

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:**        **RULE TITLE:**  
 6A-1.09441        Requirements for Programs and Courses  
                          Which are Funded Through the Florida  
                          Education Finance Program and for Which  
                          the Student May Earn Credit Toward High  
                          School Graduation

**PURPOSE AND EFFECT:** To update the “Course Code Directory and Instructional Personnel Assignments” by which school districts receive FEFP (Florida Education Finance Program) funding. The effect will be an updated directory of courses for students to take to earn credit toward high school graduation.

**SUBJECT AREA TO BE ADDRESSED:** Revisions to the “Course Code Directory and Instructional Personnel Assignments” for the 2022-2023 school year.

**RULEMAKING AUTHORITY:** 1001.02(1), 1003.03(6), 1007.2616, 1011.62(1)(t), F.S.

**LAW IMPLEMENTED:** 1003.03(6), 1003.4282(1)(b), 1007.2616, 1011.62(1), 1012.55(1)(c), F.S.

**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:** Elizabeth Moya, Assistant Vice Chancellor, Articulation & Career Education Policy, [elizabeth.moya@fldoe.org](mailto:elizabeth.moya@fldoe.org). To comment on this rule development or to request a 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 at <https://web02.fldoe.org/rules>.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:**        **RULE TITLE:**  
 6A-10.024        Articulation Between and Among  
                          Universities, Florida Colleges, and School  
                          Districts

**PURPOSE AND EFFECT:** To implement the statewide articulated acceleration mechanisms of Section 1007.27, Florida Statutes, which facilitates a variety of acceleration mechanisms that are available to secondary and postsecondary students. The purpose of the rule amendment will be to incorporate new language related to the governing of military credit and incorporation of a military course equivalency list for use by Florida’s public postsecondary institutions to award credit or clock hours for courses taken and occupations held by military service members.

**SUBJECT AREA TO BE ADDRESSED:** The uniform awarding of military credit through incorporation of a Statewide Credit for Military Experience Equivalency List.

**RULEMAKING AUTHORITY:** 1001.02(2)(n), 1004.096, 1007.23(1), 1007.25, 1007.27, F.S.

**LAW IMPLEMENTED:** 1001.64(8)(a), 1004.096, 1007.01(2), 1007.23, 1007.25, 1007.27, F.S.

**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:** Elizabeth Moya, Assistant Vice Chancellor, Articulation & Career Education Policy, [elizabeth.moya@fldoe.org](mailto:elizabeth.moya@fldoe.org). To comment on this rule development or to request a 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 at <https://web02.fldoe.org/rules>.

**Section II**  
**Proposed Rules**

**DEPARTMENT OF CORRECTIONS**

**RULE NO.:**        **RULE TITLE:**  
 33-602.205        Inmate Telephone Use

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule is to modify the provisions concerning inmate

telephone use to align with the Department's updated inmate telephone system, such as elimination of the use of Form DC6-223, Inmate Telephone Agreement and Number List; adds requirements relating to the telephone system's inmate biometric PIN confirmation process; revises the persons with access to records and recordings of monitored calls; provides additional clarification for calls to attorneys; removes the use of Form DC6-214, Inclusion of Attorney on Inmate Telephone List; reorganizes the rule to provide better clarity and usability; and any other "clean-up" revisions needed or deemed necessary for inclusion/deletion.

SUMMARY: The proposed rule eliminates the use of Form DC6-223, Inmate Telephone Agreement and Number List; adds requirements relating to the telephone system's inmate biometric PIN confirmation process; revises the persons with access to records and recordings of monitored calls; provides additional clarification for calls to attorneys; removes the use of Form DC6-214, Inclusion of Attorney on Inmate Telephone List; reorganizes the rule to provide better clarity and usability; and makes "clean-up" revisions needed or deemed necessary for inclusion/deletion.

**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 an itemized checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory cost associated with this rule that exceeds the criteria. Upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), F.S.

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: 944.09 F.S.

LAW IMPLEMENTED: 944.09 F.S.

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

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: Lauren Sanchez, Paralegal Specialist, 501 S. Calhoun Street, Tallahassee, FL 32399 (850)717-3610, lauren.sanchez@fdc.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Office of the General Counsel, Attn. FDC Rule Correspondence, 501 South Calhoun Street, Tallahassee, Florida 32399, FDCRuleCorrespondence@fdc.myflorida.com.

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

**33-602.205 Inmate Telephone Use.**

(1) This rule sets forth the minimum telephone privileges that shall be granted to inmates housed in institutions or facilities other than community correctional centers. All inmate calls, with the exception of those calls placed to attorneys pursuant to paragraph (3)(a), and to foreign consulates pursuant to paragraph (5)(a) ~~(4)(a)~~ shall be subject to monitoring and recording. Due to the high level of security needs on death row, the only telephone privileges available to death row inmates – except those inmates in Phase I or Phase II, as those phases are described in ~~rule paragraph~~ 33-601.830(1)(e), F.A.C. – are those set forth in paragraph (3)(a), private calls to attorneys; ~~subsection (4), calls to the courts;~~ paragraph (5)(a) ~~(4)(a)~~, private calls to foreign consulates; subsection (6) ~~(5)~~, calls made in the event of family crisis; and subsection (18) ~~(17)~~, other monthly telephone calls. The only telephone privileges available to death row inmates in Phase I and Phase II are those set forth in paragraph (3)(a), calls to attorneys; paragraph (5)(a) ~~(4)(a)~~, private calls to foreign consulates; and subsection (6) ~~(5)~~, calls made in the event of family crisis.

(2) Inmate telephone procedures will be conducted as follows:

(a) ~~To initiate telephone privileges, inmates shall complete Form DC6-223, Inmate Telephone Agreement and Number List. Each inmate is limited to no more than 10 names and numbers of persons he or she wishes to access. Inmates shall not be allowed to telephone any authorized person and those not on this list except as outlined in paragraph (3)(a), and subsection (4), and subsection (5) of this rule. Inmates shall not make three-way telephone calls, conference calls, or nor make calls to numbers on the list which are then transferred to other telephone numbers. Inmates shall not be allowed to include business telephone numbers or cell phone numbers on the list. Collect calls to personal cell phone numbers will be allowed as follows:~~

1. through 5. No Change.

(b) The reception center classification staff shall assign ~~compile~~ the inmate a Personal Identification Number (PIN) upon reception. The PIN assigned during the reception process will be the same PIN the inmate will use throughout their incarceration calling list through use of Form DC6 223, in conjunction with the acquisition of the inmate visiting list. Form DC6 223 shall become part of the inmate's permanent file and shall accompany the inmate with each subsequent transfer. Form DC6 223 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator Office of Research, Planning and Support Services, 501 South Calhoun Street, Tallahassee, FL 32399 2500, [http://www.flrules.org/Gateway/reference.asp?No=Ref\\_01234](http://www.flrules.org/Gateway/reference.asp?No=Ref_01234). The effective date of this form is June, 2012.

(c) ~~An inmate shall be allowed to change his or her telephone list once every six months by completing a new Form DC6 223, Inmate Telephone Agreement and Number List. Changes can be made more frequently for the following reasons only:~~

1. ~~The number for a person already on the inmate's list has been changed. The inmate shall be responsible for providing documentation of the change to his or her classification officer before the list will be amended. Documentation shall be in the form of copies of the cover page of both the old and new telephone statement of the person whose number has been changed. The cover page must include the name, address and telephone number of the individual.~~

2. ~~The inmate has married and wishes to add the name and telephone number of the spouse. The inmate shall be responsible for providing documentation of the marriage before the list will be amended.~~

3. ~~An inmate shall be allowed to update his or her telephone list when there is a change in telephone providers, an installation of updated equipment or software, or a repair to the equipment, if the department determines that an update of the telephone list would be more efficient in completing the change, installation, or repair.~~

(c) Upon the first call attempt, the inmate is required to complete the telephone system's inmate biometric PIN confirmation process.

(d) Unless authorized by the Department to do so, no one is permitted to modify, alter, circumvent, attempt to modify, attempt to alter, or attempt to circumvent the PIN confirmation process or any security features of the telephone system or to use such privileges to engage in any activity that violates Department rules, state law, or federal law. The use or misuse of the telephone system or privileges in such manner will cause the PIN to be disabled by institutional staff, subject the inmate to discipline pursuant to rule 33-601.314, F.A.C., and have the inmate's telephone privileges restricted or revoked due to

misuse of telephone privileges as outlined in subsection (14) of this rule.

(e) ~~(d)~~ Each inmate will only use their specifically assigned ~~be provided with a personal identification number (PIN),~~ which allows them ~~him~~ access to the telephone calling services numbers on his calling list.

(f) Individual PINs may be disabled by institutional staff due to misuse of telephone privileges as outlined in subsection (14) of this rule.

(g) All calls will require PIN usage unless otherwise provided within this rule.

(h) ~~(e)~~ Except for calls to attorneys as provided in paragraph (3)(a), calls to foreign consulates as provided in paragraph (4)(a), or calls during family crisis as provided in subsection (5), calls shall be limited to 30 ~~45~~ minutes. Calls to attorneys as provided in paragraph (3)(a), calls to foreign consulates provided in paragraph (4)(a), and calls in time of family crisis as provided in subsection (5) shall be limited to the amount of time reasonably necessary to accomplish the purpose of the call.

(i) ~~(f)~~ The warden shall determine the frequency with which inmates are allowed to use the monitored telephones based on population to telephone ratios and institutional needs.

(j) ~~(g)~~ All calls from the monitored telephones shall be collect and shall contain a prompt which clearly identifies the call as coming from a Florida Department of Corrections institution.

1. through 2. No Change.

3. The system requires the inmate caller to key in their ~~his~~ or ~~her~~ PIN on the key pad before gaining access to an outside line.

4. No Change.

(k) ~~(h)~~ Each institution where monitoring and recording is conducted shall ensure that signs are posted which state that telephone calls are subject to being monitored or recorded. These signs shall be posted on or beside each telephone subject to monitoring and shall remain posted at all times. Stolen or defaced signs shall be replaced promptly upon discovery.

(l) ~~(i)~~ At each institution where telephone calls are monitored or recorded, the warden or designee ~~institutional inspector~~ will be the individual primarily responsible for the monitoring equipment, maintenance of records, and review of conversations.

(m) ~~(j)~~ Wardens are authorized to designate additional staff who will be responsible for monitoring telephone calls and reviewing records and recordings of monitored calls.

(n) ~~(k)~~ Records and recordings of monitored calls shall be kept in an area where staff access is controlled. Records and recordings of monitored calls shall be retained for a minimum of one year. Access to records and recordings shall be limited to the following persons:

1. Secretary ~~or Deputy Secretary~~;

- 2. Deputy Secretary;
- ~~3.2. Assistant Deputy Secretary~~ Director of Institutions or their his or her designee;
- ~~4.3. Regional directors or designees;~~
- 5.4. Inspector General or designee;
- ~~6.5. The warden of each institution or their his or her~~ designee;
- 7. Director of Institutional Operations and Intelligence or their designee;
- 8. Deputy Director of Institutional Operations;
- 9. Chief of Bureau of Intelligence or their designee(s);
- 10. Chief of Bureau of Security Operations or their designee(s); and
- 11. Chief of Bureau of Classification Management or their designee(s).

- ~~6. Correctional officer senior inspectors;~~
- ~~7. Inspector supervisors; and~~
- ~~8. The correctional officer inspector of each institution.~~

~~(o)(4)~~ The department's contract manager or designee and wardens shall ensure that the system is checked periodically to assess the integrity of all components of the system. If the notification system is not functioning properly, monitoring of the telephone calls shall immediately cease until the problem is corrected.

~~(p)(m)~~ The Department shall have the ability to immediately temporarily deactivate any inmate's telephone account established under paragraph (2)(a), upon approval of the Warden/Duty Warden, for any of the following reasons:

- 1. through 3. No Change.
- (3) Calls to attorneys.

(a) Inmates shall be allowed to make private telephone calls to attorneys by whom they are represented or from whom they are seeking legal representation upon presentation to the warden or his designee of evidence that the call is necessary. Such evidence shall be a letter from the attorney (transmission by FAX or via e-mail with scanned letter is acceptable) requesting the return call or a court order containing a deadline the inmate cannot meet if he must communicate by letter with the attorney. The letter shall be on attorney letterhead, signed by the attorney requesting the telephone call, and include the bar association number of the attorney. Additionally, aAn attorney shall ~~also~~ be permitted to make prior arrangements by letter, email with attached letter, or FAX (conforming to the requirements listed above) with the warden or warden's designee to have an the inmate client with whom the attorney has established an attorney-client relationship receive a private telephone call from the attorney on an unmonitored telephone. Attorneys shall not be permitted to make prior arrangements for prospective inmate clients to receive a private telephone call from the attorney on an unmonitored telephone. Except as authorized by warrant or order of court, telephone calls to

attorneys made pursuant to this section shall not be monitored or electronically recorded. These calls will be placed on telephones designated for this purpose and shall be collect calls; there shall be at least one telephone at each institution that is not connected to the monitoring system for these calls.

(b) If an inmate places requests to place a call to their his or her attorney's telephone number outside of the parameters above, ~~on his or her calling list,~~ the attorney must provide written acknowledgment of the telephone procedures by completing Form DC6 214, Inclusion of Attorney on Inmate Telephone List and indicating that he or she understands that there are options available for private calls. ~~The requesting inmate will be responsible for notifying the attorney and arranging for the correspondence to the institution. There will be no special provisions for these calls. They will be placed on regular inmate telephones,~~ it will be collect, subject to monitoring and recording, and limited to 30 15 minutes. If the inmate and the attorney want to have non-monitored conversations, the procedures in paragraph (3)(a) must be followed. ~~Form DC6 214, Inclusion of Attorney on Inmate Telephone List, is hereby incorporated by reference. A copy of this form is available from the Forms Control Administrator, Office of Research, Planning and Support Services, 501 South Calhoun Street, Tallahassee, Florida 32399 2500. The effective date of this form is June 18, 2002.~~

(4) Court Calls.

(a) When an inmate is required to appear or participate in a hearing or other court-scheduled proceeding, and a telephonic appearance is being utilized for the inmate to participate:

- 1. The inmate or their legal representative will be responsible for making arrangements with the court to appear telephonically; and,
- 2. The inmate or their legal representative must provide notice of the call to the inmate's classification officer at least five business days prior to the scheduled hearing to facilitate telephone access except in the case of extenuating circumstances (e.g., emergency order issued from the court requiring a telephonic appearance by the inmate the following day).

a. Such notice shall include the date, time, estimated duration, case number, presiding judge (if known), telephone number, and whether the call is to be incoming (i.e., court calling in) or outgoing (i.e., dialed by staff) for the telephonic appearance. Any other requirements necessary for the telephonic appearance shall be included in the notice (e.g., whether a Notary Public is requested to witness and notarize legal material).

b. Inmates shall provide such notice by submitting Form DC6-236, Inmate Request, to his or her classification officer and shall include any directive received from the court or legal

representative (e.g., an order or notice of hearing). Form DC6-236 is incorporated by reference in Rule 33-103.005, F.A.C.

c. Inmate legal representatives shall provide advance written notice to the inmate's classification officer. Notices shall include or attach any orders or directives issued by the court.

3. To not impair or disrupt the normal operations or security of the facility, and taking into consideration schedules of institutional staff, telephonic appearances should be scheduled between 8:00 a.m. and 5:00 p.m., Monday through Friday, excluding paid state holidays. Telephonic appearances shall be limited to the amount of time reasonably necessary to accomplish the purpose of the call.

(5)(4) Calls to Foreign Consulates.

(a) A foreign national inmate shall be allowed to make private telephone calls to their ~~his or her~~ respective consulate upon presentation to the warden or his designee of evidence that the call is necessary and that the inmate is a native of the country represented by the consulate as verified by Immigration and Custody Enforcement. Such evidence shall be a letter from the consulate (transmission by FAX is acceptable) requesting the return call. A consulate shall also be permitted to make prior arrangements by letter or FAX with the warden or warden's designee to have the inmate receive a private telephone call from the consulate on an unmonitored telephone.

(b) No Change.

(6)(5) An inmate may be authorized by the warden or the warden's designee to make telephone calls in cases of family crisis, including death or serious illness in the immediate family, or serious marital or other family problems. The warden or the warden's designee shall consider each request for such a call and shall authorize such a call only if, after considering the totality of the circumstances, they ~~he or she~~ determines that authorizing the call would be consistent with their ~~his or her~~ duty to maintain the safety, security, and effective management of their ~~his or her~~ institution.

(7)(6) Unless otherwise outlined in this rule, inmates in administrative confinement, protective management, disciplinary confinement, close management, maximum management, or death row status have telephone use privileges set forth in rules 33-602.220, 33-602.221, 33-602.222, 33-601.800, 33-602.820, and 33-601.830, F.A.C., respectively. Telephone privileges for inmates in administrative or disciplinary confinement shall be in accordance with Rules 33-602.220 (Administrative Confinement) and 33-602.222, F.A.C. (Disciplinary Confinement).

(8)(7) Inmates may not receive incoming telephone calls because it is disruptive to normal operating and program functions of an institution. Inmates may receive incoming voicemails which are recorded and subject to the same

monitoring as telephone calls. These messages will be stored, reviewed, and retained for inmates to access the messages.

(9)(8) All long distance calls shall be "collect" calls except those :

(a) Those authorized in response to family crisis in subsection (6)(5) or calls to courts when the inmate is required to participate in a hearing as outlined in subsection(4), ~~and~~

(b) Calls to courts when the inmate is required to participate in a telephone conference hearing. Institutional staff shall place a direct call to the court, using the most efficient and economical means available. If the department is involved as a party, the inmate's account shall not be charged for the cost of such call, unless it can be demonstrated that the hearing was scheduled at the inmate's request. In all other circumstances, the inmate's account shall be charged in full for such cost. The charge shall be based on the current SUNCOM telephone rate for state telephone calls.

(c) If funds are not available in the account to pay the charge in full, then the account shall be charged in part, up to the amount available. A hold shall then be placed on the inmates account and all subsequent deposits to the inmate's account shall be applied against the unpaid costs until the debt has been paid.

(10)(9) For security and control purposes, telephones designated for inmate use will be designed to be rendered inoperable during times when telephone usage would interfere with other institutional activities and during institutional emergencies.

(11)(10) No inmate shall establish or conduct a business through use of the telephone, or any other avenue of communication, during their ~~his or her~~ period of incarceration.

(12)(11) Any request to make a telephone call may be denied if the call would present a threat to institution security or order or to the safety of any person.

(13)(12) The Department is not responsible for maintaining telephone equipment damaged by inmate abuse or for providing telephone service if the telephone company discontinues service as a result of inmate abuse.

(14)(13) Misuse of telephone privileges.

(a) No Change.

(b) Inmates shall be subject to having telephone privileges restricted or revoked for abuse of telephone communication services. Examples of abuse include:

1. through 4. No Change

5. Making three-way or conference ~~telephone~~ calls. This includes calls that are placed and then transferred to another telephone number. The telephone system automatically detects any such call and blocks the number from the inmate's telephone list. For purposes of this rule, a three-way call includes any call where a third party has been added to the conversation without the assistance of a telephone operator.

a. through b. No Change.

c. Any subsequent violations of the three-way or conference call prohibition will result in a permanent block being placed on the telephone number involved.

6. through 7. No Change.

8. Speaking in an unidentifiable code; ~~and~~

9. Modifying, altering, circumventing, attempting to modify, attempting to alter, or attempting to circumvent the PIN confirmation process or any security features of the telephone system or using or misusing such privileges to engage in any activity that violates Department rules, state law, or federal law; and

~~10.9.~~ Sharing calls or placing calls for another inmate and allowing him or her to converse with a party not on that inmate's approved list.

(c) Inmates found to have abused telephone privileges shall be subject to disciplinary action in accordance with Rules 33-601.301-.314, F.A.C. In addition, wardens are authorized to suspend an inmate's telephone privileges, other than calls to attorneys as outlined in paragraph (3)(a), calls to courts as outlined in subsection (4), and calls to foreign consulates as outlined in paragraph (5)(a), during an investigation for abuse of telephone privileges.

(d) Inmates shall also be subject to suspension of telephone privileges, other than calls to attorneys as outlined in paragraph (3)(a), calls to courts as outlined in subsection (4), and calls to foreign consulates as outlined in paragraph (5)(a), as a result of other disciplinary infractions unrelated to telephone procedure violations.

~~(15)(14)~~ Inmates will not be allowed to possess or use telephone calling cards or prepaid phone cards.

~~(16)(15)~~ Telephone devices for the deaf.

(a) No Change.

(b) Usage of telephone devices for the deaf shall be limited to ~~sixty~~ thirty minutes per call.

(c) through (d) No Change.

(e) The call will be recorded and transcribed within the telephone system so as to be available for access and review by the designated security staff ~~tape used by the telephone device will be removed after each call and provided to the institutional inspector for review.~~

~~(17)(16)~~ Prison Tips Hotline.

(a) No Change.

(b) The inmate will not have to enter their ~~his or her~~ personal identification number (PIN) to access the prison tips hotline.

(c) No Change.

~~(18)(17)~~ In addition to the other telephone privileges set forth in this rule for death row inmates, and according to the capabilities of the facility, such inmates shall be allowed to coordinate and schedule a minimum of one thirty-minute

~~fifteen minute~~ telephone call per month. The call shall be subject to the same Department telephone monitoring and recording as that to which non-death row inmate calls placed to persons or entities other than attorneys and foreign consulates are subject.

~~(19)(18)~~ Inmates who violate any Department rule pertaining to the use of telephones shall be prohibited from making any telephone call, except private calls to attorneys as set forth in paragraph (3)(a), calls to courts as outlined in subsection (4), or calls to foreign consulates as outlined in paragraph (5)(a), for the 30-day period immediately following the date of any such violation.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 11-19-81, Formerly 33-3.125, Amended 11-21-86, 1-6-92, 3-24-97, 7-22-97, 12-21-98, Formerly 33-3.0125, Amended 2-7-00, 6-18-02, 2-4-03, 12-30-03, 11-25-04, 1-7-07, 9-24-07, 3-23-08, 6-14-12, 8-11-16, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Richard Comerford, Assistant Deputy Secretary of Institutions  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mark S. Inch, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 11, 2021  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 9, 2021

**NAVIGATION DISTRICTS**

**Florida Inland Navigation District**

RULE NOS.:	RULE TITLES:
66B-1.008	Project Eligibility
66B-1.015	Small-Scale Derelict Vessel Removal Projects

PURPOSE AND EFFECT: The proposed rule amendment is being promulgated to implement changes in the administration of the District's Cooperative Assistance Program. This makes minor changes to the Cooperative Assistance program rule sections: Project Eligibility, and Small-Scale Derelict Vessel projects and increases potential funding for law enforcement vessels and derelict vessel removal.

SUMMARY: The amendments being proposed at this time will increase potential funding for law enforcement vessels and derelict vessel removal.

**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: 1) No requirement for a SERC was triggered under Section 120.541(1), F.S. and 2) Based upon the nature of the rule, 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. It is anticipated that the proposed rule will not have any negative economic impact.

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: 374.976(2) FS.

LAW IMPLEMENTED: 374.976(1)-(3) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: January 18, 2022, 11:00 a.m

PLACE: Florida Inland Navigation District, 1314 Marcinski Rd., Jupiter, Florida 33477

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: Janet Zimmerman, Assistant Executive Director, Florida Inland Navigation District, 1314 Marcinski Rd., Jupiter, FL 33477, Phone: (561)627-3386. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Janet Zimmerman, Assistant Executive Director, Florida Inland Navigation District, 1314 Marcinski Rd., Jupiter, FL 33477, Phone: (561)627-3386

THE FULL TEXT OF THE PROPOSED RULE IS:

66B-1.008 Project Eligibility

(1) Eligible Projects: Financial assistance and support through this program shall be used to plan or carry out public navigation and anchorage management, public recreation, environmental education, boating safety, acquisition and development of spoil sites and publicly owned commercial/industrial waterway access directly related to the waterways, acquisition and development of public boat ramps, launching facilities and boat docking and mooring facilities, and inlet management, maritime management planning, environmental mitigation and beach re-nourishment directly related to the waterways.

(a) through (b) No change.

(c) Project Elements with Eligibility Limits: Subject to approval by the Board of an itemized expense list:

1. No change.

2. Marine fire-fighting, Marine law enforcement and other vessels are eligible for a maximum of \$75,000 ~~\$60,000~~ in initial District funding. All future replacement and maintenance costs of the vessel and related equipment will be the responsibility of the applicant.

3. No change.

(d) No change.

(2) through (7) No change.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1)-(3) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.008, Amended 5-17-98, 3-31-99, 3-5-00, 3-21-01, 7-30-02, 3-20-03, 3-3-04, 4-15-07, 3-25-08, 4-1-09, 2-22-10, 3-7-11, 3-7-12, 1-27-14, 2-17-15, 2-21-16.

66B-1.015 Small-Scale Derelict Vessel Removal Projects

(1) through (3) No change.

(4) District funding shall be limited to \$75,000 ~~\$50,000~~ per county, per year, provided on a reimbursement basis only. The limitation on pre-agreement expenses may be waived by the Board in accordance with subsection 66B-1.005(3), F.A.C.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 4-24-06, Amended 4-15-07, 3-25-08, 3-7-11, 1-27-14.

NAME OF PERSON ORIGINATING PROPOSED RULE: Janet Zimmerman

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Commissioners, Florida Inland Navigation District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 10, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 11/01/21

NAVIGATION DISTRICTS

Florida Inland Navigation District

RULE NOS.: RULE TITLES:

66B-2.008

Project Eligibility

66B-2.015

Small-Scale Derelict Vessel Removal Projects

PURPOSE AND EFFECT: The proposed rule amendment is being promulgated to implement changes in the administration of the District's Waterway Assistance Program. This makes minor changes to the Waterway Assistance program rule sections: Project Eligibility and Small-Scale Derelict Vessel projects by increases potential funding for law enforcement vessels and derelict vessel removal.

SUMMARY: The amendments being proposed at this time will increase potential funding for law enforcement vessels and derelict vessel removal.

**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: 1) No requirement for a SERC was triggered under Section 120.541(1), F.S. and 2) Based upon the nature of the rule, 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. It is anticipated that the proposed rule will not have any negative economic impact.

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:** 374.976(2) FS.

**LAW IMPLEMENTED:** 374.976(1)-(3) FS.

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: Janet Zimmerman, Assistant Executive Director, Florida Inland Navigation District, 1314 Marcinski Rd., Jupiter, FL 33477, Phone: (561)627-3386. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Janet Zimmerman, Assistant Executive Director, Florida Inland Navigation District, 1314 Marcinski Rd., Jupiter, FL 33477, Phone: (561)627-3386.

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

**66B-2.008 Project Eligibility**

(1) Eligible Projects: Financial assistance and support through this program shall be used to plan or carry out public navigation and anchorage management, public recreation, environmental education, boating safety, acquisition and development of spoil sites and publicly owned commercial/industrial waterway access directly related to the

waterways, acquisition and development of public boat ramps, launching facilities and boat docking and mooring facilities, inlet management, maritime management planning, environmental mitigation and beach renourishment.

(a) through (b) No change.

(c) Project Elements with Eligibility Limits: Subject to approval by the Board of an itemized expense list:

1. No change.

2. Marine fire-fighting, Marine law enforcement and other vessels are eligible for a maximum of ~~\$75,000~~ ~~\$60,000~~ in initial District funding. All future replacement and maintenance costs of the vessel and related equipment will be the responsibility of the applicant.

3. No change.

(d) No change.

(2) through (7) No change.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1)-(3) FS. History—New 12-17-90, Amended 9-2-92, 6-24-93, 2-3-94, 4-12-95, 9-5-96, 2-6-97, Formerly 16T-2.008, Amended 5-17-98, 3-31-99, 5-25-00, 3-21-01, 7-30-02, 3-20-03, 3-3-04, 4-15-07, 3-25-08, 4-1-09, 2-22-10, 3-7-11, 3-7-12, 1-27-14, 2-17-15, 2-21-16.

**66B-2.015 Small-Scale Derelict Vessel Removal Projects**

(1) through (3) No change.

(4) District funding shall be limited to ~~\$50,000.00~~ \$75,000.00 per county, per year, provided on a reimbursement basis only. The limitation on pre-agreement expenses may be waived by the Board in accordance with subsection 66B-2.005(3), F.A.C.

(5) through (11) No change

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 4-24-06, Amended 4-15-07, 3-25-08, 3-7-11, 1-27-14.

**NAME OF PERSON ORIGINATING PROPOSED RULE:**

Janet Zimmerman

**NAME OF AGENCY HEAD WHO APPROVED THE**

**PROPOSED RULE:** Board of Commissioners, Florida Inland Navigation District

**DATE PROPOSED RULE APPROVED BY AGENCY**

**HEAD:** September 10, 2021

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT**

**PUBLISHED IN FAR:** 11/01/2021

**Section III**

**Notice of Changes, Corrections and Withdrawals**

**NONE**

## Section IV Emergency Rules

### DEPARTMENT OF CHILDREN AND FAMILIES

#### Family Safety and Preservation Program

RULE NO.:        RULE TITLE:  
65CER21-3       Standards for Unaccompanied Alien  
                         Children (UAC) Homes and  
                         Unaccompanied Refugee Minor Programs

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE:** On September 28, 2021, the Governor of the State of Florida signed Executive Order 21-223 declaring that the Biden administration's refusal to faithfully enforce federal immigration laws has led to an unprecedented surge of illegal border crossings at the southwest border of the United States. In July 2021 alone, over 212,000 persons attempted to illegally enter the United States at the southwest border, the highest number in more than 20 years, and another 209,840 persons attempted to illegally enter in August. Note 1. For the entire federal fiscal year of 2021, over 1.7 million foreign nationals were encountered at the southwest border attempting to enter the country illegally. Note 2. In October alone of this federal fiscal year, the reported number of such encounters stands at more than 164,000. Note 3. By contrast, in the last full federal fiscal year of the previous administration (federal fiscal year 2020), there were fewer than 460,000 such encounters, and in the fiscal year before that (federal fiscal year 2019), there were fewer than 980,000 encounters. Note 4.

The Biden administration has taken numerous actions to cause and further exacerbate this border crisis. It terminated the previous administration's Migrant Protection Protocol (MPP) program (also known as the "Remain in Mexico" policy), reinstated a "catch and release" policy, ended further construction of a border wall, and declined to detain and remove certain categories of illegal aliens who had been convicted of committing crimes. The administration's unlawful termination of MPP was successfully challenged in court, see Memorandum Opinion and Order, *Texas v. Biden*, No. 2:21-CV-067-Z (N.D. Tex. Aug. 13, 2021), and the administration is currently working to reimplement the program in accordance with the court's order. The Biden administration's other actions, however, remain in effect.

Notwithstanding that federal immigration law generally requires that aliens entering the United States without a clear right to be admitted (including applicants for asylum) must be detained pending further proceedings, see 8 U.S.C. § 1225(b)(2)(A), *id.* § 1225(b)(1)(B), the Biden administration has instead been releasing into the interior of the United States large numbers of illegal aliens apprehended at the southwest

border. The U.S. Border Patrol released 60,559 illegal aliens from the southwest border in July 2021 alone and another 44,112 in August 2021, a massive increase from the 17 illegal aliens released in December 2020, the last full month of the previous administration. Note 5. During federal fiscal year 2021, the Border Patrol released in total more than 248,000 aliens apprehended at the southwest border, almost all of which occurred after January 2021. Note 6. This number does not reflect additional releases by other elements of the U.S. Department of Homeland Security (DHS). In an October 20, 2021 letter, DHS confirmed that at least 5,900 single illegal alien adults who were released at the southwest border have reported to an Immigration and Customs Enforcement (ICE) field office in Florida. This number likely vastly underreports the number of released illegal aliens from the southwest border who have resettled in Florida because approximately 80% of aliens who are released at the border and directed to report to an ICE office within 60 days reportedly fail to do so. Note 7. Because the Federal Government does not actively coordinate or consult with the State of Florida concerning the illegal aliens that it releases from the southwest border into the interior of the United States, the State of Florida has no knowledge about the backgrounds, criminal history, immigration status, or the status of removal proceedings for the aliens who have resettled in Florida. The State of Florida has brought a legal challenge to the Biden administration's unlawful "catch and release" policy, which is now pending in the U.S. District Court for the Northern District of Florida. See *Complaint for Declaratory and Injunctive Relief, State of Florida v. United States*, No. 3:21-cv-01066-TKW-EMT (N.D. Fla. Sept. 28, 2021) (articulating harms to the State of Florida as a result of the Biden administration's "catch and release" policy).

The surge of foreign nationals attempting to enter illegally at the southwest border has included a large number of Unaccompanied Alien Children (UAC), defined by federal law as a child who has no lawful immigration status; has not attained 18 years of age; and, with respect to whom, there is no parent or legal guardian in the United States, or no parent or legal guardian in the United States available to provide physical custody and care, see 6 U.S.C. § 279(g)(2). Over 146,000 encounters at the southwest border for federal fiscal year 2021 involved unaccompanied alien children or single minors. Note 8. For federal fiscal year 2022, the number of such encounters has already reached more than 12,000. Note 9. Under existing federal law, the U.S. Department of Health and Human Services (HHS) must take custody of these UAC and attempt to place them with sponsors in the United States until the UAC's immigration proceedings are completed. While the UAC await placement with a sponsor, HHS will often house the UAC in group home facilities that are operated by private entities under contract with HHS and licensed by the states where the facilities

are located. During federal fiscal year 2021, 11,145 UAC were placed with sponsors in Florida, more than the 10,773 UAC placed in California, a substantially larger state. Note 10. So far during federal fiscal year 2022, 1,190 UAC have already been placed in Florida. Note 11.

Neither DHS nor HHS actively coordinates or consults with the State of Florida, including the Department, on the UAC that are resettled in Florida. The State does not receive meaningful, if any, advance notice when UAC are transported to Florida and is not meaningfully consulted on the number of UAC that the State's child-caring resources and capacity could feasibly support without adversely affecting children already present in Florida and under the State's protection and care. To the contrary, the Federal Government actively attempts to conceal its UAC resettlement activities. Recently, the State of Florida discovered that, between June and September 2021, there were 78 flights that arrived in Florida with an average of 36 UAC on each flight. These individuals were collectively transported on buses and dispersed to various locations in Florida. All of this occurred without advance notice to the Department and without the State's consent. The State is given no opportunity to object to the transportation or resettlement of UAC in Florida.

Moreover, the State receives no information on the background, criminal history, immigration status, status of removal proceedings, or the sponsors of the UAC brought to Florida. UAC are regularly placed with sponsors without adequate follow-up by HHS or the placement entities to ensure the safety and welfare of the UAC. According to a recent report, between January and May 2021, federal contractors responsible for placing UAC with sponsors across the United States were unable to reach the minor or the sponsor in roughly one of every three attempts. Note 12. Nor does the State have any assurance that the UAC are, in fact, minors. As a result of the chaos at the southwest boarder, there is a significant risk of insufficient and inaccurate vetting of people claiming protection as UAC. Recently, a 24-year-old Honduran national was charged with murder in Florida after having falsely represented his age and been released into the United States as a UAC. Note 13. In short, the Federal Government has failed to provide the State of Florida with sufficient answers to its requests for information on the resettlement of illegal aliens, including UAC, so that their safety and the safety and welfare of Florida's citizens, including children already present in Florida, can be secured. The total absence of meaningful coordination and consultation concerning the resettlement of UAC by the Federal Government in Florida is an immediate danger to the safety and welfare of Floridians, including its most vulnerable children, as well as recently arrived UAC. (The Federal Government's conduct with respect to the resettlement of UAC in Florida stands in stark contrast to the Federal Government's conduct with respect to the resettlement of Unaccompanied Refugee

Minors (URM), where the Federal Government has a cooperative agreement in place with the State of Florida.)

To date, the Department has generally granted licenses to facilities that sought to house UAC brought to Florida by HHS. In light of the crisis described above, Section 8 of Executive Order 21-223 directed the Department to "determine whether the resettlement of unaccompanied alien children in Florida from outside of the state constitutes 'evidence of need' under section 409.175(5)(b)(1), Florida Statutes, sufficient to justify the award of a license under Florida law to family foster homes, residential child-caring agencies, or child-placing agencies that seek to provide services for unaccompanied alien children." "To the extent that such resettlement of unaccompanied alien children in Florida is determined not to constitute 'evidence of need' under Florida law," the executive order directed the Department to "amend, if necessary, Florida Administrative Code Rule 65C-46.022, 'Standards for Unaccompanied Alien Children (UAC) Homes and Unaccompanied Refugee Minor Programs,' in accordance with state law, to reflect the Department's determination." In this Emergency Rule, the Department determines that an application for issuance or renewal of a license to house UAC or URM, who are being resettled in Florida from outside of the state, does not constitute "evidence of need," § 409.175(5)(b)1, Florida Statutes, "to protect the health, safety, and well-being of all children in the state" cared for by child-caring agencies, § 409.175(1)(a), Florida Statutes, in the absence of a cooperative agreement between the State of Florida and the Federal Government in which the State of Florida is entitled, at a minimum, to advance notice and meaningful consultation before the resettlement of such UAC or URM in Florida. The Emergency Rule also prohibits existing licensees from adding to their existing UAC population and imposes additional requirements to ensure that such licensees protect the safety and welfare of UAC that they place with sponsors in the state.

Given the ongoing crisis at the border, including the Federal Government's continued resettlement of UAC in Florida, its ongoing refusal to provide meaningful coordination and consultation, its failure to provide adequate protection for and supervision of UAC once they are placed with sponsors in the state, and its failure to adequately screen purported UAC (as evidenced by the recent murder charge brought against an adult foreign national who misrepresented his age to gain entry to the United States), emergency rulemaking is justified and necessary.

Note 1: Rebecca Beitsch, US-Mexico July Border Crossings Hit 20 Year High, *The Hill* (Aug. 12, 2021, 4:22 PM), <https://thehill.com/policy/national-security/567647-us-mexico-july-border-crossings-near-20-year-high>; see U.S. Customs & Border Prot., *Southwest Land Border Encounters*,

<https://www.cbp.gov/newsroom/stats/southwest-land-border-encounters> (last updated Nov. 15, 2021) (showing 213,593 for July and 209,840 for August).

Note 2: U.S. Customs & Border Prot., Southwest Land Border Encounters, *supra* note 1.

Note 3: *Id.*

Note 4: *Id.*

Note 5: See U.S. Customs & Border Prot., Custody and Transfer Statistics FY2021, <https://www.cbp.gov/newsroom/stats/custody-and-transfer-statistics-fy2021> (last accessed Dec. 8, 2021).

Note 6: See *id.*

Note 7: See Mark Krikorian, Immigration Enforcement on the Honor System,

<https://www.nationalreview.com/corner/immigration-enforcement-on-the-honor-system/> (July 16, 2021). In addition, between federal fiscal year 2008 and 2019, “32 percent of aliens referred to [immigration courts] absconded into the United States” and did not report to their hearings. See Memorandum Opinion and Order, *Texas v. Biden*, No. 2:21-CV-067-Z, 2021 WL 3603341, at \*4 (N.D. Tex. Aug. 13, 2021).

Note 8: See U.S. Customs & Border Prot., Southwest Land Border Encounters, *supra* note 1.

Note 9: See *id.*

Note 10: See Office of Refugee Resettlement, Unaccompanied Children Released to Sponsors by State (June 24, 2021), <https://www.acf.hhs.gov/orr/grant-funding/unaccompanied-children-released-sponsors-state>.

Note 11: See *id.*

Note 12: See Stef W. Knight, Exclusive: Government Can’t Reach One-in-Three Released Migrant Kids (Sept. 1, 2021), <https://www.axios.com/migrant-children-biden-administration-a597fd98-03a7-415c-9826-9d0b5aaba081.html>.

Note 13: See Adam Shaw, Honduran Illegal Immigrant Charged with Murder Entered US Falsely Claiming to be Unaccompanied Minor: Report (Nov. 4, 2021), <https://www.foxnews.com/politics/honduran-illegal-immigrant-charged-murder-entered-us-unaccompanied-minor>.

**REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES:** The procedure is fair under the circumstances because the Emergency Rule ends the State’s practice of facilitating the Federal Government’s UAC resettlement program by granting state licenses for housing UAC, notwithstanding the Federal Government’s active refusal or failure to coordinate or consult with the State on the resettlement of UAC in Florida, without terminating existing licenses or otherwise foreclosing the issuance of licenses for UAC in the future. Instead, going forward, the State will require a meaningful cooperative agreement with the Federal Government before issuing or renewing licenses for

housing UAC. (The same principle will apply for licenses to house URM, but there is a cooperative agreement with the Federal Government already in place.) In the meantime, existing licensees will not be permitted to add to their existing UAC population and will be subject to additional obligations to ensure the welfare and safety of the UAC whom they place with sponsors in Florida, but their existing licenses will not be cancelled. Further, in order to allow continued operation by licensees, the renewal prohibition contained in the Emergency Rule will not apply to any licenses that will expire within forty-five (45) days of the effective date of this Emergency Rule.

**SUMMARY:** The Emergency Rule amends Florida Administrative Code Rule 65C-46.022 and provides that an application for issuance or renewal of a license to house UAC or URM, who are being resettled into Florida from outside of the state, does not constitute “evidence of need,” § 409.175(5)(b)1, Florida Statutes, “to protect the health, safety, and well-being of all children in the state” cared for by child-caring agencies, § 409.175(1)(a), Florida Statutes, in the absence of a cooperative agreement, evidenced by or through an approved State Plan, contract, or a memorandum of understanding, between the State of Florida and the Federal Government in which the State of Florida is entitled, at a minimum, to advance notice and meaningful consultation before the resettlement of such UAC or URM in Florida. The Emergency Rule also prohibits existing licensees from adding to their existing UAC population and requires such licensees to conduct welfare checks of the UAC whom they place with sponsors in Florida.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Elizabeth Floyd at [Elizabeth.Floyd@myflfamilies.com](mailto:Elizabeth.Floyd@myflfamilies.com)

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

**65CER21-3 (65C-46.022) Standards for Unaccompanied Alien Children (UAC) Homes and Unaccompanied Refugee Minor Programs.**

(1) Except as otherwise provided in this rule, the child-caring agency providing services for Unaccompanied Alien Children ~~unaccompanied minor children~~ (UAC) and Unaccompanied Refugee Minors (URM) must meet the licensing requirements set forth in Rules 65C-46.001 through 65C-46.014, F.A.C., in addition to the program standards in this emergency rule.

(2) For purposes of section 409.175(5)(b)1, F.S., which requires “evidence of need” to obtain a license, and in light of section 409.175(1)(a), F.S., which provides that the purpose of the licensure requirement is to “protect the health, safety, and well-being of all children in the state” who are cared for by child-caring agencies, the planned and organized resettlement,

by the Office of Refugee Resettlement (ORR) of the U.S. Department of Health and Human Services, of UAC or URM from outside of Florida does not constitute evidence of need as required for issuance or renewal of a license for a child-caring agency that seeks to provide services to such UAC or URM unless such resettlement is governed by a cooperative agreement, evidenced by or through an approved State Plan, contract, or a memorandum of understanding, between the State of Florida and the United States Government in which the State of Florida is entitled, at a minimum, to advance notice and meaningful consultation before the resettlement of such UAC or URM to Florida. In the absence of such cooperative agreement, no license shall be issued or renewed with respect to any child-caring agency that applies to provide services for UAC or URM resettling to Florida, and any child-caring agency providing such services under a current license to UAC or URM who have already resettled in Florida shall not take placement of any additional UAC or URM until a cooperative agreement is entered. For purposes of this emergency rule, the term “resettlement” means the transportation of persons to Florida for the purpose of temporarily or permanently residing in Florida. The Department has no obligation to enter or renew a cooperative agreement with the United States Government for the resettlement of UAC or URM to Florida, and the Department may revoke or decline to enter or renew such agreement.

(3)(2) The child-caring agency shall ensure a contractual or grant agreement was executed with ORR the Office of Refugee and Resettlement (ORR) in order to provide care and services to UAC unaccompanied and/or undocumented minor children.

(4) The child-caring agency shall ensure a contractual or grant agreement was executed with the State of Florida in order to provide care and services to URM.

(5)(3) The UAC child-caring agency shall ensure all direct care staff complete training hours on immigration in child welfare, cultural awareness, and human trafficking related topics, as outlined in the Section 4.3.6. of the Office of Refugee and Resettlement (ORR) UAC Program Policy, March 11, 2019, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-13072>.

(6)(4) The child-caring agency providing care to UAC or URM unaccompanied children shall not provide care to dependent youth in the same home or under the same license.

(7)(5) The child-caring agency may utilize a shift care or house parent staffing model.

(8)(6) The director and direct care staff of a child-caring agency shall sign and comply with the plan applicable to the licensed setting. Child-caring agencies that provide services for UAC shall use the “Partnership Plan for Unaccompanied Alien and Refugee Minor Children” Form form, CF-FSP 5488, December 5446, Apr 2021, incorporated by reference and

available at <https://www.myflfamilies.com/general-information/publications-forms/> <http://www.flrules.org/Gateway/reference.asp?No=Ref-13069>. Child-caring agencies that provide services for URM shall use the “Partnership Plan for Unaccompanied Refugee Minors,” Form CF-FSP 5487, December 2021, incorporated by reference and available at <https://www.myflfamilies.com/general-information/publications-forms/>.

(9)(7) The child-caring agency shall provide a copy of its ~~their~~ education plan outlining how education will be provided for youth.

(10)(8) The child-caring agency shall notify the Department of any changes in the contract/grant agreement; and submit an updated copy, to include ORR’s decision to no longer utilize the facility.

~~(9) Record retention of child files shall be relinquished to the ORR when the child-caring agency no longer selects to maintain a license.~~

~~(10) Incident reports shall be available to the licensing Department upon request.~~

(11) The child-caring agency must develop policies and procedures on the administration and management of medication. A licensed health care provider must write or verbally order all nonprescription medications. Verbal orders must be documented in the child’s file. The child-caring agency must align all health and safety policies with guidelines of the ~~ORR Office of Refugee Resettlement located at Health and Safety The Administration for Children and Families (hhs.gov).~~

(12) To ensure orderly transition to this emergency rule, the prohibition on renewal as set forth in section (2) above does not apply to any licenses that will expire within forty-five (45) days of the effective date of this emergency rule.

Rulemaking Authority 409.175(5) FS. Law Implemented 409.175 FS. History—New 5-26-21, Formerly 64C-14.122.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

## Section V

### Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On December 8, 2021 the Division issued

an order. The Final Order was in response to a Petition for an emergency Variance from Dockside Investors LLC at 33855 Diatom Dr. Wesley Chapel, FL, filed November 12, 2021, and advertised on November 18, 2021 in Vol.47, No. 224, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rules 2.8.1, and 2.8.2.2, ASME A17.1, 2016 edition, as adopted by Rule 61C-5.001 Florida Administrative Code that requires an antenna not be placed in the elevator shaft because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2021-168).

A copy of the Order or additional information may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, [ahr.elevators@myfloridalicense.com](mailto:ahr.elevators@myfloridalicense.com).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On December 8, 2021 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Dockside Investors LLC at 3925 Addlestone Ave. Wesley Chapel, FL, filed November 12, 2021, and advertised on November 18, 2021 in Vol.47, No. 224, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rules 2.8.1, and 2.8.2.2, ASME A17.1, 2016 edition, as adopted by Rule 61C-5.001 Florida Administrative Code that requires an antenna not be placed in the elevator shaft because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2021-169).

A copy of the Order or additional information may be obtained by contacting: Division of Hotels and Restaurants, Bureau of Elevator Safety, 2601 Blair Stone Road, Tallahassee, Florida 32399-1013, [ahr.elevators@myfloridalicense.com](mailto:ahr.elevators@myfloridalicense.com).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on December 9, 2021, the Florida Department of Business and Professional Regulation,

Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(2)(a), Florida Administrative Code, subsection 61C-4.010(7), Florida Administrative Code, subsection 61C-4.010(6), Florida Administrative Code, and Section 6-402.11, 2017 FDA Food Code from NAPLES DEL MAR LLC located in Naples. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom on the same level be provided for use by customers and employees. They are requesting to utilize bathrooms located on a different level.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: [Kasimira.Kelly@myfloridalicense.com](mailto:Kasimira.Kelly@myfloridalicense.com), Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on December 2, 2021, the Board of Optometry, received a petition for waiver or variance filed by Matthew Meredith. Petitioner is seeking a variance or waiver of subparagraphs 64B13-4.001(1)(d)2. and 3., F.A.C., which states in part that the licensure examination authorized in subsection 463.006(2), F.S., shall consist of four parts with one being the Florida Practical Examination. The Florida Practical Examination shall consist of three (3) tested skills and the Board requires passage of all three (3) skills on the same test attempt. The three (3) skills are Biomicroscopy, Binocular Indirect Ophthalmoscopy, Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation and are weighted equally. The passing score for each skill shall be seventy-five percent (75%) or better, and a passing score on each of the three (3) skills must be obtained on the same test attempt. Petitioner is also seeking a variance or waiver of subparagraph 64B13-4.001(2)(b)1., F.A.C., which states that pursuant to Section 463.006(3), F.S., the Board will accept passing scores obtained on any part of the licensure examination obtained within the three (3) year period immediately preceding application for licensure or within the three (3) year period following submission of an application for licensure in Florida.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Christina McGinnis, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; [christina.mcginis@flhealth.com](mailto:christina.mcginis@flhealth.com). Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

## DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on December 3, 2021, the Board of Optometry, received a petition for waiver or variance filed by Ashley Ireland. Petitioner is seeking a variance or waiver of subparagraphs 64B13-4.001(1)(d)2. and 3., F.A.C., which states in part that the licensure examination authorized in subsection 463.006(2), F.S., shall consist of four parts with one being the Florida Practical Examination. The Florida Practical Examination shall consist of three (3) tested skills and the Board requires passage of all three (3) skills on the same test attempt. The three (3) skills are Biomicroscopy, Binocular Indirect Ophthalmoscopy, Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation and are weighted equally. The passing score for each skill shall be seventy-five percent (75%) or better, and a passing score on each of the three (3) skills must be obtained on the same test attempt.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Christina McGinnis, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; christina.mcginnis@flhealth.com. Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

## DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on December 1, 2021, the Board of Optometry, received a petition for waiver or variance filed by Sandra Maria Rugama. Petitioner is seeking a variance or waiver of subparagraphs 64B13-4.001(1)(d)2. and 3., F.A.C., which states in part that the licensure examination authorized in subsection 463.006(2), F.S., shall consist of four parts with one being the Florida Practical Examination. The Florida Practical Examination shall consist of three (3) tested skills and the Board requires passage of all three (3) skills on the same test attempt. The three (3) skills are Biomicroscopy, Binocular Indirect Ophthalmoscopy, Dilated Biomicroscopy and Non-Contact Fundus Lens Evaluation and are weighted equally. The passing score for each skill shall be seventy-five percent (75%) or better, and a passing score on each of the three (3) skills must be obtained on the same test attempt.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Christina McGinnis, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; christina.mcginnis@flhealth.com. Comments on this petition should be filed with the Board of Optometry within 14 days of publication of this notice.

## DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-45.013 Conflict of Interest for all Levels of Licensure

The Department of Children and Families hereby gives notice: The Department has issued an order disposing of the petition for variance or waiver of subsection 65C-45.013(2), Florida Administrative Code, from Heartland for Children with respect to Herlinda and Tom Pichette. The Notice of Variances and Waivers was published in Vol. 47, No. 206 of the Florida Administrative Register on October 22, 2021. Subsection 65C-45.013(2) of the Code requires all initial, relicensing, and ongoing maintenance of the licensed foster home activities to be completed by a licensed child-placing agency outside of the employee's service area and submitted to the Regional Licensing Authority for approval.

Petitioner seeks a waiver to allow them to maintain and complete licensing activities without outsourcing initial, relicensing, and ongoing maintenance of the licensed foster home activities for Herlinda and Tom Pichette, who are seeking to become the first enhanced foster home with Heartland for Children. The petition for waiver was granted because Petitioner demonstrated a substantial hardship and that the underlying purpose of the statute will be achieved.

A copy of the Order or additional information may be obtained by contacting: Agency Clerk, Department of Children and Families, 2415 North Monroe Street, Suite 400, Tallahassee, FL 32303 or Agency.Clerk@myflfamilies.com.

## DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

RULE NO.: RULE TITLE:

73C-23.0041 Application Process

The Department of Economic Opportunity hereby gives notice: On December 9, 2021, the Department of Economic Opportunity issued a Final Order in DEO Case No. 21-043, granting the City of Groveland ("Petitioner") a waiver from the requirements of Fl. Admin. Code paragraph 73C-23.0041(2)(b), which sets a funding ceiling for the Small Cities Community Development Block Grant. The Petitioner initially awarded grants to assist ten (10) low- to moderate-income households but has since demonstrated an inability to complete the projects within the funding limitation due to supply chain shortages and drastic increases in construction costs. The Department determined that the Petitioner would suffer a substantial hardship if the waiver was not granted and that the purpose of the underlying statute will be met. The Petition was received on September 8, 2021, and notice of the receipt of petition was published on September 23, 2021 in Vol. 47, No. 185 of the F.A.R. No comments were received on the Petition.

A copy of the Order or additional information may be obtained by contacting: Agency Clerk, Department of Economic Opportunity, Office of the General Counsel, 107 East Madison Street, MSC-110, Tallahassee, Florida 32399; Agency.Clerk@deo.myflorida.com; or by facsimile at (850)921-3230.

## Section VI Notice of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

#### Division of Historical Resources

The Division of Historical Resources announces a public meeting to which all persons are invited.

**DATE AND TIME:** December 17, 2021, 10:00 a.m. to conclusion

**PLACE:** Heritage Hall, R.A. Gray Building, 500 S. Bronough St., Tallahassee, FL 32399.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Task Force on Abandoned African American Cemeteries. Comments may be submitted in advance by email to: africanamericancemeteries@dos.myflorida.com.

A copy of the agenda may be obtained by contacting: Dr. Shruti Graf at: shruti.graf@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 3 days before the workshop/meeting by contacting: Dr. Shruti Graf at: shruti.graf@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).

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: Dr. Shruti Graf at: shruti.graf@dos.myflorida.com.

### REGIONAL PLANNING COUNCILS

#### South Florida Regional Planning Council

The South Florida Regional Planning Council's Military Installation Resilience Review (MIRR) Selection Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, December 20, 2021, 1:30 p.m.

**PLACE:** Physical/Virtual Meeting - "Go to Meeting" by the web or conference call, 1 Oakwood Boulevard, Suite 250, Hollywood, FL 33020

Military Installation Resilience Review Selection Committee Interview Meeting, if needed, Monday, December 20, 2021, 1:30 p.m.

Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/413404493>

You can also dial in using your phone. United States (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 413-404-493

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To interview top ranked applicants and potentially select the winning bidder(s) for the South Florida Military Installation Resilience Review Project Proposal Numbers: RFP #202102-MIRR-1 AND RFP #202102-MIRR-2, if needed.

A copy of the agenda may be obtained by contacting: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, (954)924-3653, or via email at sfadmin@sfrpc.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: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, (954)924-3653, or via email at sfadmin@sfrpc.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 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: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, (954)924-3653, or via email at sfadmin@sfrpc.com.

### REGIONAL PLANNING COUNCILS

#### South Florida Regional Planning Council

The South Florida Regional Planning Council's Military Installation Resilience Review (MIRR) Selection Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, December 16, 2021, 3:00 p.m.

**PLACE:** Physical/Virtual Meeting - "Go to Meeting" by the web or conference call, 1 Oakwood Boulevard, Suite 250, Hollywood, FL 33020

Military Installation Resilience Review Selection Committee Meeting, Thursday, December 16, 2021, 3:00 p.m. ET

Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/725445909>

You can also dial in using your phone. United States (Toll Free): 1(866)899-4679, United States: (571)317-3116, Access Code: 725-445-909

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review, rank, and potentially select the top applicant(s) for the South Florida Military Installation Resilience Review Project Proposal Numbers: RFP #202102-MIRR-1 AND RFP #202102-MIRR-2

A copy of the agenda may be obtained by contacting: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, (954)924-3653, or via email at sfadmin@sfrpc.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: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, (954)924-3653, or via email at sfadmin@sfrpc.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 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: Administration at the South Florida Regional Planning Council, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020, (954)924-3653, or via email at sfadmin@sfrpc.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors' Licensing Board**

The Electrical Contractors' Licensing Board announces a public meeting to which all persons are invited.

**DATES AND TIMES:** Wednesday, January 19, 2022, 4:00 p.m.; Thursday, January 20, 2022, 9:00 a.m.; Friday, January 21, 2022, 8:30 a.m.

**PLACE:** Courtyard by Marriott Amelia Island, 2700-1 Atlantic Avenue, Fernandina Beach, FL 32034. (904)261-1919.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Wednesday, January 19, 2022, 4:00 p.m.: Probable Cause Panel (Portions may be closed to the public; Thursday, January 20, 2022, 9:00 a.m.: Application Review and 1:30 p.m.: Application Review; Friday, January 21, 2022, 8:30 a.m.; Discipline and General Session.

A copy of the agenda may be obtained by contacting: The Electrical Contractors' Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1981.

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: The Electrical Contractors' Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1981. 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 Electrical Contractors' Licensing Board, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)717-1981.

**DEPARTMENT OF HEALTH**

**Board of Chiropractic Medicine**

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

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

**PLACE:** Tampa, Florida

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

A copy of the agenda may be obtained by contacting: <https://floridaschiropracticmedicine.gov/>.

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

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

For more information, you may contact: [MQA.Chiropractic@flhealth.gov](mailto:MQA.Chiropractic@flhealth.gov).

**DEPARTMENT OF HEALTH**

**Board of Chiropractic Medicine**

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

**DATE AND TIME:** May 12, 2022, 8:30 a.m.

**PLACE:** Orlando, Florida

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

A copy of the agenda may be obtained by contacting: <https://floridaschiropracticmedicine.gov/>.

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

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

For more information, you may contact: [MQA.Chiropractic@flhealth.gov](mailto:MQA.Chiropractic@flhealth.gov).

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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: August 26, 2022, 8:30 a.m.

PLACE: Palm Beach, Florida

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

A copy of the agenda may be obtained by contacting: <https://floridaschiropracticmedicine.gov/>.

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

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

For more information, you may contact: [MQA.Chiropractic@flhealth.gov](mailto:MQA.Chiropractic@flhealth.gov).

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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: November 3, 2022, 8:30 a.m.

PLACE: Orlando, Florida

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

A copy of the agenda may be obtained by contacting: <https://floridaschiropracticmedicine.gov/>.

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

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

For more information, you may contact: [MQA.Chiropractic@flhealth.gov](mailto:MQA.Chiropractic@flhealth.gov).

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DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine - Probable Cause Panel South announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 7, 2022, 2:30 p.m. ET or soon thereafter

PLACE: You may join the meeting from your computer, tablet, or smartphone through the following link: <https://global.gotomeeting.com/join/620057165>. You may also join the meeting using your phone at the following number: 1(872)240-3311, access code: 620-057-165. To maximize your access to the meeting, the Department highly recommends that you download the GoToMeeting app on your computer, tablet, or smartphone prior to the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The panel will conduct a meeting related to public disciplinary cases.

A copy of the agenda may be obtained by contacting: Sheila Autrey at (850)558-9813 or emailing her at [sheila.autrey@flhealth.gov](mailto:sheila.autrey@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: Sheila Autrey at (850)558-9813 or emailing her at [sheila.autrey@flhealth.gov](mailto:sheila.autrey@flhealth.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Sheila Autrey at (850)558-9813 or emailing her at [sheila.autrey@flhealth.gov](mailto:sheila.autrey@flhealth.gov).

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine – North Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 21, 2022, 2:30 p.m. ET or soon thereafter

PLACE: You may join the meeting from your computer, tablet, or smartphone through the following link: <https://global.gotomeeting.com/join/841195637>. You may also join the meeting using your phone at the following number: (646)749-3122, access code: 841-195-637. To maximize your access to the meeting, the Department highly recommends that you download the GoToMeeting app on your computer, tablet, or smartphone prior to the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The panel will conduct a meeting related to public disciplinary cases.

A copy of the agenda may be obtained by contacting: April Houston at (850)558-9848 or emailing her at [April.Houston@flhealth.gov](mailto:April.Houston@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: April Houston at (850)558-9848 or emailing her at [April.Houston@flhealth.gov](mailto:April.Houston@flhealth.gov). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: April Houston at (850)558-9848 or emailing her at [April.Houston@flhealth.gov](mailto:April.Houston@flhealth.gov).

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

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

DATE AND TIME: December 17, 2021, 3:00 p.m. – 5:00 p.m.

PLACE: Florida Department of Education, Turlington Building, 325 W. Gaines Street, Tallahassee, Florida 32399, Room: 1703/07 (17th Floor). Please note that all in-person attendees will need to have proper photo identification and must check in at the security desk before being escorted to the conference room. Conference Call Information: 1(866)899-4679 (Toll Free), Access Code: 352-224-621.

Use this link to join the meeting at: <https://global.gotomeeting.com/join/352224621>. \*Note: One may need to create an account or login. Dial in or type:

67.217.95.2 or [inroomlink.goto.com](https://inroomlink.goto.com). Webinar ID: 352-224-621. Dial directly: 352224621@67.217.95.2 or 67.217.95.2##352224621

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Talent Development Council.

A copy of the agenda may be obtained by contacting: Allison Hopkins, (850)245-7196.

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: (850)245-7401. 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).

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**

DAYTONA STATE COLLEGE  
Architectural/Professional Services  
Daytona State College  
Professional Services

RFQ #22-012 (Request for Qualifications)

Pursuant to the provisions of Section 287.055, Florida Statutes, the “Consultants’ Competitive Negotiations Act”, Daytona State College hereby publicly announces it will consider qualified professional firms, registered to do work in the State of Florida, for a project requiring architectural and engineering services.

The project is to provide professional services for the Master Site Plan for all campuses except the Deltona Campus. Firms or individuals desiring to qualify for consideration must submit proposals no later than 2:00 p.m. on January 3, 2022, to the Facilities Planning Department, Daytona State College, Building 430A/Room 108, 1200 W. International Speedway Blvd., Daytona Beach, FL 32114. Interested parties may obtain information by contacting sharon.dyke@daytonastate.edu or by visiting our website at <http://www.daytonastate.edu/who-we-are/working-with-daytona-state-college/facilities-planning>  
END OF AD

**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., Friday, December 3, 2021 and 3:00 p.m., Thursday, December 9, 2021.

Rule No.	File Date	Effective Date
19B-5.008	12/8/2021	12/28/2021

19B-16.013	12/8/2021	12/28/2021
19B-16.014	12/8/2021	12/28/2021
60P-1.003	12/8/2021	**/**/****
61G20-1.001	12/6/2021	12/26/2021
61G15-22.0002	12/7/2021	12/27/2021
61H1-29.003	12/3/2021	12/23/2021
61H1-33.003	12/3/2021	12/23/2021
61H1-33.006	12/3/2021	12/23/2021
64B8-42.001	12/8/2021	12/28/2021
64B13-4.005	12/6/2021	12/26/2021
64B16-26.1032	12/9/2021	12/29/2021
64B16-26.203	12/9/2021	12/29/2021
64B16-26.2031	12/9/2021	12/29/2021
64B16-26.204	12/9/2021	12/29/2021
64B16-26.2032	12/9/2021	12/29/2021
64B16-26.300	12/9/2021	12/29/2021
64B16-26.303	12/9/2021	12/29/2021
64B16-26.350	12/9/2021	12/29/2021
64B18-14.002	12/9/2021	12/29/2021
65C-45.010	12/8/2021	12/28/2021
65C-45.0121	12/8/2021	12/28/2021
65C-45.013	12/8/2021	12/28/2021
65C-45.014	12/8/2021	12/28/2021
65C-45.017	12/8/2021	12/28/2021

**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-1.003	12/8/2021	**/**/****
60P-2.003	11/5/2019	**/**/****

62-600.405	11/16/2021	**/**/****
62-600.705	11/16/2021	**/**/****
62-600.720	11/16/2021	**/**/****
64B8-10.003	12/9/2015	**/**/****
69L-7.020	10/22/2021	**/**/****

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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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