

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-20.0282       Dual Enrollment Scholarship Program

PURPOSE AND EFFECT: To establish processes and procedures for the implementation of s. 1009.30, Florida Statutes, the Dual Enrollment Scholarship Program.

SUBJECT AREA TO BE ADDRESSED: Reimbursement to eligible postsecondary institutions for tuition, fees, and instructional materials for private secondary, home education, and public school students' participation in the dual enrollment program.

RULEMAKING AUTHORITY: 1001.02(2)(n), 1009.30(9), F.S.

LAW IMPLEMENTED: 1009.30, F.S.

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

DATE AND TIME: August 18, 2021, 2:00 p.m.

PLACE:

<https://attendee.gotowebinar.com/register/5680797665426646798>, Call in Number: +1 (562) 247-8422, Access Code: 277-121-184.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Parker Campbell, Director, State Scholarship & Grant Programs, [parker.campbell@fldoe.org](mailto:parker.campbell@fldoe.org). To comment on this rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email [Christian.Emerson@fldoe.org](mailto:Christian.Emerson@fldoe.org).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Available prior to workshop at <https://web02.fldoe.org/rules>.

## Section II Proposed Rules

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-20.045       Open Door Grant Program

PURPOSE AND EFFECT: House Bill 1507 created the Open Door Grant Program, which is intended to increase the interest of current and future workers in short-term, high-demand career

and technical education (CTE) credentialing and certificate programs. The proposed rule is to specify the procedures for implementation of the Open Door Grant Program at school district postsecondary technical career centers under s. 1001.44, Florida College System institutions under s. 1000.21(3), and charter technical career centers under s. 1002.34. The proposed new rule will provide information regarding key definitions, allocation of funds, award procedures, and institutional responsibilities.

SUMMARY: The proposed rule will provide a mechanism for the Open Door Grant Program to be administered to support student enrollment in short-term CTE programs at eligible institutions.

**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: Implementation of the proposed rule is not expected to have any adverse economic impact and costs of administration will be absorbed by current staff. No requirement for a SERC was triggered under s. 120.541(1), F.S., and the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S., and will not require legislative ratification.

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

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1009.895(9), F.S.

LAW IMPLEMENTED: 1009.895, F.S.

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

DATE AND TIME: August 18, 2021, 9:00 a.m.

PLACE: Miami Dade College, Wolfson Campus, 254 N.E. 4th Street, Building 3, Chapman Conference Room 3210, Miami, FL, 33132.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Carrie Henderson, Executive Vice Chancellor, Florida College System, [Carrie.Henderson@fldoe.org](mailto:Carrie.Henderson@fldoe.org).

THE FULL TEXT OF THE PROPOSED RULE IS:

**6A-20.045 Open Door Grant Program**

(1) Purpose. The purpose of this rule is to set forth the requirements relating to the Open Door Grant Program, which creates a demand-driven supply of credentialed workers for high-demand occupations and expands the affordability of workforce training, certification and credentialing programs.

(2) Definitions.

(a) “Cost of the program” means the cost of tuition, fees, examination, books and materials. Examination costs can include vouchers for third-party testing vendors.

(b) “Department” means the Florida Department of Education.

(c) “Eligible institution” means a school district postsecondary technical career center under Section 1001.44, F.S., a Florida College System institution under Section 1000.21(3), F.S., or a charter technical career center under Section 1002.34, F.S.

(d) “Eligible program” means integrated education and training (IET) programs and the following short-term workforce education programs that lead to the attainment of credentials on the Master Credential List under Section 445.004(4), F.S.: clock-hour career certificate programs less than or equal to nine-hundred (900) clock hours; for-credit career and technical education programs less than or equal to thirty (30) credit hours; or, noncredit industry certification preparation less than or equal to the equivalent of nine-hundred (900) clock hours or thirty (30) credit hours.

(e) “Full time” means enrollment in courses or training that can be completed in a twelve (12) month timeframe.

(f) “Integrated Education and Training” (IET) means programs that provide adult education and literacy activities concurrently and contextually with workforce preparation activities and workforce training, as defined by 34 CFR Part 463, Subpart D, (link). These federal regulations are incorporated by reference and may be obtained by contacting the Division of Florida Colleges, 325 West Gaines Street, Tallahassee, Florida 32399.

(g) “Last Dollar Grants” means grants issued to institutions for eligible students who are enrolled in eligible programs and who are receiving state or federal financial aid.

(h) “Master Credential List” means the list of nondegree and degree programs under Section 445.004(4), F.S., determined by the Credentials Review Committee that result in a credential of value. For the 2021-2022 school year, the Master Credential List is the CAPE Industry Certification Funding List and the CAPE Postsecondary Industry Certification Funding List incorporated in Rules 6A-6.0573 and 6A-6.0574, F.A.C. A list linking certifications to programs of study for the 2021-2022 school year will be made available by September 15,

2021, at <https://www.fldoe.org/academics/career-adult-edu/funding-opportunities/>.

(i) “Rural institution” means a school district postsecondary technical career center under Section 1001.44, F.S., and a charter technical career center under Section 1002.34, F.S., that serve a county as defined by Section 288.0656(1)(e)1. or 2., F.S., or a Florida College System institution under Section 1000.21(3), F.S., that is designated by the National Center for Education Statistics (NCES) as subtypes 31, 32, 33, 41, 42 and 43. The NCES Locale Classifications and Criteria (link), effective September 2021 is incorporated by reference and may be obtained by contacting the Division of Florida Colleges, 325 West Gaines Street, Tallahassee, Florida 32399.

(j) “State or federal financial aid” means scholarships and grants whose fund sources are the State of Florida or the federal government. For the purposes of this program, institutional aid that can be sourced to the State of Florida or the federal government and other financial assistance provided under the State of Florida or federal programs for student education and training are considered state or federal aid.

(k) “Student Investment Grants” means grants issued to institutions for eligible students who are enrolled in eligible programs and who are not in receipt of state or federal financial aid.

(3) Student Eligibility. Subject to the availability of funds, students must meet the following criteria in order to receive funds under the both the Student Investment Grant and the Last Dollar Grant programs set forth in subsections (4) and (5):

(a) Be admitted to and enrolled full-time in an eligible program at an eligible institution;

(b) Be a resident of this state as determined under Section 1009.21, F.S.;

(c) Be unemployed, underemployed or furloughed;

(d) Complete the Free Application for Federal Student Aid (FAFSA) for each academic year in which the grant is sought; and

(e) Meet all requirements set by the student’s institution to document compliance with the items in paragraphs (3)(a)-(d).

(4) Student Investment Grants.

(a) Subject to the availability of funds, a student who is not in receipt of federal or state financial aid may apply for a Student Investment Grant from their institution and must, at the time of enrollment in an eligible program:

1. Pay one-third of the cost of the program, unless subject to an exception listed in paragraph (4)(c), and

2. Sign an agreement that requires the student to pay an additional one-third of the cost of the program in the event the student does not successfully complete the program.

(b) The required contribution of one-third the cost of the program by the student may be paid by the student, the employer or any other private source.

(c) A student in an IET program or a student who does not have a high school diploma is exempt from the requirement to pay one-third of the cost of the program upon enrollment, and may use grant funds to cover this cost, if the student signs an agreement that he or she will pay this cost should the student fail to successfully complete the program.

(d) Limitations on Student Investment Grant Funds to Institutions.

1. For courses or programs that do not lead to certification or licensure, the institution is eligible to receive grant funds to cover two-thirds the cost, not to exceed three-thousand dollars (\$3,000), once the student successfully completes the course or program.

2. For courses or programs that lead to certification or licensure, the institution is eligible to receive grant funds to cover one-third the cost once the student successfully completes the course or program. The institution is eligible to receive the additional one-third the cost once the student receives the certification or license. The total amount received must not exceed three-thousand dollars (\$3,000) per student per eligible program.

(5) Last Dollar Grants.

(a) Subject to the availability of funds, students who are receiving federal or state financial aid may apply for a Last Dollar Grant from their institution to cover any unmet need of the cost of the program after the application of all eligible financial aid.

(b) Individual Last Dollar Grant awards made to students cannot exceed three-thousand dollars (\$3,000) and the amount of the student's unmet need, which means the difference between:

1. The total cost of the eligible program the student incurs at the time of enrollment; and,

2. The total value of all grants and scholarships received by the recipient to attend the institution.

(6) Application. If funds are designated in the General Appropriations Act, the Department will solicit from all eligible institutions an application for participation in the program. Application materials will be made available at <https://www.fldoe.org/academics/career-adult-edu/funding-opportunities/> by September 15. The first review date will be October 15. Applications will continue to be accepted until November 1, or until all appropriated funds are awarded, whichever comes first.

(a) The institutional applications shall include:

1. Narrative describing the institution's compliance with the items in paragraphs (7)(a)-(d).

2. The total amount of funds requested.

3. A list of all eligible programs and associated industry certifications, if applicable, offered by the institution for which the grant will be applied.

4. The cost to the student for each eligible program.

5. The projected number of students that will be served by the Last Dollar and/or Student Investment Grants and the time period the awards will be made, by program.

6. Any partnership agreements between the institution and local workforce development boards, community- or faith-based organizations, employers, or other economic development agencies that describes roles and responsibilities, including any funds provided for students participating in the program.

7. The strategies that will be used to increase awareness of the Last Dollar and Student Investment Grants.

8. The anticipated source of funds that will be used to fund the student portion of the Student Investment Grant, if applicable.

9. Statement of assurances that statutory requirements will be satisfied.

(b) Awards. Institutional allocations will be prioritized according to the date the completed application was approved by the Department. The Department will notify the institution of the approved amount and disbursement and reporting requirements.

1. Of the funds appropriated to the program, twenty-five (25) percent will be reserved for rural institutions for applications received by October 15. After that date, all funds will be eligible for any institution demonstrating demand for grants.

2. No institution may receive more than twenty-five (25) percent of the total appropriation.

(7) Institutional Requirements. Any institution selected for the Open Door Grant Program must satisfy all requirements set forth in the grant application and is required to:

(a) Establish policies or procedures to implement the program, which must include:

1. An application process for students.

2. An agreement requiring a recipient of the Student Investment Grant who does not successfully complete a course or program to pay one third of the cost of the program covered by grant funds, as provided in subparagraph (4)(a)2. and paragraph (4)(c).

3. Appeal procedures for students.

(b) Advertise the program and application process.

(c) Verify students have met the eligibility requirements.

(d) Comply with the Department's reporting requirements.

(8) Required Reporting.

(a) Quarterly, participating institutions must report to the Department the eligibility status of each student who received a Student Investment Grant or Last Dollar Grant in the prior

three months. Quarterly submissions are due on January 15, April 15, July 15, and October 15 of each year. No later than 30 days before the submission deadline, the Department will release guidelines for institutions to securely transmit an electronic file reporting each student’s name and demographic information, eligible program, grant amount awarded, and grant type received (Student Investment or Last Dollar).

(b) Annually, by August 20, participating institutions must report to the Department all information required by Sections 1009.895(7)(d) and (8), F.S. No later than thirty (30) days before the submission deadline, the Department will release guidelines for institutions to transmit an electronic file to meet this requirement.

Rulemaking Authority, 1001.02(1), (2)(n), 1009.895(9), F.S. Law Implemented 1009.895, F.S. History–New

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Carrie Henderson, Executive Vice Chancellor, Florida College System.

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 1, 2021

**DEPARTMENT OF CITRUS**

RULE NOS.:	RULE TITLES:
20-96.001	Ownership
20-96.002	Permission Required for Use
20-96.003	General Restrictions on the Use of Florida with Sunburst "O" Mark
20-96.004	Use on Fruit and Containers
20-96.005	Withdrawal of License or Permission
20-96.006	Definitions

PURPOSE AND EFFECT: The Florida with Sunburst “O” is no longer trademarked by the Department resulting in the rules governing use of the mark being unenforceable.

SUMMARY: Repeal of chapter.

**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 Department used a checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory costs associated with this rule that exceeds the economic criteria in section 120.541(2)(a), F.S. Based upon this analysis, the Department has determined that the proposed rule is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 601.10(1), 601.11, 601.15(2)(b), (10)(a) FS.

LAW IMPLEMENTED: 601.101 FS.

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

DATE AND TIME: August 24, 2021 at 9:00 a.m.

PLACE: Florida Department of Citrus, 605 E Main St, Bartow, FL 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, Legal Assistant, P O Box 9010, Bartow, FL 33831, AWiggins@citrus.myflorida.com or (863)537-3956 or <https://fdocgrower.box.com/s/m3rbnzq3fmeqs2xfcqxriutx4q0ncnzy>

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

20-96.001 Ownership.

Rulemaking Authority 601.10(1), 601.11, 601.15(2)(b), (10)(a) FS. Law Implemented 601.101 FS. History–New 1-26-84, Formerly 20-96.01, Repealed.

20-96.002 Permission Required for Use.

Rulemaking Authority 601.10(1), 601.11, 601.15(2)(b), (10)(a) FS. Law Implemented 601.101 FS. History–New 1-26-84, Formerly 20-96.02, Repealed.

20-96.003 General Restrictions on the Use of Florida with Sunburst “O” Mark.

Rulemaking Authority 601.10(1), 601.11, 601.15(2)(b), (10)(a) FS. Law Implemented 601.101 FS. History–New 1-26-84, Formerly 20-96.03, Repealed.

20-96.004 Use on Fruit and Containers.

Rulemaking Authority 601.10(1), 601.11, 601.15(2)(b), (10)(a) FS. Law Implemented 601.101 FS. History–New 1-26-84, Formerly 20-96.04, Repealed.

20-96.005 Withdrawal of License or Permission.

Rulemaking Authority 601.10(1), 601.11, 601.15(2)(b), (10)(a) FS. Law Implemented 601.101 FS. History–New 1-26-84, Formerly 20-96.05, Repealed.

20-96.006 Definitions.

Rulemaking Authority 601.10(1), 601.11, 601.15(2)(b), (10)(a) FS. Law Implemented 601.101 FS. History—New 1-26-84, Formerly 20-96.06, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Elliott Mitchell, General Counsel  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Citrus Commission  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 23, 2021

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

RULE NO.: 60FF1-5.002  
RULE TITLE: Rural County Grants

PURPOSE AND EFFECT: The Board proposes open for development to clarify application and related rule language.

SUMMARY: To clarify application and related rule language.

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

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

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: 365.172(6)(a)11. FS.

LAW IMPLEMENTED: 365.173(2)(g), 365.172(9)(a), (b), (c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Matthew Matney, Chairman, E911 Board, 4030 Esplanade Way, Suite 135F, Tallahassee, Florida 32399-0950.

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

60FF1-5.002 Rural County Grants.

The E911 Rural County Grant program is a semi-annual grant program provided for the purpose of assisting rural counties, as defined by Section 365.172(3)(z), F.S., with the installation and maintenance of an Enhanced 911 (E911) system.

(1) Eligibility. Any Board of County Commissioners in the State of Florida, with a county population of fewer than 75,000 is eligible to apply. Two or more rural counties may apply for

a joint grant, but each county must complete and submit an individual Form 6A “County E911 Fiscal Information.”

~~(2) Definitions:~~

~~(a) “Enhanced 911” (E911): As defined by Section 365.172(3)(h), F.S., and as referenced in the State E911 Plan under Section 365.171, F.S.~~

~~(b) “E911 Maintenance”: Means the preventative, routine and emergency maintenance required by the State E911 Plan, in order to maintain the E911 System in operable working condition.~~

~~(c) “E911 System”: Means the Public Safety Answering Point equipment, in accordance with the State E911 Plan, including 911 call routing, processing, mapping and call answering communications equipment.~~

~~(d) “Next Generation 911” (NG 911): Means the designation for an advanced 911 emergency communications system or service that provides a communications service subscriber with 911 service and, in addition, directs 911 emergency requests for assistance to appropriate public safety answering points based on the geographical location from which the request originated, or as otherwise provided in the State E911 Plan under Section 365.171, F.S., and that provides for automatic number identification and automatic location identification features and emergency data information through managed IP-based networks.~~

~~(e) “Public Safety Answering Point” (PSAP): As defined by Section 365.172(3)(y), F.S., and as referenced in the State E911 Plan under Section 365.171, F.S.~~

~~(2) (3) General conditions.~~

(a) Each rural county applying for rural county grant funds shall complete and submit W Form 1A, “911 Rural County Grant Program Application” ~~“Application for the E911 Rural County Grant Program,”~~ revised \_\_\_\_\_ 2/2016, which is incorporated herein by reference and which may be obtained from the E911 Board office at the following address:

<http://www.flrules.org/Gateway/reference.asp?No=Ref-06889>

or

State of Florida E911 Board  
ATTN: Administrative Assistant  
4030 Esplanade Way, Suite 135-F  
Tallahassee, Florida 32399-0950

The applicant must provide the completed, signed Application Form, and the related procurement documents—associated quotes, and the E911 Board Form 6A, “County E911 Fiscal Information,” incorporated in E911 Board Rule 60FF1-5.006, ~~F.A.C.~~ The grant application package must be postmarked or delivered by hand or email to: E911BoardElectronicGrantReports@dms.myflorida.com on or before April 1 or October 1 of each year, dependent on the spring or fall application period.

~~(b) Hosted 911 answering point call taking equipment and network services, recurring network and circuit costs, equipment maintenance and warranty costs will not be funded on more than an annual basis. Warranty and maintenance costs shall be calculated to account for only the first year warranty and maintenance costs and shall not include upfront maintenance costs to reduce the yearly service amount.~~

~~(c) Equipment procurement shall be based on the county's purchasing requirements and the applicable State purchasing requirements specified in Chapter 287, F.S., and the requirements of Section 112.061, F.S.~~

~~(d) Grant applications totaling \$35,000.00 or more must be accompanied by at least three written substantiated competitive quotes from different vendors. The E911 Board will compare the three quotes to any existing state contract in order to determine appropriate funding. Any county that has made a good faith effort to obtain at least three competitive quotes and has not been able to obtain the quotes can request E911 Board review based on substantiated proof of request for quotes or posting of the request with documentation of the limited responses.~~

~~(e) If the grant application does not exceed the threshold amount of \$195,000, the county can initiate a request for sole source funding. Sole source funding will be considered on a case by case basis. Justification for sole source funding shall be provided with the application. Sole source funding will be approved if provided in accordance with Chapter 287, F.S., or with provision of a letter from the county's purchasing department that the project is a sole source procurement based on the county's purchasing requirements, which shall be provided with this grant application.~~

~~(b) (f) Priorities for awarding of grants will be determined by the E911 Board. Grant priorities may be adjusted by the Board and published with the grant application package three months prior to the application submission date. The grant priority list is available as an addendum with the grant application at the start of each grant cycle at the address shown in paragraph (3)(a), above.~~

~~(g) Equipment maintenance and warranty costs will not be funded on more than an annual basis.~~

~~(h) No grant money will be awarded to be used for the purpose of paying call takers' salaries.~~

~~(i) Two or more rural counties may apply for a joint grant, but each county must complete and submit W Form 1A as requested and indicated.~~

~~(j) Grant funding shall be limited to eligible equipment maintenance and warranty costs for a primary PSAP and one other PSAP per county; either a primary, a secondary or a backup.~~

~~(k) Grant funds shall be provided on a cost reimbursement basis. Grant funds shall be deposited in a bank account~~

~~maintained by the grantee county, and each grant shall be assigned a unique accounting code designation for deposits, disbursements, and expenditures. All E911 Rural County Grant funds in the account shall be accounted for separately from other grantee funds.~~

~~(l) Grant funding for 911 equipment shall be limited to eligible expenditures for a primary PSAP only.~~

~~(m) Upon written request and accompanying documentation justifying the need, a county may receive payment of funding with a completed Expenditures Reporting Form, with the vendor invoice, and county certification that the specific grant items including all tasks and deliverables included in the funding request are complete. Within 45 days of receipt of funding, the grantee shall submit verification of payment to the vendor.~~

~~(n) Grant awards may be terminated in whole or in part by the Board, with the consent of the grantee, in which case the two parties shall agree upon the termination conditions, including the effective date and in the case of partial termination, the portion to be terminated. Grant awards may be terminated by the grantee upon written notification to the Board, detailing the reasons for such termination, the effective date, and return of all funding. Grant funds may be used only between the beginning and ending dates of the grant, unless an extension is requested and authorized by the E911 Board. Extension of time will not be granted unless the county has executed a contract for the grant equipment and/or services, or demonstrates good cause for failure to execute a contract within twelve months of award. Grant extensions shall be limited to a maximum of one additional year when approved by the Board.~~

~~(o) Grantee counties must submit quarterly reports to the E911 Board, summarizing the expenditures and activities of the grant funds. The reports are due 30 days after the end of the reporting period, which ends March 31, June 30, September 30, and December 31. Updated Grant Budget/Expenditure Reports, Quarterly Reports, Request for Change Forms, and Final Reports and associated information should be emailed to: E911BoardElectronicGrantReports@dms.myflorida.com. The quarterly and final reports will be considered late if not received by the Board Staff prior to the next scheduled Board Meeting after the due date. Quarterly reports, change requests and final reports shall be signed by the county 911 coordinator. Emailed reports from the county 911 coordinator shall be considered as meeting this signature requirement.~~

~~(p) At project completion, a final report shall be submitted based on the same reporting periods described in paragraph (3)(o). The County shall determine the final completion date based on the final payment date or the initiation date of the warranty period. Final supporting documentation including copies of all expenditures and corresponding invoices shall be submitted within 90 days of the final report.~~

~~(q) The county's Board of County Commission Chairperson shall be notified when overdue quarterly reports or, final reports are not received before the next E911 Board meeting following the month after the end of the quarter in which they are due.~~

~~(r) Funding continuance will be based on timely submission of quarterly reports.~~

~~(s) Grant awards will be withheld for any county that has a grant with a past due quarterly report or past due final documentation and closeout of previous rural county grant awards.~~

~~(t) Responsibility for property and equipment obtained under a grant cannot be transferred under any circumstances. If a sale or transfer of such property or equipment occurs within five years after a grant ends, funds must be returned on a pro rata basis.~~

~~(u) Responsibility for grant funding and any failure to perform the minimum level of service required by the grant application and the application scope of work cannot be transferred under any circumstances from the County. Failure to perform the scope of work or expenditure of funds for other than allowable 911 costs as stated in the grant application shall require the county to return the awarded funds to the E911 Board.~~

~~(c) (v) The amount and availability of funds in the Trust Fund for allocation each year is subject to an annual appropriation by the Legislature. The E911 Board will adjust the funds awarded to a rural county based upon eligibility of requested items, published quotes, increased effectiveness of grant funds, minimum system requirements for performing the needed E911 function as specified in the State E911 plan, or documented factors provided in the grant application submission.~~

~~(3) (4) The Rural County Grant program will operate on the following two schedules:~~

~~(a) Spring Schedule:~~

- ~~1. Counties submit applications: by April 1;~~
- ~~2. E911 Board evaluates applications: April – May;~~
- ~~3. Board votes on applications at regularly scheduled meetings: April – June;~~
- ~~4. Board sends notification of award before June 30;~~
- ~~5. Implementation period: One year from the award notification letter date;~~
- ~~6. Expiration of the right to incur costs: Two years from the award notification letter date.~~

~~(b) Fall Schedule:~~

- ~~1. Counties submit applications: by October 1;~~
- ~~2. E911 Board evaluates applications: October – November;~~
- ~~3. Board votes on applications at regularly scheduled meetings: October – December;~~

4. Board sends notification of award before December 30.
5. Implementation period: One year from the award notification letter date;

6. Expiration of the right to incur costs: Two years from the award notification letter date.

Rulemaking Authority 365.172(6)(a)11. FS. Law implemented 365.173(2)(g), 365.172(9)(a), (b), (c) FS. History–New 12-7-08, Amended 10-19-09, 4-15-10, 10-27-10, Formerly 60FF-5.002, Amended 7-17-11, 2-7-12, 9-2-12, 1-30-14, 12-21-14, 9-23-15, 5-31-16, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
E911 Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: E911 Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 16, 2021

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

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

RULE NO.: 60FF1-5.003      RULE TITLE: 911 Grant Programs

PURPOSE AND EFFECT: The Board proposes open for development to clarify application and related rule language.

SUMMARY: To clarify application and related rule language.

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

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

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: 365.172(6)(a)11. FS.

LAW IMPLEMENTED: 365.173(6)(a)3.b., 365.173(2)(i), 365.172(9)(a), (b), (c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Matthew Matney, Chairman, E911 Board, 4030 Esplanade Way, Suite 135F, Tallahassee, Florida 32399-0950.

THE FULL TEXT OF THE PROPOSED RULE IS:

60FF1-5.003 911 Grant Programs.

The E911 Board assists Florida with the installation of Enhanced 911 (E911), Phase II and Next Generation 911 systems.

- (1) No Change.
- (2) General conditions.

(a) Each county, group of counties or region and each county therein, applying for E911 State Grant funds shall complete and submit W Form 3A, "911 Grant Programs," revised 06/2021 ~~12/20~~, which is incorporated herein by reference and which may be obtained from the E911 Board office at the following address:

[http://www.flrules.org/Gateway/reference.asp?No=Ref-\( \) 12707](http://www.flrules.org/Gateway/reference.asp?No=Ref-( ) 12707), or

State of Florida E911 Board  
 ATTN: Administrative Staff  
 4030 Esplanade Way, Suite 135-F  
 Tallahassee, Florida 32399-0950

The applicant must provide the completed, signed Application Form, and related procurement documents ~~associated quotes~~. The grant application must be postmarked or delivered by hand or email to: E911BoardElectronicGrantReports@dms.fl.gov on or before the submission date specified in the E911 Board notification of a State E911 Program as published in the Florida Administrative Register.

- (b) through (e) No Change.

Rulemaking Authority 365.172(6)(a)11. FS. Law implemented 365.172(6)(a)3.b., 365.173(2)(i), 365.172(9)(a), (b), (c) FS. History—New 12-7-08, Amended 10-27-10, Formerly 60FF-5.003, Amended 8-25-11, 9-2-12, 10-22-13, 8-31-14, 9-23-15, 5-31-16, 1-10-18, 6-26-19, 2-23-21,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 E911 Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: E911 Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 16, 2021

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

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

RULE NO.: 64B1-3.009  
 RULE TITLE: Licensure by Endorsement Through National Certification

PURPOSE AND EFFECT: The Board proposes to clarify existing licensure requirements.

SUMMARY: The proposed rule to clarify existing licensure requirements.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

RULEMAKING AUTHORITY: 457.104, 457.105 FS.

LAW IMPLEMENTED: 457.105 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kama Monroe, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3257.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B1-3.009 Licensure by Endorsement Through National Certification.

Pursuant to section 457.105(2)(c), F.S., the Board of Acupuncture will certify for licensure by endorsement those applicants who:

- (1) No Change.
- (2) Meet the requirements of sections 457.105(2)(a), ~~(b)~~ and (d), F.S.
- (3) Meet the requirements of set forth in Rule 64B1-4.001(4), (5) and (6).

Rulemaking Authority 457.104, 457.105 FS. Law Implemented 457.105 FS. History—New 10-1-89, Amended 2-27-92, Formerly 21AA-3.009, 61F1-3.009, Amended 3-31-96, 11-13-96, Formerly 59M-3.009, Amended 10-15-97, 4-29-99, 1-1-04, 10-11-04, 2-7-17, 8-9-18, 4-1-19\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2021

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

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

RULE NO.: 64B1-3.010      RULE TITLE: Licensure by Endorsement Through Another State License

PURPOSE AND EFFECT: The Board proposes to clarify existing requirements for licensure.

SUMMARY: The proposed rule to clarify existing requirements for licensure.

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

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

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

RULEMAKING AUTHORITY: 457.104, 457.105 FS.

LAW IMPLEMENTED: 457.105 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kama Monroe, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3257.

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

64B1-3.010 Licensure by Endorsement Through Another State License.

Pursuant to section 457.105(2)(c), F.S., the Board of Acupuncture will certify for licensure those applicants who:

- (1) Submit proof of being actively licensed in a state which has requirements that are substantially equivalent to or more stringent than those of this state at the time applicant was originally licensed. Applicants must establish their other state licensure by requesting the licensing authority of the other state provide to the Board a statement which indicates the current status of the applicant's license as of the date of statement, the expiration date of the other state license, and the basis for issuing the other state license in effect at the time applicant was licensed including the state's laws and rules and examination requirements; and

- (2) Meet the requirements of sections 457.105(2)(a), ~~(b)~~ and (d), F.S.; and

- (3) Meet the minimal requirements set forth in Rule 64B1-4.001(4),(5) and (6), F.A.C.

Rulemaking Authority 457.104, 457.105 FS. Law Implemented 457.105 FS. History—New 10-1-89, Amended 2-27-92, Formerly 21AA-3.010, 61F1-3.010, Amended 2-20-96, Formerly 59M-3.010, Amended 4-7-98, 2-22-01, 2-7-17, 8-9-18 \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2021

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

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

RULE NO.: 64B1-9.001      RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes to include new statutory violations.

SUMMARY: The proposed rule to include new statutory violations.

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

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

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

RULEMAKING AUTHORITY: 456.079(1), 456.47(7), 457.104 FS.

LAW IMPLEMENTED: 456.072, 456.079, 456.47(1)(e), 457.109 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kama Monroe, Executive Director, Board of Acupuncture, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3257.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B1-9.001 Disciplinary Guidelines.

(1) When the Board finds any person has committed any of the acts set forth in Section 456.072(1) or 457.109(1), F.S., or a telehealth provider registered under Section 456.47(4), F.S., it shall issue a final order imposing appropriate penalties as recommended in the following disciplinary guidelines. The language identifying offenses below is descriptive only. The full language of each statutory provision cited must be consulted to determine the conduct included.

(a) through (ii) No Change.

(jj) Except as otherwise provided by law, failure to comply with the parental consent requirements of section 1014.06. (Section 456.072(1)(rr), F.S.

	<u>MINIMUM</u>	<u>MAXIMUM</u>
<u>FIRST OFFENSE</u>	<u>Reprimand and \$1,000 fine.</u>	<u>Reprimand and \$2,000 fine.</u>
<u>SUBSEQUENT OFFENSES</u>	<u>Suspension and \$2,500 fine.</u>	<u>Revocation</u>
<u>Telehealth Registrants</u>		
<u>FIRST OFFENSE</u>	<u>Reprimand</u>	<u>Suspension and corrective action plan</u>
<u>ADDITIONAL OFFENSES</u>	<u>Suspension and corrective action plan</u>	<u>Revocation</u>

(kk) Being convicted or found guilty of, entering a plea of guilty or nolo contendere to, regardless of adjudication, or committing or attempting, soliciting, or conspiring to commit an act that would constitute a violation of any of the offenses listed in s. 456.074(5) or similar offense in another jurisdiction. (Section 456.072(1)(ss), F.S.

	<u>MINIMUM</u>	<u>MAXIMUM</u>
<u>FIRST OFFENSE</u>	<u>Revocation</u>	<u>NA</u>
<u>SUBSEQUENT OFFENSES</u>	<u>NA</u>	<u>NA</u>
<u>Telehealth Registrants</u>		
<u>FIRST OFFENSE</u>	<u>Revocation</u>	<u>NA</u>
<u>ADDITIONAL OFFENSES</u>	<u>NA</u>	<u>NA</u>

(2) through (5) No Change.

Rulemaking Authority 456.079(1), 456.47(7), 457.104 FS. Law Implemented 456.072, 456.079, 456.47(1)(e), 457.109 FS. History—New 12-8-86, Amended 8-6-89, Formerly 21AA-9.001, 61F1-9.001,

Amended 11-21-95, Formerly 59M-9.001, Amended 8-3-00, 5-20-02, 5-24-04, 1-26-06, 5-2-12, 3-1-17, 2-27-18, 2-9-21\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Acupuncture  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Acupuncture  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2021  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 9, 2021

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

**DEPARTMENT OF FINANCIAL SERVICES**

**OIR – Insurance Regulation**

RULE NO.:           RULE TITLE:

690-136.100       Forms Incorporated by Reference  
 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. 47 No. 90, May 10, 2021 issue of the Florida Administrative Register.

The changes are in response to written comments received from the Joint Administrative Procedures Committee.

690-136.100 Forms Incorporated by Reference.

(1) No change.

(2)(a) Forms OIR-C1

1. No change.

2. Form OIR-C1-448, “Application for Acquisition of Controlling Stock, Ownership Interest, Assets, or Control of a Florida Specialty Insurer Merger or Consolidation,” effective 7/21 ~~3/21~~, available at [www.flrules.org/XXXXX](http://www.flrules.org/XXXXX);

3. No change.

4. Form OIR-C1-918, “Application for Acquisition of Controlling Stock of a Florida Domestic Insurer,” effective 7/21 ~~3/21~~, available at [www.flrules.org/XXXXX](http://www.flrules.org/XXXXX);

5. Form OIR-C1-938, “Fingerprint Payment and Submission Procedure Procedures,” effective 6/20, hereby incorporated by reference and available at [www.flrules.org/XXXXX](http://www.flrules.org/XXXXX);

6. through 7. No change.

8. Form OIR-C1-1467, “Disclaimer of Control Affidavit - Individual,” effective 7/21 ~~6/20~~, available at [www.flrules.org/XXXXX](http://www.flrules.org/XXXXX);

9. Form OIR-C1-1468, “Disclaimer of Control Affidavit - Entity,” effective 7/21 ~~6/20~~, available at [www.flrules.org/XXXXX](http://www.flrules.org/XXXXX);

10. No change.

11. Form OIR-C1-2211, "Disclaimer of Control Affidavit – Investment Companies," effective 7/21 ~~6/20~~, available at www.flrules.org/XXXXX; and

12. No change.

(b) No change.

Rulemaking Authority 624.308(1), 624.413(1), 628.461(13), 628.4615(15), 628.535 FS. Law Implemented 624.307(1), 624.34, 624.404, 624.413, 624.424(6), 624.501, 624.5091, 626.9928, 628.451, 628.461, 628.4615, 628.471, 628.801, 634.252, 634.3073, 634.4085, 636.065, 641.255, 641.416, 642.032, 651.024, 651.0245 FS. History–New \_\_\_\_\_.

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

The Public Employees Relations Commission hereby gives notice: On July 21, 2021, the Public Employees Relations Commission issued a final order in Case No. MS-2021-018 granting an unopposed emergency petition for variance from Florida Administrative Code Rule 60CC-4.002 filed by James Baiardi, Tammy Marcus, and the Florida Police Benevolent Association, Inc. The variance allows the Petitioners to conduct all aspects of a ratification election electronically. The Public Employees Relations Commission determined that the Petitioners had demonstrated an emergency existed and that they would suffer a substantial hardship if the variance was not granted. The petition was filed on June 21, 2021, and the notice of receipt of the petition was published on June 23, 2021, on the Commission’s website and in Volume 47, Number 121 F.A.R. No comments were received on the petition.

A copy of the Order or additional information may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256.

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit

The Public Employees Relations Commission hereby gives notice: On July 22, 2021, the Public Employees Relations Commission issued a corrected final order in Case No. MS-2021-019 granting an unopposed emergency petition for variance from Florida Administrative Code Rule 60CC-4.002 filed by Lisa Edwards and the Martin County School Board Employees, Local 597, AFSCME, AFL-CIO. The variance allows the Petitioners to conduct all aspects of a ratification election electronically. The Public Employees Relations Commission determined that the Petitioners had demonstrated an emergency existed and that they would suffer a substantial hardship if the variance was not granted. The petition was filed on June 22, 2021, and the notice of receipt of the petition was published on June 23, 2021, on the Commission’s website and in Volume 47, Number 121 F.A.R. No comments were received on the petition.

A copy of the Order or additional information may be obtained by contacting: The Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256.

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-28.0052 Number of Sitzings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

NOTICE IS HEREBY GIVEN that on July 12, 2021, the Board of Accountancy, received a petition for variance or waiver filed by Jason Burkhardt. Petitioner seeks a permanent variance or waiver of paragraph 61H1-28.0052(1)(b), F.A.C., regarding the timeframes with respect to the CPA Examination, which requires that candidates must pass all four sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed. In the event all four test sections of the CPA Examination are not passed within the rolling eighteen-month period, credit for any test section(s) passed outside the eighteen-month period will expire and that test section(s) must be retaken. Petitioner is seeking a permanent waiver to roll the eighteen-month period and extend the BEC credit that expired March 12, 2020 to April 1, 2021, which is when the COVID extensions started. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

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

DEPARTMENT OF HEALTH

Board of Chiropractic Medicine

RULE NO.: RULE TITLE:

64B2-13.004 Continuing Education

NOTICE IS HEREBY GIVEN that on July 19, 2021, the Board of Chiropractic Medicine, received a petition for variance or waiver filed by Gerald Bogin DC, regarding Rule 64B2-13.004, F.A.C., which states the required hours of continued chiropractic education for renewing a license. Petitioner request that the Board approve the 27 hours of classroom contact continued education from the Acupuncture Certification of the Petitioner’s Chiropractic license that the petitioner completed as satisfaction of the rule’s CE requirement. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Christina McGinnis, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or by electronic mail-Christina.Mcginnis@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: RULE TITLE:

64B7-28.009 Required Continuing Education for Massage Therapists

NOTICE IS HEREBY GIVEN that on July 15, 2021, the Board of Massage Therapy, received a petition for variance and waiver filed by Angela Mantlo. The Petitioner is seeking a variance or waiver of paragraph 64B7-28.009(4)(e), F.A.C., which requires that during each subsequent biennial renewal cycle, the licensee shall complete: twelve classroom hours, taught in an in-person setting, which must include hands-on instruction or demonstration, and must have stated learner objectives which are relevant to and focused on massage therapy techniques, skills, and protocols as defined in subsection 480.033(3), F.S. Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-9.012 Standards for the Prescription of Obesity Drugs

NOTICE IS HEREBY GIVEN that on July 22, 2021, the Board of Medicine, received a petition for variance or waiver filed on behalf of Nicole Turner, Michele Griffith, Michelle Oza, Maria

Rodriguez, Susan Leggett, Gaja Andzel, Dawn Kabra and Calibrate Health Medical P.C., from subsection 64B8-9.012(6), F.A.C. In relevant part, each physician who is prescribing, ordering, or providing weight loss enhancers to patients must assure that such patients undergo an in-person re-evaluation within 2 to 4 weeks of receiving a prescription, order, or dosage. Petitioners are requesting that Calibrate, and the above-referenced physicians, be allowed to satisfy the “in-person” requirement via Calibrate’s synchronous audiovisual telehealth technology, through which member patients meet with their physicians in a virtual face-to-face exchange from different locations. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paul Vazquez, J.D., Executive Director, Board of Medicine/MQA, Paul.Vazquez@flhealth.gov.

## Section VI

### Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation, District One announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, August 5, 2021, 10:00 a.m. – 7:00 p.m. with walking tour/field visit

PLACE: Bowling Green City Hall, 104 Main Street, Bowling Green, FL 33834

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation would like to announce a new study to document the vision for Downtown Bowling Green. The purpose of the study is to take a holistic look at the US 17 corridor and discuss how land use, context and transportation will be supportive to increase mobility for all modes of transportation, increase safety, promote connectivity, and contribute to economic vitality and quality of life within Bowling Green.

The public is invited to a one-day workshop, which includes a field visit, to discuss challenges and barriers for users of US 17. This workshop will provide an opportunity for the public to observe how the corridor operates within Downtown Bowling Green and discuss a future vision. Early in the meeting, the group will discuss background information, followed by a walking tour from 12:30 p.m. – 2:00 p.m. In the afternoon there will be reporting on the recommendations from the input provided.

A copy of the agenda may be obtained by contacting: Deborah Chesna by email at [Deborah.chesna@dot.state.fl.us](mailto:Deborah.chesna@dot.state.fl.us) or by phone at 1(863)519-2562.

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: Cynthia Sykes, District One Title VI Coordinator, at [Cynthia.Sykes@dot.state.fl.us](mailto:Cynthia.Sykes@dot.state.fl.us) or by phone at 1(863)519-2287. 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: Deborah Chesna by email at [Deborah.chesna@dot.state.fl.us](mailto:Deborah.chesna@dot.state.fl.us) or by phone at 1(863)519-2562 or Brian Rick by email at [Brian.Rick@dot.state.fl.us](mailto:Brian.Rick@dot.state.fl.us) or by phone at 1(863)519-2828.

#### DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation, District One announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, August 3, 2021, 5:00 p.m. – 8:00 p.m.

PLACE: Historic Train Depot, 135 East Main Street, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: FDOT - District One is holding a community workshop on August 3, 2021, between 5 PM and 8 PM at Wauchula's Historic Train Depot. The focus of the workshop will be to clarify the community's aspirations for the downtown core and the broader area as it relates to economic development, community character, and safe accommodations for pedestrians, bicyclists and vehicles.

Based on the community aspirations and objectives, opportunities to incorporate potential design features into resurfacing and rehabilitation projects scheduled for fiscal years 2024 and 2025 will be defined. Potential provisions could include bicycle and pedestrian accommodations, speed management strategies, intersection operational improvements, landscaping, hardscaping, and other elements that align with the community's vision for the corridor.

The candidate strategies and features identified by the community will be evaluated, and feasible project elements that are supportive of the community objectives will be implemented as part of the resurfacing project. The meeting will have a presentation and participatory exercises from 5:00 p.m. – 8:00 p.m.

A copy of the agenda may be obtained by contacting: FDOT Project Manager, Vitor Suguri by email at [Vitor.Suguri@dot.state.fl.us](mailto:Vitor.Suguri@dot.state.fl.us) or by phone at 1(863)221-1707.

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: Cynthia Sykes, FDOT Title VI Coordinator, by email at [Cynthia.Sykes@dot.state.fl.us](mailto:Cynthia.Sykes@dot.state.fl.us) or by phone at 1(863)519-2287. 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: FDOT Project Manager, Vitor Suguri by email at [Vitor.Suguri@dot.state.fl.us](mailto:Vitor.Suguri@dot.state.fl.us) or by phone at 1(863)221-1707.

#### DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: August 2, 2021, 2:00 p.m. ET

PLACE: Orange Room-Hilton Bonnet Creek, 14100 Bonnet Creek Resort Lane, Orlando, Florida 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED: SASHTO Commissions and Board Members Meeting.

A copy of the agenda may be obtained by contacting: The Florida Transportation Commission at (850)414-4105 or by emailing [ftc@dot.state.fl.us](mailto:ftc@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 48 hours before the workshop/meeting by contacting: The Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399, (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: For more information, you may contact: The Florida Transportation Commission at (850)414-4105 or by emailing [ftc@dot.state.fl.us](mailto:ftc@dot.state.fl.us).

#### DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: August 2, 2021, 1:00 p.m. ET

PLACE: Escambia Room-Hilton Bonnet Creek, 14100 Bonnet Creek Resort Lane, Orlando, Florida 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED: FTC Business. Part of this meeting will be in closed session pursuant to subsection 286.011(8), Florida Statutes, to discuss the settlement negotiations and/or strategy related to litigation between Teddi Pitts and the Florida Transportation Commission, Case No.: 2019-CA-002228. Those in attendance will be: Ron Howse, FTC Commissioner, Chair; FTC Commissioners Jay Trumbull, John Browning, Richard Burke, Julius Davis, David Genson, Alex Lastra, Rusty Roberts; Ralph Yoder, FTC Executive Director; Commission Counsel David

Flynn or OAG Alternative Commission Counsel; Brian Keri, Esquire; and Court Reporter.

A copy of the agenda may be obtained by contacting: The Florida Transportation Commission at (850)414-4105 or by emailing [ftc@dot.state.fl.us](mailto:ftc@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 48 hours before the workshop/meeting by contacting: The Florida Transportation Commission, 605 Suwannee Street, Tallahassee Florida 32399, (850)414-4105. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Florida Transportation Commission at (850)414-4105 or by emailing [ftc@dot.state.fl.us](mailto:ftc@dot.state.fl.us).

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#### WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

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

DATE AND TIME: August 24, 2021, 2:00 p.m. Eastern Time

PLACE: For the opening of the bids on August 24, 2021, 2:00 p.m. ET, interested parties who would like to view the opening should click on the following link: <https://www.nfwwater.com/Contact-Us/Meetings>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in section 120.525, Florida Statutes, the District announces the opening of bids received in response to ITB No. 21B-011,

JANITORIAL SERVICES FOR DISTRICT'S HEADQUARTERS FACILITY.

A copy of the agenda may be obtained by contacting: Keaton Suber at (850)539-5999, [Keaton.Suber@nfwwater.com](mailto:Keaton.Suber@nfwwater.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 72 hours before the workshop/meeting by contacting: Division of Administration, (850)539-5999. 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: Keaton Suber at (850)539-5999, [Keaton.Suber@nfwwater.com](mailto:Keaton.Suber@nfwwater.com).

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#### REGIONAL UTILITY AUTHORITIES

Tampa Bay Water - A Regional Water Supply Authority

The Tampa Bay Water, a Regional Water Supply Authority announces a public meeting to which all persons are invited.

DATE AND TIME: August 10, 2021, 10:00 a.m.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, Florida 33763.

GENERAL SUBJECT MATTER TO BE CONSIDERED: A public meeting of the Selection Committee for Utility Locate Services, Contract No.: 2021-043. As a part of the selection process, the Selection Committee will meet to review and discuss the responses and ranking of the firms, determine if interviews are needed and review potential interview questions. A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Records Department at (727)796-2355. 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: Records Department at (727)796-2355.

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#### AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

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

DATE AND TIME: August 9, 2021, 11:00 a.m. – 12:00 Noon

PLACE: The Agency is offering both a remote and an in-person option to attend the meeting at the Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee FL 32308.

Webinar: August 9, 2021, 11:00 a.m. – 12:00 Noon To participate, register via the following link GoToMeeting: <https://attendee.gotowebinar.com/register/4649340309447809547>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State of Florida is seeking federal authority to amend Florida's 1115 Managed Medical Assistance (MMA) Waiver (Project Number 11-W-00206/4) to extend the postpartum coverage period to 12-months, incorporate a new qualifying provider type under LIP, and to remove obsolete language.

SUMMARY DESCRIPTION OF AMENDMENT REQUEST: Extending the postpartum coverage period from 60-days to 12-months, authorizing non-profit licensed behavioral health providers who participate in the coordinated system of care in counties that have implemented indigent care programs as qualifying community behavioral health providers eligible to receive LIP funding, and removing the requirement for the State to submit a continuance letter to CMS to continue the operation of the waiver of retroactive eligibility and the essential provider contracting requirement.

A full description of the amendment request and the public notice document will be published on the Agency's website at the following link: [https://ahca.myflorida.com/medicaid/Policy\\_and\\_Quality/Policy/federal\\_authorities/federal\\_waivers/mma\\_fed\\_auth.shtml](https://ahca.myflorida.com/medicaid/Policy_and_Quality/Policy/federal_authorities/federal_waivers/mma_fed_auth.shtml)

**PUBLIC NOTICE AND PUBLIC COMMENT PERIOD:** The Agency will conduct a 30-day public notice and comment period prior to the submission of the amendment request to the Centers for Medicare and Medicaid

Services. The Agency will consider all public comments received regarding the proposed amendment request. The 30-day public notice and public comment period is from July 26, 2021 to August 24, 2021. This public notice and public comment period is being held to solicit public input from recipients, providers, all stakeholders, and interested parties on the proposed amendment request for Florida's 1115 MMA Waiver.

To submit comments by postal service or email please adhere to the following instructions. When providing comments regarding the amendment request for the 1115 MMA Waiver, please put '1115 MMA Waiver-Comprehensive Amendment Request' in the subject line.

Mail comments and suggestions to: 1115 MMA Waiver-Comprehensive Amendment Request, Agency for Health Care Administration, 2727 Mahan Drive, MS 8, Tallahassee, Florida 32308. Email your comments and suggestions to [FLMedicaidWaivers@ahca.myflorida.com](mailto:FLMedicaidWaivers@ahca.myflorida.com).

A copy of the agenda may be obtained by contacting: Karen Williams by email, [Karen.Williams@ahca.myflorida.com](mailto:Karen.Williams@ahca.myflorida.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: Karen Williams by email, [Karen.Williams@ahca.myflorida.com](mailto:Karen.Williams@ahca.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### AGENCY FOR HEALTH CARE ADMINISTRATION Medicaid

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

**DATE AND TIME:** August 9, 2021, 11:00 a.m. – 12:00 Noon  
**PLACE:** The Agency is offering both a remote and an in-person option to attend the meeting at the Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee FL 32308

Webinar: August 9, 2021, 11:00 a.m. – 12:00 Noon To participate, register via the following link GoToMeeting: <https://attendee.gotowebinar.com/register/4649340309447809547>

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The State of Florida is seeking federal authority to amend Florida's 1115 Family Planning Waiver (Project Number 11-W-00135/4) to extend the waiver's eligibility period to 12-months postpartum.

**SUMMARY DESCRIPTION OF AMENDMENT REQUEST:** Extending the waiver's postpartum eligibility period to 12-months postpartum.

A full description of the amendment request and the public notice document will be published on the Agency's website at the following link: [http://ahca.myflorida.com/Medicaid/Family\\_Planning/index.shtml](http://ahca.myflorida.com/Medicaid/Family_Planning/index.shtml)

**PUBLIC NOTICE AND PUBLIC COMMENT PERIOD:** The Agency will conduct a 30-day public notice and comment period prior to the submission of the amendment request to the Centers for Medicare and Medicaid Services. The Agency will consider all public comments received regarding the proposed amendment request. The 30-day public notice and public comment period is from July 26, 2021 to August 24, 2021. This public notice and public comment period is being held to solicit public input from recipients, providers, all stakeholders, and interested parties on the proposed amendment request for Florida's 1115 Family Planning Waiver.

To submit comments by postal service or email please adhere to the following instructions. When providing comments regarding the amendment request for the 1115 Family Planning Waiver, please put '1115 Family Planning Waiver Postpartum Amendment' in the subject line.

Mail comments and suggestions to: 1115 Family Planning Waiver Postpartum Amendment, Agency for Health Care Administration, 2727 Mahan Drive, MS 8, Tallahassee, Florida 32308. Email your comments and suggestions to [FLMedicaidWaivers@ahca.myflorida.com](mailto:FLMedicaidWaivers@ahca.myflorida.com).

A copy of the agenda may be obtained by contacting: Rebecca Best by email, [Rebecca.Best@ahca.myflorida.com](mailto:Rebecca.Best@ahca.myflorida.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: Rebecca Best by email, [Rebecca.Best@ahca.myflorida.com](mailto:Rebecca.Best@ahca.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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DEPARTMENT OF HEALTH  
Board of Chiropractic Medicine

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

DATE AND TIME: July 30, 2021, 3:00 p.m.

PLACE: <https://global.gotomeeting.com/join/897549269>

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

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: 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:  
Christina.McGinnis@flhealth.gov.

DEPARTMENT OF HEALTH  
Board of Osteopathic Medicine

RULE NO.: RULE TITLE:

64B15-14.004 Standards for the Prescription of Obesity Drugs

The Board of Osteopathic Medicine announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, August 5, 2021, 3:00 p.m., or as soon thereafter as can be heard

PLACE: Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the proposed text for the rule.

A copy of the agenda may be obtained by contacting: Crystal Sanford, CPM, Program Operations Administrator, 4052 Bald Cypress Way, #C03, Tallahassee, FL 32399-3256, [Crystal.Sanford@flhealth.gov](mailto:Crystal.Sanford@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 five days before the workshop/meeting by contacting: Crystal Sanford, CPM, Program Operations Administrator, 4052 Bald Cypress Way, #C03, Tallahassee, FL 32399-3256, [Crystal.Sanford@flhealth.gov](mailto:Crystal.Sanford@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.

DEPARTMENT OF HEALTH

Division of Public Health Statistics and Performance Management

The Florida Department of Health announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, August 19, 2021, 3:00 p.m.–5:00 p.m. Eastern

PLACE: Conference call: phone number: 1(888)585-9008, participant code: 169-954-984

GENERAL SUBJECT MATTER TO BE CONSIDERED: Established in section 381.4018 Florida Statutes, the Physician Workforce Advisory Council advises the State Surgeon General and the Florida Department of Health on matters concerning current and future physician workforce needs in this state and reviews survey materials and the compilation of survey information.

A copy of the agenda may be obtained by contacting: Nathan Dunn at (850)245-4018.

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: Nathan Dunn at (850)245-4018. 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: Nathan Dunn at (850)245-4018.

INFINITE SOURCE COMMUNICATIONS GROUP, LLC

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

DATE AND TIME: Thursday, August 5, 2021, presentation at 6:00 p.m. The Public Meeting will be offered in two different formats: virtual and in-person.

PLACE: To participate in the virtual (online) Public Meeting from your computer, tablet or smartphone please register using the link below:

<https://attendee.gotowebinar.com/register/1574387816212542476>

Participants can also use their phone by dialing in to (951)384-3421, Access code: 403-875-096.

The in-person Public Meeting will take place at the City of Weston - Commission Chambers, located at 17200 Royal Palm Boulevard, Weston, FL 33326. The latest social distancing guidelines will be followed.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Florida Department of Transportation (FDOT) District Four will hold a Public Meeting for a mobility improvement project along Weston Road from Indian Trace to State Road (SR) 84, in Broward County. The project identification number is 439994-1-52-01. The Public Meeting will be offered in two different formats: virtual and in-person.

Both formats will consist of a formal presentation followed by an open discussion. Staff will be available to answer questions and provide assistance. Comments and questions will be responded to as time permits, in the order received. If your question is not responded to during the event, a response will be provided in writing following the Meeting. Questions and comments may also be submitted prior to the Meeting by emailing the Project Manager.

A copy of the agenda may be obtained by contacting: FDOT Project Manager, Ms. Bing Wang, P.E. at (954)777-4406 or via email at [Bing.Wang@dot.state.fl.us](mailto:Bing.Wang@dot.state.fl.us).

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Bing Wang, P.E. at (954)777-4406 or in writing at FDOT, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309 or by email at: [Bing.Wang@dot.state.fl.us](mailto:Bing.Wang@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: FDOT Project Manager, Ms. Bing Wang, P.E. at (954)777-4406 or via email at [Bing.Wang@dot.state.fl.us](mailto:Bing.Wang@dot.state.fl.us).

## Section VII

### Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Florida Real Estate Commission

RULE NOS.:RULE TITLES:

61J2-3.008 Pre-licensing Education for Broker and Sales Associate Applicants

61J2-3.009 Continuing Education for Active and Inactive Broker and Sales Associate Licensees

61J2-3.010 License Reactivation Education for Brokers and Sales Associates

NOTICE IS HEREBY GIVEN that Florida Real Estate Commission has issued an order disposing of the petition for declaratory statement filed by Gold Coast Professional Schools, LLC on April 2, 2021. The following is a summary of the agency's disposition of the petition: The Notice of Petition for Declaratory Statement was published in Volume 47, No. 68, of the April 8, 2021, Florida Administrative Register. The Petitioner sought a Declaratory Statement from the Commission with regard to applicability of Sections 475.04, 475.17 and 475.451, F.S., Rule(s): 61J2-3.008, 61J2-3.009, and 61J2-3.010 F.A.C., asking whether cited statutes/rules do not preclude Petitioner's classroom students from taking the end of course examination in the same delivery format as students taking the same livestream class, as well as those students who are taking the same course credit hours through asynchronous distance education. The Florida Real Estate Commission considered the Petition at a duly noticed public meeting held on May 19, 2021 in Orlando, Florida. The Commission's Order was filed on July 15, 2021. The Commission Grants the Petition and States that students enrolled in Petitioner's in-person classroom education courses may take the required end-of-course examination in the same online format as Petitioner offers to its students enrolled in online/distance classes or "virtual Live" (synchronous livestreaming) education courses. A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Giovanna Corona, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, FL 32801, [Giovanna.Corona@myfloridalicense.com](mailto:Giovanna.Corona@myfloridalicense.com).

DEPARTMENT OF HEALTH

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

RULE NO.: RULE TITLE:

64B4-3.003 Examination for Licensure

NOTICE IS HEREBY GIVEN that Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling has received the petition for declaratory statement from Maria D. Richardson on July 19, 2021. The petition seeks the agency's opinion as to the applicability of paragraph 64B4-3.003(2)(b), Florida Administrative Code as it applies to the petitioner.

Paragraph 64B4-3.003(2)(b), Florida Administrative Code, states that the examination for Mental Health Counselors shall be the National Clinical Mental Health Counseling Examination (NCMHCE), clinical simulation examination developed by the National Board of Certified Counselors (NBCC). The Petitioner requests that the Board require the NBCC to offer a Spanish language version of the clinical

simulation examination for ESL clinicians. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Janet Hartman, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, or by electronic mail, Janet.Hartman@flhealth.gov.

**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**

REGIONAL PLANNING COUNCILS  
South Florida Regional Planning Council  
Financial Audit Services

REQUEST FOR PROPOSALS

PROCUREMENT/CONTRACT NO.: RFP-202101-AU  
PROJECT/SERVICE TITLE: Financial Audit Services

The SFRPC seeks a qualified firm to complete a financial audit for the Fiscal Years ending September 30, 2021, 2022, 2023, 2024, and 2025. The SFRPC Board reserves the right to renew or not renew the selected audit firm for the period mentioned above. Sealed bids will be accepted until 5:00 p.m. on August 27, 2021 via hard copy at 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020. Detailed specifications for proposals and schedules can be found at: <https://sfregionalcouncil.org/request-for-proposal-financial-audit-services/>.

DEPARTMENT OF MILITARY AFFAIRS  
219025 AASF #1 POV Parking Resurface & Restripe  
STATE OF FLORIDA, DEPARTMENT OF MILITARY AFFAIRS  
PUBLIC ANNOUNCEMENT  
INVITATION TO BID

Issuing Agency: Department of Military Affairs  
Project Number and Name: 219025 – AASF #1 Bldg. 860 POV Parking Re-surface & Re-stripe  
Project Location: 13650 Aerospace Way, Jacksonville, FL 32221 (Cecil Field)

Statement of Work: Project consists of the resurfacing and restriping of approximately 12,000 SY of SP 9.5 asphalt approximately 1.5” to 2” thick, Re-stripe approximately 225 parking spaces as well as install new wheel stops, where existing is not salvageable. All necessary site improvements such as Grading; Drainage and Storm Water Management; Landscaping; Paving and Striping to the existing Privately Owned Vehicle Parking Area.

Contractor shall take into consideration that FLARNG Personnel will remain at the facility during construction period. Estimated Construction Cost (range): \$300,000 - \$350,000  
Type of Contractor: Qualified Licensed Contractor  
Date of VBS Posting: July 23, 2021  
Non-Mandatory Site Visit Date: As stated on the Vendor Bid System  
Bid Opening Date: As stated on the Vendor Bid System (late bids will not be accepted)

Point of Contact: Dept. of Military Affairs, CFMO Contract Management (904)827-8544 or e-mail: ng.fl.flarng.list.cfmo-contracting@mail.mil

FOR COMPLETE INFORMATION AND SUBMISSION REQUIREMENTS PLEASE REFER TO THE MYFLORIDA.COM VENDOR BID SYSTEM AT:

[http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

## 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., Monday, July 19, 2021 and 3:00 p.m., Friday, July 23, 2021.

<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
5E-14.105	7/19/2021	8/8/2021
5E-14.110	7/19/2021	8/8/2021
5E-14.117	7/19/2021	8/8/2021
5E-14.132	7/19/2021	8/8/2021
5E-14.136	7/19/2021	8/8/2021
28-42.001	7/19/2021	8/8/2021
28-42.002	7/19/2021	8/8/2021
28-42.003	7/19/2021	8/8/2021
28-42.004	7/19/2021	8/8/2021
28-42.005	7/19/2021	8/8/2021
28-42.006	7/19/2021	8/8/2021
28-42.007	7/19/2021	8/8/2021
28-42.008	7/19/2021	8/8/2021
28-42.009	7/19/2021	8/8/2021
28-43.001	7/19/2021	8/8/2021
28-43.002	7/19/2021	8/8/2021
28-43.003	7/19/2021	8/8/2021
28-43.004	7/19/2021	8/8/2021
28-43.005	7/19/2021	8/8/2021

28-43.006	7/19/2021	8/8/2021
28-43.007	7/19/2021	8/8/2021
28-43.008	7/19/2021	8/8/2021
28-43.009	7/19/2021	8/8/2021
28-43.010	7/19/2021	8/8/2021
42GGG-1.002	7/22/2021	8/11/2021
59A-38.004	7/20/2021	8/9/2021
59C-1.004	7/19/2021	8/8/2021
59C-1.005	7/19/2021	8/8/2021
59C-1.010	7/19/2021	8/8/2021
59C-1.012	7/19/2021	8/8/2021
59C-1.020	7/19/2021	8/8/2021
59C-1.021	7/19/2021	8/8/2021
59C-1.022	7/19/2021	8/8/2021
59C-1.030	7/19/2021	8/8/2021
59C-1.0085	7/19/2021	8/8/2021
61-35.025	7/22/2021	8/11/2021
62-610.100	7/19/2021	8/8/2021
62-610.200	7/19/2021	8/8/2021
62-610.300	7/19/2021	8/8/2021
62-610.330	7/19/2021	8/8/2021
62-610.463	7/19/2021	8/8/2021
62-610.466	7/19/2021	8/8/2021
62-610.472	7/19/2021	8/8/2021
62-610.525	7/19/2021	8/8/2021
62-610.560	7/19/2021	8/8/2021
62-610.562	7/19/2021	8/8/2021
62-610.568	7/19/2021	8/8/2021
62-610.652	7/19/2021	8/8/2021
62-610.800	7/19/2021	8/8/2021
62-610.865	7/19/2021	8/8/2021
62-610.870	7/19/2021	8/8/2021

62-610.890	7/19/2021	8/8/2021
64B2-18.005	7/23/2021	8/12/2021
64B5-14.003	7/16/2021	8/5/2021
64B17-9.001	7/21/2021	8/10/2021
64W-1.002	7/23/2021	8/12/2021
64W-1.003	7/23/2021	8/12/2021
64W-1.004	7/23/2021	8/12/2021
64W-1.005	7/23/2021	8/12/2021
64W-1.006	7/23/2021	8/12/2021
64W-1.007	7/23/2021	8/12/2021
64W-1.008	7/23/2021	8/12/2021
67-49.001	7/21/2021	8/10/2021
67-49.002	7/21/2021	8/10/2021
67-49.0005	7/21/2021	8/10/2021
69A-51.001	7/21/2021	8/10/2021
69A-51.005	7/21/2021	8/10/2021
69A-51.010	7/21/2021	8/10/2021
69A-51.015	7/21/2021	8/10/2021
69A-51.017	7/21/2021	8/10/2021
69A-51.020	7/21/2021	8/10/2021
69A-51.025	7/21/2021	8/10/2021
69A-51.035	7/21/2021	8/10/2021
69A-51.045	7/21/2021	8/10/2021
69A-51.050	7/21/2021	8/10/2021
69A-51.060	7/21/2021	8/10/2021
69A-51.065	7/21/2021	8/10/2021
69A-51.075	7/21/2021	8/10/2021
69A-51.080	7/21/2021	8/10/2021
69A-51.085	7/21/2021	8/10/2021
69W-700.001	7/19/2021	8/8/2021
69W-800.001	7/19/2021	8/8/2021

<b>LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES</b>		
<b>Rule No.</b>	<b>File Date</b>	<b>Effective Date</b>
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

DEPARTMENT OF ECONOMIC OPPORTUNITY  
 Division of Community Development  
 DEO Final Order No. DEO-21-029

**STATE OF FLORIDA  
 DEPARTMENT OF ECONOMIC OPPORTUNITY**

In re: A LAND DEVELOPMENT REGULATION  
 ADOPTED BY MONROE COUNTY, FLORIDA,  
 ORDINANCE NO. 006-2021

**FINAL ORDER  
APPROVING MONROE COUNTY ORDINANCE NO.  
 006-2021**

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to subsections 380.05(6) and 380.0552(9), Florida Statutes, approving land development regulations adopted by Monroe County, Florida, Ordinance No. 006-2021 (the “Ordinance”).

**FINDINGS OF FACT**

1. The Florida Keys Area is designated by Section 380.0552, Florida Statutes, as an area of critical state concern. Monroe County is a local government within the Florida Keys Area.
2. The Ordinance was adopted by Monroe County on April 21, 2021 and rendered to the Department on May 24, 2021.
3. The Ordinance amends the Monroe County Land Development Code (the “Code”) by adding the subsection “Workforce Initiative allocation awards, eligibility and requirements” to Section 138-24, “Residential ROGO Allocations.” The Ordinance establishes a new allocation category consisting of 300 workforce housing early evacuation unit building permit allocations pursuant to the Workforce-Affordable Housing Initiative (“Workforce Initiative”). The

Ordinance also establishes specific requirements for the eligibility and awarding of the Workforce Initiative allocations.

**CONCLUSIONS OF LAW**

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

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

6. The Ordinance is consistent with the Monroe County Comprehensive Plan generally, as required by subsection 163.3177(1), Florida Statutes, and specifically, with Policies 101.2.2, 101.3.2, and 101.3.12.

7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. §§ 380.05(6) and 380.0552(9), Fla Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in subsection 380.0552(7), Florida Statutes.

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

- (a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.
- (d) Ensuring the maximum well-being of the Florida Keys and its citizens through sound economic development.
- (l) Making available adequate affordable housing for all sectors of the population of the Florida Keys.
- (m) Providing adequate alternatives for the protection of public safety and welfare in the event of a natural or manmade disaster and for a postdisaster reconstruction plan.
- (n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that Monroe County Ordinance No. 006-2021 is consistent with the Monroe County Comprehensive Plan and Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby APPROVED.

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

DONE AND ORDERED in Tallahassee, Florida.

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

**NOTICE OF ADMINISTRATIVE RIGHTS**

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

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

AGENCY.CLERK@DEO.MYFLORIDA.COM.

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

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

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

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

**CERTIFICATE OF FILING AND SERVICE**

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 23 day of July, 2021.

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

By U.S. Mail:

The Honorable Michelle Coldiron, Mayor Monroe County,  
2798 Overseas Highway, Suite 400, Marathon, Florida 33050  
Kevin Madok, Clerk, Monroe County, Board of County  
Commissioners, 500 Whitehead Street, Key West, Florida  
33040

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**Section XIII**  
**Index to Rules Filed During Preceding**  
**Week**

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

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