

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Historical Resources

RULE NO.: RULE TITLE:
 1A-39.001 Division of Historical Resources Grant Programs & Requirements

PURPOSE AND EFFECT: The purpose of this rule amendment is to establish in rule the most recent guidelines, forms, application procedures, and Grant Award Agreements for the Historic Preservation Grants In Aid Program, including the Small Matching Grant Program and the Special Category Grant Program.

SUBJECT AREA TO BE ADDRESSED: Guidelines, application forms, and Grant Award Agreements for the Small Matching Grant Program and the Special Category Grant Program.

RULEMAKING AUTHORITY: 267.031(1), 267.0617(5) FS.
LAW IMPLEMENTED: 267.0617(2), (3) 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: Jon Morris, Senior Attorney. 500 S. Bronough Street Tallahassee Florida, 32399. Email: jon.morris@dos.myflorida.com.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

RULE NOS.: RULE TITLES:
 68-5.001 Purpose and Intent
 68-5.007 Possession of Prohibited Non-Native Species

PURPOSE AND EFFECT: : The purpose and effect of these amendments are to provide a means to allow qualifying deviations from the current rules regarding biosecurity requirements, the issuance of personal pet permits to be transferred to the spouse or beneficiary of the permit holder upon their death, the indoor public contact with captive Prohibited terrestrial species by mobile exhibitors, and to update an incorporated form regarding eradication and control permit applications.

SUBJECT AREA TO BE ADDRESSED: Subject area covered include the regulation of Prohibited/Conditional/Nonnative species biosecurity, personal possession, exhibition, and an incorporated form for the application of eradication and control permits.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution
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: Kristen Sommers, Section Leader, Wildlife Impact Management, Division of Habitat and Species Conservation, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-3831

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 MANAGEMENT SERVICES

Technology Program

<p>RULE NOS.:</p> <p>60FF-3.003</p> <p>60FF-3.004</p> <p>60FF-3.005</p> <p>60FF-3.006</p> <p>60FF-3.007</p> <p>60FF-3.008</p>	<p>RULE TITLES:</p> <p>Additions or Modifications, Reductions or Terminations to Existing SUNCOM Service Initiated by the Department</p> <p>Protection Standards for State Network Security Breach Protection Provisions Required for Department Approved Use of Third Party Network Equipment, Services and Software</p> <p>Department Response to System Failures, Security Breaches and Security Exposures</p> <p>SUNCOM Cost Recovery for System Failures and Security Breaches Caused by Third Parties</p> <p>Management and Distribution of State Numbers and Addresses</p>
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PURPOSE AND EFFECT: To update the conditions of use, security requirements, and response to security breaches by Customers of the SUNCOM system.

SUMMARY: The proposed changes update security requirements for non-SUNCOM managed equipment, notification procedures following a security breach,

Department and Customer response to security breaches, cost recovery, and management of state numbers and addresses.

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 agency, utilizing the expertise of division personnel, determined no SERC was required based on the nature of the rule and after completing the SERC checklist analysis.

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: 282.702(2), (9), 282.707(2), F.S.

LAW IMPLEMENTED: 282.702(2), (8), (12), 282.703, 282.704, 282.705, 282.706, 282.707, F.S.

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: Robert Downie, Deputy Director, Division of Telecommunications, 4050 Esplanade Way, Tallahassee, Florida 32399, Robert.Downie@dms.fl.gov, (850)922-2963. A copy of the proposed rule is also available at https://www.dms.myflorida.com/agency_administration/general_counsel/rulemaking.

THE FULL TEXT OF THE PROPOSED RULE IS:

60FF-3.003 ~~Additions or Modifications,~~ Additions, Reductions or Terminations to Existing SUNCOM Service Initiated by the Department.

(1) through (2) No change.

(3) The terms of the applicable contract for the SUNCOM service shall be the basis for the Department’s notice obligation to vendors when requesting a change to a service. If the applicable contract fails to address these notice obligations:

(a) through (b) No change.

(c) Modifications requiring physical actions shall be implemented within thirty (30) days from the date a request from the Department is issued ~~a period that is customary for the vendor in serving large business customers.~~

Rulemaking Authority 282.702(2), (9), 282.707(2) FS. Law Implemented 282.702(2), (8), (12), 282.703, 282.704, 282.705, 282.706, 282.707 FS. History–New 6-25-08, Amended.

60FF-3.004 Protection Standards for State Network.

To protect the integrity, predictability and availability of state communications services, Customers shall adhere to the following security specifications and directives:

(1) No change.

(2) Absent written approval from the Department, the following are prohibited:

(a) Any non-SUNCOM Backdoor ~~connections to or from the State Intranet~~ without SUNCOM managed or sanctioned filtering;

(b) through (c) No change.

(d) Any configuration creating non-SUNCOM managed remote access Connections to or from the State Intranet; and -

(e) Any non-SUNCOM managed equipment without two-factor authentication access. Authentication factors include, but are not limited to, something a person knows (e.g., password or personal identification number) and something a person has (e.g., cryptographic identification device or token).

(3) No change.

(4) The Department shall take several findings into consideration in determining whether or not to approve any of the conditions described in subsection 60FF-3.004(2), F.A.C. Those findings shall determine whether or not the Customer has in place:

(a) The appropriate and generally accepted processes for protecting the State Intranet ~~and~~;

(b) A modern firewall using contemporary tools and functionality for protecting the State Intranet ~~and~~;

(c) Trained staff available to inform and work with the Department ~~and~~;

(d) Monitoring activities and modern tools that are adequate for protecting the State Intranet; ~~and~~;

(e) Ongoing transparent access available to the Department to the information necessary to verify paragraphs (a) – (d) ~~these things~~ and perform associated diagnostics.

(5) Customers shall not use or allow ~~No~~ scanning tools, Traffic generating stress testing of applications or communications, or network topology discovery tools that automatically generate repeated contact with other nodes outside the Customer’s Sub-network or across the SUNCOM network, ~~are allowed to be used~~ without written authorization from the Department. Customers shall request authorizations via email through ~~Authorizations can be obtained via an electronic mail request and reply with~~ the SUNCOM Network Operations Center. If the Customer is requesting authorization of a repetitive activity, the request must comprehensively define ~~Said authorization may include provisions for repetitive~~

~~activities if the request for authorization comprehensively defines the repetitive activity. Authorizations shall be granted based upon the Department verifying that:~~

~~(a) The extent of the activity shall not affect or alarm SUNCOM, its Providers and Customers.~~

~~(b) And the activity shall not impair the capacity of SUNCOM circuits to accommodate communications traffic; and-~~

~~(b) (e) And the initiator of the activity shall coordinate the timing and extent of the activity to minimize impact on the State Network and its Customers.~~

(6) The Customer's Chief Information Security Manager Officer, as established by Section 282.318(4) (3)(a), F.S., or the highest level information security official for the Customer, shall work with the Department to ensure that the Customer adheres to the Department's security rules and any SUNCOM service requirement based on the appropriate technical specifications and procedures associated with the applicable service, as outlined in the Portfolio of Services.

(a) Customers shall adhere to all other applicable security requirements, including, but not limited to, chapter 282, F.S., and Rule Chapter 60GG-2, F.A.C.

(b) The Customer's designees are responsible for:

1. Keeping any Unauthorized Traffic or Connection from traversing the SUNCOM network; and

2. Notifying the SUNCOM Network Operations Center (888-478-6266) immediately upon discovery, and in no case more than fifteen (15) minutes after, a Security Exposure (e.g., a virus, Denial of Service, worm, hoax email, discovery of hacking tools, or altered data) that impacts or has the potential to impact the State's information resource is suspected or confirmed.

(7) Network Solutions obtained outside the official SUNCOM offering are subject to the Security Breach Protection provisions stated in Rules 60FF-3.004, ~~F.A.C.~~, through 60FF-3.007, F.A.C., and shall be documented by the Customer, as required in subsection 60FF-1.008(6), F.A.C., for Required Users or in Rule 60FF-1.013, F.A.C., for other Customers non Required Users.

(8) SUNCOM communication Traffic shall be monitored by the Department's Division of Telecommunications Department for Unauthorized Activity. The Department will report vViolations shall be reported to the Customer having appeared to have facilitated the Unauthorized Activity as well as and/or the appropriate authority with jurisdiction over associated prevention and enforcement, which shall include the Florida Digital Service that Agency for Enterprise Information Technology, and be remedied through the provisions of Rule 60FF-3.006, F.A.C.

(9) No change.

(10) Customers shall be responsible for resolving all Security Breaches, and Security Exposures, and System Failures defined in these rules for conditions within the Customer's purview and shall cooperate with the Department on SUNCOM resolution efforts through the provisions of Rule 60FF-3.006, F.A.C.

Rulemaking Authority 282.702(2), (9), 282.707(2) FS. Law Implemented 282.702(2), (8), (12), 282.703, 282.704, 282.705, 282.706, 282.707 FS. History--New 6-25-08, Amended.

60FF-3.005 Security Breach Protection Provisions Required for Department Approved Use of Third Party Network Equipment, Services and Software.

(1) All Customers Required Users and Users of the State Intranet shall adhere to these requirements for any purchase or lease of Network Services, Network Software, or Network Equipment through means other than SUNCOM Services.

(2) No change.

Rulemaking Authority 282.702(2), (9), 282.707(2) FS. Law Implemented 282.702(2), (8), (12), 282.703, 282.704, 282.705, 282.706, 282.707 FS. History--New 6-25-08, Amended.

60FF-3.006 Department Response to System Failures, Security Breaches and Security Exposures.

(1) If there is a Security Breach, Security Exposure or System Failure resulting from implementation of Network Services, Network Software, or Network Equipment purchased or leased from sources other than SUNCOM by a Customer Required Users and Users of the State Intranet, the Department's Division of Telecommunications, Department in consultation with the Florida Digital Service, will Agency for Enterprise Information Technology shall take whatever action the Department deems necessary to protect the integrity, predictability, and availability of the State Network and protect SUNCOM Customers following the escalation steps defined below:

(a) The Customer Customers shall remedy any Security Breach, ~~or Security Exposure, or System Failure in coordination while in communications~~ with the Department's Division of Telecommunications Department and the Florida Digital Service Agency for Enterprise Information Technology.

(b) In the event that the Ceustomer cannot remedy the Security Breach, ~~or Security Exposure, or System Failure, the Customer shall grant the Department shall be granted~~ access to, and, if deemed necessary by the Department, and/or control of any resources the Department declares to be related to the Security Breach, Security Exposure, or System Ffailure, breach or exposure.

(c) Based on the Department's determination that steps (a) and (b), above, have failed to resolve the Security Breach, ~~or Security Exposure, or System Failure~~ in a manner that will protect the integrity, predictability and availability of the State

Network and protect SUNCOM Customers, the Customer shall grant the Department ~~shall be granted~~ exclusive access and control of any and all said Network Services, Network Software, or Network Equipment; or, if deemed necessary, the Department will ~~may~~ temporarily suspend SUNCOM Services to the SUNCOM Customer responsible for said Network Services, Network Software, or Network Equipment. In making its determination that steps (a) and (b) have failed, the Department shall consider the severity of the Security Breach, Security Exposure, or System Failure, ~~Security Breach or Security Exposure~~, the extent, timeliness, and effectiveness of the Customer's resolution efforts and the findings described in subsection 60FF-3.004(4), F.A.C.

(d) No change.

(2) Government entities and associated vendors that are responsible for any and all said Network Services, Network Software, or Network Equipment shall grant the Department exclusive access to and control of any resources that the Department declares to be related to the Security Breach, Security Exposure, or System Failure, ~~breach or exposure~~, remedy thereto and ongoing prevention of recurrence.

(a) No change.

(b) If the Department assumes exclusive control of these Network Resources, the Department's Division of Telecommunications Department shall do so in consultation with the Florida Digital Service Agency for Enterprise Information Technology.

(3) If the Customer requests allowance for continuation of the primary conditions that led to the Security Breach, or Security Exposure, or System Failure beyond the short term mitigation efforts, the Department will ~~may~~ implement ongoing State Network protection requirements, such as that may include implementing access controls to shared resources, isolation of the Customer's Sub-network and/or special monitoring of the Customer's network Traffic and configurations.

Rulemaking Authority 282.702(2), (9), 282.707(2) FS. Law Implemented 282.702(2), (8), (12), 282.703, 282.704, 282.705, 282.706, 282.707 FS. History--New 6-25-08, Amended.

60FF-3.007 SUNCOM Cost Recovery for System Failures and Security Breaches Caused by Third Parties.

If there is a Security Breach, Security Exposure or System Failure that affects SUNCOM or any SUNCOM Customer ~~resulting from a breach as described in Rule 60FF 3.005, F.A.C.~~, the providing vendor shall pay the Department ~~liquidated~~ damages in proportion to the vendor's liability share. The amount of the ~~liquidated~~ damages shall be equal to the Department's costs to resolve the Security Breach, Security Exposure or System Failure; ~~breach~~, repair consequential damages and establish protections to prevent recurrence. The

Department's costs shall consist of SUNCOM staff time; and any equipment, expenses or vendor charges related to the effort.

(1) No change.

(2) The vendor shall also pay all costs associated with damages experienced by SUNCOM Customers affected by the System Failure, Security Exposure or Security Breach in proportion to the vendor's relative liability. ~~The costs associated with said damages shall be calculated in a good faith and equitable manner by each affected SUNCOM Customer.~~

Rulemaking Authority 282.702(2), (9), 282.707(2) FS. Law Implemented 282.702(2), (8), (12), 282.703, 282.704, 282.705, 282.706, 282.707 FS History--New 6-25-08, Amended.

60FF-3.008 Management and Distribution of State Numbers and Addresses.

The Department, as the provider of the State Network, shall own, manage and establish standards for the communications addressing, directory services, and the state numbering plans for State computing and telephony communications and the State Network. This applies to the following:

(1) No change.

(2) For all phone numbers, regardless of when they were distributed, the Department shall distribute and/or authorize numbers to Customers ~~of the network~~, and/or delegate management of subsidiary groups of numbers to Customers ~~of the network~~.

(3) through (4) No change.

(5) Telephone numbers and electronic addresses provided by the Department as part of the SUNCOM Service offering belong to the Department and cannot be given to another entity without the Department's express written consent should the SUNCOM service offering be suspended ~~without the Department's expressed written consent~~.

(6) No change.

Rulemaking Authority 282.702(2), (9), 282.707(2) FS. Law Implemented 282.702(2), (8), (12), 282.703, 282.704, 282.705, 282.706, 282.707 FS History--New 6-25-08, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Robert Downie, Deputy Director, Division of Telecommunications

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: J. Todd Inman, Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 24, 2022

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.: RULE TITLES:
 62-210.310 Air General Permits
 62-210.700 Excess Emissions

PURPOSE AND EFFECT: The purpose of this Notice of Proposed Rule (NOPR) is to revise Rule 62-210.700, F.A.C., to extend the sunset date of the excess emissions rule and make a correction to delete duplicative language in Rule 62-210.310, F.A.C.

SUMMARY: The proposed rule will amend the rule by deleting duplicative language in sub-subparagraph 62-210.310(4)(g)3.c., F.A.C. The deleted provision is identical to sub-subparagraph 62-210.310(4)(g)3.d., F.A.C. The proposed rule will also amend the sunset date for startup, shutdown, and malfunction provisions in Rule 62-210.700, F.A.C., as part of the Department’s response to the Environmental Protection Agency’s Startup, Shutdown, and Malfunction State Implementation Plan (SIP) Call.

OTHER RULES INCORPORATING RULE 62-210.310, F.A.C.: 62-210.300, 62-213.300, 62-296.500, and 62-297.310, F.A.C.

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

OTHER RULES INCORPORATING RULE 62-210.700, F.A.C.: 62-110.107, 62-212.720, 62-213.440, 62-296.401, 62-296.404, 62-296.570, 62-296.702, 62-297.310, F.A.C.

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

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: revision of these rules will not have an adverse impact or increase regulatory costs on any entity because the revision to the sunset date does not impose new regulatory requirements. Any person who wishes to provide information regarding a statement of estimated regulatory costs or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 403.061, F.S.
 LAW IMPLEMENTED: 403.021, 403.031, 403.061, 403.087, 403.814, F.S.

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: Hastings Read, 2600 Blair Stone Rd., MS 5500, Tallahassee, FL, 32399-2400, hastings.read@floridadep.gov, (850) 717-9017.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-210.310 Air General Permits.

(1) through (3) No change.

(4) Air General Permits for Facilities Claiming Conditional Exemption from Title V Air Permitting.

(a) through (f) No change.

(g) Air General Permit for Facilities Comprising Asphalt Concrete Plants.

1. through 2. No change.

3. A facility using this air general permit shall comply with the general conditions given at subsection 62-210.310(3), F.A.C., and the following specific conditions:

a. through b. No change.

c. The particulate matter (PM) emissions shall not exceed 0.04 grains per dry standard cubic foot averaged over a three-hour period. ~~If the facility is subject to 40 C.F.R. Part 60, Subpart I, as adopted and incorporated by reference in Rule 62-204.800, F.A.C., the owner or operator shall comply with all limitations and requirements of Subpart I.~~

d. through i. No change.

4. through 6. No change.

(5) No change.

Rulemaking Authority 403.061 FS. Law Implemented 403.031, 403.061, 403.087, 403.814 FS. History—New 1-10-07, Amended 5-9-07, 10-12-08, 6-29-11, 4-26-17, 7-3-18, 9-29-20, _____.

62-210.700 Excess Emissions.

(1) through (5) No change.

(6) After ~~November 22, 2023~~ May 22, 2022, subsections 62-210.700(1) and (2), F.A.C., shall not apply to:

(a) Emission limits in Chapter 62-296, F.A.C., that have been or that become incorporated into the State Implementation Plan for the State of Florida, identified in 40 C.F.R. §52.520; and,

(b) Unit-specific emission limits that have been or that become incorporated into the State Implementation Plan for the State of Florida, identified in 40 C.F.R. §52.520.

(7) Subsections 62-210.700(1) and (2), F.A.C., shall not apply to unit-specific emission limits established after October 23, 2016, pursuant to Rules 62-212.400 and 62-212.500, F.A.C. Rulemaking Authority 403.061 FS. Law Implemented 403.021, 403.031, 403.061, 403.087 FS. History—Formerly 17-2.250, 17-210.700, Amended 11-23-94, 10-23-16, 4-4-18, 4-30-20, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Hastings Read
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Secretary Shawn Hamilton
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: 1/19/2022
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: 11/04/2021

DEPARTMENT OF CHILDREN AND FAMILIES

Agency for Persons with Disabilities

RULE NOS.: RULE TITLES:

65G-15.001 Definitions

65G-15.002 Restitution Claims

PURPOSE AND EFFECT: The purpose and effect of these new rules is to set forth the process in which claimants may request and receive restitution within a reasonable timeframe for medical injury and/or property damage caused by a resident who the Agency for Persons with Disabilities ("Agency") is responsible for monitoring while that person is a resident at an Agency state institution or developmental disabilities center. These rules will implement and interpret statutory changes pursuant to chapter 2021-131, Laws of Florida.

SUMMARY: The State Institution Claims Program ("Program") will make restitution to any claimant who suffers property damages and/or direct medical expenses for injuries caused by patients, typically referred to as residents, under the Agency’s supervision at its’ state-run institutions. The Agency’s state-run institutions include Tacachale, Sunland Center, the Developmental Disabilities Defendant Program (“DDDP”), and Pathways. Claimants will complete the claim form, incorporated in 65G-15.002, F.A.C., after which the Agency will provide a timely response and resolution.

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 can be summarized by: rulemaking is required under chapter 2012-131, Laws of Florida; rulemaking is necessary to properly implement the State Institution Claims Program; without these rules the Agency would be acting pursuant to an unadopted rule; and given the statutory requirements, the Agency determined the rules do not have an adverse impact on economic growth, private sector job creation or employment, private sector investment, business competitiveness, productivity, or innovation, nor do they increase regulatory

costs, including transactional costs, in excess of \$200,000 in the aggregate within one year or in excess of \$1 million in the aggregate within five years after the implementation of these rules.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A SERC Checklist and SERC were prepared by the Agency to determine the need for legislative ratification. Based on this information at the time of the analysis, summarized above, and pursuant to section 120.541, Florida Statutes, the rules will not require legislative ratification because costs will not be in excess of \$1 million in the aggregate within 5 years after the implementation of the rules.

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

RULEMAKING AUTHORITY: 402.181(3), 393.501(1), F.S.

LAW IMPLEMENTED: 402.181, F.S.

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: Nathan Koch, Deputy General Counsel, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 335, Tallahassee, FL 32399, (850)922-9512, Nathan.Koch@apdcares.org

THE FULL TEXT OF THE PROPOSED RULE IS:

65G-15.001 Definitions

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

(2) “Claimant” means any person who submits a restitution claim alleging property damage and/or direct medical expenses for his or her injuries under section 402.181, Florida Statutes.

(3) “Health care” means services, supplies, and equipment that are necessary for the treatment of an injury to a person’s body.

(4) “Incident” means the same or similar event or occurrence in time.

(5) “Resident” means any individual of any developmental disability center or state institution under the supervision of the Agency, while such individual is living and receiving services at the center or institution. This includes Tacachale, Sunland Center, the Developmental Disabilities Defendant Program (“DDDP”), and Pathways.

(6) “Preponderance of the evidence” means the party bearing the burden of proof must present evidence which shows that the fact to be proven is more probable than not.

(7) “Repair cost” means the cost of services to restore a damaged asset to a condition that is as useful or productive as the asset was before the damage.

(8) “Replacement cost” means the cost of acquiring an asset that is of comparable value as the asset previously held.

(9) “Restitution” means recompense for injury or loss. Restitution includes any taxes, shipping, or other related costs necessary to be made whole.

(10) “Restitution claim” means any reimbursement claim resulting from property damages and/or direct medical expenses for injuries caused by a resident(s) that has not been restored or recompensed by any other source including but not limited to workers’ compensation, casualty and liability insurance, and health insurance.

Rulemaking Authority 402.181(3), 393.501(1), F.S. Law Implemented 402.181, F.S. History–New.

65G-15.002 Restitution Claims

(1) A claimant filing a restitution claim under section 402.181, Florida Statutes, has the burden to prove by a preponderance of the evidence:

(a) that the action(s) of a resident(s) is the direct cause of claimant’s property damages and/or direct medical expenses for injuries; and

(b) the monetary amounts of the claimant’s damages and/or expenses.

(2) Only one restitution claim can be submitted per claimant per incident.

(3) The maximum restitution amount per restitution claim may not exceed \$1,000.00.

(4) Restitution claims must be submitted to the Agency using the State Institution Claims Program Form (“Claims Form”), APD Form 65G-15.002 A, effective _____, incorporated here by reference and available at _____.

(a) A complete Claims Form must be received by the Agency, in accordance with the instructions on the form, within 90 calendar days from the date of the incident that caused the property damage and/or medical injury.

(b) Any restitution claim received after 90 days of the incident must be denied.

(c) The Agency must adjudicate a restitution claim within 60 calendar days of receipt. The 60 days is tolled:

1. For 21 calendar days from the date the Agency issues a request for additional information to the claimant or claimant’s legal representative. If the Agency has not received the additional information within the 21 calendar days, the Agency will make a determination on the claim based solely upon the information available at that time.

2. Whenever a claimant makes a claim for restitution or compensation for the same incident which is not pursuant to section 402.181, Florida Statutes, for the period of time until such claim is resolved; the time for appeal, if any, has expired; and the Agency receives notice thereof from the claimant or the legal representative.

Rulemaking Authority 402.181(3), 393.501(1), F.S. Law Implemented 402.181, F.S. History–New.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Tom Rice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbara Palmer

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2022

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 10/28/2021

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit

NOTICE IS HEREBY GIVEN that on February 1, 2022, the Public Employees Relations Commission, received a petition for variance from Rule 60CC-4.002, F.A.C., filed by Deandre Poole and the United Faculty of Florida to conduct all aspects of a ratification election electronically. The petition was assigned Case No. MS-2022-010. Any interested person may submit written comments on this petition within 5 days of publication of this notice by mail to Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by facsimile to (850)488-9704.

A copy of the Petition for Variance or Waiver may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by email to Barry.Dunn@perc.myflorida.com.

Section VI Notice of Meetings, Workshops and Public Hearings

EXECUTIVE OFFICE OF THE GOVERNOR

Governor’s Faith and Community Initiative Office
The Florida Faith-Based and Community-Based Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: February 11, 2022, 9:00 a.m.
PLACE: 1(888)585-9008
GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Faith-Based and Community-Based Advisory Council agenda
A copy of the agenda may be obtained by contacting: Dylan Fisher, (850)717-9315.

REGIONAL PLANNING COUNCILS

West Florida Regional Planning Council
The Okaloosa-Walton Transportation Planning Organization Board and Committees announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 10, 2022, 3:00 p.m.
PLACE: Niceville Community Center, 204-C Partin Dr N, Niceville, FL 32578
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Okaloosa-Walton Transportation Planning Organization (TPO) will hold a public meeting at 3:00 p.m., Thursday, February 10, 2022, at Niceville Community Center, 204-C Partin Dr N, Niceville, FL 32578. The Citizens’ Advisory Committee (CAC) will meet at 9:30 a.m. and the Technical Coordinating Committee (TCC) will meet at 1:30 p.m.

The TPO and advisory committee meetings will be held in person at the above location. However, for the convenience of our community members, the meeting can be accessed online via GoToWebinar or by phone. All in-person participants are encouraged to follow CDC COVID-19 guidelines and social distancing recommendations.

The TPO will consider:

1. Resolution O-W 22-01 Adopting Targets for Safety Performance Measures
2. Resolution O-W 22-02 Amending the FY 2022-2026 Transportation Improvement Program to Add the American Rescue Plan Act (ARPA) of 2021 for Federal Section 5310

Capital Funds in FY 2021/2022, Transit Project, at a Total Cost of \$300,000

3. Resolution O-W 22-03 Amending the FY 2022-2026 Transportation Improvement Program to Add the American Rescue Plan Act (ARPA) of 2021 for Federal Section 5311 Capital Funds in FY 2021/2022, Transit Project, at a Total Cost of \$292,833

4. Resolution O-W 22-04 Adopting the 2022 Transportation Alternatives (TA) Set-Aside Ranked Projects for FDOT District 3 Fiscal Year 2024 – 2028 Tentative Work Program

5. Appointment of Okaloosa-Walton TPO Board Member and Alternate to the MPOAC Governing Board for Calendar Year 2022

6. Selection of TPO Voting Members to Attend MPOAC Institute Workshop for Elected Officials for Calendar Year 2022

Look at maps, read through the current list of transportation projects, and learn more about the Okaloosa-Walton TPO at <http://www.ecrc.org/OWTPO>.

A full agenda, when available, can be viewed at <http://www.ecrc.org/OWTPOMeetings>.

Join us live via GoToWebinar! *Please note the change in virtual venue*

1. Click to register and a link to the Webinar will be emailed to you:

www.gotostage.com/channel/ecrc

2. When it’s time for the webinar, click the emailed link, then choose one of the following audio options:

TO USE YOUR COMPUTER'S AUDIO:

When the Webinar begins, you will be connected to audio using your computer's microphone and speakers (VoIP). A headset is recommended.

-- OR --

TO USE YOUR TELEPHONE:

If you prefer to use your phone, you must select "Use Telephone" after joining the webinar and call in using the numbers below.

All comments submitted at least 24 hours before are guaranteed to be read during the public meeting. Comments submitted after the 24-hour deadline will be recorded and disseminated to the Board. Please email publicinvolvement@ecrc.org with additional questions or concerns. You can also have your comment read during the meeting by submitting 24 hours before at www.ecrc.org/OWeComment or the link below.

Para informacion en espanol, puede llamar a Ada Clark al (850)332-7976, ext. 278 o TTY 711. Si necesita acomodaciones especiales, por favor llame 48 horas de antemano.

Participation is asked for without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who believe they have been discriminated against on these

conditions may file a complaint with the Title VI Coordinator, (850)332-7976.

The Okaloosa-Walton Transportation Planning Organization is staffed by the Emerald Coast Regional Council, a regional entity providing professional technical assistance, planning, coordinating, and advisory services to local governments, state and federal agencies, and the public to preserve and enhance the quality of life in northwest Florida.

A copy of the agenda may be obtained by contacting: Public Involvement at publicinvolvement@ecrc.org or by visiting www.ecrc.org/OWTPOMeetings.

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: Public Involvement at publicinvolvement@ecrc.org or by calling (850)332-7976. 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 HEALTH

Board of Chiropractic Medicine

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

DATE AND TIME: February 24, 2022, 8:30 a.m.

PLACE: Embassy Suites USF 3705 Spectrum Blvd, Tampa FL 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business to include licensure and discipline.

A copy of the agenda may be obtained by contacting: <https://floridaschiropracticmedicine.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: MQA.Chiropractic@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).

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: MQA.Chiropractic@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Local Child Abuse Death Review Leadership Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: March 9, 2022, 10:00 a.m. – 11:30 a.m.

PLACE: Microsoft Teams Meeting Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_N2JjYThmNDEtMmRjZC00Mjc1LWFIZDAtYjlyNGZkYjY1ZmFh%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%22347994ad-22fa-4850-87b1-dd0a53a66c99%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide data analysis updates, technical support, CADR related resources and opportunities

A copy of the agenda may be obtained by contacting: Joshua.Thomas@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: Joshua.Thomas@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: Joshua.Thomas@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, February 16, 2022, 1:30 p.m.

PLACE: Microsoft Teams meeting

Join on your computer or mobile app

Click here to join the meeting:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YjlkOGFkYWUtN2QxYi00ZjVILThkNzgtZDZiYjhmYmE2YTJm%40thread.v2/0?context=%7b%22Tid%22%3a%222f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%22372dd77e-d4a3-4595-9bf3-fb5c890f268d%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: Ongoing Pasco Community Alliance business.

A copy of the agenda may be obtained by contacting: Stephanie Allen at (727)373-7842.

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

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

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

DATE AND TIME: February 16, 2022, 8:00 a.m.

PLACE: 3651 FAU Blvd., Suite 400, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: Authority Meeting

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

GLOBAL 5 COMMUNICATIONS

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

DATE AND TIME: Thursday, February 10, 2022, 5:00 p.m.

PLACE: Virtually on GoTo Webinar; By phone at (562)247-8321 with passcode 557-860-742; In-Person at Rosen Event Center.

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting will be held regarding project plans on Interstate 4 (I-4) improvements in Orange County, including the Sand Lake Road (State Road 482) interchange, Daryl Carter Parkway partial interchange improvements, and extensions to I-4 managed lanes. (FPID Nos.: 444315-1, 444315-3, 441113-1) The purpose of these projects is to provide operational and safety improvements to the I-4 corridor in southern Orange County. The public meeting is being held to present information and receive community feedback. These projects include:

- Reconstructing the I-4 general use lanes and extending I-4 managed lanes from west of the Sand Lake Road (S.R. 482) and I-4 interchange to the end of the I-4 Ultimate project, west of Kirkman Road (S.R. 435).
- Reconstructing the I-4 and Sand Lake Road interchange into a diverging diamond interchange (DDI).
- Adding a single, buffer-delineated westbound managed lane extension from west of Central Florida Parkway to west of the Sand Lake Road and I-4 interchange.
- Reconfiguring the I-4 overpass on Daryl Carter Parkway as a DDI and constructing new I-4 exits from both directions to Daryl Carter Parkway, as well as a new eastbound I-4 entrance ramp.
- Adding a single, buffer-delineated westbound managed lane extension from west of Daryl Carter Parkway to west of Central Florida Parkway.

The public meeting is being held to present information and receive community feedback.

The Department is offering multiple ways for the community to participate in the meeting. All participants, regardless of platform they choose, will receive the same information on the proposed project.

Virtual Option: Interested persons may join the Virtual Public Meeting (VPM) 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 fdot.tips/i4meeting. Once registered, participants will receive a confirmation email containing information about joining the meeting online. Please note, Internet Explorer cannot be used to register or attend this webinar. If joining online, please provide adequate log-in time to view the presentation in its entirety.

Phone Option (Listen Only): Participants may join the meeting in listen-only mode by dialing (562)247-8321 and entering the passcode 557-860-742 when prompted.

In-Person Open House Option: Participants may attend in person by going to the Rosen Event Center, 11184 S. Apopka Vineland Road, Orlando, FL 32836 anytime between time and time to view a looping presentation and project displays, speak with project team members, and submit comments or questions. If attending in person, please remember to follow all safety and sanitation guidelines. If you are feeling unwell, please consider attending the meeting virtually or by phone.

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 meeting.

The virtual and in-person meeting location will open at 5:00 p.m. on Thursday, February 10, 2022. If joining online, please allow adequate log-in time to view the presentation in its entirety.

All meeting materials, including the presentation, will be available on the project website at I4Beyond.com prior to the meeting.

FDOT is sending notices to all property owners, business owners, interested persons and organizations to provide the opportunity to offer comments and express their views regarding this project and the proposed improvements.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons wishing to express their concerns relative to FDOT compliance with Title VI may do so by contacting Jennifer Smith, FDOT District Five Title VI Coordinator, at Jennifer.Smith2@dot.state.fl.us.

A copy of the agenda may be obtained by contacting: N/A 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: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations (free of charge) to participate in this workshop/meeting is asked to advise the agency at least seven (7) days before the

workshop/meeting by contacting: David Parks, Community Outreach Specialist at 1(844)858-4636, or by email at DavidParks@i4ultimate.com. If you are hearing or speech impaired, please contact us by using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). 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: For more information, you may contact: FDOT Manager Todd Helton, P.E. by phone at (386)943-5207, by email at Todd.Helton@dot.state.fl.us, or U.S. mail at Florida Department of Transportation, 719 South Woodland Boulevard, M.S. 542, DeLand, FL 32720. Information about this project is also available online at www.cflroads.com. Simply type 444315-1, 444315-3, or 441113-1 in the search box, click “go” and then select the project. We encourage you to participate in the I-4 improvements in Orange County public meeting.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

NONE

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

University of North Florida

ITB# 22-21 Plumbing Services

Notice of Invitation to Bid

UNIVERSITY OF NORTH FLORIDA PROCUREMENT SERVICES ITB# 22-21 PLUMBING SERVICES

The University of North Florida Board of Trustees, a public body corporate, is seeking one or more qualified state licensed Certified Plumbing Contractors to provide various plumbing services, parts, and materials for UNF properties, on an as needed basis. The University of North Florida is located at 1 UNF Drive, Jacksonville, FL 32224.

Project information

The scope of services includes but is not limited to service, inspection, maintenance and repair, installation, renovation, remodeling, and parts and materials, on an as needed basis, for projects with budgets of \$200,000 or less.

The proposed schedule for this project is:

Advertisement: February 3, 2022

Pre-Bid meeting: February 15, 2022, 10:00 a.m.

Deadline for questions: February 22, 2022, 12:00 Noon

Response to questions: February 28, 2022

Bids due: March 8, 2022, 2:00 p.m.

Responses will only be accepted electronically through the UNF Bid Portal. Responses delivered in-person, by mail, by fax, or by email will be deemed non-responsive.

Solicitation documents, forms, and descriptive project information may be obtained online at <https://bids.sciquest.com/apps/Router/PublicEvent?CustomerOrg=UNF>.

Section XII
Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State

Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Thursday, January 27, 2022 and 3:00 p.m., Wednesday, February 2, 2022.

Rule No.	File Date	Effective Date
1N-7.005	2/2/2022	2/22/2022
1S-2.021	2/1/2022	2/21/2022
5J-21.003	1/31/2022	2/20/2022
5J-21.005	1/31/2022	2/20/2022
5J-21.009	1/31/2022	2/20/2022
14-46.005	2/1/2022	2/21/2022
40D-2.091	1/28/2022	2/17/2022
40D-2.101	1/28/2022	2/17/2022
40D-2.801	1/28/2022	2/17/2022
40D-8.626	1/28/2022	2/17/2022
40D-80.075	1/28/2022	2/17/2022
53ER22-6	1/27/2022	1/31/2022
53ER22-7	1/27/2022	1/31/2022

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

Rule No.	File Date	Effective Date
5K-4.020	12/10/2021	**/**/****
5K-4.035	12/10/2021	**/**/****
5K-4.045	12/10/2021	**/**/****
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	12/8/2021	**/**/****
60P2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
62-600.405	11/16/2021	**/**/****
62-600.705	11/16/2021	**/**/****
62-600.720	11/16/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	10/22/2021	**/**/****

DEPARTMENT OF STATE

Division of Library and Information Services

GUIDELINES AVAILABLE FOR LSTA GRANT PROGRAM

Applications for the Library Services and Technology Act (LSTA) Grant program must be submitted online using the Department of State Grants System. The deadline for application submission is 5:00 p.m. Eastern on April 4, 2022.

Guidelines for LSTA applications are available on the Florida Department of State’s Division of Library and Information Services website. You may also request guidelines from David Beach by email at david.beach@dos.myflorida.com, by phone at 850.245.6630, by fax at 850.245.6643 or by mail at:

David Beach

Division of Library and Information Services

R.A. Gray Building

500 South Bronough Street

Tallahassee, Florida 32399-0250

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Establishment of Persistence Marine LLC, line-make OREI

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 Oreion Motors LLC, intends to allow the establishment of Persistence Marine LLC, as a dealership for the sale of low-speed vehicle manufactured by Oreion Motors LLC (line-make OREI) at 28290 Old Road 41, Bonita Springs, (Lee County), Florida 34135, on or after March 5, 2022.

The name and address of the dealer operator(s) and principal investor(s) of Persistence Marine LLC are dealer operator(s): Mark Raudenbush, 854 River Point Drive, Naples, Florida 34102; principal investor(s): Mark Raudenbush, 854 River Point Drive, Naples, Florida 34102.

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: Sondra Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Roseanne Knox, Oreion Motors LLC, 331 Academy Drive, Corrales, New Mexico 87048.

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.

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.
