

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

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

**RULE NOS.:      RULE TITLES:**

- 12A-1.006      Charges by Dealers Who Adjust, Apply, Alter, Install, Maintain, Remodel, or Repair Tangible Personal Property
- 12A-1.007      Aircraft, Boats, Mobile Homes, and Motor Vehicles
- 12A-1.032      Computers and Related Systems
- 12A-1.044      Vending Machines
- 12A-1.111      Department of Revenue Electronic Database

**PURPOSE AND EFFECT:** The purpose of the proposed amendment to Rule 12A-1.006, F.A.C. (Charges by Dealers Who Adjust, Apply, Alter, Install, Maintain, Remodel, or Repair Tangible Personal Property) is to: (1) remove provisions regarding charges for the repair and maintenance of certain aircraft that are provided in paragraph 12A-1.007(10)(j), F.A.C., as revised; (2) consolidate provisions for the taxability of materials used in the repair of all items of tangible personal property into a single provision, removing redundant provisions; and (3) remove the requirement to provide a certificate stating that a treaty exempts the repair of aircraft owned by foreign governments which repair is specifically exempt under s. 212.06(5)(a)1., F.S., and provided in paragraph 12A-1.007(10)(d), F.A.C.

The purpose of the proposed amendments to subsection 12A-1.007(10), F.A.C. (Aircraft), is to: (1) incorporate, by reference, 14 C.F.R. s. 21.113, regarding aircraft modification services performed under authority of a supplemental type certificate issued by the Federal Aviation Administration; (2) remove the requirement for documents supporting the exemption for aircraft modifications performed under a supplemental type certificate to be provided to the Department; (3) remove provisions for the taxability of materials used in the repair of aircraft, an item of tangible personal property, redundant of the provisions of subsection 12A-1.006(1), F.A.C.; and (4) incorporate the exemptions provided in s. 212.08(7)(ee) and (rr), F.S., for replacement engines, parts, equipment, and labor charges for the repair and maintenance of aircraft of more than 2,000 pounds maximum certified takeoff weight, removing obsolete provisions.

The purpose of the proposed substantial rewording of Rule 12A-1.032, F.A.C., is to: (1) change the rule title to “Computer Software”; (2) continue to provide when modified or altered software developed as requested and specified by the customer is not subject to tax; and (3) remove unnecessary definitions and provisions for the taxability of the sale, rental, or time-share of

tangible personal property related to computers and components, and to non-taxable charges for professional services using computers and related items to perform such service.

The purpose of the proposed revisions to Rule 12A-1.044, F.A.C., is to remove paragraph (5)(a), which provides that sales tax is due on the amount received by a property owner from a vending machine owner for the operation of a vending machine on the property. This rule paragraph was held invalid by the First District Court of Appeal (Case No. 1D19-0437) which affirmed the Final Order issued by the Division of Administrative Hearings in *GBR Enterprises, Inc. v. Department of Revenue* (DOAH Case No. 18-4475RX).

The purpose of creating Rule 12A-1.111, F.A.C., Department of Revenue Electronic Database, is to adopt Emergency Rule 12AER20-13, F.A.C., as a permanent rule and incorporate, by reference, Form DR-700023, Notification of No Change to the Address/Jurisdiction Database for Sales and Use Tax. This rule implements the provisions of s. 212.181, F.S., expanding the current Address/Jurisdiction Database established by s. 202.22(2), F.S., to allow authorized county personnel to submit changes to the county assignment of business addresses. These submitted situs changes are for purposes of sales tax, discretionary sales surtax, and any tourist development tax required to be remitted to the Department of Revenue.

**SUBJECT AREA TO BE ADDRESSED:** The specific exemptions provided for the repair and maintenance of certain aircraft and the repeal of unnecessary provisions related to computers and related components. The removal of provisions ruled invalid by the Division of Administrative Hearings. The expansion of Florida’s Address/Jurisdiction Database to determine local tax situs for sales tax purposes.

**RULEMAKING AUTHORITY:** 212.0515, 212.18(2), 212.181(4), 213.06(1), FS.

**LAW IMPLEMENTED:** 202.22(2), 212.03, 212.031, 212.05(1), 212.0515, 212.054(1), (2), (3)(1), 212.055, 212.06(1), (2), (4), (5), (7), (8), (10), (12), 212.0601, 212.07(1), (2), 7), 212.08(1), (5), (7), (8), (10), (11), 212.11(1), 212.12(2), (3), (4), (9), (12), 212.18(2), (3), 212.181, 213.35, 215.26(2), 681.104, FS.

**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** May 19, 2021, 11:00 a.m.

**PLACE:** 2450 Shumard Oak Boulevard, Building 1, Room 2503, Tallahassee, Florida 32399.

**SPECIAL COVID-19 CONSIDERATIONS:** The Governor of the State of Florida has declared a state of emergency due to the COVID-19 pandemic. To minimize exposure to COVID-19 and help protect visitors and employees, Department offices are

temporarily closed to the public. If Department offices remain closed to the public at the time of this hearing due to the COVID-19 pandemic, the hearing will take place using electronic media. Anyone wishing to participate in this public hearing must register at <https://attendee.gotowebinar.com/register/2223529585380739340>. Additional updates, including any potential developments regarding the closure status of Department offices, may be found on the Department's website at: [floridarevenue.com/rules](http://floridarevenue.com/rules).

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: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Danielle Boudreaux, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7082, email [RuleComments@floridarevenue.com](mailto:RuleComments@floridarevenue.com).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department's website at [floridarevenue.com/rules](http://floridarevenue.com/rules).

## DEPARTMENT OF REVENUE

### Sales and Use Tax

RULE NOS.:      RULE TITLES:  
12A-19.071      Department of Revenue Electronic Database  
12A-19.100      Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed revisions to Rule 12A-19.071, F.A.C., Department of Revenue Electronic Database, is to adopt Emergency Rule 12AER20-14, F.A.C., as a permanent rule. The proposed revisions reflect changes to existing forms resulting from the creation of Rule 12A-1.111, F.A.C., remove obsolete language (e.g., downloading the database to magnetic computer tapes), and update processes related to the submission of changes to Florida's Address/Jurisdiction Database.

The purpose of the proposed revisions to Rule, 12A-19.100, Public Use Forms, is to incorporate, by reference, revised forms. The following forms have been revised to accommodate the creation of Rule 12A-1.111, F.A.C.: Form DR-700022, Notification of Changes to the Address/Jurisdiction Database;

Form DR-700025, Objection to Address Assignment in the Address/Jurisdiction Database; Form DR-700027, Local Government Authorization for Omission of Address or Incorrect Address Identification. Form DR-700016, Florida Communications Services Tax Return, which has been updated to reflect the Florida Supreme Court decision which struck down the 1% transportation discretionary sales surtax that was adopted in an initiative election by Hillsborough County voters in November 2018. [Robert Emerson, et al. v Hillsborough County, Florida, etc., et al., No. SC2019-1250 (Fla.)]

SUBJECT AREA TO BE ADDRESSED: The adoption of updated rule language and forms relating to Florida's Address/Jurisdiction Database, as well as an updated Communications Services Tax Return.

RULEMAKING AUTHORITY: 175.1015(5), 185.085(5), 202.151, 202.16(2), 202.22(6)(a), 202.26(3), 202.27(1), (7), FS. LAW IMPLEMENTED: 175.1015, 185.085, 202.12(1), (3), 202.151, 202.16(2), (4), 202.17(6), 202.19(1), (7), 202.22(2), (6), 202.23, 202.27, 202.28(1), (2), 202.29, 202.30(3), 202.33, 202.34(3), (4)(c), 202.35(1), (2), FS.

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DATE AND TIME: May 19, 2021, 11:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building 1, Room 2503, Tallahassee, Florida 32399.

SPECIAL COVID-19 CONSIDERATIONS: The Governor of the State of Florida has declared a state of emergency due to the COVID-19 pandemic. To minimize exposure to COVID-19 and help protect visitors and employees, Department offices are temporarily closed to the public. If Department offices remain closed to the public at the time of this hearing due to the COVID-19 pandemic, the hearing will take place using electronic media. Anyone wishing to participate in this public hearing must register at <https://attendee.gotowebinar.com/register/2223529585380739340>. Additional updates, including any potential developments regarding the closure status of Department offices, may be found on the Department's website at: [floridarevenue.com/rules](http://floridarevenue.com/rules).

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: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Danielle Boudreaux, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7082, email RuleComments@floridarevenue.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at floridarevenue.com/rules.

**DEPARTMENT OF REVENUE**

**Miscellaneous Tax**

RULE NO.: 12B-8.0016 RULE TITLE: Department of Revenue Electronic Database  
 PURPOSE AND EFFECT: The purpose of the proposed revisions to Rule 12B-8.0016, F.A.C., Department of Revenue Electronic Database, is to adopt Emergency Rule 12BER20-16, F.A.C., as a permanent rule. The proposed revisions reflect changes to existing forms resulting from the creation of Rule 12A-1.111, F.A.C., remove obsolete language (e.g., downloading the database to magnetic computer tapes), and update processes related to the submission of changes to Florida’s Address/Jurisdiction Database.

SUBJECT AREA TO BE ADDRESSED: The adoption of updated rule language relating to Florida’s Address/Jurisdiction Database.

RULEMAKING AUTHORITY: 175.1015(5), 185.085(5), FS.

LAW IMPLEMENTED: 175.1015, 185.085, FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: May 19, 2021, 11:00 a.m.

PLACE: 2450 Shumard Oak Boulevard, Building 1, Room 2503, Tallahassee, Florida 32399.

SPECIAL COVID-19 CONSIDERATIONS: The Governor of the State of Florida has declared a state of emergency due to the COVID-19 pandemic. To minimize exposure to COVID-19 and help protect visitors and employees, Department offices are temporarily closed to the public. If Department offices remain closed to the public at the time of this hearing due to the COVID-19 pandemic, the hearing will take place using electronic media. Anyone wishing to participate in this public hearing must register at <https://attendee.gotowebinar.com/register/2223529585380739340>. Additional updates, including any potential developments regarding the closure status of Department offices, may be found on the Department’s website at: floridarevenue.com/rules.

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: Tonya Fulford at (850)717-6799. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Danielle Boudreaux, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7082, email RuleComments@floridarevenue.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at floridarevenue.com/rules.

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE NO.: 64B3-10.005 RULE TITLE: Scope of Practice Relative to Specialty of Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the specialties of licensed clinical laboratory personnel who may perform all molecular pathology procedures that are classified within the scope of the license specialty.

SUBJECT AREA TO BE ADDRESSED: Scope of Practice Relative to Specialty of Licensure.

RULEMAKING AUTHORITY: 483.805(4) FS.

LAW IMPLEMENTED: 483.813, 483.823, 483.825 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: Christina McGinnis, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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 AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE NOS.: RULE TITLES:

- 5B-65.001 Purpose
- 5B-65.002 Definitions
- 5B-65.003 Wood Boring Pests and Wood Inhabiting Pests that are Harmful to Florida Agriculture, Landscape Plants and Native Plants
- 5B-65.004 Plant Disease Pathogens Infecting Firewood and Unprocessed Wood Products
- 5B-65.005 Movement of Regulated Articles

PURPOSE AND EFFECT: The purpose of this proposed rulemaking is to update departmental forms and amend the pest and disease pathogen lists to include pests and diseases recognized by the federal government.

SUMMARY: Revisions to incorporated material; revisions of pest list to include *Fiorinia externa* (elongate hemlock scale) and *Pityophthorus juglandis* (walnut twig beetle) to Rule 5B-65.003; F.A.C. and to include *Geosmithia morbida* (a fungus) and Thousand Cankers Disease to 5B-65.004 F.A.C. Rule text for 5B-65.001, F.A.C. is being repealed and moved to 5B-65.002 F.A.C..

**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.

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: 570.07(23), 581.031(1), (4), (5), (7) FS.

LAW IMPLEMENTED: 570.07(2), (13), 581.031 (1), (4), (5), (6), (7), (9), (20) 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: Dr. Greg Hodges, P.O. Box 147100, Gainesville, FL 32614, (352)395-4627, Greg.Hodges@FDACS.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-65.001 Purpose.

Rulemaking Authority 570.07(23), 581.031(1), (4), (5), (7) FS. Law Implemented 570.07(2), (13), 581.031(1), (4), (5), (6), (7), (9), (20) FS. History—New 8-10-10, Repealed.

5B-65.002 Definitions and Purpose.

(1) For the purpose of this rule chapter, the definitions in Section 581.011, F.S., and the following definitions shall apply:

(a)(4) Commercial ~~s~~Shipments. Shipments of ~~R~~regulated articles intended for public or private sale or distribution within the state.

(b)(2) Compliance ~~a~~Agreement. An agreement, meeting the requirements of ~~Rule subsection~~ 5B-65.005(1), F.A.C., between a Shipper and the state of origin pursuant to the Master Permit for Firewood and Unprocessed Wood Products of the state of origin.

(3) through (5) reorganized (c) through (e) No change.

(f)(6) Master Permit for Firewood and Unprocessed Wood Products. A permit issued by the ~~D~~department to the state of origin allowing the movement of ~~R~~regulated ~~A~~articles into and within the state and specifying the conditions under which the regulated articles are allowed to be moved.

(g)(7) Plant ~~d~~Disease ~~p~~Pathogen. Any organism that can infect plants and cause plant disease.

(h)(8) No change.

(i)(9) Regulated ~~a~~Articles. Firewood or ~~U~~nprocessed ~~W~~wood ~~P~~roducts including palm products and cut Christmas trees.

(j)(10) Shippers. Individuals or companies responsible for sending or transporting ~~R~~regulated articles into or within the state.

(11) through (13) reorganized (k) through (m) No change.

(2) The purpose of this rule chapter is to establish procedures to prevent the introduction of Wood boring pests, Wood inhabiting pests, plant pests, and Plant disease pathogens into the state, and prevent the spread of these pests and disease pathogens within the state by regulating the movement of Firewood and Unprocessed Wood Products that can harbor Wood boring pests, Wood inhabiting pests, plant pests, and Plant disease pathogens.

Rulemaking Authority 570.07(23), 581.031(1), (4), (5), (7) FS. Law Implemented 570.07(2), (13), 581.031(1), (4), (5), (6), (7), (20) FS. History—New 8-10-10, Amended.

5B-65.003 ~~Wood Boring Pests, and Wood Inhabiting Pests, and Plant Pests that are Harmful to Florida Agriculture, Landscape Plants, and Native Plants.~~

The following ~~W~~wood boring pests, and ~~W~~wood inhabiting pests, and plant pests are harmful to Florida agriculture, landscape, and native plants. They are known to infest

Firewood and other Unprocessed wood products and can be transported through the movement of these products to areas where they can infest and damage live host trees and other plants. The following pests and are therefore considered to be a nuisance:

- (1) *Agrilus planipennis*, emerald ash borer;
- (2) *Anoplophora glabripennis*, Asian longhorned beetle;
- (3) *Bursaphelenchus cocophilus*, red ring nematode;
- (4) *Dinapate wrighti*, giant palm borer;
- (5) *Eriococcus lagerstroemiae*, crape myrtle bark scale;
- (6) *Fiorinia externa*, elongate hemlock scale;
- (7)(5) *Hylurgus ligniperda*, red-haired pine bark beetle;
- (8)(6) *Hylurgops palliates*, exotic bark beetle;
- (9)(7) *Metamasius hemipterus*, silky cane weevil;
- (10)(8) *Orthotomicus erosus*, Mediterranean pine engraver beetle;
- (11) *Pityophthorus juglandis*, walnut twig beetle;
- (12)(9) *Rhynchophorus cruentatus*, palmetto weevil;
- (13)(10) *Rhynchophorus ferrugineus*, red palm weevil;
- (14)(11) *Rhynchophorus palmarum*, American palm weevil;
- (15)(12) *Scaphoideus luteolus*, whitebanded elm leafhopper;
- (16)(13) *Scolytus schevyrewi*, banded elm bark beetle;
- (17)(14) *Sirex noctilio*, Sirex woodwasp;
- (18)(15) *Tomicus piniperda*, pine shoot beetle;
- (19)(16) *Xyleborus glabratus*, redbay ambrosia beetle;
- (20)(17) *Xyleborus similis*, ambrosia beetle.

Rulemaking Authority 570.07(23), 581.031(1), (4), (5), (7) FS. Law Implemented 570.07(2), (13), 581.031 (1), (4), (5), (6), (7), (20) FS. History—New 8-10-10, Amended \_\_\_\_\_.

**5B-65.004 Plant Disease Pathogens Infecting Firewood and Unprocessed Wood Products.**

Plant disease pathogens are harmful to Florida agriculture, landscape, and native plants. They Pathogens that cause the following plant diseases are known to infect Firewood and Unprocessed Wood Products and can be transported through the movement of these products to areas where they can infect and damage live host trees and other plants. The following Plant disease pathogens and are therefore considered to be a nuisance:

- (1) *Canidatus Phytoplasma ulmi*, elm yellows ~~*Nectria coccinea* var *fagiata* and *N. galligena*, beech bark disease;~~
- (2) *Ceratocystis fagacearum*, oak wilt disease ~~*Discula destructiva*, dogwood anthracnose;~~
- (3) *Discula destructiva*, dogwood anthracnose ~~*Ophlostoma ulmi* and *O. novo-ulmi*, Dutch elm disease;~~
- (4) *Geosmithia morbida*, fungus, Thousand Cankers Disease;

(5)(4) *Nectria coccinea* var *fagiata* and *N. galligena*, beech bark disease ~~*Canidatus Phytoplasma ulmi*, elm yellows;~~

(6)(5) *Ophlostoma ulmi* and *O. novo-ulmi*, Dutch elm disease ~~*Raffaelea lauricola*, laurel wilt disease;~~

(7)(6) *Phytophthora ramorum*, sudden oak death ~~*Ceratocystis fagacearum*, oak wilt disease;~~

(8) *Phytoplasma* of palms;

(9)(7) *Raffaelea lauricola*, laurel wilt disease. ~~*Phytophthora ramorum*, sudden oak death.~~

Rulemaking Authority 570.07(23), 581.031(1), (4), (5), (7) FS. Law Implemented 570.07(2), (13), 581.031 (1), (4), (5), (6), (7), (20) FS. History—New 8-10-10, Amended \_\_\_\_\_.

**5B-65.005 Movement of Regulated Articles.**

(1) In order to prevent the introduction and spread of nuisance pests and diseases listed in Rules 5B-65.003 and 5B-65.004, F.A.C., the movement of Commercial shipments of Regulated articles into the state is prohibited except under a Master Permit (Master Permit For Firewood and Unprocessed Wood Products, FDACS-08444, Rev. 10/20) issued by the Department. Such permit which will stipulates the conditions under which the Regulated articles can be moved into the state. The Master Permit for Firewood and Unprocessed Wood Products, FDACS-08444, Rev. 10/20 01/12, is incorporated herein by reference and available at may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, by writing to P. O. Box 147100, Gainesville, FL 32614 7100 or from the following website: <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>.

<http://www.flrules.org/Gateway/reference.asp?No=Ref-02368>. The Master Permit For Firewood and Unprocessed Wood Products, FDACS-08444, Rev. 10/20, will require all Shippers of Regulated articles to be under compliance with the state of origin's plant regulatory organization. A Compliance Agreement Firewood and Unprocessed Wood Products Movement Within the State of Florida, FDACS 08459, Rev. 10/20, incorporated in Rule 5B-65.005(4), issued under a Master Permit For Firewood and Unprocessed Wood Products, FDACS-08444, Rev. 10/20, shall indicate the requirements for inspections and/or treatments. Only heat, fumigation, or chemical treatments in accordance with the United States Department of Agriculture, Animal and Plant Health Inspection Service, Plant Protection and Quarantine Treatment Manual, (Rev. 07/20 05/2012), Treatment Schedules T312 – Oak Logs and Lumber and T314 – Logs and Firewood, shall be required in the Compliance agreement. The Treatment Schedules are herein incorporated by reference and available at may be obtained from the following website: <http://www.flrules.org/Gateway/reference.asp?No=Ref->

XXXXX.

[http://www.flrules.org/Gateway/reference.asp?No=Ref-02370.](http://www.flrules.org/Gateway/reference.asp?No=Ref-02370)

(2) Any shipment of Regulated articles ~~firewood or unprocessed wood products~~ found infested or infested with a Wood boring pest, or Wood inhabiting pest, plant pest or Plant disease pathogen listed in Rules 5B-65.003 or 5B-65.004, F.A.C., shall be quarantined and returned to the Shipper or Producer or destroyed by the Department at the expense of the Shipper. Infested or infested Regulated articles will be placed under Hold Order and Quarantine Stop Sale Notice and Hold Order, FDACS-08016, Rev. 02/15, which is: FDACS 08016, Rev. 2/10 is hereby incorporated herein by reference and available at may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, by writing to P. O. Box 147100, Gainesville, FL 32614 7100 or from the following website:

[http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX.](http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX)

XXXXX.

[http://www.flrules.org/Gateway/reference.asp?No=Ref-02366.](http://www.flrules.org/Gateway/reference.asp?No=Ref-02366)

Commercial shipments entering the state through the Department's agricultural interdiction stations without certification of compliance with the Master Permit For Firewood and Unprocessed Wood Products, FDACS-08444, Rev. 10/20, of the state of origin shall be held until proper certification is received and issued an Interdiction Station Report of Plant and Plant Material in Transit Interdiction Stations, FDACS Form 08003, Rev. 05/20, 5/10, which FDACS Form 08003, Rev. 5/10 is incorporated herein by reference and available at may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, by writing to P. O. Box 147100, Gainesville, FL 32614 7100 or from the following website:

[http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX.](http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX)

XXXXX.

[http://www.flrules.org/Gateway/reference.asp?No=Ref-02365.](http://www.flrules.org/Gateway/reference.asp?No=Ref-02365)

Non-commercial shipments of Regulated articles entering the state through the Department's agricultural interdiction stations without certification will be allowed entry only when the Department issues issued and accompanied by an Interdiction Station Report of Non-Commercial (Homeowner) Plants or Firewood Without Certification in Transit from Other States FDACS-08105, Rev. 05/20 11/10, which issued at the station. FDACS form 08105, Rev. 11/10, is incorporated herein by reference and available at may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, by writing to P. O. Box 147100, Gainesville, FL 32614 7100 or from the following website:

[http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX.](http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX)

[http://www.flrules.org/Gateway/reference.asp?No=Ref-02367.](http://www.flrules.org/Gateway/reference.asp?No=Ref-02367)

Commercial shippers found in violation of the rule will be suspended from shipping under the Master Permit For

Firewood and Unprocessed Wood Products, FDACS-08444, Rev. 10/20, issued with the state of origin. The suspension shall remain in effect until the Department of Agriculture of the state of origin has notified the Division of Plant Industry in writing that the Shipper is in compliance with all requirements for treatment of Regulated articles ~~firewood or unprocessed wood products~~.

(3) The destruction or return of shipments in violation of this rule chapter shall be at the expense of the Shipper.

(4) Prior to the intrastate movement of Commercial shipments of Regulated articles ~~firewood or unprocessed wood products~~, the owner of the articles must submit a FDACS 08016, Rev. 01/13, Compliance Agreement for Firewood and Unprocessed Wood Products Movement Within the State of Florida, FDACS-08459, Rev. 10/20, to the Division of Plant Industry unless exempted in Rule 5B-65.005 subsection (7). The ~~form~~ Compliance Agreement for Firewood and Unprocessed Wood Products Movement Within the State of Florida, FDACS 08459, Rev. 10/20 01/13, is incorporated herein by reference and available at may be obtained from the Division of Plant Industry, Bureau of Plant and Apiary Inspection, by writing to P. O. Box 147100, Gainesville, FL 32614 7100 or from the following website:

[http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX.](http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX)

[http://www.flrules.org/Gateway/reference.asp?No=Ref-02369.](http://www.flrules.org/Gateway/reference.asp?No=Ref-02369)

(5) The importation or movement of non-certified, Commercial or non-commercial shipments of Regulated articles ~~firewood or unprocessed wood products~~ within or into the state is prohibited except as permitted in Rule 5B-65.005 subsection (7).

(6) No change.

(7) Exemptions:

(a) Regulated articles Locally produced or harvested ~~firewood or unprocessed wood products~~ harvested or produced within a 50-mile radius of the distribution point and not moved more than 50-miles from the point of origin. Regulated articles from locations in states contiguous to Florida that are harvested or produced within 50 miles of a Florida distribution point may enter Florida for direct transport to the distribution point without a certificate if the Regulated articles are accompanied by a proper bill of lading, proof of origin, and any applicable federal certificates for shipments originating from a USDA-regulated area. No locally produced Firewood outside Miami-Dade County may enter Miami-Dade County unless treated and certified in accordance with Rule 5B-65.005, F.A.C., by the Department.

(b) Primary and secondary forest products (including saw logs, saw timber, chip-n-saw, sawdust, veneer logs, pulpwood, wood for pallets, pole wood, dead pine distillate wood, pellets and chips) originating from Florida or states contiguous to

Florida and transported for processing at mills and plants (including pulp/paper mills, saw mills, plywood plants, oriented strand board ~~OSB~~ plants, pole plants, mulch plants, and biomass plants).

(c) No change.

(d) Non-commercial shipments of Firewood entering the state for personal consumption will be allowed to enter under the condition that the Firewood will be consumed, burned, or destroyed as soon as possible and not be transported beyond the destination.

Rulemaking Authority 570.07(23), 581.031(1), (4), (5), (7) FS. Law Implemented 570.07(2), (13), 581.031(1), (4), (5), (6), (7), (9), (20) FS. History—New 8-10-10, Amended 4-4-13, \_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Trevor Smith, Division Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Nicole “Nikki” Fried, Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 8, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 16, 2021

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-1.0014  
 RULE TITLE: Comprehensive Management Information System

PURPOSE AND EFFECT: To revise existing requirements of the statewide comprehensive management information system to implement changes required by school districts and to change state reporting and local recordkeeping procedures for state and/or federal programs as described in the updated FDOE Information Database Requirements. The rule also adopts the updated FDOE Information Database Requirements: Volume I – Automated Student Information System, 2020 and Volume II – Automated Staff Information System, 2020. The effect maintains compatibility among state and local information systems’ components. The statewide comprehensive management information system provides the data on which the measurement of school improvement and accountability is based.

SUMMARY: An amendment of the rule is proposed to update the reference to the FDOE Information Database Requirements documents. These documents describe the data elements, procedures and timelines for state reporting, local recordkeeping and statewide records transfer to be implemented by each school district and the department within the statewide comprehensive management information system.

**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: Based on past agency experience with adjusting reporting requirements for school districts in the comprehensive management information system, the adverse impact or regulatory cost, if any, do not exceed, nor would be expected to exceed, any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S. and will not require legislative ratification. Because the proposed rule is anticipated to be implemented with existing staff and technology.

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: 1001.02(1), 1002.22, 1008.385(3), 1008.386(3), 1008.41(2), FS.

LAW IMPLEMENTED: 1002.22, 1002.221, 1002.222, 1002.225, 1008.385(2), 1008.386, 1008.41(2), FS.

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

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

PLACE: Florida State College at Jacksonville, Advanced Technology Center, 401 West State Street, Room T140/141, Jacksonville, Florida 32202.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stephen Bowen, Assistant Deputy Commissioner, Data Systems, Florida Department of Education, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0400.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.0014 Comprehensive Management Information System.

(1) No change.

(2) The data elements, procedures and timelines for state reporting, local recordkeeping and statewide records transfer to be implemented by each school district and the department within its automated information system component as prescribed in the publications entitled “FDOE Information Database Requirements: Volume I – Automated Student

Information System, 2020-21 ~~2018-19~~  
 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-40509>),” “FDOE Information Database Requirements: Volume II – Automated Staff Information System, 2020-21 ~~2018-19~~  
 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-40510>),” and “FDOE Information Database Requirements: Volume III – Automated Finance Information System, 1995.” These publications which include the department procedures for the security and privacy of school district student and staff records collected and maintained at the state level, are hereby incorporated by reference and made a part of this rule. Copies of these publications may be obtained from the Bureau of PK-12 Education Information Services, Florida Department of Education, 325 West Gaines Street, Suite 544, Tallahassee, Florida 32399.

Rulemaking Authority 1001.02(1), 002.22, 1008.385(3), 1008.386(3), 1008.41(2) FS. Law Implemented 1002.22, 1002.221, 1002.222, 1002.225, 1008.385(2), , 1008.386, 1008.41(2) FS. History—New 2-19-87, Amended 12-21-87, 12-13-88, 3-25-90, 3-24-91, 3-17-92, 12-23-92, 2-16-94, 3-21-95, 7-3-96, 5-20-97, 10-13-98, 10-18-99, 10-17-00, 5-19-03, 7-20-04, 4-21-05, 3-1-07, 3-24-08, 11-26-08, 12-15-09, 2-1-11, 1-16-12, 3-26-13, 12-23-14, 9-30-15, 10-30-16, 4-30-18, 6-25-19,\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Stephen Bowen, Assistant Deputy Commissioner, Data Systems.

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 10, 2021

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: RULE TITLE:  
 6A-1.09963 High School Graduation Requirements for Students with Disabilities

PURPOSE AND EFFECT: To reflect the name “Florida Standards Alternate Assessment” as in s.1008.22, F.S., and changes resulting from Perkins V, regarding modified occupational completion points.

SUMMARY: Update terms and titles in graduation requirement for students with disabilities.

**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: Based upon the nature of the changes, this proposed rule is not expected to have any adverse impact on economic growth, business competitiveness or any other factors listed in s. 120.541(2)(a), F.S., and will not require legislative ratification. No increase in regulatory costs are anticipated as a result of the rule changes.

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: 1001.02, 1003.4282, 1008.22, FS.

LAW IMPLEMENTED: 1003.4282, 1008.22, FS.

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

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

PLACE: Florida State College at Jacksonville, Advanced Technology Center, 401 West State Street, Room T140/141, Jacksonville, FL 32202.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Victoria Gaitanis, Bureau of Exceptional Education and Student Services, 325 West Gaines Street, Tallahassee, FL 32399-0400, (850)245-0475.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

6A-1.09963 High School Graduation Requirements for Students with Disabilities.

(1) No change.

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

(a) No change.

(b) Florida Standards Alternate Assessment. In accordance with Section 1008.22(3)(c), F.S., an alternate assessment is a statewide standardized assessment designed for students with significant cognitive disabilities in order to measure performance on the access points.

(c) No change.

(d) Eligible career and technical education (CTE) course. Eligible CTE courses include any exceptional student education (ESE) or general education CTE course that contains content related to the course for which it is substituting. Modifications to the expectations or outcomes of the curriculum, ~~known as modified occupational completion points (MOCPs)~~, are allowable and may be necessary for a student who takes access

courses and participates in the alternate assessment. Modifications may include modified course requirements. Modifications to curriculum outcomes should be considered only after all appropriate accommodations are in place. Modifications MOCPs must be developed for students in conjunction with their IEP and must be documented on the IEP. Course outcomes may be modified through the IEP process for secondary students with disabilities who are enrolled in a post-secondary program if the student is earning secondary (high school) credit for the program.

(3) through (a) No change.

(b) Participation in the Florida Standards Alternate Assessments in reading, mathematics, and science is required until replaced by Florida Standards Alternate Assessments in English Language Arts I, II, and III, Algebra I, Geometry, Algebra II, Biology I, and United States History.

(c) A score of at least four (4) on the Florida Standards Alternate Assessments in reading and math must be attained, until replaced by the grade 10 English Language Arts alternate assessment and the End-of-Course (EOC) assessment for Access Algebra I, unless assessment results are waived in accordance with Section 1008.22(3)(c), F.S. A waiver of the results of the statewide, standardized assessment requirements by the IEP team, pursuant to Section 1008.22(3)(c), F.S., must be approved by the parents and is subject to verification for appropriateness by an independent reviewer selected by the parents as provided for in Section 1003.572, F.S.

(d) For those students whose performance on standardized assessments are waived by the IEP team as approved by the parent, the development of a graduation portfolio of quantifiable evidence of achievement is required. The portfolio must include a listing of courses the student has taken, grades received, student work samples and other materials that demonstrate growth, improvement, and mastery of required course standards. Multi-media portfolios that contain electronic evidence of progress, including videos and audio recordings, are permissible. Community based instruction, modifications MOCPs, work experience, internships, community service, and postsecondary credit, if any, must be documented in the portfolio.

(4) through (6) No change.

Rulemaking Authority 1001.02(1), 1003.4282, 1008.22 FS. Law Implemented 1003.4282, 1008.22 FS. History—New 12-23-14.

NAME OF PERSON ORIGINATING PROPOSED RULE: Victoria Gaitanis, Bureau of Exceptional Education and Student Services.

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 11, 2021

## DEPARTMENT OF EDUCATION

### State Board of Education

RULE NO.: 6A-1.094124  
 RULE TITLE: Required Instruction Planning and Reporting

PURPOSE AND EFFECT: To provide school districts and members of instructional staff with clarification concerning teaching the required subjects listed in s. 1003.42(2)(n), F.S.

SUMMARY: The proposed amendment clarifies what is expected for teaching standards efficiently and faithfully.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S and will not require legislative ratification. This is based upon the nature of the proposed changes, which clarify what is expected for teaching standards efficiently and faithfully.

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: 1001.02(2)(n), 1003.42(2), FS.

LAW IMPLEMENTED: 1003.42, FS.

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

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

PLACE: Florida State College at Jacksonville, Advanced Technology Center, 401 West State Street, Room T140/141, Jacksonville, Florida 32202.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael DiPierro, Director of Standards, Bureau of Standards and Instructional Support, Michael.DiPierro@fldoe.org.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.094124 Required Instruction Planning and Reporting.

(1) No change.

(2) This report shall contain:

(a) The specific courses in which instruction has been delivered for each grade level;

(b) A description of the materials and resources utilized to deliver instruction; and

(c) For subsections ~~(4)-(6)~~ ~~(3)-(5)~~ of this rule, the professional qualifications of the person delivering instruction.

(3) As provided in Section 1003.42(2), F.S., members of instructional staff in public schools must teach the required instruction topics efficiently and faithfully, using materials that meet the highest standards of professionalism and historical accuracy.

(a) Efficient and faithful teaching of the required topics must be consistent with the Next Generation Sunshine State Standards and the Benchmarks for Excellent Student Thinking (B.E.S.T.) Standards.

(b) Instruction on the required topics must be factual and objective, and may not suppress or distort significant historical events, such as the Holocaust, and may not define American history as something other than the creation of a new nation based largely on universal principles stated in the Declaration of Independence.

(c) Efficient and faithful teaching further means that any discussion is appropriate for the age and maturity level of the students, and teachers serve as facilitators for student discussion and do not share their personal views or attempt to indoctrinate or persuade students to a particular point of view that is inconsistent with the Next Generation Sunshine State Standards and the Benchmarks for Excellent Student Thinking (B.E.S.T.) Standards.

~~(4)(3)~~ Mental and Emotional Health Education.

(a) through (b) No change.

~~(5)(4)~~ Substance Use and Abuse Health Education.

(a) through (b) No change.

~~(6)(5)~~ Child Trafficking Prevention Education.

(a) through (e) No change.

~~(7)(6)~~ By December 1 of each year, each school district must submit an implementation plan to the commissioner through the Required Instruction Reporting Portal for subsections ~~(4)-(6)~~ ~~(3)-(5)~~ of this rule, and post the plan on the school district website. The implementation plan must include:

1. through 3. No change.

~~(8)(7)~~ When a school district's plan for instruction as set forth in subsection ~~(7)~~ ~~(6)~~, or a school district's reported instruction as set forth in subsections (1) and (2) of this rule, do

not meet the requirements of this rule or Section 1003.42, F.S., school districts must be provided no less than forty-five (45) days in order to submit revisions to the department.

~~(9)(8)~~ Failure to comply with the requirements of this rule may result in the imposition of sanctions described in Section 1008.32, F.S.

Rulemaking Authority 1001.02(2)(n), 1003.42(2) FS. Law Implemented 1003.42 FS. History—New 10-24-19, Amended 12-22-20.

NAME OF PERSON ORIGINATING PROPOSED RULE: Michael DiPierro, Director of Standards, Bureau of Standards and Instructional Support.

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 27, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 9, 2021

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: RULE TITLE:

6A-4.002 General Provisions

PURPOSE AND EFFECT: To modify the required verification provided by employing Florida public, state-supported or nonpublic schools for the issuance of educator certificates for applicants who are noncitizens. The effect will be updated processing requirements for the issuance of educator certificates to be consistent with federal law, which prohibits the use of I-9s for licensing and other matters except as set forth in 8 U.S.C. § 1324a(b)5 and 8 C.F.R. § 274a.2(b)(4).

SUMMARY: Currently, employers upload a copy of the completed I-9 form the state's licensing system when requesting the issuance of an educator certificate for applicants who are noncitizens. The amendment will modify the procedure to have employers review the I-9 and verify that they have determined the educator's eligibility to work in the United States instead of Bureau of Educator Certification staff. Employers will no longer provide a copy of the completed I-9 form via the state's educator licensing system.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the

statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule amendment is not expected to have any adverse impact on economic growth or business competitiveness, or increase regulatory costs or any other factor set forth in s. 120.541(2), F.S. and will not require legislative ratification. This is based upon the nature of the proposed changes, which modifies the requirements for employers to verify applicants' employment eligibility in the United States prior to the issuance of a Florida educator certificate, rather than part of the licensing process by the department.

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: 1001.02, 1012.55, 1012.56, FS.

LAW IMPLEMENTED: 1001.10(5)(b), 1012.55, 1012.56, FS.

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

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

PLACE: Florida State College at Jacksonville, Advanced Technology Center, 401 West State Street, Room T140/141, Jacksonville, Florida 32202.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Daniel M. Moore, Bureau Chief, Educator Certification, 325 West Gaines Street, Ste. 201, Tallahassee, FL 32399, (850)245-0615.

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.002 General Provisions.

(1) through (5) No change.

(6) Noncitizens. A noncitizen may be issued an Official Statement of Status of Eligibility or a certificate as specified below:

(a) An Official Statement of Status of Eligibility shall be issued when the applicant meets requirements specified in Section 1012.56(1), F.S.

(b) The certificate may be issued when the applicant meets requirements specified in Rule 6A-4.004, F.A.C., and an official of the employing Florida public, state supported, or nonpublic school verifies that the individual has been ~~submits documentation of appropriate immigration status. The documentation shall be a photocopy of the completed United States Immigration and Naturalization Form I-9, Employment Eligibility Verification,~~ accepted for employment in compliance with the United States Immigration Reform and Control Act of 1986.

(c) Exchange teachers.

1. No change.

2. A temporary certificate valid for three (3) years may be issued to an exchange teacher. The certificate shall reflect the designation of exchange teacher and may reflect the Florida certificate subject(s) for which the exchange teacher is qualified based on the specialization requirements specified in Rules 6A-4.008 through 6A-4.035 and 6A-4.054 through 6A-4.062, F.A.C. Only one (1) certificate may be issued under this provision when an applicant meets the following requirements:

a. Submits an application form and fee as specified in Rule 6A-4.0012, F.A.C.

b. Submits verification from an authorized program sponsor documenting approval by the U.S. Department of State for participation in an exchange program. Verification shall be provided by the employing school district, state supported or nonpublic school; and,

c. Submits a request for issuance of the temporary certificate, including verification as specified in (6)(b) of this rule, from the employing Florida school superintendent or chief administrative officer of the state supported or nonpublic school which has a Department of Education approved system for documenting the demonstration of required professional education competence.

3. No change.

Rulemaking Authority 1001.02, 1012.55, 1012.56 FS. Law Implemented 1001.10(5)(b), 1012.55, 1012.56 FS. History—New 4-10-64, Amended 4-8-68, 4-11-70, 10-18-71, 3-19-72, 12-18-72, 6-17-73, 4-19-74, Repromulgated 12-5-74, Amended 6-22-76, 6-27-77, 12-26-77, 4-27-78, 7-1-79, 7-2-79, 6-26-80, 7-28-81, 1-3-82, 5-11-82, 6-22-83, 3-28-84, 1-31-85, 3-13-85, Joint Administrative Objection Filed – See FAR Vol. 12, No. 11, March 14, 1986, Formerly 6A-4.02, Amended 12-25-86, 10-18-88, 10-10-89, 4-15-91, 11-10-92, 5-30-94, 11-13-96, 10-15-01, 12-27-04, 7-27-06, Joint Administrative Procedures Committee objection resolved by Chapter 86-156, Laws of Florida, Florida Administrative Register Vol. 35, No. 27, July 10, 2009, Amended 1-1-14, 12-31-14, 10-26-15, 6-23-161, 12-20-16, 2-19-19,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Daniel M. Moore, Bureau Chief, Educator Certification.

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 19, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 3, 2021

**DEPARTMENT OF EDUCATION**

**Postsecondary Reciprocal Distance Education**

**Coordinating Council**

RULE NO.: RULE TITLE:  
 6N-1.005 Annual Fees for In-State Institutions to Participate in Florida's Reciprocity Agreement

PURPOSE AND EFFECT: Reduce fees institutions pay to participate in Florida State Authorization Reciprocity Agreement (FL-SARA)

SUMMARY: This amendment reduces fees required for participation in FL-SARA.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule does not impose any new or additional regulatory costs but will have a positive economic impact, including those factors addressed in Section 120.541(2)(a), Florida Statutes and is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 1000.35(10), FS.

LAW IMPLEMENTED: 1000.35(3), (5)-(7), FS.

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

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

PLACE: Florida State College at Jacksonville, Advanced Technology Center, 401 West State Street, Room T140/141, Jacksonville, FL 32202.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rhesa Rudolph at the Council Office at Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

THE FULL TEXT OF THE PROPOSED RULE IS:

6N-1.005 Annual Fees for In-State Institutions to Participate in Florida's Reciprocity Agreement.

(1) An in-State institution shall pay annually the application and renewal fees set forth in this rule including fees to the Council and fees to NC-SARA. The institution shall submit a FL-SARA Fee Transmittal Form to the Council on Form 1002

(<http://www.flrules.org/Gateway/reference.asp?No=Ref-08709>), effective July 2021 ~~October 2017~~. This form is incorporated by reference and may be obtained without cost from the Council's website at [www.fl-sara.org](http://www.fl-sara.org) or by writing to the Commission for Independent Education at 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

(2) Fees to the Council. Fees are based on the student data reported to the Integrated Postsecondary Education Data System (IPEDS) annually. An Institution that does not report to IPEDS is authorized to utilize its most recent actual full-time equivalent enrollment to determine the appropriate fee.

(a) For institutions with fewer than 2,500 full-time equivalent enrollment, the annual, nonrefundable fee due to the Council is ~~\$1,250~~ \$1,500.

(b) For institutions with between 2,500 and 9,999 full-time equivalent enrollment, the annual, nonrefundable fee due to the Council is ~~\$2,750~~ \$3,000.

(c) For institutions with 10,000 or more full-time equivalent enrollment, the annual, nonrefundable fee due to the Council is ~~\$4,250~~ \$4,500.

(3) No change.  
 Rulemaking Authority 1000.35(10) FS. Law Implemented 1000.35(3), (5)-(7) FS. History—New 10-17-17, Amended 9-18-18.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rhesa Rudolph, Commission for Independent Education.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Postsecondary Reciprocal Distance Education Coordinating Council.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 20, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 25, 2021

**STATE BOARD OF ADMINISTRATION**

RULE NO.: RULE TITLE:  
 19-8.028 Reimbursement Premium Formula

PURPOSE AND EFFECT: This rule is promulgated to implement Section 215.555, Florida Statutes, regarding the Florida Hurricane Catastrophe Fund, for the 2021-2022 contract year.

SUMMARY: In accordance with Section 215.555(5), Florida Statutes, proposed amended Rule 19-8.028, F.A.C., Reimbursement Premium Formula, adopts the 2021-2022

reimbursement premium formula for the Florida Hurricane Catastrophe Fund (“Florida Hurricane Catastrophe Fund 2021 Ratemaking Formula Report Presented to the State Board of Administration of Florida March 16, 2021”).

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Upon review of the proposed changes to this rule and the incorporated forms, the State Board of Administration of Florida has determined that the rule does not meet the requirements for ratification by the legislature. The changes to the rule do not have an adverse impact on small business and do not directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate within 1 year of implementation. The changes to the rule also do not directly or indirectly have an adverse impact on economic growth, private sector job creation or employment, or private sector investment, business competitiveness or innovation or increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule.

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:** 215.555(3), F.S.

**LAW IMPLEMENTED:** 215.555(2), (3), (4), (5), (6), (7), F.S.

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

**DATE AND TIME:** May 27, 2021, 9:00 a.m. to 11:00 a.m. (ET).

**PLACE:** Conference Call in Number: 1(888) 585-9008, Participant Code 973-664-296.

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: Mary Linzee Branham, Florida Hurricane Catastrophe Fund, 1801 Hermitage Blvd., Tallahassee, FL 32308, 850-413-1335, marylinzee.branham@sbafla.com. If you are hearing or speech impaired, please contact the agency

using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Mary Linzee Branham at the number or email listed above.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

**19-8.028 Reimbursement Premium Formula.**

(1) Purpose. This rule adopts the Premium Formula to determine the Actuarially Indicated Reimbursement Premium to be paid to the Florida Hurricane Catastrophe Fund, as required by section 215.555(5)(b), F.S.

(2) Definitions. The definitions in the Reimbursement Contract for the applicable Contract Year also apply to this rule and the forms referenced in this rule. In addition, as used in this rule:

(a) “SBA” means the State Board of Administration of Florida.

(b) “Contract Year” is defined in section 215.555(2), F.S.

(c) “Independent Consultant” means the independent individual, firm, or organization with which the SBA contracts to prepare the Premium Formula and any other actuarial services for the FHCF, as determined under the contract with the Consultant.

**(3) The Premium Formula.**

(a) The Formula for determining the Actuarially Indicated Reimbursement Premium to be paid to the Fund, as required by section 215.555(5)(b), F.S., is the rate times the exposure per \$1,000 of insured value and this equals the Premium to be paid in dollars. The premium rates are determined by taking into account geographic location by zip code; construction type; policy deductible; type of insurance and other such factors deemed by the SBA to be appropriate. The Formula is developed by an Independent Consultant selected by the SBA, as required by section 215.555(5)(b), F.S.

(b) For the 2021/2022 Contract Year, the Formula developed by the SBA’s Independent Consultant, “Florida Hurricane Catastrophe Fund 2021 Ratemaking Formula Report Presented to the State Board of Administration of Florida March 16, 2021, [~~\(b\) For the 2020/2021 Contract Year, the Formula developed by the SBA’s Independent Consultant, “Florida Hurricane Catastrophe Fund 2020 Ratemaking Formula Report Presented to the State Board of Administration of Florida March 17, 2020,~~](http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX,” as approved by the SBA, is hereby adopted and incorporated by reference into this rule. The premium rates are developed in accordance with the Premium Formula methodology approved by the SBA.</a></u></p>
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~~http://www.flrules.org/Gateway/reference.asp?No=Ref-12052," as approved by the SBA, is hereby adopted and incorporated by reference into this rule. The premium rates are developed in accordance with the Premium Formula methodology approved by the SBA.~~

(4) Special Circumstances.

(a) Allocation of Premium. Premiums paid to the FHCF with reference to property covered by Quota Share Primary Insurance Arrangements, as that phrase is defined in section 627.351(6)(c)2.a.(I), F.S., will be allocated by the FHCF between the Company and Citizens in accordance with the percentages specified in the Quota Share Primary Insurance Arrangement for the purposes of premium billing, calculating retentions and determining reimbursement payments.

(b) Special Rating Circumstances. The Premium Formula for policies that, based upon sound actuarial principles, require individual ratemaking and which are not excluded by rule will be based on the use of computer modeling for each individual Company for which it is applicable, i.e., portfolio modeling. The Independent Consultant will recommend guidelines for individual Company portfolio reporting and modeling to estimate individual Company FHCF expected losses. Individual Company FHCF expected losses for portfolio modeling exposures will be loaded for investments and expenses on the same basis as the FHCF premium rates used for non-portfolio modeling exposures, but will also include a loading for the additional cost of individual Company modeling. The minimum exposure threshold for FHCF portfolio modeling rating will be sufficient to generate estimated FHCF premium greater than the cost of modeling and other considerations and will be calculated by the Independent Consultant for the separate coverage levels of 45%, 75%, and 90% using the premium rates established pursuant to subsection (3). The methodology used by the Independent Consultant will be based on sound actuarial principles to establish greater actuarial equity in the premium structure. Special recognition is not given to Companies that do not have exposure for Covered Policies for an entire Contract Year, except for New Participants as required by Article X(1) and X(2) of the Reimbursement Contract.

(5) All the forms adopted and incorporated by reference in this rule may be obtained from the FHCF website at [www.sbafla.com/fhcf](http://www.sbafla.com/fhcf), or from the Florida Hurricane Catastrophe Fund Administrator, Paragon Strategic Solutions Inc., at 8200 Tower, 5600 West 83rd Street, Suite 1100, Minneapolis, MN 55437.

Rulemaking Authority 215.555(3) FS. Law Implemented 215.555(2), (3), (4), (5), (6), (7) FS. History—New 9-20-99, Amended 7-3-00, 9-17-01, 7-17-02, 7-2-03, 7-29-04, 7-17-05, 7-6-06, 7-17-07, 6-16-08, 8-2-09, 7-8-10, 7-3-11, 6-25-12, 6-18-13, 6-10-14, 6-2-15, 5-18-16, 5-30-17, 8-1-18, 5-21-19, 9-17-19, 7-16-20,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Gina Wilson, FHCF Chief Operating Officer, State Board of Administration of Florida.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: The Trustees of the State Board of Administration of Florida.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 4, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 26, 2021

**PUBLIC SERVICE COMMISSION**

SELECT A TYPE: amendment

RULE NO:           RULE TITLE:

25-6.0143           Use of Accumulated Provision Accounts  
228.1, 228.2, and 228.4

PURPOSE AND EFFECT: This rule address accounting of electric utility costs that result from storm-related damage. During the Commission’s rulemaking on Rules 25-6.030 and 25-6.031, F.A.C., the storm protection plan and storm protection plan cost recovery clause rules, the Commission determined that Rule 25-6.0143, F.A.C., should be amended to clarify the requirements for the storm related costs that will be allowed to be charged to the reserve under the Incremental Cost and Capitalization Approach (ICCA) methodology.

Docket No. 20210062-OT

SUMMARY: The rule addresses accounting for losses through accident, fire, flood, storms, nuclear accidents and similar type hazards to the utility’s own property or property leased from others, which is not covered by insurance. The rule requires a utility to notify the Commission Clerk in writing for each incident expected to exceed 1.5 percent of jurisdictional revenues for the most recent calendar year. The rule amendments add clarity and specificity for the accounting of labor and payroll expenses, the fuel costs for both company and contractor vehicles used in storm restoration activities, and the vegetation management costs that are specifically related to storm restoration activities for the utilities. For all of these cost categories, the rule requires that the costs must be greater than the actual monthly average of costs charged to the operation and maintenance expense for the same month in the three previous calendar years, and each adjustment must be accompanied by a detailed explanation of the nature of the adjustment.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency. The SERC examined the factors required by Section 120.541(2), FS, and

concluded that the rule amendment will not have an adverse impact on economic growth, business competitiveness, or small business and that it will not likely result in increased regulatory costs, including transactional costs, to utilities required to comply with the rule.

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: based upon the information contained in the SERC.

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: 366.05(1) FS.

LAW IMPLEMENTED: 350.115, 366.04(2)(a) 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: Adria Harper, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6082, aharper@psc.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS: [TYPE AND STRIKE VERSION]

25-6.0143 Use of Accumulated Provision Accounts 228.1, 228.2, and 228.4.

(1) Account No. 228.1 Accumulated Provision for Property Insurance.

(a) This account may be established to provide for losses through accident, fire, flood, storms, nuclear accidents and similar type hazards to the utility’s own property or property leased from others, which is not covered by insurance. This account would also include provisions for the deductible amounts contained in property loss insurance policies held by the utility as well as retrospective premium assessments stemming from nuclear accidents under various insurance programs covering nuclear generating plants. A schedule of risks covered must shall be maintained, giving a description of the property involved, the character of risks covered and the accrual rates used.

(b) Except as provided in paragraphs (1)(f), (1)(g) and (1)(h) charges to this account must shall be made for all occurrences in accordance with the schedule of risks to be covered which are not covered by insurance. Recoveries, insurance proceeds or reimbursements for losses charged to this account must shall be credited to the account.

(c) A separate subaccount must shall be established for that portion of Account No. 228.1 which is designated to cover

storm-related damages to the utility’s own property or property leased from others that is not covered by insurance. The records supporting the entries to this account must shall be so kept that the utility can furnish full information as to each storm event included in this account.

(d) In determining the costs to be charged to cover storm-related damages, the utility must shall use an Incremental Cost and Capitalization Approach methodology (ICCA). Under the ICCA methodology, the costs charged to cover storm-related damages must shall exclude those costs that normally would be charged to non-cost recovery clause operating expenses in the absence of a storm. Under the ICCA methodology for determining the allowable costs to be charged to cover storm-related damages, the utility will be allowed to charge to Account No. 228.1 costs that are incremental to costs normally charged to non-cost recovery clause operating expenses in the absence of a storm. All costs charged to Account 228.1 are subject to review for prudence and reasonableness by the Commission. In addition, capital expenditures for the removal, retirement and replacement of damaged facilities charged to cover storm-related damages must shall exclude the normal cost for the removal, retirement and replacement of those facilities in the absence of a storm. The utility must shall notify ~~the Director~~ of the Commission Clerk in writing for each incident expected to exceed 1.5 percent of jurisdictional revenues for the most recent calendar year \$10 million.

(e) The types of storm related costs allowed to be charged to the reserve under the ICCA methodology include, ~~but are not limited to~~, the following:

1. Additional contract labor hired for storm restoration activities incurred in any month in which storm damage restoration activities are conducted, that are greater than the actual monthly average of contract labor costs charged to operation and maintenance expense for the same month in the three previous calendar years. The utility may adjust historical monthly contract labor costs charged to operation and maintenance expense from calculated monthly average. Each adjustment shall be accompanied by a detailed explanation of the nature and derivation of the adjustment;

2. No change.

3. Transportation of crews and other personnel for storm restoration;

4. through 7. No change.

8. Payroll Overtime payroll and payroll-related costs for utility personnel included in storm restoration activities incurred in any month in which storm damage restoration activities are conducted, that are greater than the actual monthly average of payroll and payroll-related costs charged to operation and maintenance expense for the same month in the previous three calendar years. The utility may adjust historical monthly payroll and payroll-related costs charged to operation

and maintenance expense from calculated monthly average. Each adjustment shall be accompanied by a detailed explanation of the nature and derivation of the adjustment;

9. Fuel cost for company and contractor vehicles used in storm restoration activities incurred in any month in which storm damage restoration activities are conducted, that are greater than the actual monthly average of fuel costs charged to operation and maintenance expense for the same month in the previous three calendar years. The utility may adjust historical monthly fuel costs charged to operation and maintenance expense from calculated monthly average. Each adjustment shall be accompanied by a detailed explanation of the nature and derivation of the adjustment; ~~and~~

10. Cost of public service announcements regarding key storm-related issues, such as safety and service restoration estimates;-

11. Vegetation management costs specifically related to storm restoration activities incurred in any month in which storm damage restoration activities are conducted, that are greater than the actual monthly average of vegetation management costs charged to operation and maintenance expense for the same month in the previous three calendar years. The utility may adjust historical monthly vegetation management costs charged to operation and maintenance expense from calculated monthly average. Each adjustment shall be accompanied by a detailed explanation of the nature and derivation of the adjustment; and

12. Other costs or expenses not specifically identified in paragraph (1)(e)1. through (1)(e)11. that are directly and solely attributable to a storm restoration event.

(f) The types of storm related costs prohibited from being charged to the reserve under the ICCA methodology include, ~~but are not limited to,~~ the following:

~~1. Base rate recoverable regular payroll and regular payroll related costs for utility managerial and non managerial personnel;~~

~~1.2. Bonuses or any other special compensation for utility personnel not eligible for overtime pay;~~

~~2.3. Base rate recoverable Depreciation expenses, insurance costs and lease expenses for utility-owned or utility-leased vehicles and aircraft;~~

~~3. 4. Utility employee assistance costs;~~

~~4.5. Utility employee training costs incurred prior to 72 hours before the storm event;~~

~~5.6. Utility advertising, media relations or public relations costs, except for public service announcements regarding key storm-related issues as listed above in subparagraph (1)(e)10.;~~

~~6.7. Utility call center and customer service costs, except for non-budgeted overtime or other non-budgeted incremental costs associated with the storm event;~~

~~8. Tree trimming expenses, incurred in any month in which storm damage restoration activities are conducted, that are less than the actual monthly average of tree trimming costs charged to operation and maintenance expense for the same month in the three previous calendar years;~~

~~7.9. Utility lost revenues from services not provided; and~~

~~8.10. Replenishment of the utility's materials and supplies inventories.~~

(g) Under the ICCA methodology for determining the allowable costs to be charged to cover storm-related damages, certain costs may be charged to Account 228.1 only after review and approval by the Commission. Prior to the Commission's determination of the appropriateness of including such costs in Account No. 228.1, the costs may be deferred in Account No. 186, Miscellaneous Deferred Debits. The deferred costs must be incurred prior to June 1 of the year following the storm event. By September 30 a utility must shall file a petition for the disposition of any costs deferred prior to June 1 of the year following the storm event giving rise to the deferred costs. These costs include, ~~but are not limited to,~~ the following:

1. through 2. No change.

(h) A utility may, at its own option, charge storm-related costs as operating expenses rather than charging them to Account No. 228.1. The utility must shall notify the Director of the Commission Clerk in writing and provide a schedule of the amounts charged to operating expenses for each incident exceeding 0.5 percent of jurisdictional revenues for the most recent calendar year \$5 million. The schedule must shall be filed annually by February 15 of each year for information pertaining to the previous calendar year.

(i) If the charges to Account No. 228.1 exceed the account balance, the excess must shall be carried as a debit balance in Account No. 182.3 228.1 and no request for a deferral of the excess or for the establishment of a regulatory asset is necessary.

(j) A utility may petition the Commission for the recovery of a debit balance in Account No. 182.3 discussed in paragraph (1)(i) 228.1 plus an amount to replenish the storm reserve through a surcharge, securitization or other cost recovery mechanism.

(k) A utility must shall not establish or change an annual accrual amount or a target accumulated balance amount for Account No. 228.1 without prior Commission approval.

(l) Each utility must shall file a Storm Damage Self-Insurance Reserve Study (Study) with the Commission Clerk by January 15, 2011 and at least once every 5 years thereafter from the submission date of the previously filed study. A Study must shall be filed whenever the utility is seeking a change to either the target accumulated balance or the annual accrual amount for Account No. 228.1. At a minimum, the Study must

~~shall~~ include data for determining a target balance for, and the annual accrual amount to, Account No. 228.1.

(m) Each utility ~~must shall~~ file a report with ~~the Director of~~ the Commission Clerk providing information concerning its efforts to obtain commercial insurance for its transmission and distribution facilities and any other programs or proposals that were considered. The report ~~must shall~~ also include a summary of the amounts recorded in Account 228.1. The report ~~must shall~~ be filed annually by February 15 of each year for information pertaining to the previous calendar year.

(2) Account No. 228.2 Accumulated Provision for Injuries and Damages.

(a) This account may be established to meet the probable liability, not covered by insurance, for deaths or injuries to employees or others and for damages to property neither owned nor held under lease by the utility. When liability for any injury or damage is admitted or settled by the utility either voluntarily or because of the decision of a Court or other lawful authority, such as a workman’s compensation board, the admitted liability or the amount of the settlement ~~must shall~~ be charged to this account.

(b) Charges to this account ~~must shall~~ be made for all losses covered. Detailed supporting records of charges made to this account ~~must shall~~ be maintained in such a way that the year the event occurred which gave rise to the loss can be associated with the settlement. Recoveries or reimbursements for losses charged to the account ~~must shall~~ be credited to the account.

(3) Account No. 228.4 Accumulated Miscellaneous Operating Provisions.

(a) This account may be established for operating provisions which are not covered elsewhere. This account ~~must shall~~ be maintained in such a manner as to show the amount of each separate provision established by the utility and the nature and amounts of the debits and credits thereto. Each separate provision ~~must shall~~ be identified as to purpose and the specific events to be charged to the account to ensure that all such events and only those events are charged to the provision accounts.

(b) Charges to this account ~~must shall~~ be made for all costs or losses covered. Recoveries or reimbursements for amounts charged to this account ~~must shall~~ be credited hereto.

(4)(a) The provision level and annual accrual rate for each account listed in subsections (1) through (3) ~~must shall~~ be evaluated at the time of a rate proceeding and adjusted as necessary. However, a utility may petition the Commission for a change in the provision level and accrual outside a rate proceeding.

(b) If a utility elects to use any of the above listed accumulated provision accounts, each and every loss or cost which is covered by the account ~~must shall~~ be charged to that account and ~~must shall~~ not be charged directly to expenses except as provided for in paragraphs (1)(f), (1)(g) and (1)(h).

Charges ~~must shall~~ be made to accumulated provision accounts regardless of the balance in those accounts.

(c) No utility ~~must shall~~ fund any account listed in subsections (1) through (3) unless the Commission approves such funding. Existing funded provisions which have not been approved by the Commission ~~must shall~~ be credited by the amount of the funded balance with a corresponding debit to the appropriate current asset account, resulting in an unfunded provision.

Rulemaking Authority 366.05(1) FS. Law Implemented 350.115, 366.04(2)(a) FS. History—New 3-17-88, Amended 6-11-07,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Andrew Maurey

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 4, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 45, Number 111, June 7, 2019.

**PUBLIC SERVICE COMMISSION**

RULE NO.: 25-7.0143      RULE TITLE: Use of Accumulated Provision Accounts 228.1, 228.2, and 228.4

PURPOSE AND EFFECT: To create a rule to provide a standard for the application of Accumulated Provision Accounts 228.1, 228.2, and 228.4 for natural gas utilities.

Docket No. 20210062-OT

SUMMARY: Rule 25-7.0143 provides requirements for the application of Accumulated Provision Accounts 228.1, 228.2, and 228.4, specifically as the accounts apply to storm-related damages. The rule includes requirements for accounting for losses through accident, fire, flood, storms, and similar type hazards to the utility’s own property or property leased from others, which is not covered by insurance. The rule also requires a utility to notify the Commission Clerk in writing for each incident expected to exceed 1.5 percent of jurisdictional revenues for the most recent calendar year. The rule provides several categories of accounts, including contract labor and payroll expenses, fuel costs for both company and contractor vehicles used in storm restoration activities, and the vegetation management costs that are specifically related to storm restoration activities for the gas utilities. For all of these cost categories, the rule requires that the costs must be greater than the actual monthly average of costs charged to the operation and maintenance expense for the same month in the three previous calendar years, and each adjustment must be accompanied by a detailed explanation of the nature of the adjustment.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

RATIFICATION: The agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency. The SERC examined the factors required by Section 120.541(2), FS, and concluded that the rule will not have an adverse impact on economic growth, business competitiveness, or small business and that it will not likely result in increased regulatory costs, including transactional costs, to utilities required to comply with the rule.

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: based upon the information contained in the SERC.

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: 366.05, FS.

LAW IMPLEMENTED: 350.115, 366.04(2)(a), 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: Adria Harper, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6082, aharper@psc.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS: [TYPE AND STRIKE VERSION]

25-7.0143 Use of Accumulated Provision Accounts 228.1, 228.2, and 228.4.

(1) Account No. 228.1 Accumulated Provision for Property Insurance.

(a) This account may be established to provide for losses through accident, fire, flood, storms and similar type hazards to the utility's own property or property leased from others, which is not covered by insurance. A schedule of risks covered must be maintained, giving a description of the property involved, the character of risks covered and the accrual rates used.

(b) Except as provided in paragraphs (1)(f), (1)(g) and (1)(h) charges to this account must be made for all occurrences in accordance with the schedule of risks to be covered which are not covered by insurance. Recoveries, insurance proceeds or reimbursements for losses charged to this account must be credited to the account.

(c) A separate subaccount must be established for that portion of Account No. 228.1 which is designated to cover

storm-related damages to the utility's own property or property leased from others that is not covered by insurance. The records supporting the entries to this account must be so kept that the utility can furnish full information as to each storm event included in this account.

(d) In determining the costs to be charged to cover storm-related damages, the utility must use an Incremental Cost and Capitalization Approach methodology (ICCA). Under the ICCA methodology, the costs charged to cover storm-related damages must exclude those costs that normally would be charged to non-cost recovery clause operating expenses in the absence of a storm. Under the ICCA methodology for determining the allowable costs to be charged to cover storm-related damages, the utility will be allowed to charge to Account No. 228.1 costs that are incremental to costs normally charged to non-cost recovery clause operating expenses in the absence of a storm. All costs charged to Account 228.1 are subject to review for prudence and reasonableness by the Commission. In addition, capital expenditures for the removal, retirement and replacement of damaged facilities charged to cover storm-related damages must exclude the normal cost for the removal, retirement and replacement of those facilities in the absence of a storm. The utility must notify the Commission Clerk in writing for each incident expected to exceed 1.5 percent of jurisdictional revenues for the most recent calendar year.

(e) The types of storm related costs allowed to be charged to the reserve under the ICCA methodology include the following:

1. Additional contract labor hired for storm restoration activities incurred in any month in which storm damage restoration activities are conducted, that are greater than the actual monthly average of contract labor costs charged to operation and maintenance expense for the same month in the three previous calendar years. The utility may adjust historical monthly contract labor costs charged to operation and maintenance expense from calculated monthly average. Each adjustment must be accompanied by a detailed explanation of the nature and derivation of the adjustment;

2. Logistics costs of providing meals, lodging, and linens for tents and other staging areas;

3. Transportation of crews and other personnel for storm restoration;

4. Vehicle costs for vehicles specifically rented for storm restoration activities;

5. Waste management costs specifically related to storm restoration activities;

6. Rental equipment specifically related to storm restoration activities;

7. Materials and supplies used to repair and restore service and facilities to pre-storm condition, excluding those costs that

normally would be charged to non-cost recovery clause operating expenses in the absence of a storm;

8. Payroll and payroll-related costs for utility personnel included in storm restoration activities incurred in any month in which storm damage restoration activities are conducted, that are greater than the actual monthly average of payroll and payroll-related costs charged to operation and maintenance expense for the same month in the three previous calendar years. The utility may adjust historical monthly payroll and payroll-related costs charged to operation and maintenance expense from calculated monthly average. Each adjustment must be accompanied by a detailed explanation of the nature and derivation of the adjustment;

9. Fuel cost for company and contractor vehicles used in storm restoration activities incurred in any month in which storm damage restoration activities are conducted, that are greater than the actual monthly average of fuel costs charged to operation and maintenance expense for the same month in the three previous calendar years. The utility may adjust historical monthly fuel costs charged to operation and maintenance expense from calculated monthly average. Each adjustment must be accompanied by a detailed explanation of the nature and derivation of the adjustment;

10. Cost of public service announcements regarding key storm-related issues, such as safety and service restoration estimates;

11. Vegetation management expenses specifically related to storm restoration activities incurred in any month in which storm damage restoration activities are conducted, that are greater than the actual monthly average of vegetation management costs charged to operation and maintenance expense for the same month in the previous three calendar years. The utility may adjust historical monthly vegetation management costs charged to operation and maintenance expense from calculated monthly average. Each adjustment must be accompanied by a detailed explanation of the nature and derivation of the adjustment; and

12. Other costs or expenses not specifically identified in paragraph (1)(e)1. through (1)(e)11. that are directly and solely attributable to a storm restoration event.

(f) The types of storm related costs prohibited from being charged to the reserve under the ICCA methodology include the following:

1. Bonuses or any other special compensation for utility personnel not eligible for overtime pay;

2. Depreciation expenses, insurance costs and lease expenses for utility-owned or utility-leased vehicles and aircraft;

3. Utility employee assistance costs;

4. Utility employee training costs incurred prior to 72 hours before the storm event;

5. Utility advertising, media relations or public relations costs, except for public service announcements regarding key storm-related issues as listed above in subparagraph (1)(e)10.;

6. Utility call center and customer service costs, except for non-budgeted overtime or other non-budgeted incremental costs associated with the storm event;

7. Utility lost revenues from services not provided; and

8. Replenishment of the utility's materials and supplies inventories.

(g) Under the ICCA methodology for determining the allowable costs to be charged to cover storm-related damages, certain costs may be charged to Account 228.1 only after review and approval by the Commission. Prior to the Commission's determination of the appropriateness of including such costs in Account No. 228.1, the costs may be deferred in Account No. 186, Miscellaneous Deferred Debits. The deferred costs must be incurred prior to June 1 of the year following the storm event. By September 30 a utility must file a petition for the disposition of any costs deferred prior to June 1 of the year following the storm event giving rise to the deferred costs. These costs include the following:

1. Costs of normal non-storm related activities which must be performed by employees or contractors not assigned to storm damage restoration activities ("back-fill work") or normal non-storm related activities which must be performed following the restoration of service after a storm by an employee or contractor assigned to storm damage restoration activities in addition to the employee's or contractor's regular activities ("catch-up work"); and

2. Uncollectible accounts expenses.

(h) A utility may, at its own option, charge storm-related costs as operating expenses rather than charging them to Account No. 228.1. The utility must notify the Commission Clerk in writing and provide a schedule of the amounts charged to operating expenses for each incident exceeding 0.5 percent of jurisdictional revenues for the most recent calendar year. The schedule must be filed annually by February 15 of each year for information pertaining to the previous calendar year.

(i) If the charges to Account No. 228.1 exceed the account balance, the excess must be carried as a debit balance in Account No. 182.3 and no request for a deferral of the excess or for the establishment of a regulatory asset is necessary.

(j) A utility may petition the Commission for the recovery of a debit balance in Account No. 182.3 discussed in paragraph (1)(i) plus an amount to replenish the storm reserve through a surcharge, securitization or other cost recovery mechanism.

(k) A utility must not establish or change an annual accrual amount or a target accumulated balance amount for Account No. 228.1 without prior Commission approval.

(l) Each utility must file a Storm Damage Self-Insurance Reserve Study (Study) with the Commission Clerk by January

15, 2022 and at least once every 5 years thereafter from the submission date of the previously filed study. A Study must be filed whenever the utility is seeking a change to either the target accumulated balance or the annual accrual amount for Account No. 228.1. At a minimum, the Study must include data for determining a target balance for, and the annual accrual amount to, Account No. 228.1.

(2) Account No. 228.2 Accumulated Provision for Injuries and Damages.

(a) This account may be established to meet the probable liability, not covered by insurance, for deaths or injuries to employees or others and for damages to property neither owned nor held under lease by the utility. When liability for any injury or damage is admitted or settled by the utility either voluntarily or because of the decision of a Court or other lawful authority, such as a workman's compensation board, the admitted liability or the amount of the settlement must be charged to this account.

(b) Charges to this account must be made for all losses covered. Detailed supporting records of charges made to this account must be maintained in such a way that the year the event occurred which gave rise to the loss can be associated with the settlement. Recoveries or reimbursements for losses charged to the account must be credited to the account.

(3) Account No. 228.4 Accumulated Miscellaneous Operating Provisions.

(a) This account may be established for operating provisions which are not covered elsewhere. This account must be maintained in such a manner as to show the amount of each separate provision established by the utility and the nature and amounts of the debits and credits thereto. Each separate provision must be identified as to purpose and the specific events to be charged to the account to ensure that all such events and only those events are charged to the provision accounts.

(b) Charges to this account must be made for all costs or losses covered. Recoveries or reimbursements for amounts charged to this account must be credited hereto.

(4)(a) The provision level and annual accrual rate for each account listed in subsections (1) through (3) must be evaluated at the time of a rate proceeding and adjusted as necessary. However, a utility may petition the Commission for a change in the provision level and accrual outside a rate proceeding.

(b) If a utility elects to use any of the above listed accumulated provision accounts, each and every loss or cost which is covered by the account must be charged to that account and must not be charged directly to expenses except as provided for in paragraphs (1)(f), (1)(g) and (1)(h). Charges must be made to accumulated provision accounts regardless of the balance in those accounts.

(c) No utility must fund any account listed in subsections (1) through (3) unless the Commission approves such funding. Existing funded provisions which have not been approved by

the Commission must be credited by the amount of the funded balance with a corresponding debit to the appropriate current asset account, resulting in an unfunded provision.

Rulemaking Authority 366.05(1) FS. Law Implemented 350.115, 366.04(2)(a) FS. History - New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Andrew Maurey

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 4, 202

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 46, Number 113, June 10, 2020.

### **PUBLIC SERVICE COMMISSION**

SELECT A TYPE: amendment

RULE NO.: RULE TITLE:

25-30.460 Application for Miscellaneous Service Charges

PURPOSE AND EFFECT: To add clarity and specificity to rule language and to update the rule to address the various miscellaneous service charges.

Docket No. 20200240-WS

SUMMARY: The rule identifies and defines the various miscellaneous service charges for which water and wastewater utilities may request the Commission's approval and addresses how the utilities may assess these charges.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION: The agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency. The SERC examined the factors required by Section 120.541(2), FS, and concluded that the rule amendment will not have an adverse impact on economic growth, business competitiveness, or small business, that it will not likely result in increased transactional costs to utilities required to comply with the rule, and that it is likely to result in cost reductions and administrative efficiencies.

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: based upon the information contained in the SERC.

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: 350.127(2), 367.121, FS.  
 LAW IMPLEMENTED: 367.081, 367.121, 367.091, 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: Margo DuVal, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6076, mduval@psc.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS: [TYPE AND STRIKE VERSION]

25-30.460 Application for Miscellaneous Service Charges.

(1) All water and wastewater utilities may apply for miscellaneous service charges. ~~and these charges shall be included in each company's tariff. If a utility provides both water and wastewater services, only a single charge shall be assessed for each of the miscellaneous service charges identified in subsection (2), and include rates for initial connections, normal reconnections, violation reconnections, and premises visit charges.~~

(2) The following identifies and defines miscellaneous service charges:

(a) A premises visit charge is levied when a service representative visits a premises to discontinue service for nonpayment of a due and collectible bill and the customer pays the service representative or otherwise makes satisfactory arrangements to pay the bill and service is not discontinued. A premises visit charge is also levied when a service representative visits a premises at the customer's request to (1) initiate service, (2) temporarily disconnect service, (3) reconnect service after a temporary discontinuance, or (4) assess a service issue and it is found to be the customer's responsibility. Initial connection charges are levied for service initiation at a location where service did not exist previously.

~~(b) Normal reconnection charges are levied for transfer of service to a new customer account at a previously served location, or reconnection of service subsequent to a customer requested disconnection.~~

~~(b)(e) A violation reconnection is a charge that is levied prior to reconnection of an existing customer after discontinuance of service for cause according to subsection 25-30.320(2), F.A.C., including a delinquency in bill payment. Violation reconnection charges are at the tariffed rate for discontinuation of water service and actual cost for discontinuation of wastewater service.~~

~~(c)(e) A convenience charge is levied when a utility bill is paid by debit or credit card. Premises Visit Charge is levied when a service representative visits a premises at the customer's~~

~~request for complaint resolution and the problem is found to be the customer's responsibility.~~

~~(d)(e) An investigation of meter tampering charge is levied when an investigation reveals evidence of unauthorized connection to, or tampering with, the utility's meter or equipment, pursuant to paragraph 25-30.320(2)(j), F.A.C. Premises Visit Charge (in lieu of disconnection) is levied when a service representative visits a premises for the purpose of discontinuing service for nonpayment of a due and collectible bill and does not discontinue service because the customer pays the service representative or otherwise makes satisfactory arrangements to pay the bill.~~

~~(e) A late payment charge is levied when a customer is delinquent in paying a bill for service, pursuant to subsection 25-30.335(4), F.A.C.~~

~~(f) A non-sufficient funds charge is levied when a customer's payment is refused by the drawee because of lack of funds, lack of credit, or lack of an account, pursuant to Section 68.065, F.S.~~

~~(2) A utility may request an additional charge ("after hours charge") for overtime when the customer requests that the service be performed after normal hours. The after hours charge may be at the same rate specified for the existing charge during normal working hours. If the utility seeks a charge other than the normal working hours charge, the utility must file cost support.~~

~~(3) A utility may apply for after hours charges for a premises visit charge or violation reconnection charge to account for the overtime when the customer requests that the service be performed after normal business hours.~~

Rulemaking Authority 350.127(2), 367.121 FS. Law Implemented 367.081, 367.121, 367.091 FS. History—New 11-30-93, Amended \_\_\_\_\_.

NAME OF PERSONS ORIGINATING PROPOSED RULE: Shannon Hudson, Terence Bethea

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 4, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 46, Number 138, July 16, 2020.

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

NONE

**Section IV  
Emergency Rules**

NONE

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

**WATER MANAGEMENT DISTRICTS**

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-6.011 Policy and Purpose

NOTICE IS HEREBY GIVEN that on May 4, 2021, the South Florida Water Management District (District), received a petition for waiver (the second amended petition) from Jesus L. Reyes (Application No. 17-1102-1) for utilization of Works or Lands of the District known as the C-Extension Canal, Miami-Dade County for existing cross-fences, a proposed fence along the top of bank, and an existing boat ramp converted into a below grade patio with stairs located at 7560 Loch Ness Drive, Miami Lakes, FL 33014. The applicant is also seeking authorization for an existing seawall. The petition seeks relief from subsections 40E-6.011(4) and (6), Fla. Admin. Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of the canal bank within Works and Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail at jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attention: Juli Russell, Office of Counsel.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-27.002 Concentrations in Accounting and Business

NOTICE IS HEREBY GIVEN that on April 23, 2021, the Board of Accountancy, received a petition for variance or waiver filed by Matthew Peerbolte, seeking a variance or waiver of paragraph 61H1-27.002(2)(a), Florida Administrative Code, which requires: (a) 30 semester or 45 quarter hours in accounting education at the upper division level which shall include coverage of auditing, cost and managerial

accounting, financial accounting, and taxation. Petitioner request a permanent waiver for the deficiency of three semester hours of upper-division accounting. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Roger Scarborough, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607, (850)487-1395 or by email Roger.Scarborough@myfloridalicense.com.

**DEPARTMENT OF HEALTH**

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-26.300 Consultant Pharmacist Licensure

NOTICE IS HEREBY GIVEN that on March 10, 2021, the Board of Pharmacy, received a petition for variance or waiver filed by David W. McKissick, seeking a waiver of the requirement of paragraph 64B16-26.300(3)(b), Florida Administrative Code, which requires in part that in order to be licensed as a consultant pharmacist, the applicant must successfully complete a consultant pharmacist course of no fewer than twenty (20) hours approved by the Florida Board of Pharmacy Tripartite Continuing Education Committee.

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

**DEPARTMENT OF HEALTH**

Board of Podiatric Medicine

NOTICE IS HEREBY GIVEN that on April 27, 2021, the Board of Podiatric Medicine, received a petition for variance or waiver filed by Kim G. Gauntt. Petitioner seeks a permanent variance or waiver of Rule 64B18-11.002, F.A.C., which specifies that the Board adopts the national examinations administered under the auspices of the National Board of Podiatric Medical Examiners, including Part I, Part II and Part III, as the examination for licensure in Florida, provided that the applicant for licensure has taken and passed all parts of the examination. Petitioner also seeks a permanent variance or waiver of subsection 64B18-11.001(2), F.A.C., which states that an application file for licensure is not complete unless and until it contains verification of a passing score from examination of the National Board of Podiatric Medical Examiners, including Part I, Part II, and Part III. Such verification must be received by the Board office directly from the provider of the National Board of Podiatric Medical Examiners examination.

Comments on this petition should be filed with the Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Janet Hartman, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin # C08, Tallahassee, Florida 32399-1708, or by electronic mail-[Janet.Hartman@flhealth.gov](mailto:Janet.Hartman@flhealth.gov).

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## Section VI

### Notice of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF STATE

Division of Cultural Affairs

The Florida Division of Cultural Affairs and the Florida Council on Arts and Culture announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 20, 2021, 9:00 a.m.

PLACE: This meeting will take place via conference call. Instructions for participation are on our website: [www.florida-arts.org/calendar](http://www.florida-arts.org/calendar).

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council. Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken.

A copy of the agenda may be obtained by contacting: The Division of Cultural Affairs at (850)245-6470.

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: Rachelle Ashmore at (850)245-6490 or [Rachelle.Ashmore@DOS.MyFlorida.com](mailto:Rachelle.Ashmore@DOS.MyFlorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: [Rachelle.Ashmore@DOS.MyFlorida.com](mailto:Rachelle.Ashmore@DOS.MyFlorida.com) or visit our website <http://dos.myflorida.com/cultural/>.

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#### DEPARTMENT OF EDUCATION

University of Florida

The Hinkley Center for Solid and Hazardous Waste Management announces a telephone conference call to which all persons are invited.

DATES AND TIMES: May 5, 2021, 9:00 a.m. – 4:00 p.m.; May 6, 2021, 9:00 a.m. – 4:00 p.m.

PLACE: Zoom Meeting Online

GENERAL SUBJECT MATTER TO BE CONSIDERED: Selection of Research Projects to be funded.

A copy of the agenda may be obtained by contacting: John Schert at [jschert@ufl.edu](mailto:jschert@ufl.edu) or by calling (352)339-2010 (cell).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 hours before the workshop/meeting by contacting: John Schert at [jschert@ufl.edu](mailto:jschert@ufl.edu) or by calling (352)339-2010 (cell). 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: John Schert at [jschert@ufl.edu](mailto:jschert@ufl.edu) or by calling (352)339-2010 (cell).

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#### DEPARTMENT OF EDUCATION

University of Florida

The Hinkley Center for Solid and Hazardous Waste Management announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 7, 2021, 9:00 a.m. – 4:00 p.m.

PLACE: Zoom Meeting Online

GENERAL SUBJECT MATTER TO BE CONSIDERED: Advisory Board Meeting. Make a recommendation for projects to be funded.

A copy of the agenda may be obtained by contacting: John Schert at [jschert@ufl.edu](mailto:jschert@ufl.edu) or by calling (352)339-2010 (cell).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 hours before the workshop/meeting by contacting: John Schert at [jschert@ufl.edu](mailto:jschert@ufl.edu) or by calling (352)339-2010 (cell). 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: John Schert at [jschert@ufl.edu](mailto:jschert@ufl.edu) or by calling (352)339-2010 (cell).

**PUBLIC SERVICE COMMISSION**

The FLORIDA PUBLIC SERVICE COMMISSION announces its Internal Affairs Meeting, to which all interested persons are invited.

DATE AND TIME: Wednesday, May 19, 2021, 9:30 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters affecting Commission operations. Internal Affairs Agendas and FPSC contact information is available at

[www.floridapsc.com](http://www.floridapsc.com). SPECIAL COVID-19

CONSIDERATIONS: Due to the COVID-19 Pandemic, the Commission must limit the manner in which the public may participate or view the meeting. As always, the public may view a live stream of the meeting online using the link available at

<http://www.floridapsc.com/Conferences/AudioVideoEventCoverage>.

Due to these extraordinary circumstances, however, no member of the public may attend in person. Any interested person who would like to participate telephonically on any item on the agenda should contact the Office of the Executive Director at (850)413-6053 no later than 12:00 Noon on May 18, 2021.

ADA: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 TDD).

EMERGENCY CANCELLATION OF MEETING: If a named storm or some other state of emergency requires cancellation of the meeting, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission's website ([www.floridapsc.com](http://www.floridapsc.com)) under the Hot Topics link on the home page.

Cancellation can also be confirmed by calling the Office of Commission Clerk at (850)413-6770.

**REGIONAL PLANNING COUNCILS**

South Florida Regional Planning Council

The South Florida Local Emergency Planning Committee (SoFlaLEPC) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 19, 2021, 10:00 a.m.

PLACE: South Florida Regional Planning Council (Virtual Meeting)

Virtual Meeting via GoToMeeting

Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/884290541>

You can also dial in using your phone. United States (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 884-290-541

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the LEPC's ongoing regional hazardous materials training and planning activities for FY2021.

A copy of the agenda may be obtained by contacting: The South Florida Regional Planning Council at One Oakwood Blvd., Suite 250, Hollywood, FL 33020, via email request to Jason McMahon ([jmcmahon@sfrpc.com](mailto:jmcmahon@sfrpc.com)), visiting the SoFlaLEPC website ([www.softalepc.org](http://www.softalepc.org)) or by calling (954)924-3653 in Broward or 1(800)924-3653 toll-free statewide.

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 South Florida Regional Planning Council at One Oakwood Blvd., Suite 250, Hollywood, FL 33020, via email request to Jason McMahon ([jmcmahon@sfrpc.com](mailto:jmcmahon@sfrpc.com)), visiting the SoFlaLEPC website ([www.softalepc.org](http://www.softalepc.org)) or by calling (954)924-3653 in Broward or 1(800)924-3653 toll-free statewide. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: The South Florida Regional Planning Council at One Oakwood Blvd., Suite 250, Hollywood, FL 33020, via email request to Jason McMahon ([jmcmahon@sfrpc.com](mailto:jmcmahon@sfrpc.com)), visiting the SoFlaLEPC website ([www.softalepc.org](http://www.softalepc.org)) or by calling (954)924-3653 in Broward or 1(800)924-3653 toll-free statewide.

**REGIONAL PLANNING COUNCILS**

Treasure Coast Regional Planning Council

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

DATE AND TIME: May 12, 2021, 2:00 p.m.

PLACE: Treasure Coast Regional Planning Council Offices, 421 SW Camden Avenue, Stuart, Florida

The meeting is being offered in person and virtually.

Please join the meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/649914221>

You can also dial in using your phone. United States: (646)749-3122, Access Code: 649-914-221

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Treasure Coast Regional Planning Council's Budget and Personnel Committee will review a proposed amendment to Council's current budget for fiscal Year 2020-2021. The Committee will provide a recommendation to the full Council at its May 21, 2021 meeting.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Liz Gulick at (772)221-4060 or lgulick@tcrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

**DEPARTMENT OF ELDER AFFAIRS**

**Long-Term Care Ombudsman Program**

The Long-Term Care Ombudsman Program announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** May 10, 2021, 10:00 a.m. – 10:45 a.m. ET

**PLACE:** Conference Call: 1(888)585-9008, Participant Passcode: 767-510-585

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Training & Education Committee Business

A copy of the agenda may be obtained by contacting: Dept. of Elder Affairs / LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, or call: (850)414-2323, or email: ltcopinformer@elderaffairs.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 72 hours before the workshop/meeting by contacting: Dept. of Elder Affairs / LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, or call: (850)414-2323, or email: ltcopinformer@elderaffairs.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).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Building Code Administrators and Inspectors Board**

The Building Code Administrators and Inspectors Board announces a public meeting to which all persons are invited.

**DATES AND TIMES:** June 9, 2021, 9:00 a.m.; June 10, 2021, 9:00 a.m.; June 11, 2021, 9:00 a.m. ET

**PLACE:** Floriday's Resort Orlando, 12562 International Drive, Orlando, Florida, 32821, The telephone number: 1(877)821-3018

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Committee meetings, probable cause panel (portions of which may be closed to the public), general board business.

A copy of the agenda may be obtained by contacting: Myfloridalicense.com - Businesses & Professions - Building Code Administrators & Inspectors - Board 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 5 days before the workshop/meeting by contacting: Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee FL 32399, or by calling (850)717-1980. 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: Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee FL 32399, or by calling (850)717-1980.

**DEPARTMENT OF HEALTH**

**Division of Children's Medical Services**

The Designation and Certification Subcommittee of Child Forensic Interview Advisory Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** CANCELLED: May 12, 2021, 10:00 a.m. – 11:30 a.m.

**PLACE:** CANCELLED: Microsoft Teams Meeting

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** CANCELLED: Review of Proposed "drafted" Language

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to

participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: CFIAC@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: CFIAC@flhealth.gov.

**DEPARTMENT OF HEALTH**

Office of Statewide Research

The Florida Department of Health announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 19, 2021, 1:30 p.m.

PLACE: Microsoft Teams Meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct review of new research studies involving human participants, modifications to existing studies, and continuing review of ongoing research to make sure research studies comply with regulations and the Department’s ethical standards.

A copy of the agenda may be obtained by contacting: Florida Dept. of Health at IRB@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: IRB@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: IRB@flhealth.gov.

**DEPARTMENT OF CHILDREN AND FAMILIES**

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

DATE AND TIME: Wednesday, May 19, 2021, 1:30 p.m. – 3:30 p.m.

PLACE: Meeting to be held via Microsoft Teams

Join on your computer or mobile app

Click here to join the meeting or copy the link below and place in your browser:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_Y2QyNWlwZGMtYTIyMi00MDE2LThlY2MtMjliOTBhYzdkZGMz%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%22372dd77e-d4a3-4595-9bf3-fb5c890f268d%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_Y2QyNWlwZGMtYTIyMi00MDE2LThlY2MtMjliOTBhYzdkZGMz%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%22372dd77e-d4a3-4595-9bf3-fb5c890f268d%22%7d)

Learn More | Meeting options

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Pasco/Pinellas Community Alliance Meeting business

A copy of the agenda may be obtained by contacting: Stephanie Allen at (727)373-7842 or stephanie.allen@myflfamilies.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to

participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Stephanie Allen at (727)373-7842 or stephanie.allen@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF CHILDREN AND FAMILIES**

Economic Self-Sufficiency Program

RULE NO.: RULE TITLE:

65A-1.712 SSI-Related Medicaid Resource Eligibility Criteria

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

DATE AND TIME: May 20, 2021, 10:00 a.m. – 11:00 a.m. or close of business

PLACE: Join Zoom Meeting:  
<https://zoom.us/j/93275670050?pwd=UHE2YmhjUVo1b3kyaK5hWnhORzNtQT09>

Meeting ID: 932 7567 0050, Passcode: 122838

One tap mobile:

+13126266799,,93275670050#,,,,\*122838# US (Chicago)

+16465588656,,93275670050#,,,,\*122838# US (New York)

Dial by your location:

(312)626-6799, US (Chicago)

(646)558-8656, US (New York)

(301)715-8592, US (Washington DC)

(346)248-7799, US (Houston)

(669)900-9128, US (San Jose)

(253)215-8782, US (Tacoma)

Meeting ID: 932 7567 0050, Passcode: 122838

Find your local number: <https://zoom.us/j/93275670050>

GENERAL SUBJECT MATTER TO BE CONSIDERED: SSI-Related Medicaid Resource Eligibility Criteria

Draft revisions to the rule are available at <https://www.myflfamilies.com/newsroom/public-events-meetings/>.

Please note this workshop was originally scheduled for May 25, 2021.

A copy of the agenda may be obtained by contacting: Jodi Abramowitz at Jodi.Abramowitz@myflfamilies.com.

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

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

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

DATE AND TIME: June 23, 2021, 11:00 a.m.

PLACE: Please join meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/114867245>

You can also dial in using your phone. United States (Toll Free): 1(877)309-2073, United States: (571)317-3129, Access Code: 114-867-245

Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or [inroomlink.goto.com](http://inroomlink.goto.com)

Meeting ID: 114 867 245 or dial directly: 114867245@67.217.95.2 or 67.217.95.2##114867245

GENERAL SUBJECT MATTER TO BE CONSIDERED: Performance Based Prevention System – DCF ITN 2021 011 – Meeting of the evaluators and ranking of the proposals

The full schedule of public meetings is available at the Vendor Bid System (VBS), accessible at [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

A copy of the agenda may be obtained by contacting: Michele.staffieri@myflfamilies.com.

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

MOFFITT CANCER CENTER & RESEARCH INSTITUTE

The Florida Cancer Control and Research Advisory Council (CCRAB) announces a public meeting to which all persons are invited.

DATE AND TIME: May 13, 2021, 9:00 a.m.

PLACE: Meeting URL:

<https://moffitt.zoom.us/j/94065525775>, Dial: (646)876-9923

Meeting ID: 940 6552 5775

GENERAL SUBJECT MATTER TO BE CONSIDERED: A CCRAB Leadership Team meeting to discuss CCRAB business

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

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

ENTERPRISE FLORIDA, INC.

The Enterprise Florida, Inc. and the Florida Defense Support Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 20, 2021, 10:30 a.m. – 1:00 p.m. ET

PLACE: Four Points by Sheraton Tallahassee Downtown, 316 West Tennessee Street, Tallahassee, FL 32301

ZOOM INFO: Updated Zoom links and meeting information can be found here: <https://www.enterpriseflorida.com/military-defense/florida-defense-support-task/>

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss proposed actions that will assist in preserving, protecting and enhancing Florida’s military installations and missions.

A copy of the agenda may be obtained by contacting: Michelle Griggs, (850)298-6640, [mgriggs@enterpriseflorida.com](mailto:mgriggs@enterpriseflorida.com) or <https://www.enterpriseflorida.com/wp-content/uploads/FDSTF-Agendas-2021.pdf>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 days before the workshop/meeting by contacting: Michelle Griggs, (850)298-6640, [mgriggs@enterpriseflorida.com](mailto:mgriggs@enterpriseflorida.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: Ray Collins, (850)878-4578, [rcollins@enterpriseflorida.com](mailto:rcollins@enterpriseflorida.com).

ENTERPRISE FLORIDA, INC.

The Enterprise Florida, Inc. and the Florida Defense Alliance announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 19, 2021, 8:00 a.m. – 5:00 p.m. ET

PLACE: Four Points by Sheraton Tallahassee Downtown, 316 West Tennessee Street, Tallahassee, FL 32301

ZOOM INFO: Updated Zoom links and meeting information can be found here:

<https://www.enterpriseflorida.com/military-defense/florida-defense-alliance/>

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss proposed actions that will assist in preserving, protecting and enhancing Florida’s military installations, missions, and quality of life for Florida’s military community.

A copy of the agenda may be obtained by contacting: Michelle Griggs, (850)298-6640, [mgriggs@enterpriseflorida.com](mailto:mgriggs@enterpriseflorida.com) or <https://www.enterpriseflorida.com/wp-content/uploads/FDA-Agendas-2021.pdf>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 days before the workshop/meeting by contacting: Michelle Griggs, (850)298-6640, [mgriggs@enterpriseflorida.com](mailto:mgriggs@enterpriseflorida.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: Michelle Griggs, (850)298-6640, [mgriggs@enterpriseflorida.com](mailto:mgriggs@enterpriseflorida.com).

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**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: May 5, 2021, 10:00 a.m.

PLACE: Call-In Information: 1(888)585-9008, Conference Room # 323-514-218

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Innovation and Business Talent Committee will hold its first meeting to discuss the committee's goals.

A copy of the agenda may be obtained by contacting: Katie Richardson, (850)530-4572.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 days before the workshop/meeting by contacting: 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: Katie Richardson, (850)530-4572.

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**METRIC ENGINEERING, INC.**

The Seminole County and the Florida Department of Transportation (FDOT) announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, May 18, 2021, 5:30 p.m.

PLACE: Virtually on Infinite Conferencing; By phone at 1(877)591-8353 with passcode 49355681; or In-Person at the City of Longwood Community Building located at 200 W. Warren Avenue, Longwood, FL 32750

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** A public hearing will be held regarding intersection improvements on State Road (S.R.) 434 at Ronald Reagan Boulevard (County Road 427) from Milwee Avenue to Oleander Street. (FPID No. 439040-1). This project is being conducted as a partnership between Seminole County and FDOT.

The project proposes to improve safety and operations at the intersection by adding a second left turn lane to eastbound and westbound S.R. 434, and adding a right turn lane from eastbound S.R. 434 to southbound Ronald Reagan Boulevard. Bicycle lanes are planned along S.R. 434 from Wilma Street to Ronald Reagan Boulevard. The project also will reconstruct and upgrade the existing traffic signal.

Right of way acquisition will be required to accommodate the proposed improvements. The public hearing is being held to present information and receive community feedback.

Seminole County is offering multiple ways for the community to participate in the hearing. All participants, regardless of platform they choose, will participate in the same live hearing. Virtual Option: Interested persons may join the Virtual Public Hearing from a computer, tablet, or mobile device. A VPM is a free live presentation or webinar over the internet. For this option, advance registration is required by visiting the link below. Once registered, participants will receive a confirmation email containing information about joining the hearing online. Please note, Internet Explorer cannot be used to register or attend this webinar. <https://SR434atCR427-ds.hub.arcgis.com>. Phone Option (Listen Only): Participants may join the hearing in listen-only mode by dialing 1(877)594-8353 and entering the passcode 49355681 when prompted. Callers may submit comments directly to the project manager by using the contact information listed at the end of this notice.

In-Person Option: Participants may attend in person by going to the City of Longwood Community Building located at 200 W. Warren Avenue, Longwood, FL 32750. Seminole County requests advanced registration for this option to ensure all attendees are accommodated safely and according to social distancing guidelines. To register for the in-person option, please contact the Seminole County Project Manager, Angela Cardona, P.E., by phone at (407)665-5661, by email at [acardona02@seminolecountyfl.gov](mailto:acardona02@seminolecountyfl.gov), or U.S. mail at Seminole County Department of Public Works/Engineering Division, 100 E. 1st Street, Sanford, FL 32771.

Attendees will be asked to follow all safety and sanitation guidelines as well as adhere to any local ordinances. Persons who are not feeling well should not attend the in-person hearing.

All hearing materials, including the presentation, will be available on the project website at <https://SR434atCR427-ds.hub.arcgis.com> prior to the hearing. Also, a recording of the hearing will be available on the website within a week following the hearing.

Seminole County is sending notices to all property owners, business owners, interested persons and organizations to provide the opportunity to give comments to Seminole County regarding the S.R. 434 at Ronald Reagan Boulevard Intersection Improvements. The hearing gives everyone an opportunity to express their views about the proposed modifications. While comments about the project are accepted any time, please send your comments by June 1, to be included in the records for this public hearing.

A copy of the agenda may be obtained by contacting: Seminole County Project Manager, Angela Cardona, P.E., by phone at (407)665-5661, by email at [acardona02@seminolecountyfl.gov](mailto:acardona02@seminolecountyfl.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to

participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: C. Brian Fuller, P.E. at (407)644-1898 or [brian.fuller@metriceng.com](mailto:brian.fuller@metriceng.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: Seminole County Project Manager, Angela Cardona, P.E., by phone at (407)665-5661, by email at [acardona02@seminolecountyfl.gov](mailto:acardona02@seminolecountyfl.gov).

#### METRIC ENGINEERING, INC.

The Florida Department of Transportation (FDOT) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 11, 2021, 12:00 Noon

PLACE: Online, Link: [www.nwflroads.com/virtualmeetings](http://www.nwflroads.com/virtualmeetings)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) has new information concerning the State Road (S.R.) 389 (East Avenue) Project Development & Environment Study in Bay County.

This information provides interested persons an opportunity to express their views concerning the proposed improvements.

The intent of these studies is to evaluate the potential for improving the roadway deficiencies along East Avenue which will ensure that the roadway is a freight friendly corridor that also serves the bicycle/pedestrian needs of area residents.

Maps, drawings, and other information will be available for review on the project website ([nwflroads.com/virtualmeetings](http://nwflroads.com/virtualmeetings)). FDOT representatives are available to discuss the proposed improvements, answer questions, and receive comments. The deadline to submit official comments related to this projects update is Tuesday, June 1, 2021.

Public participation is held without regard to race, color, national origin, age, sex, religion, disability, or family status.

The environmental review, consultation, and other actions required by applicable federal environmental laws for these projects are being, or have been, carried out by the FDOT pursuant to 23 U.S.C. 327 and a Memorandum of Understanding dated December 14, 2016 and executed by the Federal Highway Administration and FDOT.

A copy of the agenda may be obtained by contacting: Tori White, Project Manager at 1(888)638-0250, extension 1455, or via email at [tori.white@dot.state.fl.us](mailto:tori.white@dot.state.fl.us), or by mail at 1074 Highway 90, Chipley, Florida 32428

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: Tori White, Project Manager at 1(888)638-0250, extension 1455, or via email at [tori.white@dot.state.fl.us](mailto:tori.white@dot.state.fl.us), or by mail at 1074 Highway 90, Chipley, Florida 32428. 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: Tori White, Project Manager at 1(888)638-0250, extension 1455, or via email at [tori.white@dot.state.fl.us](mailto:tori.white@dot.state.fl.us), or by mail at 1074 Highway 90, Chipley, Florida 32428.

#### INFINITE SOURCE COMMUNICATIONS GROUP, LLC

The Florida Department of Transportation District Six announces a public meeting to which all persons are invited.

DATES AND TIMES: Session One: Wednesday, May 12, 2021, 9:00 a.m. – 11:30 a.m.; Session Two: Wednesday, May 19, 2021, 5:30 p.m. – 8:00 p.m.

PLACE: In-person: Walking Audit along SR A1A/Collins Ave from 44 Street to 60 Street.

Virtual: GoToMeeting

Session One: Wednesday, May 12, 2021: To participate in this audit from your computer, tablet or smartphone please click on the registration link:

<https://global.gotomeeting.com/join/986430285>

Participants can also call in by dialing (646)749-3122, Access code: 986-430-285.

Session Two: Wednesday, May 19, 2021: To participate in this audit from your computer, tablet or smartphone please click on the registration link:

<https://global.gotomeeting.com/join/563457677>

Participants can also call in by dialing (224)501-3412, Access code: 563-457-677.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) District Six will host two walking audit sessions for the State Road (SR) A1A/Collins Avenue from W 41 Street to W 63 Street Multimodal Planning Study, in Miami Dade County. The project identification number is 434773-3-12-01. As part of data collection efforts for the Collins Avenue Multimodal Study, the study team will walk along Collins Avenue from 44 Street to 60 Street in Miami Beach.

Session one: Wednesday, May 12, 2021, 9:00 a.m. – 11:30 a.m.

Session Two: Wednesday, May 19, 2021, 5:30 p.m. – 8:00 p.m.

Please note, this schedule may change due to weather or unforeseen circumstances.

The purpose of the walking audit is to gain a better on-the-ground understanding of the transportation concerns along the corridor, that will help the study team develop ways to make Collins Avenue safer and more accommodating for all modes of transportation. The same information and agenda will be shared during both sessions.

In-person details: Walk along Collins Avenue from 44 Street to 60 Street, in Miami Beach. Meeting location details and audit logistics will be provided to registrants. In-person participants

must register for the event by Friday, May 7, 2021 using the following link:

<https://www.surveymonkey.com/r/CollinsWalkingAudit>.

The in-person audit will be in compliance with all current Centers for Disease Control and Prevention (CDC) guidelines, and social distancing will be followed. Participants are encouraged to make their own arrangements to return to their starting points; public transit service is available and free. FDOT staff will assist in arranging transportation for participants, as needed.

Additional information about the walking audit is available via a five minute introductory video, [https://www.youtube.com/watch?app=desktop&v=WE\\_nXkLDMuw](https://www.youtube.com/watch?app=desktop&v=WE_nXkLDMuw) or by visiting the project webpage [www.fdotmiamidade.com/collinsavestudy](http://www.fdotmiamidade.com/collinsavestudy). The study team also encourages public participation through the online survey <https://www.surveymonkey.com/r/CollinsAve> and Wikimap <https://wikimapping.com/a1acollins-ave-multimodal-corridor-study.html>.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Consultant Project Manager Dan Hardy at [dhardy@ciesthatwork.com](mailto:dhardy@ciesthatwork.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: Tiffany Gehrke at (305)470-5308 or in writing at FDOT, 1000 NW 111 Avenue, Miami, FL 33172 or by email at: [Tiffany.Gehrke@dot.state.fl.us](mailto:Tiffany.Gehrke@dot.state.fl.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).

For more information, you may contact: Consultant Project Manager Dan Hardy at [dhardy@ciesthatwork.com](mailto:dhardy@ciesthatwork.com).

## Section VII

### Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has received the petition for declaratory statement from Venetia

Condominium Association, Inc. The petition seeks the agency's opinion as to the applicability of paragraph 718.113(2)(a) as it applies to the petitioner.

Whether potential risk is an exception to the material alteration vote requirement of paragraph 718.113(2)(a), Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: The Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-1030, (850)488-1631, [lscmhpublicrecords@myfloridalicense.com](mailto:lscmhpublicrecords@myfloridalicense.com); Docket #2020018410

Please refer all comments to: James Richardson, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has received the petition for declaratory statement from Flamingo South Beach I Condominium Association, Inc. Docket No. 2020051570. The petition seeks the agency's opinion as to the applicability of subsection 718.103(16) as it applies to the petitioner.

Whether pursuant to Chapter 718, Florida Statutes, Flamingo South Beach I Condominium Association is a “Developer” or a “Bulk Buyer” and whether § 718.103, Florida Statutes applies only to such developer that “relinquishes control of the Association.”

A copy of the Petition for Declaratory Statement may be obtained by contacting: the Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, FL 32399-1030, (850)488-1631, [lscmhpublicrecords@myfloridalicense.com](mailto:lscmhpublicrecords@myfloridalicense.com).

Please refer all comments to: James Richardson, Chief Attorney, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 2601 Blair Stone Road, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has declined to rule on the petition for declaratory statement filed by CL Contractors Corp. on February 16, 2021. The following is a summary of the agency's declination of the petition: Petitioner's representative communicated that the subject matter of its petition involved the past conduct of other entities. Since the subject matter of the petition is not properly addressed by a declaratory statement, the Commission declined to answer.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Trachte Building Systems on February 22, 2021. The following is a summary of the agency's disposition of the petition: Petitioner requested an answer to the following question, based upon the project described within its petition: If our doors, which are made with 26 gauge material, pass the requirements of TAS 201-94, TAS 202-94, and TAS 203-94, would we still be required to meet the 24 gauge material thickness requirement? On April 13, 2021, the Commission provided the following answer: yes. Pursuant to section 2217.1, Florida Building Code, Building, 7th Edition (2020), in addition to passing the requirements of TAS 201-94, TAS 202-94 and TAS 203-94, the product in question must also comply with the 24 gauge material thickness requirement of section 2222.4.3, Florida Building Code, Building, 7th Edition (2020).

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Sdii Global Corporation on March 17, 2021. The following is a summary of the agency's disposition of the petition: Petitioner requested an answer to the following question, based upon the project described within its petition: When determining if a roof repair exceeds the 25 percent threshold specified in section 706.1.1, Florida Building Code, Existing Building, 7th Edition (2020), should work on non-damaged components still be omitted from the repair area calculation? On April 13, 2021, the Commission provided the following answer: yes. In accordance with the definition of the term "Roof Section" in section 202, Florida Building Code, Existing Building, 7th Edition (2020), and the provisions of section 706.1.1, Florida Building Code, Existing Building, 7th Edition (2020), related work which involves the removal and installation of components for the purpose of connecting repaired areas to unrepaired areas (roof areas required for a proper tie-off) shall not be considered part of the roof repair in question, and therefore such related work shall not be counted toward the 25 percent threshold stated in section 706.1.1, Florida Building Code, Existing Building, 7th Edition (2020).

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

## DEPARTMENT OF FINANCIAL SERVICES

Finance

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

On 5/3/2021 the Petition was WITHDRAWN. The petition sought a declaratory statement from the Office whether it's a cryptocurrency sales service falls under the Florida Money Transmitter Statute, Chapter 560, Florida Statutes. \*\*\*\*\*The original petition was published March 31 2021 in the Florida Administrative Register Volume 47, Number 62.

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**

**DEPARTMENT OF EDUCATION**

**Request for Applications for Available Funding**

The Florida Department of Education, Division of Career and Adult Education, announces the availability of federal funds through a competitive grants process under the Workforce Innovation and Opportunity Act (WIOA) of 2014, Title II - Adult Education and Family Literacy Act (AEFLA). Follow the guidelines on each individual Request for Proposal, as due dates may vary. Through the competitive grants process, eligible applicants are assured direct & equitable access to apply for

funds. For application instruction, forms & funding opportunities conference information, please refer to [www.fldoe.org/WIOAGrants](http://www.fldoe.org/WIOAGrants) or direct questions to [mallory.martinez@fldoe.org](mailto:mallory.martinez@fldoe.org).

**CITY OF CAPE CORAL**

**RUT2173MC Upper Floridan Aquifer Water Supply Well Permitting, Design and Professional Engineering Services**

The City of Cape Coral, Florida, is seeking Request for Proposals – RUT2173MC, Upper Floridan Aquifer Water Supply Well Permitting, Design and Professional Engineering Services. The intent of this Request for Proposal (RFP) is to partner with and require the successful proposer to provide Professional Engineering and Hydrogeologic Consulting services for permitting, design, bidding support, engineering services and optional Construction Engineering & Inspection (CEI) services of Upper Floridan Aquifer Water Supply Wells. A copy of the Request for Proposal documents may be obtained: online at [www.demandstar.com](http://www.demandstar.com) or via email request to [mconnell@capecoral.net](mailto:mconnell@capecoral.net) or by phone request to the Procurement Main phone line (239)574-0831.

The proposal documents and specifications are posted on Demand Star <http://www.demandstar.com/>. Sealed Proposals will be opened at Cape Coral City Hall, 1015 Cultural Park Blvd., Cape Coral, Florida 33990.

**PROPOSALS MUST BE DATE STAMPED NO LATER THAN 1:30 P.M. on June 7, 2021, IN THE PROCUREMENT OFFICE. PROPOSALS PRESENTED AFTER THAT TIME WILL BE REFUSED.**

By Order of the City Manager, Kimberly Bruns, City Clerk  
Advertise: May 5, 2021

**Section XII  
Miscellaneous**

**DEPARTMENT OF STATE**

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Wednesday, April 28, 2021 and 3:00 p.m., Tuesday, May 4, 2021.

<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
2A-9.006	4/28/2021	5/18/2021
11B-14.002	4/30/2021	5/20/2021
11B-18.005	4/30/2021	5/20/2021
11B-20.001	4/30/2021	5/20/2021

11B-20.0014	4/30/2021	5/20/2021
11B-21.005	4/30/2021	5/20/2021
11B-27.002	4/30/2021	5/20/2021
11B-27.00212	4/30/2021	5/20/2021
11B-27.0022	4/30/2021	5/20/2021
11B-27.003	4/30/2021	5/20/2021
11B-27.005	4/30/2021	5/20/2021
11B-35.001	4/30/2021	5/20/2021
11B-35.002	4/30/2021	5/20/2021
11B-35.0024	4/30/2021	5/20/2021
11B-35.006	4/30/2021	5/20/2021
11C-7.006	4/30/2021	5/20/2021
11C-7.007	4/30/2021	5/20/2021
11C-7.009	4/30/2021	5/20/2021
11C-7.010	4/30/2021	5/20/2021
11C-7.012	4/30/2021	5/20/2021
11D-11.001	4/30/2021	5/20/2021
11D-11.002	4/30/2021	5/20/2021
33-401.401	5/3/2021	5/23/2021
33-602.203	4/29/2021	5/19/2021
40A-8.021	4/28/2021	5/18/2021
40A-8.041	4/28/2021	5/18/2021
65C-28.004	4/30/2021	5/20/2021
65C-28.021	5/4/2021	5/24/2021
67-21.001	4/28/2021	5/18/2021
67-21.002	4/28/2021	5/18/2021
67-21.0025	4/28/2021	5/18/2021
67-21.003	4/28/2021	5/18/2021
67-21.004	4/28/2021	5/18/2021
67-21.0045	4/28/2021	5/18/2021
67-21.006	4/28/2021	5/18/2021
67-21.007	4/28/2021	5/18/2021

67-21.008	4/28/2021	5/18/2021
67-21.009	4/28/2021	5/18/2021
67-21.010	4/28/2021	5/18/2021
67-21.013	4/28/2021	5/18/2021
67-21.014	4/28/2021	5/18/2021
67-21.015	4/28/2021	5/18/2021
67-21.017	4/28/2021	5/18/2021
67-21.018	4/28/2021	5/18/2021
67-21.019	4/28/2021	5/18/2021
67-21.025	4/28/2021	5/18/2021
67-21.026	4/28/2021	5/18/2021
67-21.027	4/28/2021	5/18/2021
67-21.028	4/28/2021	5/18/2021
67-21.029	4/28/2021	5/18/2021
67-21.030	4/28/2021	5/18/2021
67-21.031	4/28/2021	5/18/2021
67-48.001	4/28/2021	5/18/2021
67-48.002	4/28/2021	5/18/2021
67-48.004	4/28/2021	5/18/2021
67-48.007	4/28/2021	5/18/2021
67-48.0072	4/28/2021	5/18/2021
67-48.0075	4/28/2021	5/18/2021
67-48.009	4/28/2021	5/18/2021
67-48.0095	4/28/2021	5/18/2021
67-48.010	4/28/2021	5/18/2021
67-48.0105	4/28/2021	5/18/2021
67-48.013	4/28/2021	5/18/2021
67-48.014	4/28/2021	5/18/2021
67-48.015	4/28/2021	5/18/2021
67-48.017	4/28/2021	5/18/2021
67-48.018	4/28/2021	5/18/2021
67-48.019	4/28/2021	5/18/2021

67-48.020	4/28/2021	5/18/2021
67-48.0205	4/28/2021	5/18/2021
67-48.022	4/28/2021	5/18/2021
67-48.023	4/28/2021	5/18/2021
67-48.027	4/28/2021	5/18/2021
67-48.028	4/28/2021	5/18/2021
67-48.029	4/28/2021	5/18/2021
67-48.030	4/28/2021	5/18/2021
67-48.031	4/28/2021	5/18/2021
67-48.040	4/28/2021	5/18/2021
67-48.041	4/28/2021	5/18/2021
<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Establishment of Pro-fit Solutions LLC, dba ECCO Motors, line-make LUGC

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Elite Electric Vehicles LLC, intends to allow the establishment of Pro-fit Solutions LLC, dba ECCO Motors as a dealership for the sale of low-speed vehicles manufactured by Lvtong USA Golf Cars LLC, (line-make LUGC) at 147 Professional Place, Miramar Beach, (Walton County), Florida 32550, on or after June 4, 2021.

The name and address of the dealer operator(s) and principal investor(s) of Pro-fit Solutions LLC are dealer operator(s): Scott Lightsey, 147 Professional Place, Miramar Beach, Florida

32550, principal investor(s): Scott Lightsey, 147 Professional Place, Miramar Beach, Florida 32550.

The notice indicates intent to establish the new point location in a county of less 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: Danny Dodd, Elite Electric Vehicles LLC, 3125 North East 37th Place, Wildwood, Florida 34785.

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 Boca Scooters LLC, line-make YMSK

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 Genuine Scooters LLC, intends to allow the establishment of Boca Scooters LLC, as a dealership for the sale of motorcycles manufactured by Changzhou Yamasaki Motorcycle Co. Ltd (line-make YMSK) at 389 Northwest 1st Avenue, Boca Raton, (Palm Beach County), Florida 33432, on or after June 4, 2021.

The name and address of the dealer operator(s) and principal investor(s) of Boca Scooters LLC are dealer operator(s): Colton Ralston, 389 Northwest 1st Avenue, Boca Raton, Florida 33432; principal investor(s): Colton Ralston, 389 Northwest 1st Avenue, Boca Raton, Florida 33432.

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: Sarah Miyashiro, Genuine Scooters LLC, 2700 West Grand Avenue, Chicago, Illinois 60612.

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.

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#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Pro-fit Solutions LLC, dba ECCO Motors, line-make LUGC

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Elite Electric Vehicles LLC, intends to allow the establishment of Pro-fit Solutions LLC, dba ECCO Motors as a dealership for the sale of low-speed vehicles manufactured by Lvtong USA Golf Cars LLC, (line-make LUGC) at 147 Professional Place, Miramar Beach, (Walton County), Florida 32550, on or after June 4, 2021.

The name and address of the dealer operator(s) and principal investor(s) of Pro-fit Solutions LLC are dealer operator(s): Scott Lightsey, 147 Professional Place, Miramar Beach, Florida 32550, principal investor(s): Scott Lightsey, 147 Professional Place, Miramar Beach, Florida 32550.

The notice indicates intent to establish the new point location in a county of less 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: Danny Dodd, Elite Electric Vehicles LLC, 3125 North East 37th Place, Wildwood, Florida 34785.

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.

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#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Bayshore Auto Repair LLC, dba Electric Motion Golf Carts, line-make GARI

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 Garia, Inc., intends to allow the establishment of Bayshore Auto Repair LLC, dba Electric Motion Golf Carts as a dealership for the sale of low-speed vehicles manufactured by Garia A/S (line-make GARI) at 3945 Bayshore Drive, Naples, (Collier County), Florida 34112, on or after June 5, 2021.

The name and address of the dealer operator(s) and principal investor(s) of Bayshore Auto Repair LLC are dealer operator(s): Camila Serna, 3945 Bayshore Drive, Naples, Florida 34112; principal investor(s): Bret Deising, 3945 Bayshore Drive, Naples, Florida 34112.

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: Casey Winge, Garia, Inc, 13810 Hollister Road, Suite 150, Houston, Texas 77086.

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 North Florida Custom Carts LLC, line-make LUGC

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Lvtong USA Golf Cars LLC, intends to allow the establishment of North Florida Custom Carts LLC, as a dealership for the sale of low-speed vehicles manufactured by Lvtong USA Golf Cars LLC (line-make LUGC) at 10560 US Highway 1 North, Ponte Vedra, (St Johns County), Florida 32081, on or after June 5, 2021.

The name and address of the dealer operator(s) and principal investor(s) of North Florida Custom Carts LLC are dealer operator(s): Tammi Noon, 10560 US Highway 1 North, Ponte Vedra, Florida 32081, principal investor(s): Tammi Noon, 10560 US Highway 1 North, Ponte Vedra, Florida 32081.

The notice indicates intent to establish the new point location in a county of less 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: Shivan Patel, Lvtong USA Golf Cars LLC, 931 Silverado Trail, Rosenberg, Texas 77471.

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**

FSC - Financial Institution Regulation

Office of Financial Regulation

**NOTICE OF FILINGS**

Financial Services Commission

Office of Financial Regulation

May 5, 2021

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

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P.O. Box 8050		General Counsel's Office
Tallahassee, Florida 32314-8050		The Fletcher Building, Suite 118
Phone: (850)410-9889		101 East Gaines Street
Fax: (850)410-9663		Tallahassee, Florida 32399-0379
		Phone: (850)410-9889

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

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 P.M., May 26, 2021):

**APPLICATION TO MERGE**

Constituent Institutions: The Bank of Tampa, Tampa, Florida and Hillsboro Bank, Plant City, Florida

Resulting Institution: The Bank of Tampa, Tampa, Florida

With Title: The Bank of Tampa

Received: April 29, 2021

Distribution: (Publication Not Required)

Federal Deposit Insurance Corporation, Atlanta, GA

Federal Reserve Bank of Atlanta, Atlanta, GA

Comptroller of the Currency, Atlanta, GA

John P. Greeley

William Berg

Section XIII  
Index to Rules Filed During Preceding  
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.

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