

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NO.: RULE TITLE:

59C-1.008 Certificate of Need Application Procedures
PURPOSE AND EFFECT: HB 21 (2019-136, L.O.F.) repealed provisions of Chapter 408 Part II, relating to certificate of need applications for general hospitals. HB 21 amendments became effective July 1, 2021. The Agency proposes to amend Rule 59C-1.008 and incorporated application forms to remove references to Rule Chapter 59A-3 (Hospital Licensure) and hospital providers.

SUBJECT AREA TO BE ADDRESSED: The Agency is proposing to amend Rule 59C-1.008 and incorporated application forms to remove references to Rule Chapter 59A-3 and hospital providers.

RULEMAKING AUTHORITY: 408.034(3), 408.15(8), FS.

LAW IMPLEMENTED: 408.033, 408.034, 408.035, 408.036, 408.037, 408.038, 408.039, 408.040, 408.042 FS

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

DATE AND TIME: September 8, 2021 from 2:00pm – 3:00pm

PLACE: No public face-to-face meeting. This workshop will be conducted via teleconference. Participate by dialing the Open Voice conference line, 1(888)585-9008, and then enter the conference room number followed by the pound sign, 476-211-242#. The agenda and related materials can be found on the web at:

https://ahca.myflorida.com/MCHQ/Health_Facility_Regulation/Rulemaking.shtml.

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: James McLemore, Bureau of Health Facility Regulation, 2727 Mahan Drive, MS 28, Tallahassee, Florida, 32308, (850)412-4346, Email: James.McLemore@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). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: James

McLemore, (850)412-4346, email: James.McLemore@ahca.myflorida.com.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NOS.: RULE TITLES:

61J2-24.001 Disciplinary Guidelines

61J2-24.002 Citation Authority

61J2-24.003 Notification of Noncompliance

PURPOSE AND EFFECT: The Commission proposes the development of a rule amendment to determine if modifications will be necessary to the rule language.

SUBJECT AREA TO BE ADDRESSED: Update rule language regarding Disciplinary Guidelines, Citation Authority and Notification of Noncompliance.

RULEMAKING AUTHORITY: 455.2273, 475.05 FS., 475.05 FS, 475.05 FS.

LAW IMPLEMENTED: 455.227, 455.2273, 475.22, 475.24, 475.25, 475.42, 475.453 FS., 455.224, 475.25(1) FS., 120.695, 455.225(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giuvanna Corona, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, FL 32801, Giuvanna.Corona@myfloridalicense.com

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: RULE TITLE:

61J2-24.006 Probation

PURPOSE AND EFFECT: The purpose of the amendments is to the update the text to clarify details regarding probation.

SUBJECT AREA TO BE ADDRESSED: Update subsection (5) of text.

RULEMAKING AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 455.227, 475.25(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN

THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Giuvanna Corona, Executive Director, Florida Real Estate Commission, 400 W. Robinson Street, #N801, Orlando, FL 32801, Giuvanna.Corona@myfloridalicense.com

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Melia Jenkins, melia.jenkins@flhealth.gov or (850)558-9532.

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

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community

Support

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|------------|--|
| RULE NOS.: | RULE TITLES: |
| 64J-1.001 | Definitions |
| 64J-1.002 | Basic Life Support Service License - Ground |
| 64J-1.003 | Advanced Life Support Service License - Ground |
| 64J-1.005 | Air Ambulances |
| 64J-1.006 | Neonatal Transports |
| 64J-1.007 | Vehicle Permits |
| 64J-1.008 | Emergency Medical Technician |
| 64J-1.009 | Paramedic |
| 64J-1.012 | Examinations |
| 64J-1.020 | Training Programs |

PURPOSE AND EFFECT: To replace language made obsolete by Chapter Law 2020-133; to update DH Form 631 04/09, Ground Ambulance Service Provider Application, and DH Form 1510 04/09, Emergency Medical Services Application for Vehicle Permit(s), to include an exemption created by Chapter Law 2021-90; to add and update references to incorporated material regarding ground transport vehicle (ground ambulance) standards; to add a sunset provision to rule 64J-1.006, F.A.C.; to repeal an obsolete rule regarding examinations; to add current examination requirements; and to update Emergency Medical Services (EMS) training program requirements.

SUBJECT AREA TO BE ADDRESSED: EMS provider license applications and forms, vehicle equipment, supplies, design, and construction.

RULEMAKING AUTHORITY: 383.19, 395.405, 401.23, 401.25, 401.251, 401.26, 401.265, 401.27, 401.2701, 401.2715, 401.35, 456.013, FS

LAW IMPLEMENTED: 381.0205, 383.19(1)(e), 395.405, 395.4045(4), (5), (8), 401.23, 401.24(2), 401.25(1), (2), (5), 401.251, 401.252(3), 401.26(1)-(3), (5)-(7), 401.265(1), (5), 401.27(2)-(8), (11)-(13), 401.2715, 401.273, 401.281, 401.30(1), (2), (5), 401.31(4), 401.321(2), (3), 401.34(1)-(4), 401.35, 456.13, 456.17, FS

**Section II
Proposed Rules**

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

| | |
|------------|-------------|
| RULE NO.: | RULE TITLE: |
| 65C-30.001 | Definitions |

PURPOSE AND EFFECT: The Department intends to amend rule 65C-30.001, F.A.C., to add definitions and remove an obsolete definition for terms used in a rule chapters.

SUMMARY: The amendments accomplish the following: 1) Definitions of “Enhanced Level II Foster Home” and “Comprehensive Child Welfare Information System” are added; and 2) the definition of “Statewide Automated Child Welfare Information System” is removed.

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 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: 39.012, 39.0121, 39.5085(2)(a), 409.175(5), F.S.

LAW IMPLEMENTED: 39.401(3), 39.5085, 39.521, 39.701, 409.145(1), 409.165(1), 409.401, 409.175, F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jodi Abramowitz. Jodi can be reached at Jodi.Abramowitz@myflfamilies.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

65C-30.001 Definitions.

This rule includes the definitions for the following rules: Chapter 65C-15, F.A.C., “Child-Placing Agencies”; Chapter 65C-28, F.A.C., “Out-Of-Home Care”; Chapter 65C-29, F.A.C., “Protective Investigations”; Chapter 65C-30, F.A.C., “General Child Welfare Provisions”; and Chapter 65C-45, F.A.C., “Levels of Licensure.”

(1) through (11) No change.

(12) “Case File” means all information for a case contained in the Department’s ~~statewide comprehensive automated~~ child welfare information system (CCWIS) (~~SACWIS~~), i.e., Florida Safe Families Network (FSFN), as well as the supporting documentation gathered during provision of services to that family. The “case file” may also refer to a duplicate, paper copy of the electronic case file and the supporting paper documentation. The Department’s CCWIS ~~SACWIS~~ is the official system of record for each intake, investigation, and all subsequent casework to provide a complete, current, accurate and unified case history.

(13) through (29) No change.

(30) “Comprehensive Child Welfare Information System (CCWIS)” (i.e., Florida Safe Families Network (FSFN)), means the Department’s comprehensive, statewide automated case tool that supports child welfare practice. A CCWIS holds the state’s official case file for all children and families served.

(30) through (40) are renumbered (31) through (41) No change.

(42) “Enhanced Level II Foster Home” means a foster home in which the caregivers have completed additional training hours as specified in rule 65C-45.002, F.A.C., is designed to accept placements for children with enhanced complexities, to include sibling groups, and is eligible to receive enhanced foster care room and board payments.

(41) through (113) are renumbered (42) through (114) No change.

~~(114) “Statewide Automated Child Welfare Information System (SACWIS)” (i.e., Florida Safe Families Network (FSFN)), means the Department’s comprehensive, statewide automated case tool that supports child welfare practice. A~~

~~SACWIS holds the state’s official case file for all children and families served.~~

(115) through (125) No change.

(126) This rule shall be repealed within five years from the effective date, if not renewed.

Rulemaking Authority 39.012, 39.0121, 39.5085(2)(a), 409.175(5) FS. Law Implemented 39.401(3), 39.5085, 39.521, 39.701, 409.145(1), 409.165(1), 409.401, 409.175 FS. History—New 5-4-06, Amended 2-25-16, 6-29-17, 12-4-17, 10-22-18, 6-3-20. Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:

Courtney Smith

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Shevaun L. Harris

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 9, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 17, 2021

Section III
Notice of Changes, Corrections and
Withdrawals

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NO.: 68D-24.008 RULE TITLE: Broward County Boating Restricted Areas
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 47 No. 152, August 6, 2021 issue of the Florida Administrative Register.

The agency did not identify in its Notice of Proposed Rule the specific information the agency relied upon in making a determination that no statement of regulatory costs was required. The agency hereby amends its statement to that effect in the Notice of Proposed Rule to read as follows:

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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NO.: 68D-24.146 RULE TITLE: Okaloosa County Boating Restricted Area
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 47 No. 152, August 6, 2021 issue of the Florida Administrative Register.

The agency did not identify in its Notice of Proposed Rule the specific information the agency relied upon in making a determination that no statement of regulatory costs was required. The agency hereby amends its statement to that effect in the Notice of Proposed Rule to read as follows:

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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF MANAGEMENT SERVICES

Public Employees Relations Commission

RULE NO.: RULE TITLE:

60CC-4.002 Ratification by Members of Bargaining Unit
NOTICE IS HEREBY GIVEN that on August 16, 2021, the Public Employees Relations Commission, received a petition for variance from Rule 60CC-4.002, F.A.C., filed by Ronald Pollard and the Orange Education Support Professionals Association to conduct all aspects of a ratification election electronically. The petition was assigned Case No. MS-2021-025. Any interested person may submit written comments on this petition within 5 days of publication of this notice by mail to Commission Clerk, Public Employees Relations Commission, 4708 Capital Circle Northwest, Suite 300, Tallahassee, Florida 32303-7256 or by facsimile to (850)488-9704.

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice hereby gives notice: that the Petition filed on February 2, 2021, by Rico Sabulao, seeking a permanent variance or waiver of Rule 64B17-3.003, F.A.C., with regards to his qualifications for licensure by endorsement. The Notice of Petition for Variance or Waiver was published in Vol. 47, No. 22, of the February 3, 2021, issue of the Florida Administrative Register. The petition has been withdrawn upon request of Petitioner

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253, Allen.Hall@flhealth.gov.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

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

DATE AND TIME: August 23, 2021, 3:00 p.m.

PLACE: R.A. Gray Building, 500 S. Bronough Street, Room #428, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525, Florida Statutes, an evaluation team briefing is hereby noticed for the following Request for Proposal Number: DOS-RFP-21/22-024, titled Division of Arts and Culture Marketing Campaign Services. The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Department will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with subsection 287.042(3), Florida Statutes, and need not re-advertise notice in the Florida Administrative Register. Access the VBS at: http://vbs.dms.state.fl.us/vbs/main_menu

A copy of the agenda may be obtained by contacting: Katrina Youman, (850)245-6590 or Purchasing@dos.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 48 hours before the workshop/meeting by contacting Katrina Youman, (850)245-6590 or Purchasing@dos.myflorida.com.

If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Katrina Youman, (850)245-6590 or Purchasing@dos.myflorida.com.

DEPARTMENT OF LEGAL AFFAIRS

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

DATES AND TIMES: August 23, 2021, 10:00 a.m. – 4:00 p.m.; August 24, 2021, 10:00 a.m. – 4:00 p.m.; August 25, 2021, 10:00 a.m. – 4:00 p.m.; August 26, 2021, 10:00 a.m. – 4:00 p.m.; August 27, 2021, 10:00 a.m. – 4:00 p.m.

PLACE: Via Gotowebinar originating in Tallahassee; contact Kairi Sisask at (850)414-3500 for more information

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida New Motor Vehicle Arbitration Board, 2021 Board member Training (Gotowebinar). The same single-day presentation will be presented each day.

A copy of the agenda may be obtained by contacting: Kairi Sisask at (850)414-3500.

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: Kairi Sisask at (850)414-3500. 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: Kairi Sisask at (850)414-3500.

DEPARTMENT OF EDUCATION

The Charter School Appeal Commission announces a hearing to which all persons are invited.

DATE AND TIME: August 31, 2021, 9:00 a.m. - completion
PLACE: 325 West Gaines Street, Conference 1721-25, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Charter School Appeal Commission will hear the denial of the following Charter School Application: Red Hills Academy, Inc. vs. School Board of Leon County.

A copy of the agenda may be obtained by contacting: Karen Hines-Henry @ Karen.Hines@fldoe.org.

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

For more information, you may contact: Karen Hines-Henry @ Karen.Hines@fldoe.org.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 19, 2021, 10:00 a.m. ET

PLACE: 605 Suwannee Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The conference call has been cancelled.

A copy of the agenda may be obtained by contacting: NA

For more information, you may contact: The Florida Transportation Commission at (850)414-4105.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a telephone conference call to which all persons are invited.

DATES AND TIMES: August 26, 2021, 10:00 a.m. ET; September 9, 2021, 10:00 a.m. ET; September 23, 2021, 10:00 a.m. ET; October 28, 2021, 10:00 a.m. ET

PLACE: These meetings will be held via Microsoft TEAMS. Use the links provided to join. August 26, 2021: <https://bit.ly/FTCAUG26> or call-in (audio only): (850)739-5589, Conference ID: 229 696 563#; September 9, 2021: <https://bit.ly/FTCSEP09> or call-in (audio only): (850)739-5589, Conference ID: 872 856 030#; September 23, 2021: <https://bit.ly/FTCSEP23> or call-in (audio only): (850)739-5589, Conference ID: 791 039 325#; October 28, 2021: <https://bit.ly/FTCOCT28> or call-in (audio only): (850)739-5589, Conference ID: 126 068 44#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General FTC issues/business.

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.

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.

REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

The Southwest Florida Regional Planning Council/LEPC District 9 announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, August 26, 2021, 1:00 p.m.

PLACE: VIRTUAL MEETING

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Southwest Florida Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Katelyn Kubasik at kkubasik@swfrpc.org.

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

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

For more information, you may contact: the LEPC's web page at <http://swfrpc.org/lepc.html>.

SPACE FLORIDA

The Space Florida announces a telephone conference call to which all persons are invited.

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

PLACE: Zoom Meeting ID: 848 2702 8352 Passcode: 384645

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Space Florida Evaluation Committee members will be considering the proposals submitted by vendors in response to the competitive solicitation for the Request for Qualifications for Construction Manager as Constructor for CAE USA Training and Support Center RFQ-SF-01-0-2021. Vendors will

be interviewed by the Space Florida evaluation committee members and answering questions as part of the competitive solicitation process during which time the meeting will be open to the public.

A copy of the agenda may be obtained by contacting: Annette O'Donnell at aodonnell@spaceflorida.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 2 days before the workshop/meeting by contacting: Annette O'Donnell at aodonnell@spaceflorida.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Annette O'Donnell at aodonnell@spaceflorida.gov.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

The Medicaid Pharmaceutical and Therapeutics Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 24, 2021, 8:30 a.m.

PLACE: Zoom meeting only

Please click the link below to join the webinar:

<https://magellanhealth.zoom.us/j/94900289363?pwd=ZVo0RHhmOGxxZ2NYUEI5YnM4bzNwdz09>, Password: 378840

Or iPhone one-tap (US Toll): +13126266799,94900289363# or +16465588656,94900289363#

Or Telephone:

Dial: (312)626-6799, (US Toll) or (646)558-8656, (US Toll)

1(833)548-0282, (US Toll Free)

1(877)853-5247, (US Toll Free)

1(888)788-0099, (US Toll Free)

1(833)548-0276, (US Toll Free)

Webinar ID: 949 0028 9363

GENERAL SUBJECT MATTER TO BE CONSIDERED: Recommendations for inclusion or exclusion from the preferred drug list are made at this meeting. Members of the public who wish to testify at this meeting must contact Vern Hamilton at: Vern.Hamilton@ahca.myflorida.com.

The number of speakers is limited and selection is made by a lottery system. All interested parties must submit details on their speaker to Mr. Hamilton no later than Sept. 1st to be considered for selection by lottery. Because of unforeseen events that may cause changes, please monitor the website at: http://www.ahca.myflorida.com/Medicaid/Prescribed_Drug/meetings.shtml

A copy of the agenda may be obtained by contacting: Vern.Hamilton@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Board of Architecture and Interior Design announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 26, 2021, 2:00 p.m. ET

PLACE: To participate on the telephone conference call, contact toll free 1(888)585-9008, participant passcode 491089625.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399, Telephone: (850)717-1982.

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

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

For more information, you may contact: Board of Architecture and Interior Design, 2601 Blair Stone Road, Tallahassee, Florida 32399, Telephone (850)717-1982.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-4.001 Education

The Florida Real Estate Appraisal Board announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 2, 2021, 9:00 a.m. ET

PLACE: Zora Neale Hurston Building North Tower, Suite N901, 400 W Robinson St., Orlando, FL 32801 <https://attendee.gotowebinar.com/register/8445630703962385420>

Open the GoToWebinar app and enter Webinar ID: 776-084-195

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is for Rule Discussion on Rule 61J1.4001, 4.003, 4.008. All or part of this meeting will be conducted as a teleconference in order to permit maximum participation of the Board members or Board counsel.

A copy of the agenda may be obtained by contacting: dreappraisalsection@myfloridalicense.com.

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

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: dreappraisalsection@myfloridalicense.com.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: August 26, 2021, 9:30 a.m.

PLACE: WEBINAR: <https://tinyurl.com/7853j2ve>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Orange Creek Basin Working Group will hold a Basin Management Action Plan meeting on August 26. This meeting is open to the public. The meeting is in Microsoft Teams at <https://tinyurl.com/7853j2ve>. For audio only, call (469)305-1028, Phone Conference ID: 517 208 277#. Presentations include status updates on Sweetwater Branch numeric nutrient criteria and upgrades to the Main Street WRF, Little Hatchet Creek nutrient reducing weirs, City of Gainesville project updates, and other water quality improvement projects underway to restore basin lakes.

The Orange Creek Basin Working Group was formed to provide a forum for stakeholders to discuss issues related to the basin's nutrient Total Maximum Daily Loads for Newnans Lake, Lochloosa Lake, Lake Wauberg, Orange Lake, and Alachua Sink and bacterial TMDLs for Hogtown Creek, Sweetwater Branch, and Tumblyn Creek.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

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: Ms. Mary Paulic, (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ENVIRONMENTAL PROTECTION
The Florida Department of Environmental Protection announces a public meeting to which all persons are invited.
DATE AND TIME: August 25, 2021, 11:00 a.m. ET
PLACE: The Department is providing this public meeting by webinar. Parties can register to attend the webinar at the following link.

Webinar Link:
<https://attendee.gotowebinar.com/register/7950910945643682572>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department is holding the first public meeting of the Clean Waterways Act, Onsite Sewage Treatment and Disposal Systems Technical Advisory Committee (OSTDS TAC). The Clean Waterways Act, Section 8, Chapter 2020-150, Laws of Florida, created and directed the Department to appoint an OSTDS TAC that will provide recommendations to the Governor and Legislature by January 1, 2022 related to the availability of enhanced nutrient-reducing OSTDS in the marketplace, including such systems that are cost-effective, low maintenance, and reliable, recommend regulatory options, appropriate setback distances from surface water, groundwater, and wells and the use of associated Enhanced Nutrient Reducing (ENR) technology. The OSTDS TAC's recommendations will guide the Department's future rulemaking.

A copy of the agenda may be obtained by contacting: A copy of the agenda may be obtained by reviewing the OSTDS TAC information at the following website: <https://floridadep.gov/water/onsite-sewage/content/onsite-sewage-treatment-and-disposal-systems-ostds-technical-advisory>. You may also request a copy of the agenda by contacting Heather Simpkins via email at: OSTDS_TAC@floridadep.gov or via phone at: (850)245-8637. 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: Heather Simpkins as listed above. 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 Department at OSTDS_TAC@floridadep.gov.

DEPARTMENT OF HEALTH
Board of Chiropractic Medicine
The Department of Health announces a telephone conference call to which all persons are invited.
DATE AND TIME: August 25, 2021, 11:30 a.m.
PLACE: <https://global.gotomeeting.com/join/300624445>

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

DATE AND TIME: August 25, 2021, 12:30 p.m.

PLACE: <https://global.gotomeeting.com/join/300624445>

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Issue: 47/160 (CHANGE OF TIME)

The time of this meeting has been changed to 12:30 p.m.

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 Pharmacy

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

DATE AND TIME: August 25, 2021, 1:00 p.m. ET

PLACE: Embassy Suites by Hilton Tampa USF Near Busch Gardens, 3705 Spectrum Blvd, Tampa, FL 32830

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: www.floridaspharmacy.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: (850)245-4474. 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: (850)245-4474.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Local Child Abuse Death Review Committee for Circuit 15 announces a public meeting to which all persons are invited.

DATE AND TIME: August 26, 2021, 9:00 a.m. – 9:15 a.m.

PLACE: Microsoft Teams Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MTNhZmQ1MjUtODcwYS00YzVmLTgyZmMtMzJkYzdjZGMwMGE2%40thread.v2/0?context=%7b%22id%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22oid%22%3a%22ca176034-85e8-41db-a51e-cd3c5689b4f7%22%7d

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by

contacting: Merlene.Ramnon@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Merlene.Ramnon@flhealth.gov.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

The Center for Independent Living announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 24, 2021, 8:15 a.m.

PLACE: CIL Office

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Committee Meeting

A copy of the agenda may be obtained by contacting: Carla.Campbell@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 3 days before the workshop/meeting by contacting: Carla.Campbell@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Carla.Campbell@flhealth.gov.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The FWCJUA Producer Appeals Committee Rescheduled announces a telephone conference call to which all persons are invited.

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

PLACE: Contact Kathy Coyne at (941)378-7408 to participate.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics will include the appeals process and the appeal of an Agency and its Designated Producer whose privileges to submit business to the FWCJUA were revoked.

A copy of the agenda may be obtained by contacting: [Ms. Coyne](mailto:Ms.Coyne@fwcjua.com) or at www.fwcjua.com.

Section VII
 Notice of Petitions and Dispositions
 Regarding Declaratory Statements

NONE

Section VIII
Notice of Petitions and Dispositions
Regarding the Validity of Rules

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

PASCO-PINELLAS AREA AGENCY ON AGING
 Notice of Request for Proposal (RFP) and Bidders Conference Contingent upon the availability of funds, the Area Agency on Aging of Pasco-Pinellas, Inc. for Planning and Service Area 5 (Pasco and Pinellas Counties), will be contracting and is soliciting sealed proposals for an Older Americans Act (OAA) and Local Service Program (LSP) service for the period January 1, 2022 - December 31, 2026. Services are to be provided to eligible residents based upon age. Proposals are solicited for Pasco and Pinellas Counties for OAA Title IIIB/LSP Emergency Alert Response.
 The Request for Proposal documents will also be available at the AAAPP website on September 1, 2021:
<https://www.agingcarefl.org/request-for-proposal-ndash.html>

Sealed proposals are due by 3:00 p.m., on September 22nd, 2021 with opening of proposals immediately following. Specifications for proposals may be obtained at the Bidder's Conference on: September 7, 2021, 10:00 a.m.

Via Microsoft Teams Meeting:
https://teams.microsoft.com/l/meetup-join/19%3ameeting_MjQ2MWFmM2UtNWYzMi00ZTU1LWJhNjUtMWQ0NDQ0ODIzM2Yw%40thread.v2/0?context=%7b%22id%22%3a%2283b3093f-a5ce-4e92-b5ee-ad14342917db%22%2c%22oid%22%3a%224c5c1442-1003-4041-b3e8-285c10adb8ab%22%7d

Section XII
Miscellaneous

DEPARTMENT OF STATE
 Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Wednesday, August 11, 2021 and 3:00 p.m., Tuesday, August 17, 2021.

| Rule No. | File Date | Effective Date |
|-------------|-----------|----------------|
| 40B-4.1110 | 8/17/2021 | 9/6/2021 |
| 40B-4.1140 | 8/17/2021 | 9/6/2021 |
| 40B-4.3020 | 8/17/2021 | 9/6/2021 |
| 53ER21-42 | 8/12/2021 | 8/12/2021 |
| 53ER21-43 | 8/12/2021 | 8/12/2021 |
| 53ER21-44 | 8/12/2021 | 8/12/2021 |
| 53ER21-45 | 8/12/2021 | 8/12/2021 |
| 53ER21-46 | 8/12/2021 | 8/12/2021 |
| 59G-13.081 | 8/17/2021 | 9/6/2021 |
| 59G-13.070 | 8/17/2021 | 9/6/2021 |
| 61C-5.023 | 8/12/2021 | 9/1/2021 |
| 61-6.010 | 8/12/2021 | 9/1/2021 |
| 64B4-6.004 | 8/13/2021 | 9/2/2021 |
| 64B4-22.110 | 8/13/2021 | 9/2/2021 |
| 64B5-2.014 | 8/11/2021 | 8/31/2021 |
| 64B5-9.011 | 8/11/2021 | 8/31/2021 |
| 64B5-2.0142 | 8/11/2021 | 8/31/2021 |

| | | |
|---|------------------|-----------------------|
| 64B5-2.0144 | 8/11/2021 | 8/31/2021 |
| 64B5-2.0146 | 8/11/2021 | 8/31/2021 |
| 64B6-5.001 | 8/13/2021 | 9/2/2021 |
| 69A-46.041 | 8/12/2021 | 9/1/2021 |
| LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES | | |
| Rule No. | File Date | Effective Date |
| 60FF1-5.009 | 7/21/2016 | **/**/**** |
| 60P-1.003 | 11/5/2019 | **/**/**** |
| 60P-2.002 | 11/5/2019 | **/**/**** |
| 60P-2.003 | 11/5/2019 | **/**/**** |
| 64B8-10.003 | 12/9/2015 | **/**/**** |

AGENCY FOR HEALTH CARE ADMINISTRATION
 Certificate of Need
 NOTICE OF HOSPICE PROGRAM FIXED NEED POOL
 NOTICE OF HOSPICE PROGRAM FIXED NEED POOL

The Agency for Health Care Administration has projected a fixed need pool for hospice programs, defined in accordance with Sections 400.601-400.602, Florida Statutes (F.S.) and 408.031-408.045, F.S. Fixed need pool projections are for hospice programs planned for January 2023, pursuant to the provisions of Rule 59C-1.0355, Florida Administrative Code. Fixed need pool projections as published in the August 6, 2021 edition of the Florida Administrative Register, are being revised due to an error in the fixed need pool calculations. The fixed need pool is revised as follows:

Hospice Program Net Need

Service Area Net Need

District 1 0
 State Total 3

AGENCY FOR HEALTH CARE ADMINISTRATION
 Medicaid

Long Term Care (LTC) Waiver

The Agency for Health Care Administration (Agency) is submitting a request to renew the Long Term Care (LTC) Waiver, which operates under the authority of Sections 1915(b)

and (c) of the Social Security Act, to the Centers for Medicare & Medicaid Services (CMS). The Agency is providing public notice of the 30-day public comment period as specified in 42 CFR 441.304(f) to solicit meaningful input from recipients, providers, and all stakeholders on the renewal request prior to submission to CMS.

SUMMARY DESCRIPTION OF RENEWAL REQUEST: Significant changes that have been made within the 1915(b) renewal application include:

- Updates to the Monitoring Plan and Results in Sections B and C of the waiver document.
- In accordance with the 1915(b) waiver requirements, an independent assessment was conducted for the first two waiver periods. As this will be the third waiver period, the Agency does not intend to continue the contract for additional independent assessments. Significant changes that have been made within the 1915(c) renewal application include:
 - Updated performance measure language and language throughout the waiver that stated the Department of Elder Affairs was the monitoring agency over the LTC plans to include the Agency for Health Care Administration as the LTC plan monitoring agency.
 - Removed language from transition plan in the Main Section, Attachment 1 that referenced the 2018 consolidation of the 1915(c) Traumatic Brain and Spinal Cord Injury, Adults with Cystic Fibrosis, and Project AIDS Care Waivers into the Statewide Medicaid Managed Care Long-term Care program.
 - Updated language to comply with CMS guidance in the Main Section, Attachment 2.
 - Updated reporting requirement list and language in Appendix A-6, Assessments.
 - Updated unduplicated numbers of participants in Appendix B-3.
 - Updated the maximum number of participants served at any point during the year in Appendix B-3.
 - Updated Appendix J data.

Florida is also requesting temporary extensions for these waivers, which are scheduled to expire on December 27, 2021. The proposed temporary extension would cover December 28 through December 31, 2021. This temporary extension will allow for the start date of the renewal requests to align with standard federal reporting quarters.

To view the full description of the proposed renewal requests, please see the public notice documents published on the Agency’s Web site at the following link: https://ahca.myflorida.com/medicaid/Policy_and_Quality/Policy/federal_authorities/federal_waivers/ltc_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 proposed renewal request to the CMS. The Agency will consider all public comments received regarding the proposed renewal request. The 30-day public notice and public comment period is from August 18, 2021 through September 16, 2021. This public notice and public comment period is being held to solicit public input from recipients, providers, and all stakeholders and interested parties.

When submitting comments, please include “Proposed Renewal to 1915(b)(c) LTC Waiver” in the subject line:

Submit email comments to
FLMedicaidWaivers@ahca.myflorida.com.

Submit comments by mail to Bureau of Medicaid Policy,
Agency for Health Care Administration, 2727 Mahan Drive,
MS 20, Tallahassee, Florida 32308.

For more information, you may contact: Benjamin Fullington
at (850)412-4261 or
FLMedicaidWaivers@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).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Beaches and Coastal Systems

Notice of Availability of Bakers Haulover Inlet Management Plan (Miami-Dade County)

The Florida Department of Environmental Protection (Department) announces the availability of the Bakers Haulover Inlet Management Plan of 2021 and has adopted the inlet management plan as a Department Final Order on August 11, 2021. A summary of Bakers Haulover Inlet Management Plan of 2021: Pursuant to subsection 161.101(2), F.S., the Department is the beach and shore preservation authority for the State of Florida. As part of the beach management plan adopted pursuant to section 161.161, F.S., the Department is adopting this updated Inlet Management Plan for Bakers Haulover in Miami-Dade County, Florida. This plan for Bakers Haulover is consistent with section 161.142, F.S. To obtain a copy of the Bakers Haulover Inlet Management Plan (2021), visit: <https://floridadep.gov/rcp/beaches-inlets-ports/documents/bakers-haulover-inlet-management-plan> or contact William “Guy” Weeks, Department of Environmental Protection, telephone: (850)245-7696, email: William.Weeks@FloridaDEP.gov. This Order is final and effective on the date filed with the clerk of the Department unless a petition is filed in accordance with the paragraphs below or unless a request for extension of time in which to file a petition is filed within the required timeframe and conforms to subsection 62-110.106(4), F.A.C. Upon timely filing of a

petition or a request for an extension, this Order will not be effective until further Order of the Department. A person whose substantial interests are affected by this Order may petition for an administrative proceeding (hearing) in accordance with sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) with the Agency Clerk for the Department of Environmental Protection, at Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, or by electronic mail at Agency_Clerk@dep.state.fl.us, within 21 days of receipt of this Notice. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under sections 120.569 and 120.57, F.S. of the Florida Statutes. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-106.205, F.A.C.

A petition must contain the following information:

- (a) The name and address of each agency affected and each agency’s file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner’s representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner’s substantial interests will be affected by the agency determination;
- (c) A statement of how and when the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts which petitioner contends warrant reversal or modification of the Department’s action;
- (f) A statement of the specific rules or statutes the petitioner contends requires reversal or modification of the Department’s action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by petitioner, stating precisely the action that the petitioner wants the Department to take.

A petition that does not dispute the materials facts on which the Department’s action is based shall state that no such facts are in dispute and otherwise contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that, the Department’s final action may be different from the position taken by it in this Notice. Persons whose substantial interests will be affected by any such final decision of the Department on the petition have the right to petition to become a party to

the proceeding, in accordance with the requirements set forth above.

When the Order is final, any party to the Order has the right to seek judicial review of the Order pursuant to section 120.68, F.S., by filing a Notice of Appeal pursuant to Rule 9.110 of the Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

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.
