

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.085 Early Intervention Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.085, Florida Administrative Code (F.A.C.), is to incorporate by reference the Florida Medicaid Early Intervention Services Coverage Policy. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Early Intervention Services.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.085, F.A.C., will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

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

DATE AND TIME: March 22, 2017 from to 2:30 p.m. 3:30 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

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: Luc Toussaint. 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: Luc Toussaint, Bureau of Medicaid Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: 850-412-4211, e-mail: Luc.Toussaint@ahca.myflorida.com.

Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received until 5:00 p.m. on March 23, 2017 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the person specified above.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.085 Early Intervention Services.

(1) This rule applies to all providers rendering Florida Medicaid eEarly iIntervention sServices to recipients providers enrolled in the Medicaid program.

(2) All ~~Early Intervention Services providers enrolled in the Medicaid program~~ must be in compliance with the provisions of the Florida Medicaid Early Intervention Services Coverage Policy, _____, and Limitations Handbook, August 2007, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS 1500, which is incorporated by reference in Rule 59G-4.001, F.A.C. The policy is Both handbooks are available on the Agency for Health Care Administration's from the Medicaid fiscal agent's Web site at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and at [DOS place holder Ref- _____].<http://floridamedicaid.aes-inc.com>. Click on Provider Support, and then on Handbooks. Paper copies of the handbooks may be obtained by calling the Medicaid fiscal agent at 1(800) 377 8216.

(3) ~~The following forms are incorporated by reference: Children's Medical Services Early Steps Certification for Provider of Early Intervention Services, AHCA Med Serv Form 020, August 2007, one page; and Early Steps, Children's Medical Services, Medicaid Freedom of Choice/Conflict of Interest Statement, AHCA Med Serv Form 021, August 2007, one page. These forms are available on the Early Steps provider _____ website _____ at _____ <http://www.ems-kids.com/ESproviders.htm>. The following form that is included in the Florida Medicaid Early Intervention Services Coverage and Limitations Handbook is incorporated by reference: Early Intervention Services Request to Exceed Medicaid Limitations Form, AHCA Med Serv Form 019, August 2007, four pages, Appendix B. The form is available by photocopying it from the Florida Medicaid Early Intervention Services Coverage and Limitations Handbook. Rulemaking Authority 409.919 FS. Law Implemented 409.906 409.905, 409.908 FS. History-New 4-30-00, Amended 8-9-04, 5-22-06, 1-10-08, _____.~~

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:

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

PURPOSE AND EFFECT: The purpose of the amendment is to update the qualifications for certification as a special

inspector of threshold buildings, as well as update the incorporated application form.

SUBJECT AREA TO BE ADDRESSED: Update qualifications for certification and incorporated application form.

RULEMAKING AUTHORITY: 471.008, 471.033(2) FS.

LAW IMPLEMENTED: 471.015(7), 471.033 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303; (850)521-0500.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Child and Farm Labor Program

RULE NO.: **RULE TITLE:**

61L-1.010 Best Practices Program

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to help the public identify certain farm labor contractors who have demonstrated firm commitment to responsible and safe labor practices with a designation as a best practices farm labor contractor in accordance with the provisions in s. 450.321, F.S.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is the development and implementation of the best practices incentive program for farm labor contractors.

RULEMAKING AUTHORITY: 450.321, 450.36 FS.

LAW IMPLEMENTED: 450.28, 450.321, 450.38 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.

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: Thomas J. Izzo at (850)466-0062. 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: Thomas J. Izzo, Assistant General Counsel, Office of the General Counsel, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-2212, (850)488-0062.

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

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: **RULE TITLE:**

64B13-4.009 Dispensing Practitioner Registration

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to update the rule text and correct a cross reference.

SUBJECT AREA TO BE ADDRESSED: To update the rule text and correct a cross reference.

RULEMAKING AUTHORITY: 463.005 FS.

LAW IMPLEMENTED: 465.0276 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: Anthony B. Spivey, Executive Director, Board of Optometry, 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.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: **RULE TITLE:**

64B13-6.001 Fees

PURPOSE AND EFFECT: The Board proposes the development to add the current fees for initial registration and renewal as a dispensing practitioner into this rule.

SUBJECT AREA TO BE ADDRESSED: To identify and list new fees in the rule.

RULEMAKING AUTHORITY: 456.013(2), 456.025(7), 456.036, 463.005, 463.0057, 463.006, 463.007, 463.008 FS.

LAW IMPLEMENTED: 456.013(2), 456.025, 456.036, 463.0057, 463.006, 463.007, 463.008 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: Anthony B. Spivey, Executive Director, Board of Optometry, 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**

NONE

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

RULE NO.:	RULE TITLE:
61N-2.011	Application for Nonresident Prescription Drug Manufacturer Permit
	NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 43 No. 22, February 2, 2017 issue of the Florida Administrative Register. The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

Section VI, Page 8, Numbers 2 and 3:

The Department will revise the Application for Nonresident Prescription Drug Manufacturer Permit, Form number DBPR-DDC 202 to conform to the statutory language in Chapter 499.01(2)(c). By changing the word “state” to “jurisdiction”

THE PERSON TO BE CONTACTED REGARDING THIS CHANGE IS: Dinah Greene, Operations Review Specialist, Division of Drugs, Devices and Cosmetics, Department of Business and Professional Regulation, 2601 Blair Stone Road,

Tallahassee, Florida 32399-1047; (850)717-1802;
Dinah.Greene@myfloridalicense.com.

**Section IV
Emergency Rules**

NONE

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The South Florida Water Management District hereby gives notice that on March 6, 2017, the South Florida Water Management District (SFWMD or District) issued an Order Granting Variance under Section 120.542, Florida Statutes, (SFWMD 2017-016-DAO-ERP) to the Southport Mitigation Bank, LLC, (Southport) concerning a project known as the Southport Ranch Mitigation Bank, located in Osceola County; Sections 21-23, 25-27, 34-36, Township 27 South, Range 29 East, and Sections 30, 31, Township 27 South, Range 30 East. The Petition for Variance (Application No. 161011-9) was received by the SFWMD on October 11, 2016. Notice of receipt of the Petition was published in the Florida Administrative Register, Vol. 42, Number 203, on October 18, 2016. No public comment was received. This Order provides a variance for the proposed use of an escrow account established with the Florida Department of Financial Services in lieu of the required trust fund agreement as their financial assurance for the perpetual management activities of the Southport Ranch Mitigation Bank. The particular criterion from which the variance is sought is found at Section 4.4.10.5 of the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District, pertaining to financial responsibility for the long term management of mitigation banks. This criterion provides, in general, that financial responsibility for long term management of mitigation banks can only be established through a fully funded trust fund agreement. The Order sets forth the basis of the SFWMD decision to grant the variance, as follows: 1) the variance is necessary to prevent a substantial economic hardship on Southport; and 2) the purpose of the underlying rule has been achieved by other means.

A copy of the Order or additional information may be obtained by contacting the Regulation Division during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at 3301 Gun Club Road,

West Palm Beach, FL 33406; by telephone: (561)682-6911; by email: permits@sfwmd.gov or by accessing the District’s website, (www.sfwmd.gov), using the Application/Permit Search on the ePermitting page.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 RULE NO.: RULE TITLE:
 62-521.400 Ground Water Protection Measures in Wellhead Protection Areas
 NOTICE IS HEREBY GIVEN that on February 14, 2017, the Florida Department of Environmental Protection received a petition for variance or waiver from Petitioner, 7-Eleven, Inc. The petition requests a variance from paragraph 62-521.400(1)(1), Florida Administrative Code (F.A.C.), to allow for the installation and operation of two new petroleum underground storage tanks (USTs) within the 500-foot wellhead protection area of a public water system well; the new USTs will be double-walled with automatic leak detection surpassing the environmental performance standards pursuant to Chapter 62-761, F.A.C. Paragraph 62-521.400(1)(1), F.A.C., only provides that new USTs must be located outside a wellhead protection area; however the rule does not reflect revised criteria for new UST systems which, due to the double-wall protection and the duplicative leak detection warning, allows safe placement of a modern UST within 500 feet of a public water system well. The front parcel has an address of 1103 Leeland Heights Boulevard West, Lehigh Acres, Florida, 33936, and the other adjacent parcels are located at 1100 and 1102 Fillmore Avenue, Lehigh Acres, Florida, 33936. The petition has been assigned OGC No. 17-0088.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Marian Fugitt, Florida Department of Environmental Protection, MS 3520, 2600 Blair Stone Road, Tallahassee, Florida 32399-2600, telephone: (850)245-8628, Marian.Fugitt@dep.state.fl.us; during the hours of 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays. The Florida Department of Environmental Protection must receive written comments no later than 14 days from the date of publication of this notice.

FLORIDA HOUSING FINANCE CORPORATION
 RULE NO.: RULE TITLE:
 67-48.004 Selection Procedures for Developments
 NOTICE IS HEREBY GIVEN that on March 7, 2016, the Florida Housing Finance Corporation received a petition for Waiver from Harbor City Towers, LLLP, requesting to waive subsection 67-48.004(3), F.A.C., allowing for the Development, Trinity Towers West, to require that 178 (or 92.7%) of the 192 units on the Development be Set-Aside for qualifying low-income tenants meeting the income limit.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kate Flemming, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

Section VI Notice of Meetings, Workshops and Public Hearings

WATER MANAGEMENT DISTRICTS
 Suwannee River Water Management District
 The Suwannee River Water Management District announces a public meeting to which all persons are invited.
 DATE AND TIME: April 5, 2017, 8:45 a.m.
 PLACE: Field Sites (contact staff for additional information)
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Land Management Review Team Meeting to review Land Management activities occurring on District-owned lands in Columbia, Hamilton and Suwannee Counties.
 A copy of the agenda may be obtained by contacting: Pennie Flickinger at (386)362-1001 or 1(800)226-1066 (FL only).
 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: Pennie Flickinger at (386)362-1001 or 1(800)226-1066 (FL only). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.
 For more information, you may contact: William Mckinstry at wvm@srwmd.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
 Board of Accountancy
 The Board of Accountancy announces a telephone conference call to which all persons are invited.
 DATE AND TIME: April 5, 2017, 1:00 p.m.

PLACE: Conference call dial-in number: 1(888)670-3525, participant code: 5652080150

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Education Advisory Committee to consider items relating to the education requirements to sit for the CPA examination.

A copy of the agenda may be obtained by contacting: Barbara Whitney, Regulation Specialist II, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

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: Barbara Whitney, Regulation Specialist II, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607. 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: Barbara Whitney, Regulation Specialist II, 240 NW 76th Drive, Suite A, Gainesville, Florida 32607.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

The Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, announces an official Board meeting which is open to the public. All interested parties are invited to attend at the address listed below.

DATE AND TIME: May 11, 2017, 8:00 a.m., ET

PLACE: Spring Hill Suites Orlando Airport, 5828 Hazeltine National Drive, Orlando, Florida 32822, (407)816-5533

PURPOSE: To discuss general board business.

A copy of the agenda may be obtained by visiting www.floridasmentalhealthprofessions.gov. If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: the Board Office at (850)245-4474 at least one week prior to the meeting.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The Florida Automobile Joint Underwriting Association announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 28, 2017, 10:30 a.m.

PLACE: WebEx and conference call: please contact: FAJUA at (850)681-2003 or sneal@fajua.org for information

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Operating Committee will review the proposed changes to the FAJUA Manual for recommendation to the Board of Governors and any other matters that may come before the Committee.

A copy of the agenda may be obtained by contacting: Sharon Neal, 1425 Piedmont Drive, East, Suite 201-A, Tallahassee, Florida 32308, (850)681-2003, sneal@fajua.org.

WALTON COUNTY HEALTH DEPARTMENT

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

DATE AND TIME: March 16, 2017, 11:30 a.m.

PLACE: Walton County Health Department

GENERAL SUBJECT MATTER TO BE CONSIDERED: Various Board information.

A copy of the agenda may be obtained by contacting: Patricia Hall, (850)892-8040, ext. 1174.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Patricia Hall, (850)892-8040, ext. 1174. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Patricia Hall, (850)892-8040, ext. 1174.

QCAUSA

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

DATE AND TIME: Wednesday, March 15, 2017, 5:30 p.m. – 7:30 p.m.

PLACE: St. Catherine Greek Orthodox Church Cultural Center, 110 Southern Boulevard, West Palm Beach, FL 33405

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southern Boulevard/State Road 80 Bridge Replacement

project, from Washington Road to State Road A1A/South Ocean Boulevard, in Palm Beach County. (FIN: 419013-1-52-01)

The Southern Boulevard Bridge Replacement Project consists of replacing the existing bascule bridge and tide relief bridge over the Intracoastal Waterway and Lake Worth Lagoon between the Town of Palm Beach and City of West Palm Beach. New decorative lighting, pedestrian features, traffic signals and drainage are included. A temporary bridge will be built north of the existing bridge to maintain traffic while the replacement bascule bridge is under construction. Construction will begin in spring 2017 and be completed by late 2020. The estimated construction cost is \$93 million.

During the informal open house, attendees will have the opportunity to review renderings of the new bascule bridge, the construction plans and traffic control plans. FDOT staff and consultant staff members will be available to discuss the project and answer questions.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who require translation services (free of charge) should contact: Angel Streeter Gardner, Public Information Officer, (561)702-9096, Angel.Gardner@qcausa.com.

A copy of the agenda may be obtained by contacting: Angel Streeter Gardner, Public Information Officer, (561)702-9096, Angel.Gardner@qcausa.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: Angel Streeter Gardner, Public Information Officer, (561)702-9096, Angel.Gardner@qcausa.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: Angel Streeter Gardner, Public Information Officer, (561)702-9096, Angel.Gardner@qcausa.com. Additional information is available on the project website at www.southernblvdbridge.com.

ABC GROUP, LLC

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

DATE AND TIME: Tuesday, March 21, 2017, 5:30 p.m., CT

PLACE: Pensacola Grand Hotel, 200 East Gregory Street, Pensacola, FL 32501

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) will host a public information open house Tuesday, March 21, regarding

the State Road (S.R.) 30 (U.S. 98) Pensacola Bay Bridge replacement project.

The \$398.5 million project will construct a new bridge across Pensacola Bay in Escambia and Santa Rosa counties. The new bridge will consist of two structures, one for eastbound and one for westbound traffic. Each structure will accommodate three 12-foot travel lanes, ten-foot inside and outside shoulders, and a 10-foot multi-use path for pedestrians and bicyclists.

Work is scheduled to begin in March 2017 with completion currently slated for summer 2020.

Maps, drawings and other information will be on display. There will be no formal presentation; however, representatives from FDOT will be available to discuss the project plans, answer questions, and receive comments.

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

A copy of the agenda may be obtained by contacting: Jack Harrison, FDOT Project Manager, (850)981-2738, jack.harrison@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jack Harrison, FDOT Project Manager, (850)981-2738, jack.harrison@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: Ian Satter, FDOT Dist. 3 Public Information Director, 1(888)638-0250, Extension 1205, ian.satter@dot.state.fl.us.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN that the Public Employees Relations Commission (Commission) has declined to rule on the petition for declaratory statement filed by Jacksonville's City Employees Together on January 20, 2017. The following is a summary of the agency's declination of the petition:

Petitioner lacks standing to request statement.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle NW, Suite 300, Tallahassee, Florida 32303-7256.

Please refer all comments to: The Clerk, Public Employees Relations Commission, 4708 Capital Circle NW, Suite 300, Tallahassee, Florida 32303-7256.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Paul J. Del Vecchio on December 14, 2016. The following is a summary of the agency’s disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Volume 42, No. 246, the December 21, 2016, Florida Administrative Register. Petitioner asks the Board the following two questions: (a) Can an interior designer licensed under Chapter 481, Fla. Stat., but not licensed under Chapter 489, Fla. Stat., enter into a contract directly with a homeowner to offer construction services provided he/she hires licensed contractors to obtain permits and perform construction activities? (b) If a licensed contractor enters into the above agreement with a licensed interior designer is he/she aiding and abetting unlicensed activity? The Board’s Order, filed on March 2, 2017, declines to issue a declaratory statement on the first question because the Board does not have jurisdiction over Chapter 481, Fla. Stat., and the Petition asks about the conduct of another person. The Board answers the second question in the affirmative. The applicability of this Declaratory Statement is limited to the set of facts incorporated herein.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Daniel Biggins, Executive Director, Construction Industry Licensing Board, 2601 Blair Stone Road, Tallahassee, FL 32399-1039, (850)487-1395, Donald.Shaw@myfloridalicense.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

Florida International University

RULE NO.: RULE TITLE:

6C8-5.009 Use of University Facilities (Repealed)

FIU CSC Cost-Estimating-Scheduling

NOTICE TO PROFESSIONAL CONSULTANTS

The Florida International University Board of Trustees announces that Professional Services in the discipline of Construction Cost Estimating/Construction Scheduling will be required for Continuing Services projects at FIU.

Project Location: Modesto A. Maidique Campus (MMC), Biscayne Bay Campus (BBC), Engineering Center (EC), and other properties in South Florida managed by FIU.

Project Description: This is a Continuing Services Contract to provide cost estimating/scheduling services for Capital Projects, including conceptual or detailed estimating, precedent analysis, cost management strategies, cost modeling, scheduling, value engineering, life cycle cost analysis, constructability analysis, alternative methods and materials analysis, and workforce utilization studies. Services may be required for all phases of project development including budgeting, programming, design, construction documents, construction, and project close out. Services noted above may be required for the purpose of evaluating contractor’s construction claims. The above mentioned consulting services may be requested for any type of capital project provided that the total consulting fee for any individual project is \$200,000 or less.

Term of Contract: Any contract resulting from the selection of a professional consultant (or consultants) to provide these services shall require the consultant to be available on an as-

needed basis for the Fiscal Year, July1 – June 30. One (1) contract will be awarded. This contract will be awarded for an initial period of one year with Owner’s option to renew the contract, at its sole discretion, for additional one-year periods, however, in no event to exceed a total of five successive years.

Instructions:

Firms desiring to apply for consideration shall submit a letter of application. The letter of application should have attached:

1. A completed “Florida International University Professional Qualifications Supplement (FIUPQS).” The official FIUPQS forms must be downloaded from the project website at <http://facilities.fiu.edu/projects/CostEstSchConsultant2017.htm>. Applications on any other form will not be considered.

2. A copy of the applicant’s current Professional Registration Certificate from the appropriate Governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit Six (6) bound copies of the required proposal data and one CD copy in Adobe Acrobat PDF format of the requested qualifications to: Selection Committee, Florida International University, Facilities Planning, Campus Support complex, 11555 S.W. 17th St., Room CSC142, Modesto A. Maidique Campus, Miami, Florida 33199.

Applications that do not comply with the above instructions will not be considered. Application material will not be returned. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent.

GENERAL REQUIREMENTS: The plans and specifications prepared by the consultant are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

FIU HAS CREATED STANDARD CONTRACT FORMS AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO A/E’S FOR A/E SERVICES TO PROVIDE FOR AN EFFICIENT AND EFFECTIVE PROCESS. THESE FORMS ARE AVAILABLE FOR REVIEW AND CAN BE FOUND AT <http://facilities.fiu.edu/formsandstandards.htm>.

ALL APPLICANTS SHOULD REVIEW THE APPLICABLE FIU CONTRACT FORM AND STANDARD INSURANCE REQUIREMENTS CAREFULLY PRIOR TO MAKING A DECISION AS TO WHETHER OR NOT TO RESPOND TO THIS ADVERTISEMENT.

A Project Fact Sheet, describing the selection process schedule for this Project and additional information regarding the Project scope, may be obtained from the project website <http://facilities.fiu.edu/projects/CostEstSchConsultant2017.htm>.

In order to minimize the possibility of unethical pressures or influences on the recommendations of the Selection Committee, direct contact with the committee members is not permitted. Requests for meetings by individual firms will not be granted. Committee members and selection schedule milestone dates can be found in the Project Fact Sheet.

Any question or explanation desired by an applicant regarding the project or any part of the process must be requested in writing to griffith@fiu.edu and cc: angpaz@fiu.edu. Responses to questions and requests for information will be posted on the project website. An effort will be made to respond to all applicant questions; however, the University is not obligated to and may choose not to answer every question. The last day questions or inquiries will be considered prior to final interviews for this project is Friday May 5, 2017.

Should a change in schedule become necessary, updated information will be posted on the project website <http://facilities.fiu.edu/projects/CostEstSchConsultant2017.htm>. All future notices will be posted on the website. Applicants should check the website daily.

SUBMIT QUALIFICATIONS TO: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555S.W. 17th St., Room 142, Modesto A. Maidique Campus, Miami, Florida 33199. Submittals must be received between 8:30 a.m. and 12:30 p.m. OR 1:30 p.m. and 4:00 p.m. local time, Thursday March 30, 2017. Submittals will not be accepted before or after the times and date stated above.

Facsimile (FAX) submittals are not acceptable and will not be considered.

MIAMI-DADE COUNTY PUBLIC SCHOOLS

**NOTICE OF RECEIPT OF UNSOLICITED PROPOSAL
AND INVITATION TO SUBMIT PROPOSALS
THE SCHOOL BOARD OF MIAMI-DADE COUNTY,
FLORIDA**

NOTICE IS HEREBY GIVEN THAT The School Board of Miami-Dade County, Florida (“M-DCPS or the District”), received an unsolicited proposal (“Proposal”), pursuant to School Board Policy 6327, Public-Private Partnerships and Unsolicited Proposals, as well as Section 255.065, Florida

Statutes. The Proposal is for a public-private partnership to lease the 8.5 acre property located at the former Westview Middle School, with an address of 1901 Northwest 127th Street, Miami, Florida 33167. This lease provides proposers the opportunity to construct modular residential dormitories to serve at-risk students, in grades 6-12.

The District has determined that this Proposal is sufficient for consideration on a preliminary basis and will accept other proposals for the same project purpose during this notification period. No final decision has been made relative to accepting this or any other proposal for this project.

Anyone interested in submitting a competing proposal pursuant to Section 255.065, Florida Statutes, is hereby invited to submit a proposal in compliance with Section 255.065, Florida Statutes. The submitted proposal shall include (3) three hard copies and one (1) electronic copy and shall be submitted no later than 2:00 p.m. on Tuesday, March 28, 2017, to The School Board of Miami-Dade County, Office of Procurement Management Services – Attention: Chief Procurement Officer, Melody Thelwell, MPA, 1450 N.E. 2nd Avenue, Suite 650, Miami, Florida 33132, on or before the date stipulated above. Please note, all proposal must be accompanied by the applicable application fee of \$25,000 in the form of cashier’s check, money order and/or bank draft.

All packages shall be clearly marked “Unsolicited Proposal No. 2017-01 Westview Middle School Modular Residential Dormitories”. The District will not be responsible in the event the U.S. Postal Service or any other courier system fails to deliver any package by the above referenced deadline. Late submissions shall not be accepted. The District reserves the right to reject any and all submissions, to waive any and all irregularities in any submission, or as provided under Section 255.065, Florida Statutes, to award and negotiate with the firm whose proposal best serves the interests of the District. Responses will be publicly opened in the location noted above, on the due date/time above. Nothing contained herein shall be interpreted as an obligation or binding agreement by the District regarding the project.

In ranking the proposals, the District will consider factors in accordance with Florida Statute 287.05712 that include, but are not limited to, professional qualifications, general business terms, innovative design techniques or cost-reduction terms, and finance plans. In addition, all proposals must include information as provided within Board Policy 6327, Public-Private Partnerships and Unsolicited Proposals. In accordance with Florida Statute 255.065, negotiations for a comprehensive agreement with the highest ranked firm will be considered. The District will provide notice of a decision or proposed decision regarding the contract award. Any person who is, or claims to be, adversely affected by the District’s decision or proposed decision shall file a written Notice of

Protest with the Office of Procurement Management within 72 hours after issuance of the notice of decision or proposed decision. For complete protest procedures, please contact: Melody Thelwell at the address provided above.

All proposals received in response to this Notice will become the property of M-DCPS and will not be returned. Such proposals and related information shall be subject to applicable provisions of the Florida Public Records Law.

Section XII Miscellaneous

DEPARTMENT OF STATE

Index of Administrative Rules

Filed with the Secretary of State

Pursuant to Section 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 8:00 a.m., Wednesday, March 1, 2017 and 3:00 p.m., Tuesday, March 7, 2017. An improved electronic publication system is forthcoming on the Florida Administrative Rules website, FLRules.org, which will accommodate complete publication of rules filed for adoption in the previous 7 days, including rules awaiting legislative action.

Rule No.	File Date	Effective Date
5L-1.001	3/3/2017	3/23/2017
5L-1.002	3/3/2017	3/23/2017
5L-1.003	3/3/2017	3/23/2017
5L-1.004	3/3/2017	3/23/2017
5L-1.005	3/3/2017	3/23/2017
5L-1.006	3/3/2017	3/23/2017
5L-1.007	3/3/2017	3/23/2017
5L-1.008	3/3/2017	3/23/2017
5L-1.009	3/3/2017	3/23/2017
5L-1.010	3/3/2017	3/23/2017
5L-1.011	3/3/2017	3/23/2017
5L-1.012	3/3/2017	3/23/2017
5L-1.013	3/3/2017	3/23/2017
5L-1.014	3/3/2017	3/23/2017
5L-1.015	3/3/2017	3/23/2017
5L-1.016	3/3/2017	3/23/2017

5L-1.017	3/3/2017	3/23/2017
5L-1.018	3/3/2017	3/23/2017
5L-1.019	3/3/2017	3/23/2017
40A-44.051	3/7/2017	3/27/2017
40A-44.052	3/7/2017	3/27/2017
40A-44.091	3/7/2017	3/27/2017
40A-44.101	3/7/2017	3/27/2017
40A-44.331	3/7/2017	3/27/2017
40A-44.341	3/7/2017	3/27/2017
40A-44.351	3/7/2017	3/27/2017
40D-8.624	3/2/2017	3/22/2017
58M-2.011	3/3/2017	3/23/2017
60Y-1.002	3/6/2017	3/26/2017
61G4-16.005	3/6/2017	3/26/2017
64B5-9.010	3/2/2017	3/22/2017
69D-1.003	3/7/2017	3/27/2017
69L-6.015	3/1/2017	3/21/2017
69L-6.027	3/1/2017	3/21/2017

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
40B-9.021	12/21/2016	**/**/*****
40B-9.041	12/21/2016	**/**/*****
40B-9.126	12/21/2016	**/**/*****
40B-9.131	12/21/2016	**/**/*****
40B-9.1381	12/21/2016	**/**/*****
40B-9.1411	12/21/2016	**/**/*****
40B-9.142	12/21/2016	**/**/*****
40B-9.145	12/21/2016	**/**/*****
40B-9.123	12/9/2016	**/**/*****
58M-2.009	2/9/2017	**/**/*****

60FF1-5.009	7/21/2016	**/**/*****
64B8-9.009	6/15/2016	**/**/*****
64B8-10.003	12/9/2015	**/**/*****
69L-7.100	12/19/2016	**/**/*****
69L-7.501	12/19/2016	**/**/*****

DEPARTMENT OF TRANSPORTATION

Proposed Site Approval Order for Northside Hospital Helipad
 The Florida Department of Transportation intends to issue an "Airport Site Approval Order," in accordance with Chapter 330, Florida Statutes, "Regulation of Aircraft, Pilots, and Airports" and Chapter 14-60, Florida Administrative Code, "Airport Licensing, Registration, and Airspace Protection" for the following site:

Northside Hospital, a private airport, in Pinellas County, at Latitude 27° 49' 30.110" and Longitude 82° 42' 11.530", to be owned and operated by Galencare, Inc. dba Northside Hospital, 3663 South Miami Avenue Miami, FL 33133.

A copy of the Airport Site Approval Order, the Airport's application, the applicable rules, and other pertinent information may be obtained by contacting: Aaron N. Smith, State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450, (850)414-4514, aviation.fdot@dot.state.fl.us, website <http://www.dot.state.fl.us/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

DEPARTMENT OF HEALTH

Emergency Action

On March 6, 2017, the State Surgeon General issued an Emergency Restriction Order with regard to the license of Mark Raymond Curley, L.M.T., License # MA 27174. This Emergency Restriction Order was predicated upon the State

Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On March 6, 2017, the State Surgeon General issued an Order of Emergency Restriction with regard to the license of Timothy R. Taylor, R.N., License # RN 9374195. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On March 6, 2017, the State Surgeon General issued an Order of Emergency Restriction with regard to the certification of Yzelia Attilus, C.N.A., Certificate # CNA 58984. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On March 6, 2017, the State Surgeon General issued an Emergency Restriction Order with regard to the certification of Jennifer R. Briscoe, C.N.A., Certificate # CNA 150321. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2016). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On March 6, 2017, State Surgeon General issued an Order Lifting Emergency Restriction of License with regard to the license of Karen Lynn Welch, R.N., License No. RN 9180716. The Department orders that the Emergency Restriction of License be lifted.

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.