRS test method for tall oil plants shall be EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C, as described at 40 C.F.R. Part 60, Appendix A 6, adopted and incorporated by reference at rule 62-204.800, F.A.C. EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C shall also be required for instrument certification.~~

(e) Other Combustion Devices used to Incinerate TRS.

1. ~~The particulate emissions test method for scrubber controlled emissions units shall be EPA Method 5, as described at 40 C.F.R. Part 60, Appendix A 3, adopted and incorporated by reference at rule 62-204.800, F.A.C. The minimum sample volume shall be 32 dry standard cubic feet. A water wash shall be used.~~

2. ~~The particulate emissions test method for dry control emissions units shall be EPA Method 5, as described at 40 C.F.R. Part 60, Appendix A 3, adopted and incorporated by reference at rule 62-204.800, F.A.C. The minimum sample~~

volume shall be 32 dry standard cubic feet. An acetone wash shall be used.

3. The test method for TRS shall be EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C, as described at 40 C.F.R. Part 60, Appendix A 6, adopted and incorporated by reference at rule 62-204.800, F.A.C. EPA Method 16 or EPA Method 16A or EPA Method 16B or EPA Method 16C shall also be required for instrument certification.

(b)(f) Test procedures shall meet all applicable requirements of chapter 62-297, F.A.C.

(5) Continuous Emissions Monitoring Requirements. Each owner or operator of a tall oil plant or kraft (sulfate) pulp mill subject to the TRS emission limits in subsection 62-296.404(3), F.A.C., shall install continuous monitoring systems for monitoring total reduced sulfur (TRS) emissions, or the performance of total reduced sulfur air pollution control systems as specified in this subsection.

(a) Straight kraft recovery furnaces, whether new or old design, cross recovery furnaces, lime kilns and other combustion devices used to incinerate TRS emissions calciners, shall be equipped with total reduced sulfur continuous emissions monitoring systems as specified in paragraph 62-296.404(5)(b), F.A.C. ~~All digester systems and multiple effect evaporator systems, shall be equipped with total reduced sulfur continuous emissions monitoring systems as specified in paragraph 62-296.404(5)(b), F.A.C. (Continuous Emission Monitoring), if a technology other than incineration is used.~~

(b) Continuous determination of total reduced sulfur emissions.

1. A total reduced sulfur continuous emissions monitoring system shall be installed, calibrated, certified and operated pursuant to all of the following provisions:

a. No change

b. ~~The continuous emissions monitoring system shall complete a minimum of one cycle of operation (sampling, analyzing, and data recording) for each successive 15 minute period.~~

c. ~~The continuous emissions monitoring system shall be located downstream of the control device such that representative measurements of process parameters can be obtained.~~

d. through e. renumbered b. through c. No change.

f. During any initial emissions tests conducted pursuant to rule 62-296.404, F.A.C., or within 30 days thereafter, and at such times as there is reason to believe the system does not conform to the performance specifications under this rule (for example, equipment repairs, replacements, excessive drift and such), the owner or operator of any affected emissions unit shall conduct continuous monitoring system performance evaluations and furnish the Department, within sixty days thereof, a written report of the results of such tests. The report

may be submitted electronically to the Department as specified in rule 62-210.370, F.A.C. These continuous emissions monitoring systems performance evaluations shall be conducted in accordance with the requirements and procedures contained in sub-subparagraph 62-296.404(5)(b)1.d., F.A.C.

g. renumbered d. No change.

(I) through (II) No change.

(III) 25 ~~20~~ percent oxygen for the continuous oxygen monitoring system.

h. renumbered e. No change.

2. The owner or operator of any total reduced sulfur emissions unit who is required to install a total reduced sulfur continuous emissions monitoring system pursuant to paragraph 62-296.404(5)(a), F.A.C., shall:

a. Reduce all data to one-hour averages for each 60-minute period beginning on the hour. One-hour averages shall be computed from a minimum of four data points equally spaced over each one-hour period. Data recorded during periods of system breakdowns, repairs, calibration checks, and zero and span adjustments shall not be included in the computation. Either an arithmetic or integrated average shall be used. ~~The data output of the continuous emissions monitoring system may, at the owner's or operator's option, include a numerical format showing individual numerical readings and averages in addition to the required strip chart format with legible ink tracings and calibration information. All data output shall be clearly and properly identified by the operator. All system breakdowns, repairs, calibration checks, span adjustments and periods of excess emissions shall legibly appear on all data output.~~

b. Calculate and record on a daily basis the 12-hour average total reduced sulfur and oxygen concentrations for two consecutive 12-hour periods of each operating day using the equations and procedures in 40 CFR 60.284(c) as adopted and incorporated by reference in rule 62-204.800, F.A.C. Each 12-hour average shall be determined as the arithmetic mean of the appropriate 12 contiguous one-hour average total reduced sulfur concentrations corrected to the specified oxygen concentration as required by the applicable standard and, provided by the continuous emissions monitoring system rounded to the same number of significant digits as the standard.

c. Calculate and record on a daily basis 12-hour average oxygen concentrations for two consecutive 12-hour periods of each operating day. These 12-hour averages shall correspond to the 12-hour average total reduced sulfur concentrations from sub-subparagraph 62-296.404(5)(b)2.b., F.A.C., and shall be determined as an arithmetic mean of the appropriate 12 contiguous one-hour average oxygen concentrations provided by each continuous emissions monitoring system.

d. Correct all 12 hour average total reduced sulfur (TRS) concentrations using the following equation:

$$C_{corr} = C_{meas} (21 - X) / (21 - Y)$$

where:

C_{corr} = the TRS concentration corrected for oxygen.

C_{meas} = the TRS concentration uncorrected for oxygen.

X = the volumetric oxygen concentration in percentage that the measured TRS concentration is to be corrected to (8 percent for all recovery furnaces and 10 percent for all lime kilns, incinerators or other devices, except those emissions units subject to subparagraph 62-296.404(3)(a)2. and paragraph 62-296.404(3)(b), F.A.C., which shall be corrected to the actual oxygen content of the untreated flue gas stream).

Y = the measured 12 hour average volumetric oxygen concentration.

e. The data shall be rounded to the same number of significant digits as the standard.

(c) Other combustion devices ~~Incinerators~~ subject to paragraph 62-296.404(3)(f), F.A.C., shall be equipped with devices to continuously monitor temperature at the point of combustion and oxygen. The temperature devices shall be certified by the manufacturer to be accurate to within + 1 percent of the temperature being measured. The oxygen monitors shall be certified by the manufacturer to be accurate to within 0.1 percent oxygen by volume.

~~(d) The owner or operator of any tall oil plant or kraft pulp mill shall provide the Department with a list of physical and chemical parameters for each regulated total reduced sulfur emissions unit that is not required to be equipped with a total reduced sulfur continuous monitor, which will be regularly monitored to demonstrate that the emissions unit is being operated in a manner that can reasonably be expected to result in compliance with the applicable total reduced sulfur emission limiting standards. The owner or operator shall provide information showing the correlation between the specific magnitudes of the specific surrogate parameters and the associated emissions of total reduced sulfur. The owner or operator shall recommend the frequency and method of monitoring for each parameter. The Department shall issue notice to the company pursuant to chapter 62-103, F.A.C., that specifies the parameters that are to be monitored, the frequency of monitoring, and the parameter limits that must be maintained. The parameters, parameter limits and frequency of monitoring shall become a modification to the permit for each affected emissions unit. Excess emissions shall be deemed to occur if the parameters exceed the parameter limits specified in the permit. Such parameter limits may be in the form of the applicable total reduced sulfur emission standard, if an equation is used that estimates the 12 hour average total reduced sulfur emission rate based on the surrogate parameter values during each 12 hour averaging period; or the parameter limits may be~~

~~in the form of specific parameter values that are not to be exceeded (or dropped below) more often than a specified period of time during each 12-hour averaging period.~~

(6) Quarterly Reporting Requirements. The owner or operator of any digester system, multiple effect evaporator system, condensate stripper system, tall oil plant, kraft recovery furnace, lime kiln, calciner or other an emissions unit subject to the provisions of subsection 62-296.404(5), F.A.C. (Continuous Monitoring Requirements), shall submit a written total reduced sulfur emissions ~~and surrogate parameter~~ data report to the Department or local program, as specified in the facility's permit, by the 30th day following the end of each calendar quarter. The report may be submitted electronically.

(a) through (b) No change.

(c) Evaluation of Excess Emissions. The Department shall consider periods of excess emissions from any kraft recovery furnace, lime kiln, ~~calciner~~ or any other regulated TRS emissions unit to be evidence of improper operation and maintenance of the monitored emissions unit provided that:

1. through 4. No change.

e. Maintenance of an adequate on-site, or readily available, supply of equipment for routine repairs.

(d) No change.

Rulemaking Authority 403.061 FS. Law Implemented 403.021, 403.031, 403.061, 403.087 FS. History—Formerly 17-2.600(4), 17-296.404, Amended 11-23-94, 1-1-96, 3-13-96, 7-10-14, _____.

62-296.405 Existing Fossil Fuel Steam Generators with Greater than or Equal to More Than 250 Million Btu Per Hour Heat Input.

(1) Applicability. Rule 62-296.405, F.A.C., applies to existing fossil fuel steam generators with greater than or equal to 250 MMBtu per hour heat input. For the purposes of this rule, "existing" means the emission unit was in existence, in operation, or under construction, or had received a permit to begin construction prior to January 18, 1972. An emission unit is not subject to this rule if the unit was modified or reconstructed on or after January 18, 1972, or is classified as carbonaceous fuel burning equipment subject to rule 62-296.410, F.A.C. Existing Emissions Units Emissions Limits.

~~(2)(a) Visible emissions – 20 percent opacity except for one six-minute period per one-hour period during which opacity shall not exceed 27 percent. Emissions units governed by this visible emissions limit shall test for particulate emissions annually and as otherwise required by chapter 62-297, F.A.C. Emissions units electing to test for particulate matter emissions quarterly or emissions units equipped with a continuous emissions monitoring system for particulate matter that meets the requirements of paragraph 62-296.405(4)(b), F.A.C., shall be allowed visible emissions of 40 percent opacity. The results of such tests shall be submitted to the~~

Department or local program, as specified in the facility's permit. Upon demonstration that the particulate standard has been regularly complied with, the Secretary, upon petition by the applicant, shall reduce the frequency of particulate testing to no less than once annually.

~~(3)(b) Particulate Matter – 0.1 pound per million Btu heat input, as measured by stack test applicable compliance methods. If compliance is demonstrated with a particulate matter continuous emission monitoring system, then the limit is 0.1 pound per million Btu heat input on a 30-operating day average basis, rolled daily, including periods or startup, shutdown, malfunction, and soot blowing. An operating day is defined as any day when fuel is fired. Compliance is determined by calculating the arithmetic average of all valid hourly averages occurring within that day (midnight to midnight) and the prior 29 operating days. An operating day is defined as any day when fuel is fired.~~

~~(4)(e) Sulfur Dioxide, as measured by applicable compliance methods.~~

~~(a)1. Emissions units burning liquid fuel.~~

~~Stations – 2.5 pounds per million Btu heat input.~~

~~1.a. Emissions units in Duval County with a nameplate generating capacity of greater than 250 MW which commenced operation prior to August 1, 1977 – 1.98 pounds per million Btu heat input.~~

~~b. Emissions units in Duval County with a nameplate generating capacity of less than 160 MW which commenced operation prior to October 1, 1964 – 1.10 pounds per million Btu heat input.~~

~~c. All other emissions units in Duval County – 1.65 pounds per million Btu heat input.~~

~~d. Hillsborough County, emissions units south of State Highway 60 with a nameplate generating capacity of less than 100 MW which commenced operation prior to June 1, 1955 – 1.1 pounds per million Btu heat input.~~

~~e. Escambia County, emissions units north of Interstate 10 with a nameplate generating capacity of less than 50 MW which commenced operation prior to October 1, 1952 – 1.98 pounds per million Btu heat input.~~

~~f. Escambia County, no emissions unit north of Interstate 10 with a rated heat input of 515 million Btu per hour or less for which a valid Department operating permit was issued prior to September 30, 1972 shall emit in the aggregate more than 57.5 tons per any 24 hour period.~~

~~g. Manatee County, emissions units with a nameplate generating capacity of greater than 700 MW for which a valid Department operating permit was issued prior to January 1, 1979 – 1.1 pounds per million Btu heat input.~~

~~h. Leon and Wakulla Counties, emissions units with a nameplate generating capacity of less than 260 MW for which~~

~~a valid Department operating permit was issued prior to November 1, 1977 – 1.87 pounds per million Btu heat input.~~

~~i. Dade, Broward, and Palm Beach Counties, emissions units with a nameplate generating capacity of less than 170 MW which commenced operation prior to May 1, 1958 – 1.1 pounds per million Btu heat input, except in the event of a fuel or energy crisis declared by the Governor of Florida or the President of the United States – 2.75 pounds per million Btu heat input. Notification concerning the quantity and estimated duration of the increase in emissions shall be given to the Department prior to burning the higher sulfur fuel.~~

~~2.j. All other areas of the State – 1.10 2.75 pounds per million Btu heat input.~~

~~(b)2. Emissions units burning solid fuel – 2.1 pounds per million Btu heat input.~~

~~a. Hillsborough County, no emissions unit with a nameplate generating capacity of greater than 120 MW which commenced operation prior to November 1, 1967, shall emit more than 2.4 pounds of sulfur dioxide per million Btu heat input on a weekly average nor shall a group of such emissions units located on one or more contiguous or adjacent properties and which are under common control emit more than 10.6 tons per hour of sulfur dioxide on a weekly average. A plan for assuring compliance with Florida Ambient Air Quality Standards will be incorporated into the revised operating permit for such emissions units.~~

~~b. Hillsborough County, no emissions unit with a nameplate generating capacity of greater than 400 MW which commenced operation after November 1, 1967, and prior to June 1, 1976, shall emit in total more than 6.5 pounds of sulfur dioxide per million Btu heat input on a two hour average nor shall a group of such emissions units located on one or more contiguous or adjacent properties and which are under common control emit more than 31.5 tons per hour of sulfur dioxide on a three hour average and 25 tons per hour of sulfur dioxide on a 24 hour average.~~

~~c. Escambia County, emissions units north of Interstate 10 with a nameplate generating capacity of more than 50 MW which commenced operation prior to September 1, 1973 – 5.90 pounds per million Btu heat input.~~

~~d. All other areas of the State – 6.17 pounds per million Btu heat input.~~

~~3. Owners of fossil fuel steam generators shall monitor their emissions and the effects of the emissions on ambient concentrations of sulfur dioxide, in a manner, frequency, and locations approved, and deemed reasonably necessary and ordered by the Department.~~

~~(5)(d) Nitrogen Oxides (expressed as NO₂) – as measured by applicable compliance methods.~~

~~(a)1. Duval County, emissions units with a nameplate generating capacity of greater than 450 MW which commenced~~

operation prior to August 1, 1977 – 0.30 pounds per million Btu heat input.

~~(b)2-~~ Manatee County, emissions units with a nameplate generating capacity of greater than 700 MW for which a valid Department operating permit was issued prior to January 1, 1979 – 0.30 pounds per million Btu heat input.

~~3. Leon County, emissions units with a nameplate generating capacity of greater than 200 MW for which a valid Department operating permit was issued prior to November 1, 1977 – 0.30 pounds per million Btu heat input.~~

~~(c)4-~~ Hillsborough County, emissions units with a nameplate generating capacity of greater than 400 MW which commenced operation after January 1, 1976 and prior to January 1, 1985 – ~~0.30~~ 0.70 pounds per million Btu heat input.

~~(6)(e)~~ Test Methods and Procedures. All emissions tests performed pursuant to the requirements of this rule shall comply with the following requirements.

~~(a)1-~~ The test method for visible emissions shall be EPA Method 9, described at 40 C.F.R. Part 60, Appendix A-4, adopted and incorporated by reference at rule 62-204.800, F.A.C. In lieu of Method 9 testing, a transmissometer utilizing a six-minute block average for opacity measurement may be used, provided such transmissometer is installed, certified, calibrated, operated and maintained in accordance with the provisions of 40 C.F.R. Part 75, adopted and incorporated by reference at rule 62-204.800, F.A.C.

~~(b)2-~~ The test methods for particulate emissions shall be EPA Methods 17, 5, 5B, or 5F. The minimum sample volume shall be 30 dry standard cubic feet. EPA Method 5 may be used with filter temperature at no more than 320 degrees Fahrenheit. For EPA Method 17, stack temperature shall be less than 375 degrees Fahrenheit. EPA Method 3 or 3A with Orsat analysis shall be used when the oxygen base F-factor computed according to EPA Method 19 is used in lieu of heat input. Acetone wash shall be used with EPA Method 5 or 17. Methods 3 and 3A are described at 40 C.F.R. Part 60, Appendix A-2; EPA Methods 5, 5B, and 5F are described at 40 C.F.R. Part 60, Appendix A-3; EPA Method 17 is described at 40 C.F.R. Part 60, Appendix A-6; and EPA Method 19 is described at 40 C.F.R. Part 60, Appendix A-7; adopted and incorporated by reference at rule 62-204.800, F.A.C. In lieu of EPA Method 17, 5, 5B, or 5F, an emissions unit may demonstrate compliance using a particulate matter continuous emissions monitoring system that meet the requirements of Performance Specification 11, adopted and incorporated by reference at rule 62-204.800, F.A.C.

~~(c)3-~~ The test methods for sulfur dioxide emissions shall be EPA Methods 6, 6A, 6B or 6C, as described at 40 C.F.R. Part 60, Appendix A-4, adopted and incorporated by reference at rule 62-204.800, F.A.C. Fuel sampling and analysis may be used as an alternate sampling procedure if such a procedure was

incorporated in the operation permit for the emissions unit prior to April 23, 1985. Otherwise, fuel sampling and analysis may be used if the emissions unit obtains an alternate procedure under the provisions of rule 62-297.620, F.A.C. Such alternate procedure shall become a condition of the emissions unit's permit. The Department will retain the authority to require EPA Method 6 or 6C if it has reason to believe that exceedances of the sulfur dioxide emissions limiting standard are occurring. Results of an approved fuel sampling and analysis program or continuous emissions monitoring program shall have the same effect as EPA Method 6 test results for purposes of demonstrating compliance or noncompliance with sulfur dioxide standards.

~~(d)4-~~ The test method for nitrogen oxides shall be by a nitrogen oxides continuous emissions monitor meeting the requirements of 40 C.F.R. Part 75, as adopted and incorporated by reference in rule 62-204.800, F.A.C. Emissions of nitrogen oxides shall be determined based on a 30-operating day rolling average, including periods of startup, shutdown, and malfunction. For emission units not subject to nitrogen oxides continuous monitoring requirements, the test methods for nitrogen oxides emissions shall be EPA Methods 7, 7A, or 7E, as described at 40 C.F.R. Part 60, Appendix A 4 adopted and incorporated by reference at rule 62-204.800, F.A.C. Four grab samples at 15 minute intervals (±2 min.) per run shall be required for EPA Methods 7 and 7A. For emission units that are subject to continuous monitoring requirements under 42 U.S.C. sections 7661—7661f or 40 C.F.R. Part 75, emissions of nitrogen oxides shall be determined based on a 30-day rolling average, except as specifically provided by 40 C.F.R. Parts 60 or 76. 40 C.F.R. Parts 60, 75, and 76 are adopted and incorporated by reference at rule 62-204.800, F.A.C.

~~(e)5-~~ Test procedures shall meet all applicable requirements of chapter 62-297, F.A.C.

~~(7)(f)~~ Continuous Emissions Monitoring Requirements. Each owner or operator of an emissions unit subject to rule subsection 62-296.405 62-296.405(1), F.A.C., shall install, calibrate, operate and maintain a continuous monitoring system for continuously monitoring the pollutants specified in this subsection. Performance specifications, location of monitor, data requirements, data reduction and reporting requirements shall conform with the requirements of 40 C.F.R. Part 51, Appendix P, ~~adopted and incorporated by reference in subsection 62-204.800(2), F.A.C.,~~ and 40 C.F.R. Part 60, Appendix B, adopted and incorporated by reference in rule subsection 62-204.800, F.A.C., for existing and new emissions units provided, however, any alternative procedure (as specified in Section 3.9, 40 C.F.R. Part 51, Appendix P) or special consideration (as specified in Section 6.0, 40 C.F.R. Part 51, Appendix P) shall be incorporated in the Department's air permit for the emissions unit and submitted to the U.S.

Environmental Protection Agency as a proposed revision to the State Implementation Plan.

~~(a)4-~~ Existing fossil fuel steam generators with more than 250 million BTU per hour heat input and with a capacity factor of greater than 30 percent for the latest year of record or as otherwise documented to the Department by the owner or operator, shall install continuous monitoring systems as set forth in this subparagraph. Any reactivated or previously exempted unit whose operated capacity factor for the previous six months is greater than 30 percent must install continuous monitoring systems as set forth in this subparagraph no later than twelve months following the previous six month period of achieving a capacity factor greater than 30 percent.

1.a- Opacity. All emissions units as set forth in paragraph subparagraph 62-296.405(7)(a) 62-296.405(1)(f)1-, F.A.C., shall install continuous monitoring systems for monitoring opacity. Exempted are:

(I) through (II) redesignated a. through b. No change.

2.b- Sulfur dioxide. All emissions units as set forth in paragraph subparagraph 62-296.405(7)(a) 62-296.405(1)(f)1-, F.A.C., shall install sulfur dioxide continuous monitoring equipment on units which have installed sulfur dioxide control equipment. Those emissions units not having an operating flue gas desulfurization device may monitor sulfur dioxide emissions by fuel sampling and analysis according to methods approved by EPA.

3.e- Nitrogen Oxides. All new emissions units as set forth in paragraph subparagraph 62-296.405(7)(a) 62-296.405(1)(f)1-, F.A.C., with more than 1000 million BTU per hour heat input shall, during construction, install continuous monitoring systems for monitoring nitrogen oxides.

4.d- Oxygen or Carbon Dioxide. A continuous monitoring system shall be installed at each emissions unit, as set forth in paragraph subparagraph 62-296.405(7)(a) 62-296.405(1)(f)1-, F.A.C., where measurements of oxygen or carbon dioxide in the flue gas are utilized to convert either sulfur dioxide or nitrogen oxides continuous emission monitoring data to units of the emission limiting standards for proof of compliance as set forth in rule subsection 62-296.405 62-296.405(1), F.A.C.

~~(b)2-~~ The exemption from opacity monitoring under sub-subparagraph sub-sub-subparagraph 62-296.405(7)(a)1.a. 62-296.405(1)(f)1.a.(i), F.A.C., shall not apply to any emissions unit which has been found to be in violation of the visible emission limiting standard pursuant to administrative proceedings conducted under Chapter 120, F.S., or judicial proceedings after January 1, 1978. No later than ninety days following the date an order establishing such violation becomes final, the owner or operator of such emissions unit shall submit to the Department a proposed compliance schedule for installing a continuous opacity monitoring system. Following incorporation of a compliance schedule into the emission unit's

air permit, the owner or operator shall install the continuous monitoring system in accordance with the schedule.

~~(8)(g)~~ Quarterly Reporting Requirements. The owners or operators of facilities for which monitoring is required shall submit to the Department a written report of emissions in excess of emission limiting standards as set forth in rule subsection 62-296.405 62-296.405(1), F.A.C., for each calendar quarter. The nature and cause of the excessive emissions shall be explained. This report does not relieve the owner or operator of the legal liability for violations. All recorded data shall be maintained on file by the Source for a period of two years.

~~(2) New Emissions Units Emissions Limits-~~

~~(a) Visible Emissions—(See subsection 62-204.800(7), F.A.C., and 40 C.F.R. 60.42 and 60.42a)-~~

~~(b) Particulate Matter—(See subsection 62-204.800(7), F.A.C., and 40 C.F.R. 60.42 and 60.42a)-~~

~~(c) Sulfur Dioxide—(See subsection 62-204.800(7), F.A.C., and 40 C.F.R. 60.43 and 60.43a)-~~

~~(d) Nitrogen Oxides—(See subsection 62-204.800(7), F.A.C., and 40 C.F.R. 60.44 and 60.44a)-~~

~~(3) For the purposes of this rule, nameplate generating capacity means the manufacturer's capacity rating of electrical generating output (expressed in MWe) as designed-~~

Rulemaking Authority 403.061 FS. Law Implemented 403.031, 403.061, 403.087 FS. History—Formerly 17-2.600(5), Amended 6-29-93, Formerly 17-296.405, Amended 11-23-94, 1-1-96, 3-13-96, 3-2-99, 7-10-14, _____.

62-296.570 Reasonably Available Control Technology (RACT) – Requirements for Major VOC- and NOx-Emitting Facilities.

(1) Applicability.

(a) The requirements of this rule shall apply to those major VOC- and NOx-emitting facilities in Broward, Miami-Dade, and Palm Beach counties, as specified in paragraph 62-296.500(1)(b), F.A.C.; specifically, to those VOC emissions units within such facilities which are not regulated for VOC under rules 62-296.501 through 62-296.516, F.A.C., and those VOC and NOx emissions units which have not been exempted pursuant to paragraph 62-296.500(1)(b), F.A.C., or by a specific provision of rules 62-296.500 through 62-296.516, F.A.C.

(b) No change.

(2) Compliance Requirements. ~~Emissions units subject to the requirements of this rule shall comply with the operation permit requirements of subsection 62-296.570(3), F.A.C., and the RACT emission limiting standards of subsection 62-296.570(4), F.A.C.~~ If, pursuant to an air operation or construction permit, the owner or operator of a emissions unit subject to the requirements of this rule assumes (or has assumed) a more stringent NOx or VOC emissions limit than the RACT emissions limit established in subsection 62-

296.570(4), F.A.C., for the applicable emissions unit category, compliance with the emissions unit's NOx or VOC emissions limit in its air operation or construction permit shall be considered compliance with RACT for purposes of this rule.

~~(3) Operation Permit Requirements.~~

~~(a) The owner or operator of any emissions unit subject to the requirements of this rule shall apply for a new or revised permit to operate in accordance with the provisions of this rule by March 1, 1993, unless a later filing date is specified by the Department in writing.~~

~~(b) If the existing operation permit for any emissions unit subject to the requirements of this rule would expire between the effective date of this rule and March 1, 1993, or any later filing date specified by the Department, the expiration date of such permit is hereby extended until March 1, 1993, or such later date. This provision shall not apply in the case of a revocation or suspension of such permit pursuant to chapter 62-4, F.A.C.~~

~~(3)(4) RACT Emission Limiting Standards.~~

~~(a) Emissions Testing Dates and Monitoring.~~

~~1. Each applicant for a new or revised operation permit for an emissions unit subject to the requirements of this rule shall propose a schedule for implementing the RACT emission limiting standards as expeditiously as practicable but no later than May 31, 1995. The emissions unit shall demonstrate compliance with the RACT emission limiting standards in accordance with a schedule specified in the emissions unit's air operation permit issued pursuant to subsection 62-296.570(3), F.A.C.~~

~~2. Fuel specific NOx and VOC emission limits established under this rule shall be incorporated into the new or revised operation permit for each emissions unit and become effective in accordance with the terms of the permit.~~

~~3. through 4. Renumbered 1. Through 2. No change.~~

~~(b) Emission Limiting Standards.~~

~~1. Emissions of NOx from any rear wall fired, forced circulation, 16 burner, compact furnace shall not exceed 0.20 lb/million BTU while firing natural gas and 0.36 lb/million BTU while firing oil.~~

~~2. Emissions of NOx from any front wall fired, natural circulation, 18 burner, compact furnace shall not exceed 0.40 lb/million BTU while firing natural gas and 0.53 lb/million BTU of NOx while firing oil.~~

~~3. Emissions of NOx from any front wall fired, natural circulation, 24 burner, compact furnace shall not exceed 0.50 lb/million BTU while firing natural gas and 0.62 lb/million BTU of NOx while firing oil.~~

~~4. Emissions of NOx from any tangentially fired, low heat release, large furnace shall not exceed 0.20 lb/million BTU while firing natural gas.~~

5. through 11. renumbered 1. through 7. No change.

~~(e) Exception Startup, Shutdown, or Malfunction. The emission limits in this rule shall apply at all times except during periods of startup, shutdown, or malfunction as provided by rule 62-210.700, F.A.C.~~

Rulemaking Authority 403.061 FS. Law Implemented 403.031, 403.061, 403.087 FS. History—New 2-2-93, Amended 4-17-94, Formerly 17-296.570, Amended 11-23-94, 1-1-96, 3-2-99, 7-10-14,

NAME OF PERSON ORIGINATING PROPOSED RULE:

Hastings Read

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Secretary Noah Valenstein

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: 01/15/2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: 10/22/2020

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-51.006 Rule Governing Licensure and Inspection of Electrology Facilities

PURPOSE AND EFFECT: The proposed rule amendment is intended to substantially update an application.

SUMMARY: To update an application with substantial 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 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: 456.037, 478.43(1), (4), 478.51(3), (11) FS.

LAW IMPLEMENTED: 456.037, 456.0635, 458.348(2), 478.43, 478.49, 478.51, 478.55 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Medicine Electrolysis Council, 4052 Bald Cypress Way, Bin # A04, Tallahassee, Florida 32399-3253.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-51.006 Rule Governing Licensure and Inspection of Electrology Facilities.

(1) through (4)

(5) Inspections. The Department shall inspect all electrology facilities in the following manner:

(a) through (b) No change.

(c) When an existing electrology facility adds a modality, either epilator or laser/light-based equipment, or switches from one of those modalities to the other, an inspection shall be conducted to determine whether the facility has properly registered equipment and the proper safety and sanitary equipment and materials. The electrology facility shall notify the Department of the new modality by submitting to the Executive Director of the Electrolysis Council the form provided by the Council and approved and incorporated herein by the Board by reference as Form ~~DH-MQA DH5008-MQA-09-2015~~, entitled "Application for Inspection for Adding or Switching to a New Electrology Modality" (revised ~~10/202012-02-2016~~), which can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-07895>, or <http://www.floridahealth.gov/licensing-and-regulation/electrolysis/>, or the Department at The Florida Department of Health, Electrolysis Council, Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3256. The facility must pass an inspection prior to implementing the new modality.

(6) through (7) No change.

Rulemaking Authority 456.037, 478.43(1), (4), 478.51(3), (11) FS. Law Implemented 456.037, 456.0635, 458.348(2), 478.43, 478.49, 478.51, 478.55 FS. History—New 11-16-93, Formerly 61F6-76.006, Amended 5-11-95, 6-26-96, Formerly 59R-51.006, Amended 12-23-97, 12-22-98, 2-17-00, 3-25-01, 4-8-02, 6-16-03, 7-29-10, 6-19-13, 12-25-14, 2-16-17, 9-11-18, 12-31-19,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Medicine Electrolysis Council

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine Electrolysis Council

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 7, 2021

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: RULE TITLE:

64B14-4.110 Requirements for Orthotic Fitter, Orthotic Fitter Assistant and Pedorthist Licensure

PURPOSE AND EFFECT: The proposed rule amendments are intended to update the rule language for requirements for orthotic fitter, orthotic fitter assistant and pedorthist licensure.

SUMMARY: To update rule language.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 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: 468.802, 468.803 FS.

LAW IMPLEMENTED: 468.803 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Janet Hartman, Executive Director, Board of Orthotists & Prosthetists, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-3258.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-4.110 Requirements for Orthotic Fitter, Orthotic Fitter Assistant and Pedorthist Licensure.

(1) Requirements for Licensure as an Orthotic Fitter. The applicant must demonstrate:

(a) Proof of successful completion of an orthotic fitter pre-certification course consisting of a minimum of 32 hours and approved by the American Board for Certification in Orthotics, Prosthetics, and Pedorthics, Alternative orthotic fitter courses consisting of at least 32 hours may be considered by the Board when the following knowledge and skills are documented: anatomy and physiology, pathologies, biomechanics, patient assessment, treatment plans, equipment and tools, follow-up plans, and practice management ~~Successful completion of the 32-hour Trulife Healthcare or the 32-hour Surgical Appliance Industries orthotics course and examination, and~~

(b) Completion of an approved eight hour course in custom-molded shoes. ~~(b) Two years experience in orthotics under the direct supervision of a Florida licensed orthotist. Candidates licensed by the Board as an orthotic fitter assistant may earn the two years of experience under the direct supervision of a Florida licensed orthotic fitter. Experience in orthotics earned outside of Florida may also be earned under the direct supervision of an ABC certified orthotist. This paragraph shall not be construed to authorize any person to supervise, assist or engage in the unlicensed practice of orthotics, prosthetics or pedorthics. The education required by paragraph (1)(a), above, shall be completed prior to earning the experience required by this paragraph, except that the required custom molded shoe course may be completed no less than one year prior to the end of the two year period of orthotics experience the applicant relies on to qualify for licensure. This paragraph shall not be construed to authorize any person licensed by the Board to practice beyond the scope of their license, unless supervised pursuant to the requirements of Chapter 468 Part XIV, F.S., and rules of the Board.~~

(c) No change.

(2) Requirements for Licensure as an Orthotic Fitter Assistant. ~~The applicant must demonstrate successful completion of the 32-hour Trulife Healthcare or the 32-hour Surgical Appliance Industries orthotics course and examination,~~

(a) Proof of successful completion of an orthotic fitter pre-certification course consisting of a minimum of 32 hours and approved by the American Board for Certification in Orthotics,

Prosthetics, and Pedorthics. Alternative orthotic fitter courses consisting of at least 32 hours may be considered by the Board when the following knowledge and skills are documented: anatomy and physiology, pathologies, biomechanics, patient assessment, treatment plans, equipment and tools, follow-up plans, and practice management.

(b) Documentation of completion of the mandatory courses, and

(c) Completion of an approved eight hour course in custom-molded shoes.

(3) No change.

Rulemaking Authority 468.802, 468.803 FS. Law Implemented 468.803 FS. History—New 11-1-99, Amended 1-16-06, 9-21-06, 8-13-08, 4-12-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Orthotists & Prosthetists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Orthotists & Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 23, 2020

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 6, 2021

Section III Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: 61B-60.005 RULE TITLE: Principal Place of Business; Broker's Branch Office License Application and Branch Office License Renewal

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 46 No. 239, December 10, 2020 issue of the Florida Administrative Register.

The Summary of Statement of Estimated Regulatory Cost and Legislative Ratification is corrected to state:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon

and described herein: the economic review conducted by the Agency. 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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NOS.: RULE TITLES:

61G15-35.0021 Definitions

61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 46 No. 178, September 11, 2020 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee, public comments and subsequent vote by the board at a public meeting held December 10, 2020.

61G15-35.0021 Definitions

As used hereinafter in this Chapter, the following words or phrases shall be defined as follows. The Board does not intend for these definitions to apply to any similar wording, term, role, or description outside of Chapter 471 or 553, F.S. or the Florida Building Code Section 110.8 Threshold Building; or as such term may be used by a local Authority Having Jurisdiction in local regulations, codes, or ordinances.

(1) “Special Inspectors of Threshold buildings,” also referred to as “Threshold Inspectors,” “Special Inspectors,” or “S.I.s” are as defined by section 553.71(9), F.S. Threshold Inspectors can perform inspections on all threshold buildings or perform any other services authorized by Section 553.79(5)(a), F.S. Florida Building Code section 110.8 provides additional requirements to the enforcing agency, Special Inspector, and fee owner.

(2) “Special Inspectors of Threshold Buildings (Limited),” also referred to as “Threshold Inspectors (Limited),” can only perform inspections on the Threshold Buildings with Repair (without Substantial Structural Damage), Alterations 1, Alterations 2, and Alterations 3 (without Substantial Structural Alterations) of threshold buildings. Special Inspectors (Limited) Alterations, Restoration, Repair, and/or Rehabilitation of threshold buildings and are not permitted to do inspections on new construction or of threshold buildings with Repairs with Substantial Structural Damage or Alterations 3 with Substantial Structural Alteration. The terms Repairs, Alteration 1, Alteration 2, Alteration 3, Substantial

Structural Damage, and Substantial Structural Alteration are as defined in the Florida Building Code, Existing Buildings.

(3) “Threshold Building” is as defined by the Florida Building Code, section 110.08 and in 553.71(12), F.S.

(4) “Private Provider” is as defined in section 553.791(1)(j), F.S. Private Providers carry out duties as authorized by section 553.791, F.S. As set forth in Chapter 553, F.S., although the roles and duties of Special Inspectors and Private Providers may appear to be similar or overlap, they are not synonymous and as specified in that Chapter, are not interchangeable.

(5). Inspections requested by local Authority Having Jurisdiction in local regulations, codes, or ordinances for non-threshold buildings are not part of this chapter.

(6)(4) No later than December 31, 2023⁴, the Board shall review and consider amendment, modification, or repeal of this rule if review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs.

Rulemaking Authority 471.008, 471.015(7) FS. Law Implemented 471.015(7), 553.79(5)(a) FS. History—New

61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings and Special Inspectors of Threshold Buildings (Limited).

(1) No change.

(2) Special Inspectors of Threshold Buildings Limited

(a) To implement section 553.79, F.S., the Board hereby establishes the certification of Special Inspectors of Threshold Buildings (Limited), also referred to as “Special Inspectors (Limited)” or “S.I. (Limited).” Any licensee holding this certification may serve as the Special Inspector / Threshold Building Inspector for any project involving the Repair (without Substantial Structural Damage), Alterations 1, Alterations 2, and Alterations 3 (without Substantial Structural Alterations) of an existing Threshold Building. A licensee holding this certification may not serve as the Special Inspector / Threshold Building Inspector for new construction or existing Threshold Buildings with Repairs with Substantial Structural Damage or Alterations 3 with Substantial Structural Alteration. The terms “Repairs,” “Alteration 1,” “Alteration 2,” “Alteration 3,” “Substantial Structural Damage,” and “Substantial Structural Alteration” are as defined in the alteration, restoration, repair, rehabilitation, or renovation of components of an existing Threshold Building, when such project does not involve new construction or major structural re-design of all components and is generally governed by Florida Building Code - Existing Buildings. Licensees who wish to serve as Special Inspectors for new construction, or existing Threshold Buildings with Repairs with Substantial Structural Damage or Alterations 3 with Substantial Structural Alteration major re-

~~design, or major structural modifications or changes or buildings with substantial structural damage~~ must be certified pursuant to subsection (1), above.

(b) The minimum qualifying criteria for ~~Threshold Special Inspectors (Limited)~~ are established by the Board to be as follows:

1. No change.

2. (a) Licensed professional engineers whose principal practice is structural field inspections shall have five (5) years of experience in performing structural field inspections on Threshold Buildings or equivalent pursuant to a threshold/special inspection plan relevant to the work performed; and

(b) The Applicant must possess each of the certifications identified in paragraph 61G15-35.004(2)(f), F.A.C., at the time of application.

(3) Application For Special Inspector of Threshold Buildings.

(a) through (b) No change.

(c) Applications shall contain the following basic information pertaining to the applicant:

1. through 2. No change.

3. A list of projects submitted for experience credit.

a. No change.

b. Creditable experience. The Board will only grant experience for work on projects identified pursuant to sub-paragraph (2)(c)3.a. For projects with overlapping time periods, the total amount of time claimed for all projects, including design and/or inspection activities, cannot exceed one hundred percent (100%) of the applicant's time during the period claimed. Experience is based on a forty (40) hour per week full time employment in engineering basis. No additional experience credit is allowed for overtime work in excess of 40 hours, nor is experience credit allowed during periods when the applicant was not employed full time in the practice of engineering (for example, construction management unrelated to design or inspection of the project).

c. No change.

4. through 6. No change.

(d) No change.

(4) Application for Special Inspectors of Threshold Buildings (Limited).

(a) The instructions and application form for Special Inspectors of Threshold Buildings (Limited), Form FBPE/011 (1208/20) is hereby incorporated by reference, "Application for Special Inspector (Limited) Certification." Copies of Form FBPE/011 may be obtained from the Board office or by downloading it from the internet website www.fbpe.org/licensure/application-process or at <https://www.flrules.org/Gateway/reference.asp?No=Ref->.

(b) No change.

(c) Applications shall contain the following basic information pertaining to the applicant:

1. through 2. No change.

3. A list of projects submitted for experience credit.

a. Project descriptions. For each project identified, the following shall be clearly listed:

(I) through (III) No change.

b. Creditable experience. The Board will only grant experience for work on projects identified pursuant to sub-paragraph (4)(c)3.a. For projects with overlapping time periods, the total amount of time claimed for all projects, including design and/or inspection activities, cannot exceed one hundred percent (100%) of the applicant's time during the period claimed. Experience is based on a forty (40) hour per week full time employment in engineering basis. No additional experience credit is allowed for overtime work in excess of 40 hours, nor is experience credit allowed during periods when the applicant was not employed full time in the practice of engineering (for example, construction management).

c. All experience claimed must be verified. For design work, experience must be verified by the Engineer of Record. If the applicant is the Engineer of Record for the project, the applicant's work must be verified by another professional engineer knowledgeable about the applicant's design work on the project, such as a colleague, supervisor, team member, etc. Field inspection experience must be verified by the Special Inspector of Threshold Buildings for the project.

4. Letters of recommendation from three registered professional engineers whose principal practice is structural engineering or restoration/repair work on Threshold Buildings in the State of Florida, one of whom must be certified as a Special Inspector of Threshold Buildings.

5. through 6. No change.

(d) No change.

(5) Roster of Special Inspectors of Threshold Buildings. The Board shall maintain a roster of all persons certified as Special Inspectors of Threshold Buildings or Special Inspectors of Threshold Buildings (Limited) pursuant to the criteria established in these rules and the law. The roster shall be made available to interested parties upon request. The roster shall be updated on a continuing basis and additions or deletions to the latest published roster may be verified by contacting the Board office. As specified by section 553.791, F.S., Chapter 471 licensees serving as private providers need not be listed on the Board's roster of either SIs or SIs (Limited).

(6) Any Florida Professional Engineer certified as a Special Inspector of Threshold Buildings (Limited) may apply at any time for certification as a Special Inspector of Threshold Buildings, by following the provisions outlined in subsection (3), above. If the applicant is so certified, the Board shall cancel the Special Inspector of Threshold Buildings (Limited)

certification and update the roster to reflect the applicant is certified as a Special Inspector of Threshold Buildings.

(7) No later than December 31, 2023~~4~~, the Board shall review and consider amendment, modification, or repeal of this rule if review determines this rule creates barriers to entry for private business competition, is duplicative, outdated, obsolete, overly burdensome, or imposes excessive costs.

Rulemaking Authority 471.008, 471.015(7) FS. Law Implemented 471.015(7), 553.79(5)(a) FS. History—New 4-19-01, Amended 7-7-02, 4-5-04, 11-29-04, 2-4-13, 2-28-16, 6-6-16, 6-26-17, 4-8-18, 12-27-18, 5-31-20,_____.

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.

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF EDUCATION
State Board of Education

RULE NO.: RULE TITLE:

6A-2.0040 Sanitation Standards in K-12 Private Schools

NOTICE IS HEREBY GIVEN that on January 7, 2021, the Department of Education, received a petition for variance from subsection 6A-2.0040(6), F.A.C., Sanitation Standards in K-12 Private Schools. The petition requests a variance or waiver exempting the school from the mandatory floor drain and hose bibb requirements prescribed by rule. The petitioner is Candlelight Christian Academy, located in Lake Wales, Florida.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Chris Emerson, Agency Clerk, Department of Education, 325 West Gaines St., Tallahassee, FL 32399, or via email at christian.emerson@fldoe.org. Public comments concerning this petition for a variance can be made at <https://web02.flodoe.org/rules>. The Department will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. on February 5, 2021.

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition from Gulf Power Company in Docket No. 20200242-EI - Petition for approval of regulatory assets related to the retirements of the coal generation assets at Plant Crist Units 4, 5, 6, and 7, and Docket No. 20200007-EI - Environmental cost recovery clause, filed January 19, 2021, seeking waiver of paragraph 25-6.0436(7)(a), Florida Administrative Code. The rule addresses depreciation. A copy of the petition can be obtained from the Office of Commission Clerk. Comments on the petition should be filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice. For additional information, please contact Shaw Stiller at [sstiller@psc.state.fl.us](mailto:ssstiller@psc.state.fl.us), Office of the General Counsel, at the above address or telephone (850)413-6199.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on January 13, 2021, the Southwest Florida Water Management District, received a petition for a variance or waiver.

Petitioner’s Name: SLCW Master Association

Rule No.: 40D-22.201

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

The Petition has been assigned tracking No. 21-4330.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Michael Bench, 7601 US Highway 301, Tampa, Florida 33637, 1(813)985-7481 x. 2298, water.variances@watermatters.org. Any interested person or other agency may submit written comments within 14 days after the publication of this notice. (T2021003).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on January 21, 2021, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for A Routine Variance for paragraph 3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA Food Code, Section 6-202.16, 2017 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from ALEX CATERING & LUNCHBOX SERVICES LLC located in Hialeah. The above referenced F.A.C. addresses

the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on January 20, 2021, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for A Routine Variance for subsection 61C-4.010(7) Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code from STRICKLANDS SCOOP INC located In Starke. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers and employees. They are requesting to share the bathrooms located within a nearby establishment under the same ownership for use by customers and employees. The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kasimira.Kelly@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-330.010 Purpose and Implementation

The Department of Environmental Protection hereby gives notice: that on January 20, 2021, the Department of Environmental Protection, received a request from Andy Estates LLC to withdraw their Petition for Variance. The petition was received on December 2, 2020. Notice of receipt of this petition was published in the Florida Administrative Register on December 7, 2020. The petition requested a variance from Section 10.2.5(a)4., Applicant’s Handbook Volume I, which requires that prior to the mooring of any vessel at the dock, there shall be existing structures with toilet facilities

located on the uplands. The withdrawal has closed file number 20-1603.

A copy of the Order or additional information may be obtained by contacting: The Department of Environmental Protection, Central District Office, 3319 Maguire Blvd., Suite 232, Orlando, Florida 32803, (407)897-4100, DEP_CD@FloridaDEP.gov.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Water Policy

RULE NOS.:RULE TITLES:

5M-1.001 Definitions

5M-1.008 Implementation Verification

5M-1.009 Best Management Practices Implementation Assistance

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

DATE AND TIME: February 1, 2021, 1:30 p.m. – 4:00 p.m.

PLACE: Go-To-Webinar: The hearing will be held virtually and participants should register at <https://register.gotowebinar.com/register/4857300835507345679>

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is in response to a request made from a member of the public following publication of the Notice of Proposed Rule in the Florida Administrative Register on January 7, 2021.

A copy of the agenda may be obtained by contacting: Bill Bartnick, Office of Agricultural Water Policy, (850)617-1705 / Bill.Bartnick@FDACS.gov.

DEPARTMENT OF EDUCATION

State Board of Education

The Division of Blind Services announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 29, 2021, 1:00 p.m.

PLACE: Teleconference Phone: (850)583-5063, Conference Room# 280 477 202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cost Analysis and Rate Study Kickoff Announcement

A copy of the agenda may be obtained by contacting: The Division of Blind Services, 325 West Gaines Street, Turlington Bldg., Room 1114, Tallahassee, FL 32399, Phone: (850)688-3693, Email: Amy.Grissom@dbs.fldoe.org.

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

agency at least 7 days before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Division of Blind Services, 325 West Gaines Street, Turlington Bldg., Room 1114, Tallahassee, FL 32399, Phone: (850)688-3693, Email: Amy.Grissom@dbs.fldoe.org.

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announce the following Deep Dive Workshop/Planning Meeting on Friday, January 29, 2021, which is open to the public.

DATE AND TIME: Friday, January 29, 2021, 9:00 a.m. – 3:00 p.m.

PLACE: Omni Amelia Island Resort, Conference Center – Cumberland B & C, 39 Beach Lagoon Road, Amelia Island, FL 32034

GENERAL SUBJECT MATTER(S) TO BE CONSIDERED: Trustee Professional Development, Goal Setting and Priorities for FSCJ/President

A copy of the agenda may be obtained by contacting: Kimberli Sodek, Office of the College President (OCP) Administration Support Manager at Kim.Sodek@fscj.edu. Copies of the agenda for the workshop/planning meeting will be available for inspection beginning Friday, January 22, 2021, and copies will be provided upon written request and the payment of approved duplicating charges.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the workshop/planning meeting is asked to advise the agency at least 48 hours before the workshop by contacting: The OCP Administration Support Manager Kimberli Sodek at (904)632-3205 or Kim.Sodek@fscj.edu. 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 State College at Jacksonville hereby reaffirms the principle of equal opportunity for all persons regardless of race, disability, color, ethnicity, national origin, religion, gender, age, sex, sexual orientation/expression, marital status, veteran status, pregnancy or genetic information. Equal opportunity principle applies with regard to employment, delivery of educational programs, services and activities, and all other appropriate areas in which the College is involved.

For more information, you may contact: Kimberli Sodek, OCP Administration Support Manager at (904)632-3205 or Kim.Sodek@fscj.edu.

Please refer to the FSCJ DBOT webpage for procedures/information regarding appearing before the Board as to “Public Comments.” The FSCJ DBOT webpage is located within the College’s website at: www.fscj.edu/dbot.

REGIONAL PLANNING COUNCILS

Apalachee Regional Planning Council

The Apalachee Regional Planning Council announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, January 26, 2021, 5:00 p.m. – 7:00 p.m. EST

PLACE: Carrabelle City Hall - 1206 Hwy 98 E, Carrabelle, FL 32322

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Community Workshop as part of the FL Dept. of Economic Opportunity's Competitive Florida Program. The workshop will be the first of three workshops in the series. The workshop may also be viewed on the City of Carrabelle's Facebook page as a livestream.

A copy of the agenda may be obtained by contacting: Caroline Smith, ARPC Economic Development Planner, CSmith@arpc.org.

REGIONAL PLANNING COUNCILS

Apalachee Regional Planning Council

The Apalachee Regional Planning Council announces a workshop to which all persons are invited.

DATE AND TIME: Monday, February, 1, 2021, 6:00 p.m. – 8:00 p.m. ET

PLACE: Eastpoint Volunteer Fire Department: 24 - 6th Street, Eastpoint, FL 32328

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Community Workshop as part of the FL Dept. of Economic Opportunity's Competitive Florida Program. The workshop will be the second of three workshops in the series.

A copy of the agenda may be obtained by contacting: Caroline Smith, ARPC Economic Development Planner, CSmith@arpc.org.

COMMISSION ON ETHICS

The Commission on Ethics announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, February 5, 2021, 11:00 a.m.

PLACE: Agency for Health Care Administration (AHCA), Ft. Knox Office Complex, 2727 Mahan Drive, Building 3, Room A, Tallahassee, Florida. Due to COVID-19, safeguards will be in place to protect the health, safety, and welfare of those in attendance. Seating will be in designated rows with a minimum of 3 empty seats between individuals to allow for social distancing. Masks are strongly encouraged and will be available on site, as well as hand sanitizer and disinfecting wipes.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Commission on Ethics Regular Meeting

A copy of the agenda may be obtained by contacting: www.ethics.state.fl.us or (850)488-7864.

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: (850)488-7864. 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.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 26, 2021, 9:00 a.m.

PLACE: SWFWMD, 7601 US-301, Tampa, FL 33637. Members of the public may view the meeting via a livestream, participate in-person or connect to a Zoom meeting to provide comments by following the directions posted at WaterMatters.org or by calling (352)796-7211 and requesting instructions. An alternative teleconferencing line to provide comments will also be available at (929)205-6099 (toll call) then enter conference code 925 3786 1545.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Governing Board Meeting: Consider SWFWMD business. All or part of this meeting may be conducted by means of communications media technology to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar, 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office at (352)796-7211 or 1(800)423-1476 (FL only), ext. 4747 or email to ADACoordinator@WaterMatters.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: Lori.Manuel@WaterMatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x4606 (EXE0766).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

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

PLACE: This is a meeting conducted by means of communications media technology (CMT).

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Industrial Advisory Committee meeting: Anyone who wishes to provide public input will be able to do so by joining the meeting via Microsoft Teams. An additional telephone connection is available at (786)749-6127 and entering conference code 522-331-483. Additional instructions regarding viewing of and participation in the meeting are available at WaterMatters.org or by calling 1(800)423-1476 and requesting assistance.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar, 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4747; or email to ADACoordinator@WaterMatters.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: Kelly.Page@WaterMatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x4605 (EXE0767).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, February 9, 2021, 1:00 p.m.

PLACE: This is a meeting conducted by means of communications media technology (CMT).

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Supply Advisory Committee meeting: Anyone who wishes to provide public input will be able to do so by joining the meeting via Microsoft Teams. An additional telephone connection is available at (786)749-6127 and entering conference code 754-044-676. Additional instructions regarding viewing of and participation in the meeting are available at WaterMatters.org or by calling 1(800)423-1476 and requesting assistance.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar, 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4747, or email to ADACoordinator@WaterMatters.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: Kelly.Page@WaterMatters.org, 1(800)423-1476 (FL only) or (352)796-7211, x4605 (EXE0768).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District
The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

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

PLACE: This is a meeting conducted by means of communications media technology (CMT).

GENERAL SUBJECT MATTER TO BE CONSIDERED: Northern Region Cooperative Funding Initiative Public Meeting: Governing Board members will discuss, evaluate and prioritize fiscal year 2022 requests for project funding in Citrus, Hernando, Lake, Levy, Marion and Sumter counties of SWFWMD. All or part of this meeting may be conducted by means of communications media technology to permit maximum participation of Governing Board members. Register in advance for this Zoom webinar:

https://zoom.us/webinar/register/WN_9ZsVAU3GRrqScv3P0C7CVA

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar, 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4747; or email to ADACoordinator@WaterMatters.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: Lori.Manuel@WaterMatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x4606 (EXE0769).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District
The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

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

PLACE: This is a meeting conducted by means of communications media technology (CMT).

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southern Cooperative Funding Initiative Public Meeting: Governing Board members will discuss, evaluate and prioritize fiscal year 2022 requests for project funding for Charlotte, DeSoto, Manatee and Sarasota counties of SWFWMD. All or part of this meeting may be conducted by means of communications media technology to permit maximum participation of Governing Board members. Register in advance for this Zoom webinar:

https://zoom.us/webinar/register/WN_Yz3PnN_dSOybp-OJfqGipw

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar, 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office Chief at

1(800)423-1476 (FL only) or (352)796-7211, x4747; or email to ADACoordinator@WaterMatters.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: Lori.Manuel@WaterMatters.org, 1(800)423-1476 (FL only) or (352)796-7211, x4606 (EXE0770).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District
The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 10, 2021, 10:00 a.m.
PLACE: This is a meeting conducted by means of communications media technology (CMT).

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Heartland Cooperative Funding Initiative Public Meeting: Governing Board members will discuss, evaluate and prioritize fiscal year 2022 requests for project funding in Polk, Highlands and Hardee counties of SWFWMD. All or part of this meeting may be conducted by means of communications media technology to permit maximum participation of Governing Board members. Register in advance for this Zoom webinar: https://zoom.us/webinar/register/WN_CKwBLZ_hQSqu7sLY_qfEMg

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar, 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4747; or email to ADACoordinator@WaterMatters.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: Lori.Manuel@WaterMatters.org, 1(800)423-1476 (FL only) or (352)796-7211, x4606 (EXE0771).

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District
The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 11, 2021, 10:00 a.m.
PLACE: This is a meeting conducted by means of communications media technology (CMT).

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Tampa Bay Cooperative Funding Initiative Public Meeting: Governing Board members will discuss, evaluate and prioritize fiscal year 2022 requests for project funding in Hillsborough, Pasco and Pinellas counties of SWFWMD. All or part of this meeting may be conducted by means of communications media technology to permit maximum participation of Governing Board members. Register in advance for this Zoom webinar: https://zoom.us/webinar/register/WN_bputDsX_Qquntlca_rWdAw

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar, 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4747; or email to ADACoordinator@WaterMatters.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: Lori.Manuel@WaterMatters.org, 1(800)423-1476 (FL only) or (352)796-7211, x4606 (EXE0772).

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: Monday, February 1, 2021, 12:00 Noon,
Loxahatchee River Preservation Initiative Meeting

PLACE: This meeting will be held via teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting to discuss and consider Loxahatchee River Preservation Initiative business, including current and future projects and activities.

Since its inception in 2000, the Loxahatchee River Preservation Initiative (LRPI) has guided regional watershed restoration projects within northeastern Palm Beach County and southern Martin County. The LRPI is a multi-agency partnership between the South Florida Water Management District, Florida Department of Environmental Protection (Florida Park Service), Friends of the Loxahatchee River, Jupiter Inlet District (JID), Loxahatchee River Environmental Control District (LRD), Martin County, Palm Beach County, South Indian River Water Control District (SIRWCD), Town of Jupiter, and Village of Tequesta. The LRPI uses state and local funding for restoration projects with environmental benefits aimed at preserving and protecting the resource for future generations to enjoy.

All members of the public are invited to attend and provide public comment.

One or more members of the Governing Board of the South Florida Water Management District may attend these meetings. No Governing Board action will be taken.

Teleconference information: (561)682-6800 (WPB Local Number), 1(855)682-6800 (Toll Free Nationwide), Access Code: 990 023 425

A copy of the agenda may be obtained by contacting: Nestor Garrido, (561)682-6908, ngarrido@sfwmd.gov, or by visiting www.LRPI.us seven days prior to the workshop/meeting.

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 seven days before the workshop/meeting by contacting: Rosie Byrd, District Clerk, at (561)682-6805. 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: Nestor Garrido, (561)682-6908, ngarrido@sfwmd.gov.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

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

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

PLACE: Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/699837933>

You can also dial in using your phone.

United States (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 699-837-933

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will meet to conduct hearings on disciplinary matters. These meetings are closed to the public; however, there may be cases where probable cause was previously found which are to be reconsidered.

A copy of the agenda may be obtained by contacting: Melinda.Bristow@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 2 days before the workshop/meeting by contacting: Melinda Bristow. 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: Melinda Bristow, Melinda.Bristow@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Medicine

The Boards of Medicine and Osteopathic Medicine’s Joint Committee on Medical Marijuana announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 18, 2021, 12:00 Noon ET or soon thereafter

PLACE: Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/778824061>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee. Please check the Board website at <https://flboardofmedicine.gov/meeting-information/> or <https://floridasosteopathicmedicine.gov/meeting-information/> for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 or the Board of Osteopathic Medicine at (850)245-4161 for information.

A copy of the agenda may be obtained by contacting: Board of Medicine (BOM) Meeting Materials at <https://flboardofmedicine.gov/meeting-information/> or Board of Osteopathic Medicine (BOOM) at <https://floridasosteopathicmedicine.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 10 days before the workshop/meeting by contacting: Board of Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131. 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 Medicine (BOM) Meeting Materials at BOM.MeetingMaterials@flhealth.gov or call at (850)245-4131.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Child Abuse Death Review Circuit 5 Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Third Thursday of each month beginning in February 2021 and will continue through September 2021, 1:30 p.m. – 1:45

PLACE: Phone Number: (605)313-5111, Access Pin 503253

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Janine Kell: jkell@MFCS.US.com.

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

For more information, you may contact: Janine Kell: jkell@MFCS.US.com.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Child Abuse Death Review Circuit 12A Committee - Manatee County announces a public meeting to which all persons are invited.

DATE AND TIME: January 29, 2021, 1:30 p.m. – 2:00 p.m.

PLACE: Microsoft Teams Meeting Link: [https://urldefense.com/v3/__https://teams.microsoft.com/l/meetup-join/19*3ameeting_MmQ1OThmYjctZGYwNC00ZTIwLWEyMjMtYWVjZDZiZTBkZTEy*40thread.v2/0?context=*7b*22Tid*22*3a*2296e81d69-338c-4d07-a0ee-73ffdee52ae4*22*2c*22Oid*22*3a*225697e7fa-4f04-4516-86b5-f265ff49ed5d*22*7d__;JSUIJSUIJSUIJSUIJSUI!!B6dj6w!sle8hA1Eji6HQLWIsyj9Q-h_qojsEBD6_a2F_AUwSlae8FpANVBL_UaCda06HB6dA\\$](https://urldefense.com/v3/__https://teams.microsoft.com/l/meetup-join/19*3ameeting_MmQ1OThmYjctZGYwNC00ZTIwLWEyMjMtYWVjZDZiZTBkZTEy*40thread.v2/0?context=*7b*22Tid*22*3a*2296e81d69-338c-4d07-a0ee-73ffdee52ae4*22*2c*22Oid*22*3a*225697e7fa-4f04-4516-86b5-f265ff49ed5d*22*7d__;JSUIJSUIJSUIJSUIJSUI!!B6dj6w!sle8hA1Eji6HQLWIsyj9Q-h_qojsEBD6_a2F_AUwSlae8FpANVBL_UaCda06HB6dA$)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address administrative issues, review cases, and discuss the CADR Action Plan. A portion of the meeting is required by paragraph 383.412(3)(a), F.S. to be closed to the public to allow the Committee to discuss information that is confidential and exempt from public meetings and public records. This portion of the meeting will be announced at the meeting.

A copy of the agenda may be obtained by contacting: Connie Shingledecker: connie.shingledecker@manateesherriff.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Connie Shingledecker: connie.shingledecker@manateesherriff.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Connie Shingledecker: connie.shingledecker@manateesherriff.com.

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Miami-Dade Refugee Task Force announces a public meeting to which all persons are invited.

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

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

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ODJIYjViMmUtMTY1Ny00MGM2LWFiODAtYmEzNTk0NmU2NTcy%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%224c7ac74e-0835-4242-a8cf-f26976fc1c32%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Miami-Dade Refugee Task Force meeting is to increase awareness of the refugee populations, share best

practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Lourdes Dysna-Leconte at (786)257-5173 or David Draper at (407)317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lourdes Dysna-Leconte at (786)257-5173 or David Draper at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Lourdes Dysna-Leconte at (786)257-5173 or David Draper at (407)317-7335.

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NO.: RULE TITLE:

68D-24.017 Palm Beach County Boating Restricted Areas
The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 10, 2021, 5:00 p.m. – 7:00 p.m.

PLACE: Via Adobe Connect. An individual may join the meeting at <http://fwc.adobeconnect.com/ruleprop/>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed changes to Rule 68D-24.017 to establish a boating restricted area on the waterway known as Jupiter Narrows north of the SR 707 Bridge in Palm Beach County.

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.

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).

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Law Enforcement

The Wildlife Alert Rewards Association announces a public meeting to which all persons are invited.

DATE AND TIME: February 11, 2021, 2:00 p.m. – 4:00 p.m. ET

PLACE: Microsoft Teams Meeting (Virtual)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Wildlife Alert Business

A copy of the agenda may be obtained by contacting: Jamie.Piser@myfwc.com.

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.

GULF CONSORTIUM

The Gulf Consortium announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 28, 2021, 3:00 p.m. ET

PLACE: his meeting will be conducted exclusively via teleconference. Interested persons may participate by telephone via the following: Dial In Number: (571)317-3116, Access Code: 338-555-693

Interested persons who wish to participate may also contact Valerie Seidel at (407)629-2185 ext 104 or vseidel@balmoralgroup.us at least three (3) days in advance of the meeting to arrange for access to be provided to the teleconference at the following location: The Balmoral Group, 165 Lincoln Avenue, Winter Park, FL 32789

Please note that in light of the current situation surrounding the COVID-19 virus and to limit public gatherings in accordance with Federal and State directives, interested persons who wish to participate are encouraged to do so remotely via telephone, utilizing the contact information described above.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors of the Gulf Consortium will meet to hold elections, discuss the status of grant applications and grants, review financials, and conduct other business at the discretion of the board.

A copy of the agenda may be obtained by contacting: at www.gulfconsortium.org or by contacting: General Manager at (407)629-2185 or Gulf.Consortium@balmoralgroup.us.

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: at www.gulfconsortium.org or by contacting: General Manager at (407)629-2185 or Gulf.Consortium@balmoralgroup.us. 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: at www.gulfconsortium.org or by contacting: General Manager at (407)629-2185 or Gulf.Consortium@balmoralgroup.us.

SOUTH FLORIDA COMMUNITY CARE NETWORK

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

DATE AND TIME: January 28, 2021, 3:15 p.m. OR immediately following completion of the Audit & Compliance Committee Meeting scheduled for 3:00 p.m., whichever is later. PLACE: South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Suite H-200, Sunrise, Florida 33323.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Members will meet to discuss general matters. For the safety of the Members and the public, any interested persons wishing to attend the meeting may do so via video conference by using the following link: https://teams.microsoft.com/l/meetup-join/19%3ameeting_YjcyMTk1ZjctNzAyMS00NzcyLTgxN2MtYWMxYzJmJjcxMjk3%40thread.v2/0?context=%7b%22Td%22%3a%22f81e0c43-b4dd-4f4a-942f-f568d2c30662%22%2c%220id%22%3a%22964f24dc-ee07-4e11-a1a1-e033d09c650d%22%7d. To attend the meeting by telephone, please dial (321)234-3172, Meeting Passcode: 771253743#.

Interested persons may submit written comments or other documentation regarding the Member Meeting to:

Attn: Legal Department, South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Suite H-200, Sunrise, Florida 33323, Email: public.comments@ccpcare.org.

A copy of the agenda may be obtained by contacting: Migdalia Soto-Roba at mroba@ccpcare.org or (954)622-3227.

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: Susan Mansolillo at SMansolillo@ccpcare.org or (954)622-3232. 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: Justin Marshall, Esq., General Counsel and Vice President, South Florida Community Care Network, LLC d/b/a Community Care Plan, at jmarshall@ccpcare.org or (954)622-3402.

SOUTH FLORIDA COMMUNITY CARE NETWORK

The South Florida Community Care Network, LLC d/b/a Community Care Plan announces a public meeting to which all persons are invited.

DATE AND TIME: January 28, 2021, 3:00 p.m.

PLACE: South Florida Community Care Network, LLC d/b/a Community Care Plan, 1643 Harrison Parkway, Suite H-200, Sunrise, Florida 33323

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Audit & Compliance Committee to discuss general matters. For the safety of the Members and the public, any interested persons wishing to attend the meeting may do so via video conference by using the following link: https://teams.microsoft.com/l/meetup-join/19%3ameeting_YjcyMTk1ZjctNzAyMS00NzcyLTgxN2MtYWMxYzJmJjcxMjk3%40thread.v2/0?context=%7b%22Td%22%3a%22f81e0c43-b4dd-4f4a-942f-f568d2c30662%22%2c%220id%22%3a%22964f24dc-ee07-4e11-a1a1-e033d09c650d%22%7d. To attend the meeting by telephone, please dial (321)234-3172, Meeting Passcode: 771253743#.

A copy of the agenda may be obtained by contacting: Donna Steinberg at dsteinberg@ccpcare.org or (954)622-3225.

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: Susan Mansolillo at SMansolillo@ccpcare.org or (954)622-3232. 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: Justin Marshall, Esq., General Counsel, South Florida Community Care Network, LLC d/b/a Community Care Plan, at jmarshall@ccpcare.org or (954)622-3402.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

The FWCJUA Investment Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 11, 2021, 10:00 a.m. ET
PLACE: Contact Kathy Coyne at (941)378-7408 to participate.
GENERAL SUBJECT MATTER TO BE CONSIDERED:
Agenda topics include investment marketplace update; portfolio compliance review; and investment policy & guidelines review.
A copy of the agenda may be obtained by contacting: Ms. Coyne or at www.fwcjua.com.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The FWCJUA Board of Governors announces a telephone conference call to which all persons are invited.
DATE AND TIME: February 18, 2021, 10:00 a.m. ET
PLACE: Contact Kathy Coyne at (941)378-7408 to participate.
GENERAL SUBJECT MATTER TO BE CONSIDERED:
Agenda topics may include minutes approval; legal, legislative & regulatory matters; operations & financial reports; and Committee reports on 2021 Business Plan & Forecast; disaster recovery matters; 2020 reserves; 2021 loss ratio selection; Operations Manual; review of rates, rating plans & policy forms and associated matters to include application forms; investment marketplace update; portfolio compliance review; investment policy & guidelines review; and agency/designated producer appeal results.
A copy of the agenda may be obtained by contacting: Ms. Coyne or at www.fwcjua.com.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF HEALTH
Board of Chiropractic Medicine
NOTICE IS HEREBY GIVEN that Board of Chiropractic Medicine has received the petition for declaratory statement from Complete Care Centers, LLC, f/k/a Integrative Physical Medicine Holding, L.L.C., Marc G. Ott, D.C., and Bret G. Scheuplein, D.C. The petition seeks the agency's opinion as to the applicability of paragraphs 456.053(5)(a), (b), (c), (e), (f) and (g) and 460.413(1)(i), (n), and (ff), F.S., as it applies to the petitioner.
The Petition, filed on January 19, 2021, seeks the Board's opinion on the issue of: whether a proposed restructuring of their integrated chiropractic medical practice from a "vertically integrated single federal tax ID number business entity" into multiple business entities, each with an independent federal tax ID number, but all of which would be whole owned by a "single upstream holding company," solely owned by the chiropractic physicians, would violate Section 456.053, F.S., Prohibited Referrals, and subsection 460.413(1), F.S., grounds for

discipline of Chiropractic Physicians. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.
A copy of the Petition for Declaratory Statement may be obtained by contacting: Dr. Anthony Spivey, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3255, telephone: (850)488-0595, or by electronic mail – Anthony.Spivey@flhealth.gov.

DEPARTMENT OF FINANCIAL SERVICES
Finance

NOTICE IS HEREBY GIVEN that the Florida Office of Financial Regulation has received the petition for declaratory statement from CSQ NonStop, LLC. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.
On 1/20/2021 the Petition was WITHDRAWN. The petition sought a declaratory statement from the Office on whether its activities as a contractual payment processing agent of Service Providers falls 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:

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Friday, January 15, 2021 and 3:00 p.m., Thursday, January 21, 2021.

Rule No.	File Date	Effective Date
5J-22.001	1/19/2021	2/8/2021
5J-22.002	1/19/2021	2/8/2021
5J-22.003	1/19/2021	2/8/2021
5J-22.004	1/19/2021	2/8/2021
5J-22.005	1/19/2021	2/8/2021
5J-22.006	1/19/2021	2/8/2021
5J-22.007	1/19/2021	2/8/2021
5N-1.113	1/21/2021	2/10/2021
19-8.029	1/19/2021	2/8/2021
53ER21-14	1/19/2021	1/19/2021

61G10-11.003	1/15/2021	2/4/2021
61G10-11.0035	1/15/2021	2/4/2021
61G10-18.004	1/15/2021	2/4/2021
61H1-27.001	1/20/2021	2/9/2021
63E-7.107	1/20/2021	2/9/2021
64B1-9.001	1/20/2021	2/9/2021
64B7-25.001	1/20/2021	2/9/2021
64B7-32.005	1/20/2021	2/9/2021
64B10-16.001	1/19/2021	2/8/2021
64B12-8.024	1/19/2021	2/8/2021
67-43.002	1/19/2021	2/8/2021
67-43.005	1/19/2021	2/8/2021
67-43.006	1/19/2021	2/8/2021
67-43.008	1/19/2021	2/8/2021
67-43.010	1/19/2021	2/8/2021
67-43.012	1/19/2021	2/8/2021
68A-27.003	1/20/2021	2/9/2021
69A-37.039	1/19/2021	2/8/2021
69A-37.503	1/19/2021	2/8/2021

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	**/**/****

DEPARTMENT OF LEGAL AFFAIRS
 Florida Elections Commission
 NOTICE OF PUBLICATION OF AGENCY REGULATORY PLAN
 Pursuant to subparagraph 120.74(2)(a)3., Florida Statutes, notice is hereby given that the Florida Elections Commission Plan is available, effective October 1, 2020, at the following web address:
[http://www.fec.state.fl.us/FECWebFi.nsf/0/0482B4132A633821852585EE0067D3F7/\\$file/2021+Annual+Regulatory+Plan.pdf](http://www.fec.state.fl.us/FECWebFi.nsf/0/0482B4132A633821852585EE0067D3F7/$file/2021+Annual+Regulatory+Plan.pdf).

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food, Nutrition and Wellness
 Child Nutrition Program State Waiver Request

1. State agency submitting waiver request and responsible State agency staff contact information: Florida Department of Agriculture and Consumer Services (FDACS), Lakeisha T. Hood, Director, (850)617-7438, Lakeisha.Hood@FDACS.gov
 Nathalie Pierre, Chief of Compliance and Program Integrity, (850)617-7666, Nathalie.Pierre@FDACS.gov

2. Region: Southeast
 3. Eligible service providers participating in waiver and affirmation that they are in good standing:
 FDACS is in good standing.

4. Description of the challenge the State agency is seeking to solve, the goal of the waiver to improve services under the Program, and the expected outcomes if the waiver is granted. [Section 12(l)(2)(A)(iii) and 12(l)(2)(A)(iv) of the NSLA]:

Under Program statute and regulations, State agencies and local operators are required to conduct monitoring of the Child Nutrition Programs. Through nationwide waivers, the Food and Nutrition Service provided flexibilities to allow for off-site reviews in 2021 in order to help minimize potential exposure to the novel coronavirus (COVID-19), including the release of COVID-19: Child Nutrition Response #59 Nationwide Waiver to Allow Summer Food Service Program and Seamless Summer Option Operations through June 2021.

As a result, Program operators are operating different programs, at different times of the year than traditional operations, and a waiver of Federal statutory and/or regulatory requirements is needed in order to provide effective and efficient oversight of some or all of the Program operations in fiscal year 2021.

Specifically, there are 313 operators of the National School Lunch Program (NSLP), 52 operators of the NSLP Seamless Summer Option (SSO), and 55 operators of the Summer Food Service Program currently in Florida.

5. Specific Program requirements to be waived (include statutory and regulatory citations). [Section 12(l)(2)(A)(i) of the NSLA]:

[7 CFR 225.7(d)] Program monitoring and assistance
 [7 CFR 225.7(d)(2)(ii)(A)] Review new sponsors within the first year of operating.

[7 CFR 225.7(d)(2)(ii)(B)] Annually review sponsors whose reimbursements count as half the aggregate from the previous year.

[7 CFR 225.7(d)(2)(ii)(C)] Annually review sponsors who had operational issues the year prior.

[7 CFR 225.7(d)(2)(ii)(D)] Review every sponsor at least once every three years.

[7 CFR 225.7(d)(2)(ii)(E)] Conduct reviews of at least 10 percent of each sponsor's sites or one site, if that's greater.

[7 CFR 225.7(d)(2)(iii)(3)] Conduct follow up reviews of sponsors and sites as necessary.

[7 CFR 210.8(a)(1) & 220.11(d)(1)] SFA reviews by February 1

[7 CFR 210.9 (c)(7)] Afterschool care reviews (for SFSP Sponsors not providing Afterschool care meals)

6. Detailed description of alternative procedures and anticipated impact on Program operations, including technology, State systems, and monitoring:

Please see number #11 for a detailed description of alternative procedures. Because FDACS is still on state-mandated travel restriction, alternative procedures will allow Program monitoring to continue and, therefore, increase program integrity and reduce opportunities for program abuse or fraud.

7. Description of any steps the State has taken to address regulatory barriers at the State level. [Section 12(l)(2)(A)(ii) of the NSLA]:

There are no regulatory barriers at the State level to address.

8. Anticipated challenges State or eligible service providers may face with the waiver implementation:

FDACS will work with its Office of Agriculture Technology Services and eligible service providers to ensure documentation for desk audits can be received, reviewed, and maintained properly. FDACS will also provide technical assistance for eligible service providers on how to upload, scan, fax or mail required documentation for desk audits.

9. Description of how the waiver will not increase the overall cost of the Program to the Federal Government. If there are anticipated increases, confirm that the costs will be paid from non-Federal funds. [Section 12(l)(1)(A)(iii) of the NSLA]:

This waiver request will not increase the overall cost of the Program to the Federal government.

10. Anticipated waiver implementation date and time period:
 Upon approval through September 30, 2021

11. Proposed monitoring and review procedures:

SFSP/SSO Monitoring and Oversight Plan

FDACS requests to waive the Federal statutory and regulatory requirements for Summer Food Service Program (SFSP) and Seamless Summer Option (SSO) State agency monitoring as indicated, and proposes to provide oversight to these programs to identify and prevent fraud using the following alternative approach:

FDACS will conduct SFSP Onsite Site Monitoring Reviews (with the assistance of a third-party contractor) in keeping with its efforts to conduct reviews on 100% of SFSP sites for program integrity based on feedback from the USDA-OIG Audit of Florida’s Controls of the Summer Food Service Program. Within this methodology, FDACS started, and will continue, conducting 100% site reviews in the counties with the highest number of SFSP sites, which is as follows, until all sites have received an onsite review:

County	# Approved Sites (17/18)	County	# Approved Sites (17/18)
Miami-Dade	865	Hardee	23
Broward	490	Monroe	22
Orange	358	Baker	21
Palm Beach	310	Levy	21
Hillsborough	298	Nassau	21
Duval	267	St. Johns	21
Pinellas*	191	Columbia	17
Volusia*	118	Dixie	12
Polk*	112	Citrus	11
Lee*	111	Clay	11
Pasco	104	Flagler	11
Osceola	103	Suwannee	10
Leon	92	Walton	10
Alachua	89	Bradford	9
Marion	84	Gilchrist	9
Brevard	67	Okeechobee	9
St. Lucie	67	Desoto	8
Sarasota	61	Calhoun	7
Manatee	57	Holmes	7
Seminole	57	Jackson	7
Escambia	54	Sumter	7

Putnam	54	Washington	7
Lake	53	Franklin	6
Indian River	43	Hamilton	6
Hernando	42	Taylor	6
Santa Rosa	38	Wakulla	6
Bay	35	Jefferson	4
Okaloosa	35	Glades	3
Highlands	33	Lafayette	3
Collier	29	Liberty	3
Gadsden	29	Gulf	2
Martin	26	Madison	2
Hendry	24	Union	0
Charlotte	23	Statewide Total:	4,741

Note: Counties with asterisk* will have onsite monitoring completed during SY 2020-2021.

FDACS will conduct SFSP Administrative Reviews (utilizing the flexibilities elected under Nationwide Waiver of Onsite Monitoring Requirements for State Agencies in the Summer Food Service Program – EXTENSION 2) on any SFSP sponsors that receive Onsite Site Monitoring Reviews from the third-party contractor and experience one or more of the following operational issues:

1. Repeat findings during follow-up on-site reviews;
2. Substantially different meal counts on the day of the Onsite Monitoring Review than the last five days of meal count records; and/or
3. Systemic findings during Onsite Monitoring Reviews (e.g. similar/same findings at multiple sites)

FDACS will conduct Claim Validation Reviews on SFSP sponsors who exhibit the following red flags (this is not an exhaustive list.)

1. Block claiming
2. Meals claimed at least two times higher than previous months
3. Serving a substantially lower number of meals on the day of a review than on previous days.

FDACS will also conduct Claim Validation Reviews on all new NSLP Sponsors (e.g. less than one year of program experience) operating SSO for first time. If a single month claim validation review results in no findings, no additional claim validation reviews will be conducted. If a single month’s claim validation review results in findings, then a second month claim validation will be conducted. If the second month’s claim validation review results in findings, the Sponsor will receive an SSO

Administrative Review and will be added to the SY 2021-22 School Meals Administrative Review Schedule.

FDACS will use the factors (as described above) to determine the number of sponsors to be monitored by Claim Validation Review in lieu of the regulatory aggregate requirement.

Food Service Management Company (FSMC) reviews will continue to be conducted by the respective local health and food safety authority.

NSLP Monitoring and Oversight Plan

FDACS does not require any waivers of the Federal statutory and regulatory requirements for National School Lunch Program (NSLP) monitoring. The proposed plan for oversight to these programs to identify and prevent fraud is as follows:

FDACS will conduct School Meal Administrative Reviews (utilizing the flexibilities elected under Nationwide Waiver of Onsite Monitoring Requirements in the School Meals Programs – Revised – EXTENSION 2) on Sponsors operating NSLP that are on the SY 2020-21 review schedule.

Sponsors that were on the School Meals Administrative Review schedule for SY 2020-21 that are operating SSO or SFSP will be reviewed during SY 2021-22 under the department’s existing SMAR schedule waiver. The schedule will be adjusted accordingly thereafter for School Meal Administrative Reviews for the following school years until FDACS has completed its 4-year review cycle.

Local agency procurement reviews will continue to be conducted in conjunction with corresponding School Meal Administrative Reviews.

Sponsoring Organization Monitoring Requirements

FDACS requests to waive the Federal statutory and regulatory requirements for Summer Food Service Program (SFSP) and Seamless Summer Option (SSO) sponsor monitoring as indicated, and proposes to provide oversight to these programs to identify and prevent fraud using the following alternative approach:

National School Lunch Program (NSLP):

While FDACS elected to implement Nationwide Waiver of Onsite Monitoring Requirements in the School Meals Programs – Revised – EXTENSION 2, it has instructed its NSLP Sponsoring Organizations, to the maximum extent practicable, to continue monitoring activities of Program operations offsite. FDACS has recommended that Sponsoring Organizations conduct a desk audit using the NSLP/SBP/ASP On-Site Review Form. Sponsoring Organizations may collect all necessary documents from each site to conduct a desk audit. Sponsoring Organizations must keep all documents on file with the On-Site Review Form for each site.

NSLP Sponsoring Organizations that are currently operating SFSP will not be required to meet the NSLP monitoring expectations.

Summer Food Service Program (SFSP):

While FDACS elected to implement the Nationwide Waiver of Onsite Monitoring Requirements for Sponsoring Organizations in the Summer Food Service Program – EXTENSION 2 related to the first week visit and 4-week review, to ensure Program integrity, FDACS is requiring SFSP sponsoring organizations to complete the preoperational visit for new sites, the first week review, and the 4-week site review, to the maximum extent practicable, via desk reviews or on-site reviews. The sponsoring organizations must complete the review with the site supervisor via phone or email, or in-person, and obtain an electronic or physical signature. Sponsoring Organizations may also use photos or video in addition to site documentation to support the review.

12. Proposed reporting requirements (include type of data and due date(s) to FNS):

Not later than 1 year after the date the waiver is received, FDACS will report the following:

- A summary of the use of this waiver by the State agency, and
- A description of whether this waiver resulted in improved services to children.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Relocation of Dehn Enterprises LLC, dba Power Lodge Florida line-make SLNG

Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales and Service, Inc., intends to allow the relocation of Dehn Enterprises LLC, dba Power Lodge Florida as a dealership for the sale of motorcycles manufactured by Slingshot By Polaris Industries, Inc., (line-make SLNG) from its present location at 6329 Naples Boulevard, Naples, (Collier County), Florida 34109, to a proposed location at 28470 Tamiami Trail, Bonita Springs, (Collier County), Florida 34134, on or after February 22, 2021.

The name and address of the dealer operator(s) and principal investor(s) of Dehn Enterprises LLC are dealer operator(s): Thomas Allen Dehn, 735 158th Avenue Northwest, Andover, Minnesota 56401, principal investor(s): Thomas Allen Dehn, 735 735 158th Avenue Northwest, Andover, Minnesota 56401. The notice indicates intent to relocate the franchise in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by

Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399.

A copy of such petition or complaint must also be sent by US Mail to: Jordan Benning, Polaris Sales And Service, Inc., 2100 Highway 55, Medina, Minnesota 55340-9770

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of D and D Cycles Inc., line-make ZHNG

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Scootstar, Inc., intends to allow the establishment of D and D Cycles Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co.ltd (line-make ZHNG) at 2400 Fernwood Ave, Pensacola, (Escambia County), Florida, 32505, on or after February 22, 2021.

The name and address of the dealer operator(s) and principal investor(s) of D and D Cycles Inc are dealer operator(s): Robert McLendon, 2400 Fernwood Avenue, Pensacola, Florida 32505; principal investor(s): Robert McLendon, 2400 Fernwood Avenue, Pensacola, Florida 32505.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Jaime Williams, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS-65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399.

A copy of such petition or complaint must also be sent by US Mail to: Gene Chang, Scootstar, Inc., 3778 Milliken Avenue Unit A, Eastvale, California 91752.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF FINANCIAL SERVICES

Division of Treasury

Quarterly List of Qualified Public Depositories

DEPARTMENT OF FINANCIAL SERVICES

DIVISION OF TREASURY

BUREAU OF COLLATERAL MANAGEMENT

PUBLIC DEPOSITS SECTION

FOR PUBLIC DEPOSITORS TO RECEIVE THE PROTECTION FROM LOSS PROVIDED IN CHAPTER 280, FLORIDA STATUTES, THEY SHALL COMPLY WITH THE FOLLOWING ON EACH PUBLIC DEPOSIT ACCOUNT IN ADDITION TO ANY OTHER REQUIREMENTS SPECIFIED IN CHAPTER 280: (1) EXECUTE THE PUBLIC DEPOSIT IDENTIFICATION AND ACKNOWLEDGMENT FORM DFS-J1-1295 WITH THE QUALIFIED PUBLIC DEPOSITORY (QPD), MAINTAIN IT AS A VALUABLE RECORD, AND CONFIRM THE ACCOUNT ANNUALLY; (2) EXECUTE A REPLACEMENT FORM DFS-J1-1295 WHEN THERE IS A MERGER, ACQUISITION, NAME CHANGE, OR OTHER EVENT WHICH CHANGES THE ACCOUNT NAME, ACCOUNT NUMBER, OR NAME OF THE QPD.

THE FOLLOWING QPDS ARE AUTHORIZED TO HOLD PUBLIC DEPOSITS. THE CITIES AND STATES LISTED ARE THE HOME OFFICE LOCATIONS. **QPDS MARKED WITH AN ASTERISK HAVE LIMITED THE AMOUNT OF PUBLIC DEPOSITS THEY WILL ADMINISTER. QPDS HAVING A DATE BESIDE THEIR NAME ARE IN THE PROCESS OF WITHDRAWING FROM THE PROGRAM AND SHALL NOT RECEIVE OR RETAIN PUBLIC DEPOSITS AFTER THE DATE SHOWN. THEY MAY, HOWEVER, HAVE CERTAIN OBLIGATIONS TO THE PROGRAM AFTER THAT DATE WITH WHICH THEY MUST COMPLY BEFORE CONCLUDING THE WITHDRAWAL PROCESS.**

ALABAMA

ANDALUSIA

CCB COMMUNITY BANK

ATMORE

UNITED BANK

BIRMINGHAM

BBVA USA
REGIONS BANK

HOMEWOOD

SERVISFIRST BANK

HUNTSVILLE

PROGRESS BANK AND TRUST

ARKANSAS

CONWAY

CENTENNIAL BANK

DELAWARE

WILMINGTON

PNC BANK, N.A.
TD BANK, N.A.

FLORIDA

ARCADIA

CREWS BANK & TRUST

BELLE GLADE

BANK OF BELLE GLADE

BOCA RATON

LEGACY BANK OF FLORIDA
PARADISE BANK

CHIEFLAND

DRUMMOND COMMUNITY BANK

CLEARWATER

FLAGSHIP BANK

CLEWISTON

FIRST BANK

CORAL GABLES

AMERANT BANK, N.A.
BAC FLORIDA BANK
BANESCO USA
PROFESSIONAL BANK

DADE CITY

FIRST NATIONAL BANK OF PASCO

DELAND

MAINSTREET COMMUNITY BANK OF FLORIDA
SURETY BANK

DORAL

U.S. CENTURY BANK

ENGLEWOOD

ENGLEWOOD BANK & TRUST

FORT MYERS

EDISON NATIONAL BANK
FINEMARK NATIONAL BANK & TRUST

FORT WALTON BEACH

BEACH BANK
FNBT BANK

FROSTPROOF

CITIZENS BANK AND TRUST

GRACEVILLE

PEOPLES BANK OF GRACEVILLE

INVERNESS

BRANNEN BANK

JACKSONVILLE

FLORIDA CAPITAL BANK, N.A.
TIAA, FSB DBA EVERBANK

JUNO BEACH

ANCHOR BANK

KEY WEST

FIRST STATE BANK OF THE FLORIDA KEYS

LAKE CITY

FIRST FEDERAL BANK

LAKELAND

BANK OF CENTRAL FLORIDA

MADISON

MADISON COUNTY COMMUNITY BANK

MAITLAND

AXIOM BANK, N.A.
FIRST COLONY BANK OF FLORIDA

MAYO

LAFAYETTE STATE BANK

MERRITT ISLAND

COMMUNITY BANK OF THE SOUTH

MIAMI

CITY NATIONAL BANK OF FLORIDA
GROVE BANK & TRUST
INTERNATIONAL FINANCE BANK
OCEAN BANK
PACIFIC NATIONAL BANK
SUNSTATE BANK
TERRABANK, N.A.

MIAMI LAKES

BANKUNITED, N.A.

MOUNT DORA

FIRST NATIONAL BANK OF MOUNT DORA, THE

NAPLES

FIRST FLORIDA INTEGRITY BANK

NICEVILLE

PNB COMMUNITY BANK

OAKLAND PARK

AMERICAN NATIONAL BANK

ORANGE CITY

COGENT BANK

ORLANDO

ONE FLORIDA BANK

OVIEDO

CITIZENS BANK OF FLORIDA

PALM COAST

INTRACOASTAL BANK

PANAMA CITY

FIRST NATIONAL BANK NORTHWEST FLORIDA

PENSACOLA

BANK OF THE SOUTH

PORT CHARLOTTE

CHARLOTTE STATE BANK & TRUST

ST. PETERSBURG

FIRST HOME BANK
RAYMOND JAMES BANK, N.A.

SEBRING

HEARTLAND NATIONAL BANK

SOUTH MIAMI

FIRST NATIONAL BANK OF SOUTH MIAMI

STARKE

COMMUNITY STATE BANK

STUART

SEACOAST NATIONAL BANK

TALLAHASSEE

CAPITAL CITY BANK
PRIME MERIDIAN BANK

TAMPA

BANK OF TAMPA, THE
CENTRAL BANK
FIRST CITRUS BANK
PILOT BANK

THE VILLAGES

CITIZENS FIRST BANK

UMATILLA

UNITED SOUTHERN BANK

VERO BEACH

MARINE BANK & TRUST COMPANY

WAUCHULA

FIRST NATIONAL BANK OF WAUCHULA
WAUCHULA STATE BANK

WEST PALM BEACH

FLAGLER BANK

WINTER HAVEN

SOUTH STATE BANK, N.A.

WINTER PARK

WINTER PARK NATIONAL BANK

GEORGIA

ALMA

PINELAND BANK

ATLANTA

CADENCE BANK, N.A.

BLACKSHEAR

PRIMESOUTH BANK

BLAIRSVILLE

UNITED COMMUNITY BANK

COLQUITT

PEOPLESSOUTH BANK

COLUMBUS

SYNOVUS BANK

DARIEN

SOUTHEASTERN BANK

JONESBORO

HERITAGE SOUTHEAST BANK

MOULTRIE

AMERIS BANK

WAYCROSS

FIRST SOUTHERN BANK

ILLINOIS

CHAMPAIGN

BUSEY BANK

CHICAGO

BMO HARRIS BANK, N.A.

NORTHERN TRUST COMPANY, THE

INDIANA

EVANSVILLE

UNITED FIDELITY BANK, FSB

IOWA

IOWA CITY

MIDWESTONE BANK

KENTUCKY

LOUISVILLE

REPUBLIC BANK & TRUST COMPANY

LOUISIANA

PLAQUEMINE

ANTHEM BANK & TRUST

MASSACHUSETTS

BOSTON

ONEUNITED BANK

MISSISSIPPI

FOREST

COMMUNITY BANK OF MISSISSIPPI

GULFPORT

HANCOCK WHITNEY BANK

HATTIESBURG

THE FIRST, A NATIONAL BANKING ASSOCIATION

JACKSON

TRUSTMARK NATIONAL BANK

TUPELO

BANCORPSOUTH BANK

RENASANT BANK

NEW JERSEY

PASSAIC

VALLEY NATIONAL BANK

NEW YORK

GLENVILLE

TRUSTCO BANK

NEW YORK CITY

BANK LEUMI USA

POPULAR BANK

NORTH CAROLINA

CHARLOTTE

BANK OF AMERICA, N.A.
TRUIST BANK

OHIO

CINCINNATI

FIFTH THIRD BANK, N.A.
U.S. BANK N.A.

COLUMBUS

JPMORGAN CHASE BANK, N.A.

SOUTH DAKOTA

SIOUX FALLS

CITIBANK, N.A.
WELLS FARGO BANK, N.A.

TENNESSEE

OLTEWAH

MILLENNIUM BANK

MEMPHIS

FIRST HORIZON BANK

PIGEON FORGE

SMARTBANK

TEXAS

COLLEGE STATION

AMERICAN MOMENTUM BANK

PUERTO RICO

SAN JUAN

FIRSTBANK PUERTO RICO

BEACH COMMUNITY BANK

FORT WALTON BEACH, FLORIDA

BEACH COMMUNITY BANK LOCATED IN FORT WALTON BEACH CHANGED ITS NAME TO BEACH BANK EFFECTIVE OCTOBER 26, 2020.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

DEO Final Order No. DEO-21-004

In re: A LAND DEVELOPMENT REGULATION

ADOPTED BY MONROE COUNTY, FLORIDA,
ORDINANCE NO. 035-2020

FINAL ORDER

APPROVING MONROE COUNTY ORDINANCE NO. 035-2020

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to subsection 380.05(6) and 380.0552(9), Florida Statutes, approving land development regulations adopted by Monroe County, Florida, Ordinance No. 035-2020 (the “Ordinance”).

FINDINGS OF FACT

1. The Florida Keys Area is designated by Section 380.0552, Florida Statutes, as an area of critical state concern. Monroe County is a local government within the Florida Keys Area.

2. The Ordinance was adopted by Monroe County on October 21, 2020, and rendered to the Department on November 23, 2020.

3. The Ordinance provides for an amendment to Section 130-75 of the Monroe County Land Development Code, to eliminate certain conditional use requirements for public airports in the Airport District.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. See §§ 380.05(6) and 380.0552(9), Fla Stat.

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

6. The Ordinance is consistent with the Monroe County Comprehensive Plan generally, as required by Section 163.3177(1), Florida Statutes, and specifically, with policies 501.2.2, 501.5.2, and 501.5.3.

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

THE FOLLOWING IS A LIST OF INSTITUTIONS THAT
HAD A CHANGE SINCE THE LAST PUBLICATION OF
THIS REPORT.

for that area. §§ 380.05(6) and 380.0552(9), Fla Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in Section 380.0552(7), Florida Statutes.

8. The Ordinance is consistent with the Principles for Guiding Development as a whole, and specifically complies with the following:

(a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.

(n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that Monroe County Ordinance No. 035-2020 is consistent with the Monroe County Comprehensive Plan and Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby **APPROVED**.

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 in Tallahassee, Florida.

/s/James Stansbury, James D. Stansbury, 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 21st day of January, 2021.

/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 Michelle Coldiron, Mayor, Monroe County, 25 Ships Way, Big Pine Key, Florida 33043
Kevin Madok, Clerk, Monroe County, Board of County Commissioners, PO Box 1980, Key West, Florida 33041

**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.