

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: 59A-3.2491 **RULE TITLE:** Neonatal Intensive Care Unit (NICU) Data Reporting

PURPOSE AND EFFECT: The Agency proposes to create a rule within Chapter 59A-3, F.A.C., Hospital Licensure, for requirements related to NICU data reporting.

SUBJECT AREA TO BE ADDRESSED: Section 395.1055, F.S., tasks the Agency with adopting licensure requirements for neonatal intensive care services within hospitals. The proposed rule will address data reporting requirements.

RULEMAKING AUTHORITY: 395.1055, FS.

LAW IMPLEMENTED: 395.1055, FS, 408.0455, FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Jeremy Roberts, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4432 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jeremy Roberts, (850)412-4432, email: nicurule@ahca.myflorida.com. The draft text and related materials will be posted on the web at:

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

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-9.011 **RULE TITLE:** Radiography Training for Dental Assistants
PURPOSE AND EFFECT: The purpose of the amendment is update with clarifying text.
SUBJECT AREA TO BE ADDRESSED: Update text.
RULEMAKING AUTHORITY: 456.013, 466.004, 466.017(7) FS.

LAW IMPLEMENTED: 456.013, 456.0635, 466.017(7) FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jessica Sapp, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Jessica.Sapp@myflhealth.gov

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-14.002 **RULE TITLE:** Prohibitions
PURPOSE AND EFFECT: The purpose of the amendment is to update and clarify rule text.
SUBJECT AREA TO BE ADDRESSED: Update text regarding requirements.
RULEMAKING AUTHORITY: 466.004(4), 466.017(3), 466.017(6) FS.

LAW IMPLEMENTED: 466.017(3), 466.017(5) FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jessica Sapp, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Jessica.Sapp@myflhealth.gov

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:
64B5-14.003 Training, Education, Certification, and Requirements for Issuance of Permits

PURPOSE AND EFFECT: The purpose of the amendment is to update and clarify rule text.

SUBJECT AREA TO BE ADDRESSED: Update text regarding requirements.

RULEMAKING AUTHORITY: 466.004(4), 466.017(3),(6) FS.

LAW IMPLEMENTED: 466.017(3),(4),(5),(6) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jessica Sapp, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Jessica.Sapp@myflhealth.gov

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:
64B5-16.006 Remediable Tasks Delegable to a Dental Hygienist

PURPOSE AND EFFECT: The purpose of the amendment is update with new text.

SUBJECT AREA TO BE ADDRESSED: Update text regarding administering nitrous oxide inhalation analgesia.

RULEMAKING AUTHORITY: 466.004(4), 466.017(6), 466.023, 466.024 FS.

LAW IMPLEMENTED: 466.017(6), 466.023, 466.024 FS.

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

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

Sapp, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Jessica.Sapp@myflhealth.gov

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

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

RULE NO.: RULE TITLE:
73B-11.0191 Determinations Regarding Suitable Work Requiring Compliance with a COVID-19 Vaccination Mandate

PURPOSE AND EFFECT: To identify exemptions to “suitable for work” where COVID-19 vaccination mandates are imposed by employers.

SUBJECT AREA TO BE ADDRESSED: The rule exempts as “suitable for work” those governmental entities and educational institutions that impose COVID-19 vaccination mandates as a condition of employment and all private employers that impose COVID-19 vaccination mandates without also offering the exemptions listed in section 381.00317(1), F.S.

RULEMAKING AUTHORITY: 381.00317(6), 443.101(2), 112.0441(4), F.S.

LAW IMPLEMENTED: 381.00317(5), 112.0441(3), 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: Linville Atkins, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, FL 32399, Linville.Atkins@deo.myflorida.com.

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

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

RULE NO.: RULE TITLE:
73B-11.0201 Determinations Regarding Discharges for Noncompliance with a COVID-19 Vaccination Mandate

PURPOSE AND EFFECT: To clarify claimant Reemployment Assistance benefits eligibility when discharged by an employer for failure to comply with a COVID-19 vaccination mandate

and the burden of proof required of claimants and employers in such instances.

SUBJECT AREA TO BE ADDRESSED: The rule provides that claimants discharged from educational institutions and governmental entities will not be disqualified from benefits if the discharge is for refusing to comply with a COVID-19 vaccination mandate. The rule addresses the responsibility of private employers to demonstrate proper application of the COVID-19 vaccination mandate exemptions and the responsibility of claimants to provide documentation of a qualified exemption.

RULEMAKING AUTHORITY: 112.0441(4), 381.00317(6), F.S.

LAW IMPLEMENTED: 112.0441(3), 381.00317(5), 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: M. Linville Atkins, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, FL 32399, Linville.Atkins@deo.myflorida.com.

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

Section II Proposed Rules

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: RULE TITLE:

59A-3.249 Neonatal Intensive Care Units (NICU)

PURPOSE AND EFFECT: The Agency proposes to create a section in hospital rules to align with statutory requirements.

SUMMARY: Section 395.1055, F.S. tasks the Agency with adopting licensure requirements for neonatal intensive care services within hospitals. The proposed rule will address quality of care, nurse staffing, physician staffing, physical plant, equipment, and emergency transportation.

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: A SERC has not been prepared by the agency. For rules listed where no SERC was prepared, the Agency prepared a checklist for each rule to determine the necessity for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 395.1055, FS.

LAW IMPLEMENTED: 395.1055, FS, 408.0455, 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 (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: January 31, 2022, from 9:30 am to 11:30 am

PLACE: Agency for Health Care Administration, Building 3, Conference Rooms A, B and C, 2727 Mahan Drive, Tallahassee, FL 32308. The agenda and related materials can also be found on the web at:

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

PUBLIC CALL-IN INFORMATION: You may participate by phone by dialing the Open Voice conference line, 1(888)585-9008, then enter the conference room number followed by the pound sign, 476-211-242#.

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: Jeremy Roberts, Agency for Health Care Administration, (850)412-4432, nicurule@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jeremy Roberts, Agency for Health Care Administration, (850)412-4432, nicurule@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59A-3.249 Neonatal Intensive Care Units (NICU).

Each hospital with an obstetrical department as described in Rule 59A-3.244(2), F.A.C. must have a neonatal nursery to provide Level I neonatal services. Level I neonatal services means well-baby care services including sub-ventilation care, intravenous feedings, intravenous medications, and gavage to neonates, as needed. Services in a Level I neonatal nursery are restricted to neonates born at 35 weeks gestation or later and who are considered low risk and physiologically stable. Ventilation assistance must not be provided except for resuscitation and stabilization. Upon beginning ventilation, the hospital must implement a patient treatment plan which includes the transfer of the neonate to a hospital providing Level II, III, or IV NICU services at such time that it becomes apparent that ventilation assistance will be required beyond the neonate's resuscitation and stabilization. A hospital only providing Level I neonatal services must establish a triage procedure to assess the need for transfer of obstetrical patients to hospitals providing Level II, III, or IV NICU services prior to their delivery when there is an obstetrical indication that resuscitation will be required for their neonates.

(1) Definitions. As used in this section:

(a) "Telemedicine" means on call and readily available for remote consultation, diagnosis, and treatment by means of audiovisual telecommunications technology.

(b) "Onsite" means on call and readily available for consultation and continuous patient management.

(2) Licensure.

(a) A hospital may not provide neonatal intensive care services prior to obtaining licensure of NICU beds as evidenced by the bed type appearing on the face of the hospital's license. A hospital authorized to provide neonatal intensive care services as of the effective date of this rule shall be licensed to provide the same level of care for neonatal intensive care services and must meet all of the requirements of this rule within one year from the effective date. This does not preclude a hospital from qualifying for a higher level during the transition year.

(b) A hospital establishing neonatal intensive care services must apply for licensure of Level II, III, or IV NICU services and NICU beds by submitting a hospital licensure application as specified in subsection 59A-3.066(2), F.A.C.

(c) A hospital may utilize any licensed NICU bed at the level of neonatal intensive care services required to meet the patient's needs if the licensure, staffing, equipment, and supplies requirements established by this rule for the necessary level of service is met.

(3) Emergency Transportation. A hospital providing Level II, III, or IV neonatal intensive care services must have, directly or by contract, an emergency 24-hour neonatal transportation system in accordance with Rule 64J-1.006, F.A.C. administered by the Department of Health. Hospitals providing Level II

neonatal intensive care services must have a written transfer agreement with a hospital providing Level III or Level IV neonatal intensive care services, and hospitals providing Level III neonatal intensive care services must have a written transfer agreement with a hospital providing Level IV neonatal intensive care services. A hospital providing Level IV neonatal intensive care services that does not provide pediatric cardiovascular surgery and pediatric cardiothoracic surgery onsite must have a written transfer agreement with a hospital providing Level IV neonatal intensive care services including onsite pediatric cardiovascular surgery and pediatric cardiothoracic surgery as specified in subsection (7)(h).

(4) Transfer agreements. A hospital providing Level II, III, or IV neonatal intensive care services must have transfer agreements for all neonatal intensive care services that are not provided by the hospital with another hospital that provides such services. A transfer agreement must specifically address the services included in the transfer agreement. The hospital must maintain a policy requiring that such transfer agreements be made with other hospitals in reasonable geographic proximity, taking into account the services in question, the location of the hospital, and other factors relevant to the care of the patient. Medically necessary transfers shall be made in accordance with section 395.1041(3)(e), F.S.

(5) Level II Neonatal Intensive Care Services.

(a) Hospitals that are licensed for Level II NICU services may only provide care for infants at greater than or equal to 30 weeks' gestation and/or greater than or equal to 1250 grams.

(b) Hospitals that are licensed for Level II NICU services, but not Level III or Level IV NICU services, may perform only Level II NICU services.

(c) Each Level II NICU must be capable of providing invasive ventilation up to 72 hours, or continuous positive airway pressure as needed.

(d) An infant in a Level II NICU must be transferred to a higher level NICU if the infant requires more than 72 hours of invasive ventilation.

(e) Director. Each Level II NICU must be directed by a board certified pediatrician with experience in the care of newborn infants including intubation and invasive ventilation, or a board certified neonatologist.

(f) Personnel. Each Level II NICU must have physically present in the facility at all times, a board certified or board eligible neonatologist or other neonatal provider with demonstrated competence in the management of severely ill infants as evidenced by completion of the Neonatal Resuscitation Program and continuing education requirements specific to the care of infants. Other neonatal providers, for the purposes of this subsection, must be either pediatric hospitalists, neonatal physician assistants, or neonatal advanced practice registered nurses. If the personnel present at the

facility at any time pursuant to this paragraph is not a board certified or board eligible neonatologist, at all such times a neonatologist must be available for consultation and must be available to arrive onsite within 30 minutes of an urgent request. If the neonatologist designated to be either at the facility or available for consultation and arrival upon an urgent request is covering more than one facility, the facility must ensure that a back-up neonatologist be available, documented in an on-call schedule and readily available to facility staff, for consultation or to arrive within 30 minutes upon an urgent request.

(g) Pediatric Medical Subspecialties. Each Level II NICU must have the following pediatric medical subspecialties available onsite or via telemedicine:

1. Cardiology;

2. Maternal-fetal medicine, including a board certified obstetrician who is qualified by training, experience, or special competent certification in maternal-fetal medicine, if the hospital provides delivery services;

3. Neurology; and

4. Ophthalmologist or retinal specialist with expertise in retinopathy of prematurity.

(h) Onsite Pediatric Services. Each Level II NICU must have the following pediatric services available onsite:

1. Echocardiogram;

2. Electroencephalogram;

3. Laboratory services;

4. Lactation;

5. Nutrition;

6. Pastoral care;

7. Pharmacy;

8. Physician-led multidisciplinary NICU follow up clinic or affiliation with a clinic and referral system;

9. Radiology, including magnetic resonance imaging, computed tomography, and ultrasound;

10. Rehabilitation therapy;

11. Retinopathy of prematurity screening (screening may be reviewed via telemedicine);

12. Respiratory therapy; and

13. Social work.

(i) Neonatal Nursing.

1. Supervision. The nursing staff must be under the supervision of a registered professional nurse with experience and training in neonatal intensive care nursing.

2. Training and Qualifications. Nurses must be trained to administer cardio-respiratory monitoring, assist in ventilation, administer intravenous fluids, provide pre-operative and post-operative care of patients requiring surgery, manage patients being transported, and provide emergency treatment of conditions such as apnea, seizures, and respiratory distress. All nurses must maintain current certification in the Neonatal Resuscitation Program.

3. Staffing.

a. There must be at least one nurse for every three patients receiving Level II neonatal intensive care services.

b. At least one-half of the nursing personnel assigned to each work shift in Level II NICUs must be registered professional nurses.

(j) Respiratory Therapist. There must be at least one certified respiratory therapist with current certification in the Neonatal Resuscitation Program and expertise in the care of neonates continuously available in the hospital at all times. There must be at least one respiratory therapy technician for every four patients receiving assisted ventilation.

(k) Level II NICU Bed Equipment. Each bed must have:

1. An incubator or radiant warmer;

2. One heated humidifier and humidified oxygen delivery systems;

3. One cardiopulmonary monitor and pulse oximeter;

4. At least one resuscitation bag and mask;

5. At least one infusion pump; and

6. At least one neonatal portable suction device.

(l) Level II NICU Equipment. Each unit must have available on demand:

1. At least one oxygen analyzer for every three beds;

2. At least one non-invasive blood pressure monitoring device for every three beds;

3. At least one ventilator for every three beds;

4. An EKG machine with printout capability;

5. Continuous blood pressure measurement equipment; and

6. A portable digital x-ray capable of directly displaying radiography and digital images in the NICU.

(6) Level III Neonatal Intensive Care Services.

(a) Hospitals providing Level III NICU services must meet the staffing and personnel, equipment, and service standards required of hospitals providing Level II NICU services, in addition to the standards set forth within this subsection. Hospitals providing Level III NICU services may perform Level II and Level III NICU services.

(b) Director. Each Level III NICU must be directed by a full-time, board certified neonatologist.

(c) Onsite Medical Subspecialties. Each Level III NICU must provide an anesthesiologist onsite with sufficient expertise in pediatric anesthesiology and with the ability to consult with a pediatric anesthesiologist through a prearranged and documented consultative agreement.

(d) Other Pediatric Medical Subspecialties. Each Level III NICU must provide the pediatric medical subspecialties required of Level II NICUs. In addition, each Level III NICU must provide the following pediatric medical subspecialties onsite or via telemedicine:

1. Endocrinology;

2. Gastroenterology;

- 3. Genetics;
- 4. Hematology-oncology;
- 5. Infectious disease;
- 6. Nephrology;
- 7. Otolaryngology;
- 8. Pulmonary;
- 9. Radiology; and
- 10. Urology.

(e) Onsite Surgical Subspecialties. Each Level III NICU must provide pediatric general surgery onsite or provide onsite a general surgeon with sufficient expertise in pediatric general surgery with the ability to consult with a pediatric general surgeon through a prearranged and documented consultative agreement.

(f) Pediatric Services. Each Level III NICU must provide the pediatric services required of a Level II NICU. In addition, a Level III NICU must provide therapeutic hypothermia services onsite and may provide inhaled nitric oxide services.

(g) Neonatal Nursing.

1. Each Level III NICU must meet the supervision, training, and qualifications standards for neonatal nurses for Level II NICUs.

2. There must be at least one nurse for every two patients receiving Level III neonatal intensive care services. Patients requiring neonatal surgery or multi-system support must have at least one nurse for every patient during the immediate preoperative, intraoperative, and immediate postoperative periods.

(h) Level III NICU Equipment. A Level III NICU must be capable of life support as needed. Level III NICUs must have the equipment and services required of a Level II NICU.

(7) Level IV Neonatal Intensive Care Services.

(a) Hospitals providing Level IV NICU services must meet the staffing and personnel, equipment, and service standards required of Level III NICUs in addition to the standards set forth within this subsection.

(b) Hospitals providing Level IV NICU services may perform Level II, Level III and Level IV NICU services.

(c) Director. Each Level IV NICU must be directed by a full-time, board certified neonatologist.

(d) Personnel. Each Level IV NICU must have a board certified or board eligible neonatologist available at all times at the facility.

(e) Onsite Pediatric Medical Subspecialties. Each Level IV NICU must provide the following pediatric medical subspecialties onsite:

- 1. Anesthesiology;
- 2. Cardiology;
- 3. Endocrinology;
- 4. Gastroenterology;
- 5. Hematology-oncology;

6. Infectious Disease;

7. Maternal-fetal medicine, including a board certified obstetrician who is qualified by training, experience, or special competent certification in maternal-fetal medicine, if the hospital provides delivery services;

8. Nephrology;

9. Neurology;

10. Ophthalmologist or retinal specialist with expertise in retinopathy of prematurity;

11. Orthopedics;

12. Otolaryngology;

13. Palliative care;

14. Pulmonology;

15. Radiology; and

16. Urology.

(f) Other Pediatric Medical Subspecialties. Each Level IV NICU must provide genetics services onsite or via telemedicine.

(g) Onsite Pediatric Surgical Subspecialties. Each Level IV NICU must provide the following pediatric surgical subspecialties onsite:

1. Craniofacial surgery;

2. General surgery;

3. Neurosurgery; and

(h) If a hospital providing Level IV NICU services does not provide pediatric cardiovascular surgery and pediatric cardiothoracic surgery onsite, it must have a transfer agreement for such surgeries.

(i) Onsite Pediatric Services. Each Level IV NICU must provide the following pediatric services onsite:

1. Echocardiogram;

2. Electroencephalogram;

3. Extracorporeal membrane oxygenation;

4. Inhaled nitric oxide;

5. Laboratory services;

6. Lactation;

7. Nutrition;

8. Pastoral care;

9. Pharmacy;

10. Physician-led multidisciplinary NICU follow up clinic

11. Radiology, including magnetic resonance imaging, computed tomography, and ultrasound;

12. Rehabilitation therapy;

13. Respiratory therapy;

14. Retinopathy prematurity screening;

15. Social work; and

16. Therapeutic hypothermia.

(j) Other Pediatric Services. A Level IV may provide pediatric dialysis onsite or, if it does not provide pediatric dialysis onsite, must have a transfer agreement for pediatric dialysis.

(k) General hospitals providing Level IV NICU services must provide obstetric services for women with high risk pregnancies onsite, on a 24-hour basis. Specialty children’s hospitals are excluded from this requirement.

(l) Hospitals providing Level IV NICU services must:

1. Maintain continuous availability of neonatal surgery;

2. Assure age and size appropriate transport to and from other facilities;

3. Coordinate continuing education programs for staff; and

4. Provide outreach education for other hospitals in their service area.

(8) This rule is in effect for five years from its effective date.

Rulemaking Authority 395.1055, FS. Law Implemented 395.1055, FS, 408.0455, FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Jack Plagge

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Simone Marstiller

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: 12/21/2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: 8/27/2021

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NOS.: RULE TITLES:

64B5-17.0011 Change of Address

64B5-17.003 Patient Referrals

PURPOSE AND EFFECT: The purpose of the amendment is to review and update the rules in Chapter 17.

SUMMARY: Review and revise the entire Chapter 17 rules regarding Dental Practice and Principles.

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: During discussion of the economic impact of this rule amendment at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the

Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.035, 466.004, 466.004(4) F.S.

LAW IMPLEMENTED: 456.035, 466.013, 456.052 F.S.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica Sapp, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258; Jessica.Sapp@myflhealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-17.0011 Change of Address.

Each licensee shall provide written notification to the department of the licensee’s current mailing address and place of practice. The term “place of practice” means the primary physical location where the licensee practices the profession of dentistry or dental hygiene. All licensees are required to notify the Board in writing within 10 days of any change in their address.

Rulemaking Authority 456.035, 466.004(4) FS. Law Implemented 456.035, 466.013 FS. History–New 3-27-90, Formerly 21G-17.0011, 61F5-17.0011, 59Q-17.0011, Amended.

64B5-17.003 Patient Referrals.

(1) through (4) No change.

~~(5) Referral of a patient to another health care practice in which the referring dentist or any owner, employee or agent of the referring practice or immediate family member thereof has a financial interest, whether direct, indirect, active or passive in nature, is permitted only if the referral is in the best interest of the patient and the patient first consents to the arrangement by signing a written notification form from the referral dentist which informs the patient of (a) the existence of a financial interest; and, (b) the patient’s right to request another referral or to independently seek the services recommended. Under no circumstances shall the dentist’s financial interest be contingent upon or otherwise related to any referral quota or similar requirement. However, in emergency circumstances where it is in the patient’s best interest that such a referral be made without first seeing the patient, the referring dentist shall orally provide the notification required herein. In such emergency situations, the referring dentist shall also make a notation in the patient’s record at the time of referral that disclosure was made orally~~

~~due to emergency circumstances. Written disclosure as required in subsection (5) of this rule, shall be supplied to the patient at the office to which the emergency patient was referred.~~

(6) renumbered (5) No change.

~~(7) The written notification required by this rule shall be made on the appropriate form set forth in rule 64B5-1.021, F.A.C.~~

Rulemaking Authority 466.004(4) FS. Law Implemented 456.0532 FS. History—New 8-30-90, Formerly 21G-17.003, 61F5-17.003, 59Q-17.003, Amended 8-19-97,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Dentistry
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Dentistry
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 19, 2021
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 13, 2021

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

RULE NO.: RULE TITLE:
69L-6.007 Compensation Notice
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 47 No. 189, September 29, 2021 issue of the Florida Administrative Register has been withdrawn.

Section IV

Emergency Rules

NONE

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

RULE NO.: RULE TITLE:

60FF1-5.003 911 Grant Programs

NOTICE IS HEREBY GIVEN that on October 24, 2021, the E911 Board, received a petition for variance or waiver filed by Collier County Sheriff's Office. The Petitioner is seeking a variance of paragraph 60FF1-5.003(2)(a), F.A.C., which states,

in part that the applicant must provide the completed, signed Application Form, and associated quotes. The grant application must be postmarked or delivered by hand or email to: E911BoardElectronicGrantReports@dms.fl.gov on or before the submission date specified in the E911 Board notification of a State E911 Program as published in the Florida Administrative Register. Comments on this petition should be filed with Matthew Matney, Chairman, E911 Board, 4030 Esplanade Way, Suite 135F, Tallahassee, Florida 32399-0950, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Matthew Matney, Chairman, E911 Board, at the above address or telephone: (850)922-4135, or by electronic mail: Matthew.Matney@dms.myflorida.com.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a public meeting to which all persons are invited.

DATE AND TIME: February 15, 2022, 8:30 a.m. – 4:00 p.m.

PLACE: Holiday Inn, 213 SW Commerce Dr, Lake City, Florida, and by conference line: 1(888)585-9008 and code (873574258).

A Go To Training platform will also be provided to view materials. To register for Go To Training, please access this page:

<https://attendee.gototraining.com/r/2723592976271046402>

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Florida Rehabilitation Council - General Business

A copy of the agenda may be obtained by contacting: FRC staff at: FRCCustomers@vr.fldoe.org or by telephone: (850)245-3397. The agenda will also be posted at: <https://www.rehabworks.org/rehabcouncil.shtml> by February 7, 2022.

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: FRC staff at: FRCCustomers@vr.fldoe.org or by telephone: (850)245-3397. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: FRC staff at: FRCCustomers@vr.fldoe.org or by telephone: (850)245-3397.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The South Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 6, 2022, 12:45 p.m.

PLACE: Physical/Virtual Meeting via GoToMeeting, 1 Oakwood Boulevard, Suite 250, Hollywood, Florida 33020

Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/642504901>

You can also dial in using your phone. United States (Toll Free): 1 866 899 4679, United States: +1 (571) 317-3116, Access Code: 642-504-901

GENERAL SUBJECT MATTER TO BE CONSIDERED: Nomination of the SFRPC Executive Committee

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 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 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 sfadmin@sfrpc.com.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

The Suwannee River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 11, 2022, 9:00 a.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Workshops, Public Hearings, and/or Committee Meetings. Consideration of Suwannee River Water Management District business. All or part of this meeting may be conducted by means of communications media technology.

GoTo Webinar information regarding viewing of and participation in the meeting will be available on the District's website at www.mysuwanneeriver.com.

A copy of the agenda may be obtained by contacting: (386)362-1001 or 1(800)226-1066 (Florida only) or on the District's website at www.mysuwanneeriver.com, when published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: (386)362-1001 or 1(800)226-1066 (Florida only). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 11, 2022: The Governing Board meeting, 10:00 a.m.; with a Public Hearing on the District's Land Acquisition Plan

PLACE: District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Heather Barnes, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)329-4239, or by visiting the District's website at sjrwm.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Civil Rights Coordinator at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: The December 30, 2021 meeting is rescheduled to Wednesday, January 5, 2022, 1:00 p.m. ET

PLACE: Call: (850)270-6017, and when prompted enter conference ID 401 221 492#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: A panel of four Commissioners will meet to review/discuss the FCHR's Governance Policy.

NOTE: Requests to make public comments during the meeting pertaining to the agenda, must be submitted to Casey Snipes at casey.snipes@fchr.myflorida.com by 5:00 p.m., January 2, 2022. The allotted time to speak will be 2 minutes.

A copy of the agenda may be obtained by contacting: Casey Snipes at casey.snipes@fchr.myflorida.com.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

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

DATE AND TIME: January 4, 2022, 3:00 p.m. ET

PLACE: <https://global.gotomeeting.com/join/303364397> or by phone: 1(866)899-4679 with access code: 303-364-397.

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

A copy of the agenda may be obtained by contacting: <https://floridasclinicallabs.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.ClinicalLab@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 14, 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.

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. 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.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The EMS Advisory Council and Constituent Group announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, January 19, 2022, 8:00 a.m. – 5:30 p.m.; Thursday, January 20, 2022, 9:00 a.m. – 5:00 p.m.; Friday, January 21, 2022, 9:00 a.m. – 12:00 Noon

PLACE: Ocean Center Convention Center, 101 N Atlantic Ave, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the EMS Advisory Council and constituent groups in accordance with Florida Statute 401.245. A copy of the agenda may be obtained by contacting: Kaylin Williams via phone (850)245-4055 or through email: Kaylin.Williams@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: Kaylin Williams via phone (850)245-4055 or through email: Kaylin.Williams@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the

Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kaylin Williams via phone (850)245-4055 or through email: Kaylin.Williams@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support
The Florida Trauma System Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 18, 2022, 1:00 p.m. – 4:30 p.m.

EST.

PLACE: Ocean Center Convention Center, 101 N Atlantic Ave, Daytona Beach, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the FL Trauma Systems Advisory Council in accordance with Florida Statute 395.402(2)(a).

A copy of the agenda may be obtained by contacting: Kaylin Williams via phone: (850)245-4055 or through email: Kaylin.Williams@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: Kaylin Williams via phone (850)245-4055 or through email: Kaylin.Williams@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kaylin Williams via phone (850)245-4055 or through email: Kaylin.Williams@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

Refugee Services

The Palm Beach Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 21, 2022, 10:00 a.m. – 12:00 Noon

PLACE: Meeting will take place via the Microsoft Teams–platform. Use the below link to connect to the meeting:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_ZGMwNDE5MzgtOTZhZi00NjdILTk1ZDMtYmNhNjI5ZmRjOWQx%40thread.v2/0?context=%7b%22Tid%22%3a%22f70dba48-b283-4c57-8831-cb411445a94c%22%2c%22Oid%22%3a%224c7ac74e-0835-4242-a8cf-f26976fc1c32%22%7d

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Palm Beach Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build

collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Miriam Rosario at (561)227-6722 or David Draper at (407)317-7335.

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: Miriam Rosario at (561)227-6722 or David Draper at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Miriam Rosario at (561)227-6722 or David Draper at (407)317-7335.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:RULE TITLES:

69A-3.009 Definitions

69A-3.011 Inspections of State-Owned Buildings and State-Leased Spaces

69A-3.012 Standards of the National Fire Protection Association and Other Standards Adopted

The Department of Financial Services announces a workshop to which all persons are invited.

DATE AND TIME: January 19, 2022, 10:30 a.m.

PLACE: Ocean Center, Daytona Beach 101 North Atlantic Avenue Daytona Beach, Florida 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Rule Development Workshop to promulgate the triennial update of the Florida Fire Prevention code as directed by subsection 633.202(1), FS

A copy of the agenda may be obtained by contacting: John Gatlin, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 E. Gaines Street, Tallahassee, FL 32399-0342, (850)413-3736 or john.gatlin@myfloridacfo.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: John Gatlin, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 E. Gaines Street, Tallahassee, FL 32399-0342, (850)413-3736 or john.gatlin@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: John Gatlin, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 E. Gaines Street, Tallahassee, FL 32399-0342, (850)413-3736 or john.gatlin@myfloridacfo.com.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

The Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: January 21, 2022, 12:00 Noon

PLACE: Committee Room 301, Senate Office Building, 404 S. Monroe Street, Tallahassee, FL 32399-1100

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cypress Property & Casualty Insurance Company has requested statewide average rate changes for its business in the “Florida Evergreen” Homeowners Multi-Peril Program. The below identifies the proposed rate change that has already been filed with the Office:

20-028361: +26.3 % Homeowners Multi-Peril

The effective date for the filing is December 22, 2021, for both new and renewal business.

An agenda listing the rate filings subject to this hearing will be posted on the Office’s website at <http://www.floir.com>.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from the insurer as well as interested parties will be received at this public hearing. Participants who wish to speak will need to register in advance for the hearing. Registrants will be asked to provide their name and e-mail address. If you choose to access the hearing via telephone or if you are unable to attend this public hearing, please forward your comments to the Office of Insurance Regulation at ratehearings@floir.com; the subject line of your e-mail should read “Cypress Property & Casualty Insurance Company – Florida Evergreen.”

Any comments or concerns not addressed at the public hearing may be forwarded to ratehearings@floir.com; the subject line of your e-mail should read “Cypress Property & Casualty Insurance Company – Florida Evergreen.” The record will be open for public comment until February 4, 2022, for all filings. A copy of the agenda may be obtained by contacting: Gloria Merritt, (850)413-5356.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Gloria Merritt, (850)413-5356. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Marisa Atherley, (850)413-4139 or Gloria Merritt, (850)413-5356.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

The Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: Pursuant to Section 120.525, Florida Statutes, notice is hereby given that the Centauri Specialty Insurance Company Rate Hearing is scheduled for January 21, 2022, 3:00 p.m.

PLACE: Senator Jim King Committee Room 301, Senate Office Building, The Capital, Tallahassee, FL.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Centauri Specialty Insurance Company has requested a statewide average rate change for its Property / Personal (Dwelling Fire) business. The below identifies the proposed rate change that has been filed with the Office and implemented by the Company on a file and use basis:

21-030243: +28.3% Property / Personal (Dwelling Fire)

The effective date for the Property / Personal (Dwelling Fire) business is April 15, 2022, for new and renewal business.

An agenda listing the rate filings subject to this hearing will be posted on the Office’s website at <http://www.floir.com>.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from consumers and interested parties, as well as from representatives of Centauri Specialty Insurance Company, will be received at this public hearing. If you are unable to participate in this public hearing, please forward your comments to the Office of Insurance Regulation at ratehearings@floir.com; the subject line of your e-mail should read “Centauri Specialty Insurance Company.” The record will be open for public comment until February 4, 2022.

A copy of the agenda may be obtained by contacting: Gloria Merritt, Gloria.Merritt@floir.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Gloria Merritt, Gloria.Merritt@floir.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: William Oglo, Assistant General Counsel, at Bill.Oglo@floir.com, or Gloria Merritt at Gloria.Merritt@floir.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: January 5, 2022, 9:30 a.m.

PLACE: Reemployment Assistance Appeals Commission, 1211 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301. Attendance by telephone is also available by calling (850)988-5144 and entering phone conference ID: 858 258 410 #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disposition of cases pending before the Reemployment Assistance Appeals Commission, and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: the office of the Reemployment Assistance Appeals Commission at RAAC.Inquiries@deo.myflorida.com or by visiting <https://www.floridajobs.org/Reemployment-Assistance-Service-Center/reemployment-assistance-appeals-commission/about-the-reemployment-assistance-appeals-commission/raac-notices>.

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 24 hours before the workshop/meeting by contacting: The Commission Clerk at (850)692-0180. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Commission Clerk at (850)692-0180.

Hardee County Economic Development Authority

The Economic Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 25, 2022, 8:30 a.m.

PLACE: Hardee County Commission Chambers

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hardee County Economic Development Authority (Independent Board) will meet on Tuesday, January 25, 2022, 8:30 a.m.

The meeting will be held in the County Commission Chambers, Room 102, 412 West Orange Street, Wauchula, Florida.

A copy of the agenda may be obtained by contacting: For more information, please call 1(863)773-9430.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: 1(863)773-9430. 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

DCPS Ft. Caroline Middle School Auditorium
Auld & White Constructors, LLC, in conjunction with Duval County Public Schools, will be accepting SEALED proposals, which will be received until 2:00 p.m., January 28, 2022, at Auld & White Constructors, LLC, 4168 Southpoint Parkway, Suite 101, Jacksonville, Florida 32216.

Project consists of a new 10,680 sq. ft. Auditorium Building. All subcontractors must have JLA badging. Project anticipated to start March 2022. Scopes include sitework, fencing, concrete, masonry / brick veneer, structural steel, millwork, waterproofing, TPO roofing, doors & hardware, overhead door, aluminum storefront, stucco & EIFS, drywall & ceilings, acoustical treatments, spray applied acoustical material, flooring, painting, building specialties, signage, pre-engineered tie back canopy, stage curtains, auditorium seating, plumbing, fire sprinklers, HVAC, electrical, fire alarm, voice data, lightning protection, A/V & stage lighting.

Interested Bidders are required to notify Auld & White Constructors, LLC, of their Intent to Bid, in writing, no later than 2:00 p.m. January 14, 2022. Interested Bidders who fail to notify Auld & White Constructors, LLC, of their intent to bid by the date referenced above MAY NOT be permitted to bid. Bid drawings and specifications will be available on Auld & White Constructors, LLC’s website (www.auld-white.com), January 7th, 2022. All interested bidders shall submit their Notice of Intent to Claudia Kemp by email at awcestimating@auld-white.com.

Duval County Public Schools and Auld & White Constructors, LLC are committed to provide equal opportunity and strongly encourage all interested M/WBE and small business firms and suppliers to submit bids.

Auld & White Constructors, LLC reserves the right to reject any and all bids, waive formalities and irregularities in bidding and to accept bids, which are considered by Auld & White Constructors, LLC to be in the best interest of the project.

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Monday, December 20, 2021 and 3:00 p.m., Monday, December 27, 2021.

Rule No.	File Date	Effective Date
2A-2.2003	12/20/221	1/9/2022
60A-1.006	12/22/2021	1/11/2022
61-6.009	12/20/2021	1/9/2022
61G5-29.001	12/21/2021	1/10/2022
62-600.200	12/27/2021	1/16/2022

62-600.300	12/27/2021	1/16/2022
62-600.400	12/27/2021	1/16/2022
62-600.520	12/27/2021	1/16/2022
64B12-16.004	12/27/2021	1/16/2022
65A-1.603	12/20/2021	1/9/2022
65C-20.008	12/20/2021	1/9/2022
65C-20.012	12/20/2021	1/9/2022
65C-22.001	12/20/2021	1/9/2022
65C-22.008	12/20/2021	1/9/2022
65C-22.010	12/20/2021	1/9/2022
65C-29.003	12/20/2021	1/9/2022

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

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

DEPARTMENT OF ECONOMIC OPPORTUNITY
 Division of Community Development
 DEO Final Order No. DEO-21-043
STATE OF FLORIDA
DEPARTMENT OF ECONOMIC OPPORTUNITY

In re: **A LAND DEVELOPMENT REGULATION ADOPTED BY CITY OF MARATHON,**

ORDINANCE NO. 2021-21

FINAL ORDER

APPROVING CITY OF MARATHON ORDINANCE NO. 2021-21

The Department of Economic Opportunity (the “Department”) hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes, approving land development regulations adopted by the City of Marathon (the “City”), Ordinance No. 2021-21 (the “Ordinance”).

FINDINGS OF FACT

1. The Florida Keys Area is designated by section 380.0552, Florida Statutes, as an area of critical state concern. The City is a local government within the Florida Keys Area.

2. The Ordinance was adopted by the City on October 12, 2021 and rendered to the Department on October 18, 2021.

3. The Ordinance amends Chapter 104, Article 1, Section 104.62 of the City’s Code of Ordinances by prohibiting Mobile Vender Food Units (“MVFUs”) from operating at Sombrero Beach or the right-of-way immediately adjacent to Sombrero Beach.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. See Section 380.05(6), Florida Statutes.

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

6. The Ordinance is consistent with the City’s Comprehensive Plan as required by section 163.3177(1), Florida Statutes, generally, and is specifically consistent with Objective 1-1.1 Protect Community Character and Policy 1-1.1 Enhance and Preserve Existing Community Character.

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

8. The Ordinance is consistent with the Principles for Guiding Development in section 380.0552(7), Florida Statutes, and is specifically consistent with the following Principles:

(a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.

(d) Ensuring the maximum well-being of the Florida Keys and its citizens through sound economic development.

(f) Enhancing natural scenic resources, promoting the aesthetic benefits of the natural environment, and ensuring that development is compatible with the unique historic character of the Florida Keys.

(n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that the City of Marathon Ordinance No. 2021-21 is consistent with the City of Marathon’s Comprehensive Plan and the Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby APPROVED.

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

DONE AND ORDERED in Tallahassee, Florida.

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

NOTICE OF ADMINISTRATIVE RIGHTS

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

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

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

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

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

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 27th day of December 2021.

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

By U.S. Mail:
The Honorable Luis Gonzalez, Mayor, City of Marathon, City Council, 9805 Overseas Highway, Marathon, FL 33050

Diane Clavier, City Clerk, City of Marathon, City Clerk, 9805 Overseas Highway, Marathon, FL 33050

Brian Shea, Planning Director, City of Marathon, Planning Department, 9805 Overseas Highway, Marathon, FL 33050

Section XIII
Index to Rules Filed During Preceding Week

INDEX TO RULES FILED BETWEEN
DECEMBER 20, 2021 AND DECEMBER 22, 2021

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF LEGAL AFFAIRS
Division of Victim Services and Criminal Justice Programs

2A-2.2003 12/20/21 1/9/22 47/226

DEPARTMENT OF MANAGEMENT SERVICES
Division of Purchasing

60A-1.006 12/22/21 1/11/22 47/220

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

61-6.009 12/20/21 1/9/22 47/199

Board of Cosmetology

61G5-29.001 12/21/21 1/10/22 47/168 47/223

DEPARTMENT OF CHILDREN AND FAMILIES
Economic Self-Sufficiency Program

65A-1.603 12/20/21 1/9/22 47/200

Family Safety and Preservation Program

65C-20.008 12/20/21 1/9/22 47/201

65C-20.012 12/20/21 1/9/22 47/201

65C-22.001 12/20/21 1/9/22 47/201

65C-22.008 12/20/21 1/9/22 47/201

65C-22.010 12/20/21 1/9/22 47/201

65C-29.003 12/20/21 1/9/22 47/193

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

DEPARTMENT OF MANAGEMENT SERVICES
E911 Board

60FF1-5.009 7/21/2016 **/**/**** 42/105

Division of State Employees' Insurance

60P-1.003 11/5/2019 **/**/**** 45/191

60P-2.002 11/5/2019 **/**/**** 45/191

60P-2.003 11/5/2019 **/**/**** 45/191

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-600.405 11/16/21 **/**/**** 47/180

62-600.705 11/16/21 **/**/**** 47/180

62-600.720 11/16/21 **/**/**** 47/180

DEPARTMENT OF HEALTH

Board of Medicine

64B8-10.003 12/9/2015 **/**/**** 39/95 41/49

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

69L-7.020 10/22/2021 **/**/**** 47/24 47/182

47/118 47/187

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.
