

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-6.010 Payment Methodology for Nursing Home Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-6.010, Florida Administrative Code, is to clarify Process and Structure Measures and remove references to Medicaid Trend Adjustment (MTA) to reflect use of Budget Neutrality Factor for both Prospective Payment System (PPS) and Exempt providers. The amendment also includes the Unit Cost Rate Increase effective July 1, 2020.

SUBJECT AREA TO BE ADDRESSED: Payment Methodology for Nursing Home Services.

RULEMAKING AUTHORITY: 409.919, 409.9082 FS.

LAW IMPLEMENTED: 409.908, 409.9082, 409.913 FS.

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

DATE AND TIME: April 8, 2021 from 2:30 p.m. to 3:00 p.m.

PLACE: Remote Listeners: Attendees may register for the workshop at:

<https://attendee.gotowebinar.com/register/7013532199605456140>. After registering, a confirmation email will be received containing information about joining the webinar, and opportunities to offer comments and questions will be available. 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: MedicaidRuleComments@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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: MedicaidRuleComments@ahca.myflorida.com.

Official comments to be entered into the rule record will be received until 5:00 p.m. April 9, 2021 and may be e-mailed to MedicaidRuleComments@ahca.myflorida.com. For general inquiries and questions about the rule, please contact the email address specified above.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-6.010 Payment Methodology for Nursing Home Services.

(1) This rule applies to all nursing facility providers rendering Florida Medicaid nursing facility services in accordance with Rule 59G-4.200, Florida Administrative Code.

(2) Definitions.

(a) Adjusted Facility Sq Ft – Component of the Fair Rental Value System (FRVS) Calculation, the Minimum, Maximum, or Actual Sq. Ft per bed, defined in Section 409.908(2)(b)1.g., Florida Statutes (F.S.).

(b) Allowable Medicaid Costs – Are defined in CMS Publication 15-1 chapter 21 under reasonable costs and costs related and not related to patient care.

(c) Budget Neutrality Factor – Budget neutrality multipliers shall be incorporated into the Prospective Payment System (PPS) to ensure that total reimbursement is as required through the General Appropriations Act. Quality Incentive Payments, Direct Care Staffing and Ventilator add-ons, and the Nursing Facility Quality Assessment are excluded.

(d) Depreciation Factor – Component of the FRVS Calculation, referred to as Obsolescence Factor, defined in Section 409.908(2)(b)1.g., F.S.

(e) Direct Care Cost Component – The direct patient care component shall include the Medicaid allowable portion of salaries and benefits of direct care staff providing nursing services including registered nurses, licensed practical nurses, and certified nursing assistants who deliver care directly to residents in the nursing facility, allowable therapy costs, and dietary costs adjusted for inflation. Direct care staff does not include nursing administration, Minimum Data Set (MDS) and care plan coordinators, staff development, infection control preventionist, risk managers, and staffing coordinators. There shall be no costs directly or indirectly allocated to the direct care component from a home office or management company for staff who do not deliver care directly to residents in the nursing facility.

(f) Equipment Cost – Component of the FRVS Calculation, referred to as moveable equipment allowance, defined in Section 409.908(2)(b)1.g., F.S.

(g) Exempt Providers – Pediatric, facilities operated by the Florida Department of Veterans Affairs, and government-operated facilities are exempt from reimbursement under the prospective payment methodology and shall be reimbursed on a cost-based prospective payment system, in accordance with Section 409.908(2)(b)8., Florida Statutes (F.S.). Reimbursement of direct care, indirect care, and operating costs are subject to reimbursement ceilings and targets.

(h) Fair Rental Rate – Component of the FRVS Calculation defined in Section 409.908(2)(b)1.g., F.S.

(i) Floors – Floors are calculated for the direct care and indirect care cost components for each peer group and are equal

to the price times the floor percentage as defined in Section 409.908(2)(b)1.c., F.S.

(j) Floor Reduction – The difference between the floor and the provider’s inflated per day cost component, if a provider’s cost is below the floor.

(k) Fair Rental Value System (FRVS) Rate – A FRVS is used to reimburse providers for their facility related capital costs. A provider must submit an FRVS survey to the Agency for Health Care Administration (AHCA) using the electronic form and instructions on the Florida Nursing Home: Fair Rental Value Survey web page. The survey information is used to compute an adjusted age for each provider, based on the most recent survey received by April 30 of each year for the subsequent rate period. The nursing facility provider’s FRVS survey will be used to calculate the rate for a future rate period

(l) High Medicaid Utilization and High Direct Patient Care Add-On – Providers who meet the minimum Medicaid utilization and staffing criteria outlined in Section 409.908(2)(b)6., F.S. and have a prospective payment per diem rate that is lower than their per diem rate effective September 1, 2016, shall receive the lesser of a \$20 per diem increase or a per diem increase sufficient to set their rate equal to their September 1, 2016 rate.

(m) Indirect Care Cost Component – All other allowable Medicaid patient care costs, that are not listed in the operating or direct care components, are adjusted for inflation and shall be included in the indirect patient care component.

(n) Land Allocation Percentage – Component of the FRVS Calculation, referred to as Land Valuation, defined in Section 409.908(2)(b)1.g., F.S.

(o) Medians – The mid-points of the inflated per diems for direct care, indirect care, and operating cost components of all included providers in a peer group. Beginning October 1, 2018 separate medians shall be calculated for operating, direct, and indirect cost components based on the most recent cost reports received for the September 2016 rate setting by the rate setting acceptance cut-off date, per Section 409.908(2)(b)1.b., F.S. Beginning October 1, 2021 medians shall be calculated based on the most recently finalized, audited cost report, every 4th year.

(p) Medicaid Adjustment Rate (MAR) – An add-on to the direct care and indirect care cost components of exempt providers with greater than 50 percent Medicaid utilization.

(q) Medicaid Bad Debt – Amounts considered to be uncollectible from accounts and notes receivable which are created or acquired in providing services per CMS publication 15-1 chapter 3 section 302.1.

~~(r) Medicaid Trend Adjustment (MTA) – The MTA is a percentage reduction that is uniformly applied to all Florida Medicaid nursing facility providers each rate period which equals all recurring and nonrecurring budget reductions on an~~

~~annualized basis. The MTA is built into the final Prospective Payment System rate through budget neutrality multipliers. The exempt providers’ rates are reduced by the appropriate percentage allocation as compared to all Medicaid nursing facility providers. The Medicaid share of the NFQA is not subject to the MTA.~~

~~(r)(s) Nursing Facility Quality Assessment (NFQA) – An assessment imposed on each nursing facility provider used to obtain Federal financial participation through the Medicaid program and partially fund the quality incentive payment program for nursing facilities that exceed quality benchmarks. The per diem Florida Medicaid share of the NFQA is calculated as follows:~~

1. Total patient days minus Medicare days (exclusive of Medicare Part A resident days) is equal to total non-Medicare days.

2. The product of total non-Medicare days, NFQA rate and Florida Medicaid days as a percentage of total days is equal to the total NFQA Florida Medicaid share.

3. Total NFQA Florida Medicaid share divided by Florida Medicaid days is equal to the per diem Florida Medicaid Share of the NFQA.

~~(s)(t) Occupancy Percentage – Component of the Fair Rental Value System (FRVS) Calculation, the Minimum Occupancy, defined in Section 409.908(2)(b)1.g., F.S.~~

~~(t)(u) Offense – Full Quality Assessment Payment not received by the 20th day of the next succeeding calendar month.~~

~~(u) Operating Cost Component - The operating component shall include the costs for medical records, plant operation, housekeeping, administration, Medicaid bad debt and laundry and linen.~~

(v) Quality Assessment Payment – Timely submission of one month’s total number of resident days and rendering of Quality Assessment Fee Payment equal to the assessment rate times the reported number of days.

(w) Peer Group – Providers are divided into two peer groups defined in section 409.908(2)(b)1.a., F.S.

(x) Price – The standardized rate for each peer group that is calculated for the direct care, indirect care and operating cost components as the median times the price percentage as defined in Section 409.908(2)(b)1.b., F.S.

(y) Quality Incentive Payment – A provider is awarded points for process, outcome, structural and credentialing measures using most recently reported data on May 31 of the rate period year. To qualify for a quality incentive payment, a provider must meet the minimum threshold defined in Section 409.908(2)(b)1.f., F.S. The Quality Incentive budget is defined in Section 409.908(2)(b)1.e., F.S.

1. Process Measures – Includes Flu Vaccine, Antipsychotic Medication, and Restraint quality metrics. Data to calculate these quality metrics is from the Medicare Nursing Home

Compare datasets using the most recent four quarter average available on May 31 of the rate period year. Providers are ranked based on the percentage of residents who have, or do not have, a particular condition. Providers who are at or above the 90th percentile for a particular measure will be awarded 3 points, those scoring from the 75th up to 90th percentiles will be awarded 2 points, and those scoring from the 50th up to 75th percentiles will receive 1 point. Providers who score below the 50th percentile and achieve a 20 percent improvement from the previous year will receive 0.5 points. ~~Data to calculate these quality metrics is from the Medicare Nursing Home Compare datasets using the most recent four quarter average available on May 31 of the rate period year.~~

2. Outcome Measures – Includes Urinary Tract Infections, Pressure Ulcers, Falls, Incontinence, and Decline in Activities of Daily Living quality metrics. Outcome Measures are scored and percentiles are calculated using the same methodology as Process Measures. Data to calculate these metrics is from the Medicare Nursing Home Compare datasets.

3. Structure Measures – Includes Direct Care Staffing from the Medicaid cost report received by the rate setting cutoff date and Social Work and Activity Staff as reported on ~~CMS 674 Reports~~ CMS Facility Staffing Payroll-Based Journal data as of May 31 of the year in which the rate period begins. Structure Measures are scored and percentiles are calculated using the same methodology as Process Measures and Outcome Measures.

4. Credentialing Measures – Includes CMS Overall 5-Star, Florida Gold Seal, Joint Commission Accreditation, and American Health Care Association National Quality Award. Facilities assigned a rating of 3, 4, or 5 stars in the CMS 5-Star program will receive 1, 3, or 5 points, respectively. For each rate period, the CMS 5-Star Rating Measure will be calculated using the most recent overall rating from the Star Ratings dataset from the Nursing Home Compare datasets provided by CMS as of May 31 of the year in which the rate period begins. Facilities that have ~~either~~ a Florida Gold Seal, Joint Commission Accreditation, or the silver or gold American Health Care Association National Quality Award on May 31 of the current year will be awarded 5 points. Recipients of the Florida Gold Seal Award can be viewed on Florida Health Finder website, recipients of the Joint Commission Accreditation can be viewed on the Joint Commission website, and recipients of the American Health Care Association National Quality Award can be viewed on the American Health Care Association website.

(z) Rate Period – October 1 – September 30.

(aa) Rate Setting Acceptance Cost Report Cutoff Date – The cost report cutoff date is April 30, or the next business day if April 30 falls on a weekend or State of Florida observed holiday, of the year in which the rate period begins. A link to the Cost Report template Web site can be found at http://ahca.myflorida.com/Medicaid/cost_reim/ecr.shtml.

(bb) Rebase Rate Semester – Direct care, indirect care, and operating cost components will be rebased beginning October 1, 2021 and every subsequent fourth year by using the most recently finalized, audited cost report available by the rate setting acceptance cut-off date beginning October 1, 2021.

(cc) Reimbursement Ceiling – The upper rate limits, calculated based on all Medicaid Nursing Facility providers, for operating, direct care, and indirect care components applicable to exempt nursing facility providers in a peer group.

(dd) Reimbursement Targets – Provider specific per diem limitations, for the operating and indirect care cost components for exempt providers.

(ee) RSMMeans Data – The industry-standard materials, labor, and equipment cost information database used by contractors and other professionals to accurately estimate construction project costs.

(ff) Subsequent Offense – any offense within a period of five years preceding the most recent quality assessment due date.

(gg) Unit Cost Rate Increase - Effective July 1, 2020, a unit cost increase was established as an equal percentage for each nursing home. For the period beginning on October 1, 2020, and ending on September 30, 2021, providers are reimbursed the greater of their September 2016 cost-based rate plus the July 1, 2020, unit cost increase or their prospective payment rate plus the July 1, 2020, unit cost increase.

~~(hh)~~ (gg) Ventilator Supplemental Payment – Effective October 1, 2019, claims and encounter data with diagnosis code Z99.11, dependence on respirator (ventilator) status, with dates of service in the prior calendar year will be used to calculate the ventilator supplemental payment. The sum of claims and encounters with diagnosis code Z99.11 for the facility will be divided by annualized Medicaid days from the most recently submitted cost report received by the Rate Setting Acceptance Cost Report Cutoff Date, then multiplied by \$200.00. The result will be added to the rate setting per diem.

(3) Reimbursement. Effective each October 1 the AHCA will reimburse for Florida Medicaid nursing facility services rendered by nursing facilities using the Prospective Payment System (PPS) methodology in accordance with Section 409.908 (2)(b), F.S. Exempt providers will be reimbursed using a cost based methodology.

(4) Reimbursement Methodology.

(a) PPS Calculation. The calculation is as follows:

((Operating Price + Direct Care Price - Floor Reduction + Indirect Care Price - Floor Reduction + FRVS Rate + Pass Through Payments) * Budget Neutrality Factor + Quality Incentive Payment + Medicaid Share of NFQA + Ventilator Supplemental Payment + High Medicaid Utilization and High Direct Patient Care Add-On) + Unit Cost Rate Increase

(b) Quality Incentive Payment Calculation. The calculation is as follows:

Facility Annualized Medicaid Days/Average Annualized Medicaid Days of All Facilities* Quality Points with Lower Limit/Sum of Total Points Awarded to All Facilities * Total Quality Budget/Facility Annualized Medicaid Days

(c) FRVS Calculation. The calculation is as follows:

Building = Current Year RSMMeans Cost Per Sq Ft * Adjusted Facility Sq Ft * Zip Code Location Factor

Land = Building * Land Allocation Percentage

Undepreciated Value = Building + Land + Equipment

Depreciation = (Building + Equipment) * Depreciation Factor * Facility Adjusted Age

FRVS Rate = (Undepreciated Value – Depreciation) * Fair Rental Rate / (Occupancy Percentage * 365.25)

1. Current Year RSMMeans Cost Per Sq Ft and Zip Code Location Factor are defined in the latest Gordian Building Construction Costs publication with RSMMeans Data available on March 31 of the year in which the rate period begins.

2. Facility Adjusted Age is calculated using FRVS survey data.

(d) Exempt Calculation. The calculation is as follows:

((Operating Cost Component + Direct Care Cost Component + Indirect Care Cost Component + MAR + FRVS Rate + Pass Through Payments) * Budget Neutrality Factor + Medicaid Share of NFQA – MTA) + Unit Cost Rate Increase

1. Exempt Providers rate components will be limited to Reimbursement Targets and Reimbursement Ceilings

(5) NFQA

(a) Participating nursing facilities shall use the Nursing Facility Quality Assessment form (only accepted electronically), AHCA Form 5000-3549, Revised October 2013, incorporated by reference, for the submission of its monthly quality assessment. This form can be accessed at <http://ahca.myflorida.com/QAF/index.shtml>.

(b) Each facility shall report monthly to AHCA its Quality Assessment Payment. Facilities are required to submit their full Quality Assessment Payment no later than 20 days from the next succeeding calendar month.

(c) Providers are subject to the following monetary fines pursuant to Section 409.9082(7), F.S., for failure to timely submit the Quality Assessment Payment:

1. For a facility's first offense, a fine of \$500 per day shall be imposed until the total number of resident days is submitted and quality assessment is paid in full, but in no event shall the fine exceed the amount of the quality assessment.

2. For any offense subsequent to a first offense, a fine of \$1,000 per day shall be imposed until the total number of resident days is submitted and Quality Assessment Payment is paid in full, but in no event shall the fine exceed the amount of the quality assessment.

3. In the event that a provider fails to report their total number of resident days as defined in Section 409.9082(1)(c), F.S., by the 20th day of the next succeeding calendar month, the fines in paragraphs (a)-(c), apply and the maximum amount of the fines shall be equal to their last submitted quality assessment amount but in no event shall the total fine exceed the amount of the quality assessment.

(d) In addition to the aforementioned fines, providers are also subject to the non-monetary remedies enumerated in Section 409.9082(7), F.S. Imposition of the non-monetary remedies by AHCA will be as follows:

1. For a third subsequent offense, AHCA will withhold any medical assistance reimbursement payments until the assessment is recovered.

2. For a fourth or greater subsequent offense, AHCA will seek suspension or revocation of the facility's license.

(e) Sanctions for failure to timely submit a quality assessment are non-allowable costs for reimbursement purposes and shall not be included in the provider's Medicaid per diem rate.

(f) The facility may amend any previously submitted quality assessment data, but in no event may an amendment occur more than twelve months after the due date of the assessment. The deadline for submitting an amended assessment shall not relieve the facility from their obligation to pay any amount previously underpaid and shall not waive AHCA's right to recoup any underpaid assessments.

(6) The Florida Medicaid rate is equal to the Medicare allowed amount for Medicare approved Part B therapy services provided in nursing facilities. Medicare approved Part B therapy services must be excluded from the Medicaid cost report.

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

Rulemaking Authority 409.919, 409.9082 FS. Law Implemented 409.908, 409.9082, 409.913 FS. History—New 7-1-85, Amended 10-1-85, Formerly 10C-7.482, Amended 7-1-86, 1-1-88, 3-26-90, 9-30-90, 12-17-90, 9-15-91, 3-26-92, 10-22-92, 4-13-93, 6-27-93, Formerly 10C-7.0482, Amended 4-10-94, 9-22-94, 5-22-95, 11-27-95, 11-6-97, 2-14-99, 10-17-99, 1-11-00, 4-24-00, 9-20-00, 11-20-01, 2-20-02, 7-14-02, 1-8-03, 6-11-03, 12-3-03, 2-16-04, 7-21-04, 10-12-04, 4-19-06, 7-1-06, 8-26-07, 2-12-08, 9-22-08, 3-3-10, 2-23-11, 5-3-12, 2-13-14, 1-19-15, 5-3-15, 7-17-16, 8-6-17, 3-25-18, 4-15-20, _____.

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE NO.: RULE TITLE:

60Y-2.003 General Description of the Commission

PURPOSE AND EFFECT: The proposed rule amendments seek to clarify and delete obsolete, unnecessary, or redundant rules.

SUBJECT AREA TO BE ADDRESSED: The proposed rules clarify the general description of the Florida Commission on Human Relations.

RULEMAKING AUTHORITY: 760.06(12), FS.

LAW IMPLEMENTED: 760.03, 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: Casey Snipes, Florida Commission on Human Relations, 4075 Esplanade Way, Suite 110, Tallahassee, FL 32399, (850)488-7082, casey.snipes@fchr.myflorida.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60Y-2.003 General Description of the Commission.

(1) The Commission is comprised of 12 members appointed by the Governor, subject to confirmation by the Senate.

(2) Commissioners are appointed to staggered terms of 4 years, except for appointments described in subsection (3).

(3) A Commissioner appointed to fill a vacancy other than by expiration of a term is appointed for the unexpired term of the member whom such appointee is to succeed.

(4) A Commissioner is eligible for reappointment.

(5) In every odd-numbered year, the Commission shall hold an organizational meeting to elect from its membership a Chairperson and a Vice-chairperson. The biennial organizational meeting shall be held as soon as practical after the new Commissioners for that year have been appointed.

(6) The Chairperson of the Commission serves for a term of 2 years and has the following duties:

- (a) Call Commission meetings and set the agenda for same;
- (b) Preside at Commission meetings;

(c) Appoint one or more Panels of not less than 3 Commissioners to exercise, as provided in Chapters 60Y-4 and 60Y-5, F.A.C., Commission powers under Section 760.06, F.S.;

(d) Appoint and define the role of such committees as are necessary or expedient to advise the Commission or its Executive Director;

(e) Perform such other functions as the Commission may assign by rule or order.

(7) In the event the office of the Chairperson becomes vacant, the Vice-chairperson shall temporarily assume all responsibilities and perform all duties of the Chairperson until such time as an election for filling the office of Chairperson can be held. Such election shall be held within ninety (90) days from the date that the Chairperson’s vacancy occurs. In the event that there is no Vice-chairperson serving at the time of the Chairperson’s vacancy, the Commissioner whose current term has been in effect for the longest period of time shall temporarily serve as Chairperson until elections for filling both the office of Chairperson and Vice-chairperson can be held, as long as such elections are held within ninety (90) days from the date the Chairperson’s vacancy occurs.

(8) The Vice-chairperson serves for a term of 2 years, the term to run concurrently with that of the Chairperson. The Vice-chairperson performs the duties of the Chairperson in the Chairperson’s absence and performs such other duties as the Chairperson may assign.

(9) If a vacancy occurs in the office of the Chairperson, the Vice-chairperson shall temporarily assume all responsibilities and perform all duties of the Chairperson until such time as an election can be held, as detailed in subsection 60Y-2.003(7), F.A.C. If a vacancy occurs in the office of the Vice-chairperson, the Commission will select another member to fill the unexpired term of the Vice-chairperson.

(10) A special meeting of the Commission shall be called by the Chairperson, or by the Executive Director upon the written request of not fewer than 5 Commissioners.

(11) ~~Six Seven~~ members shall constitute a quorum for the conduct of Commission business.

(12) ~~Three appointed members~~ A majority of the members of a Panel shall constitute a quorum for the conduct of business assigned to a Panel.

(13) In the presence of a quorum, Commission or Panel business shall be conducted by majority vote.

Rulemaking Authority 760.06(12) FS. Law Implemented 760.03 FS. History—New 11-2-78, Formerly 22T-6.03, 22T-6.003, Amended 12-31-03, 1-8-15, ~~xx-xx-xx~~.

**Section II
Proposed Rules**

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.: RULE TITLE:
2A-9.006 Programmatic and Reimbursement Requirements

PURPOSE AND EFFECT: The proposed rule amendment updates and revises incorporated form CSA-2.1F, entitled “Property Inventory Report.”

SUMMARY: Form CSA-2.1F will be revised.

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, the Department, 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 amendment will not require ratification by the Legislature. The proposed rulemaking will not have an adverse impact or effect regulatory costs in excess of \$1 million within five years as established in Sections 120.541(2)(a)1., 2., and 3., 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: 16.555(6) FS.

LAW IMPLEMENTED: 16.555, 16.556, 938.06 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Rick Nuss, Chief Bureau of Criminal Justice Programs, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, FL 32399-1050.

THE FULL TEXT OF THE PROPOSED RULE IS:

2A-9.006 Programmatic and Reimbursement Requirements.

(1) through (7) No change.

(8) Form CSA-2, entitled “Attachment B Florida Crime Stoppers Trust Fund Programmatic and Reporting Requirements,” revised 7/2017, which is available at <http://www.fcpti.com>, and is incorporated into this rule by reference at the following address: <https://www.flrules.org/Gateway/reference.asp?No=Ref-06125>. The following forms are included, and are available in the EGrants Management System or at <http://www.fcpti.com>:

(a) through (g) No change.

(h) Form CSA-2.1F, entitled “Property Inventory Report,” revised 02/2021 ~~7/2017~~, is incorporated into this rule by reference at the following address: <https://www.flrules.org/Gateway/reference.asp?No=Ref-06134>.

(i) through (k) No change.

~~(9) (8)~~ Additional forms:

(a) through (e) No change.

Rulemaking Authority 16.555(6) FS. Law Implemented 16.555, 16.556, 938.06 FS. History—New 6-22-15, Amended 12-10-15, 2-7-17, 5-16-17, 1-17-18, 6-22-20, 11-24-20, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Rick Nuss, Chief, Bureau of Criminal Justice Programs

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Attorney General Ashley Moody

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: February 17, 2021

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: March 3, 2021

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-601.242 Removal from Basic Training Program

PURPOSE AND EFFECT: Rulemaking is necessary to amend Form DC6-120 to improve clarity and usability.

SUMMARY: The proposed rule is intended to amend Form DC6-120 to improve clarity and usability.

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, 948.045 F.S.

LAW IMPLEMENTED: 944.09, 958.04, 958.045 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: Jason Holman, Assistant General Counsel, 501 South Calhoun Street, Tallahassee, Florida 32399-2500, Jason.Holman@fdc.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.242 Removal from Basic Training Program.

(1) No change.

(2) The classification officer shall recommend removal by docketing the inmate’s case for review by the ICT by using Form DC6-120, Institutional Classification Team Docket. Form DC6-120 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, Florida 32399-2500, <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. The effective date of this form is ~~XX/XX 4-17-02~~. The inmate will not be removed from the basic training program until the SCO has approved the inmate’s removal and transfer from the program. The decision and justification shall be noted on the offender-based information system.

(3) through (4) No change.

Rulemaking Authority 944.09, 948.045 FS. Law Implemented 944.09, 958.04, 958.045 FS. History—New 2-26-89, Amended 1-25-96, 10-23-

97, Formerly 33-27.013, Amended 3-13-01, Formerly 33-506.212, Amended 1-17-02, 10-10-04, _____.

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: March 11, 2021
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 28, 2021

Section III
Notice of Changes, Corrections and
Withdrawals

NONE

Section IV
Emergency Rules

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NO.: 64DER21-5
 RULE TITLE: COVID-19 Vaccine Redistribution Requirements

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Novel Coronavirus Disease 2019 (COVID-19) is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza. COVID-19 is a communicable disease with significant morbidity and mortality. As a result, it presents a severe danger to public health. In furtherance of state and federal government response efforts, the Florida Department of Health and the Centers for Disease Control and Prevention (CDC) seek to permit the redistribution of COVID-19 vaccine beyond the primary CDC ship-to-sites. Tracking the redistribution of COVID-19 vaccines in Florida is paramount to controlling this communicable disease and to ensure proper oversight by the CDC. Therefore, there is an immediate need to adopt rules setting forth the continued procedure for providers to request to redistribute COVID-19 vaccine in order to control the spread of COVID-19 to protect the health, safety and welfare of Florida’s citizens.

REASON FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: COVID-19 presents a public health threat to the state of Florida. The Surgeon General has declared a statewide Public Health Emergency due to the spread of COVID-19. There is an

immediate need to set forth the continued procedures for the tracking of vaccine redistribution between enrolled COVID-19 vaccine providers in the effort to control this communicable disease in the State of Florida.

SUMMARY OF THE RULE: Emergency rule 64DER21-5 sets forth the continued requirements to permit the redistribution of COVID-19 vaccines between enrolled COVID-19 vaccine providers.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Carina Blackmore, Florida Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida 32399-1703, (850)245-4732.

THE FULL TEXT OF THE EMERGENCY RULE IS:

64DER21-5 COVID-19 Vaccine Redistribution Requirements

(1) Prior to any redistribution of COVID-19 vaccines between COVID-19 vaccine provider sites, all COVID-19 vaccine redistributions require approval from the Florida Vaccines for Children and Adults (VFC/VFA) Program.

(2) All COVID-19 vaccine redistributions must be to providers who are fully enrolled in the Florida State Health Online Tracking System (Florida SHOTS) and the VFC/VFA Program. In addition, all providers must have completed both sections A and B of the "CDC COVID-19 Vaccination Program Provider Agreement" (09/14/2020) which is available through the provider's Florida SHOTS account at <http://www.flshotsusers.com/>.

(3) In order to redistribute any COVID-19 vaccine product to an enrolled COVID-19 Vaccine Program outside of the provider's organization, a provider must complete a "CDC Supplemental COVID-19 Vaccine Redistribution Agreement" (09/29/20) which is incorporated by reference and available at <http://www.floridahealth.gov/programs-and-services/immunization/COVID-19VaccineInfo/index.html>. A copy of the completed redistribution agreement must be sent to the VFC/VFA program at FloridaVFC@flhealth.gov no less than 24 hours before the anticipated redistribution.

(4) A redistribution agreement is not required if the redistribution will occur between enrolled COVID-19 Vaccine Program providers within the same organization.

(5) A Florida SHOTS Vaccine Transfer form (09/15) must be completed and signed by both the redistributing provider and the receiving provider for all vaccine redistributions. The transfer form is available through the provider's Florida SHOTS account at <http://www.flshotsusers.com/>. The completed form must be sent to the VFC/VFA program at FloridaVFC@flhealth.gov no less than 24 hours before the anticipated redistribution.

Rulemaking Authority 381.003(2), 381.0031(8), 381.005(3) FS. Law Implemented 381.0011(3), (4), 381.003(1), 381.0031, 381.005(1) FS. History--New 3-17-21.

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

EFFECTIVE DATE: March 17, 2021

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001 Examination Requirements

NOTICE IS HEREBY GIVEN that on March 8, 2021, the Board of Optometry, received a petition for variance or waiver filed by Sherry Sandri. 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: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; anthony.spivey@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 March 8, 2021, the Board of Optometry, received a petition for variance or waiver filed by Karin Lypka. 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: Anthony Spivey, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257; anthony.spivey@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
 Division of Environmental Health
 RULE NO.: RULE TITLE:

64E-16.007 Treatment

The Department of Health (Department) hereby gives notice: that on March 10, 2021, the Department of Health filed an Order disposing of a petition for variance from the requirements of paragraph 64E-16.007(2)(e), of the Florida Administrative Code, requiring the placement of biological indicators in the center of the waste load. The petition filed by Edward Krisiunas, consultant with WNNW International, Inc., on behalf of Miquel Lozano, President of Tesalys was filed on September 3, 2020, and noticed in the F.A.R. on September 9, 2020 in volume 46, number 177. The Department determined that the Petitioner was able to demonstrate that the underlying statute will have been achieved or has been achieved by other means and that application of the rules would create a substantial technological hardship. Therefore, the petition for permanent variance is GRANTED.

A copy of the Order or additional information may be obtained by contacting: Agency Clerk, Department of Health, 4052 Bald Cypress Way, Bin #A02, Tallahassee, Florida 32399-1703, (850)245-4005.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The CRAFT Foundation, Inc. Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 30, 2021, 9:00 a.m.

PLACE: The meeting will be conducted exclusively using electronic communications media technology. Participants may join the Zoom meeting by visiting

<https://us02web.zoom.us/j/86736690704?pwd=SExMOHI0Yk9Vamp6bTBSOGg5YzQ5dz09> and entering Meeting ID: 867 3669 0704 and Passcode: 075243. For audio only, dial (312)626-6799 and enter Meeting ID: 867 3669 0704 and Passcode: 075243.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CRAFT Foundation Board of Directors will conduct a meeting to discuss and execute matters including, but not limited to, the review and approval of CRAFT Cycle Two participants.

A copy of the agenda may be obtained by contacting: Tamara Wood at 1(863)698-9276.

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: Tamara Wood at 1(863)698-9276. 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: Tamara Wood at 1(863)698-9276.

DEPARTMENT OF EDUCATION

Commission for Independent Education

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATES AND TIMES: March 30, 2021, 9:00 a.m.; March 31, 2021, 9:00 a.m.

PLACE: GoToWebinar and Mission Inn Resort & Club, 10400 County Road 48, Howey-In-The-Hills, Florida 34737

Please register for Commission for Independent Education on March 30, 2021, 9:00 a.m. ET at:

<https://attendee.gotowebinar.com/register/4656193562240009229>

After registering, you will receive a confirmation email containing information about joining the webinar.

Choose one of the following audio options:

TO USE YOUR COMPUTER'S AUDIO:

When the webinar begins, you will be connected to audio using your computer's microphone and speakers (VoIP). A headset is recommended.

--OR--

TO USE YOUR TELEPHONE: If you prefer to use your phone, you must select "Use Telephone" after joining the webinar and call in using the numbers below.

United States: (914)614-3221, Access Code: 596-039-029, Audio PIN: Shown after joining the webinar, Webinar ID: 379-108-931

GENERAL SUBJECT MATTER TO BE CONSIDERED: On March 30, 2021, 9:00 a.m. the Commission for Independent Education will consider All Degree Granting Institutions and on March 31, 2021 beginning at 9:00 a.m. all Non-Degree granting Institutions for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Applications for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual Licenses, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges, Improper School Closure Reports, Rules Committee report and vote on proposed language and the General Business of the Commission. Public Comment: The Commission is committed to promoting transparency and public input during its public meetings. Speakers are requested to complete a public comment form, which will be available at the meeting, and to indicate whether they represent a group or faction. The Commission will hear public comment only regarding issues on the agenda. Individuals and representatives of groups will generally be allotted three minutes, but the time may be extended or shortened at the discretion of the Chair. The Chair may impose a cumulative time limit for all public comment on any agenda item.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

METROPOLITAN PLANNING ORGANIZATIONS

Broward Metropolitan Planning Organization
The Broward Metropolitan Planning Organization announces a public meeting to which all persons are invited.

DATE AND TIME: April 19, 2021, 2:00 p.m.

PLACE: This will be a hybrid virtual meeting partially in-person and partially online. The LCB Review Committee will be in attendance in-person. The meeting will broadcast via Zoom for the public and registration is required. Visit <https://us02web.zoom.us/join/91512920202> to register.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to provide recommendations to the LCB on the annual review and update, if necessary, of the LCB Bylaws and LCB Complaint & Grievance Procedures, as well as an evaluation of the Community Transportation Coordinator (CTC).

A copy of the agenda may be obtained at the Broward MPO website at <http://browardmpo.org/index.php/agendas-minutes>.

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 10 days before the workshop/meeting by contacting: Charlene Burke at (954)876-0055 or burkec@browardmpo.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Charlene Burke at (954)876-0055 or burkec@browardmpo.org.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Monday, March 29, 2:00 p.m., Loxahatchee River Management Coordinating Council Meeting

PLACE: This meeting will be conducted via Zoom, a media technology free
<https://zoom.us/join/91512920202>
B9iaw

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting of the Loxahatchee River Management Coordinating Council to discuss the goals and objectives regarding the management of the Wild and Scenic portion of the Loxahatchee River.

The public and stakeholders are invited to participate and will have an opportunity to view and comment during the meeting by utilizing the following link: https://zoom.us/webinar/register/WN_YugNgVhHRLun4_TflB9iaw

All of this meeting will be conducted via media technology.

A copy of the agenda may be obtained by contacting: Kathy LaMartina, (772)678-9872, klamart@sfwmd.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 seven days before the workshop/meeting by contacting: Rosie Byrd, District Clerk, at rbyrd@sfwmd.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: Kathy LaMartina, (772)678-9872, klamart@sfwmd.gov.

AGENCY FOR HEALTH CARE ADMINISTRATION

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

DATE AND TIME: Tuesday, March 30, 2021, 10:30 a.m. – 12:00 Noon

PLACE: This is an online meeting via webinar. To join the webinar please use the following link <https://register.gotowebinar.com/register/613621360306328844>

Webinar ID 959-043-851. **AUDIO:** Participants may use their telephone for audio by dialing United States (Toll-free): 1(877)309-2074, Access Code 191-319-205. Participants are muted upon calling in and cannot be unmuted without entering an audio pin. Audio PINs are shown after joining the webinar. This meeting will be recorded.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the State Consumer Health Information and Policy Advisory Council (SCHIP Advisory Council) to which all interested parties are invited. The purpose of this meeting is to discuss the business of the SCHIP Advisory Council.

A copy of the agenda may be obtained by contacting: The agenda and other meeting materials will be posted to the SCHIP Advisory Council Website: <http://ahca.myflorida.com/SCHS/CommitteesCouncils/SCHIP/chismetings.shtml>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to

participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jennifer Miller, Florida Center for Health Information and Transparency at Jennifer.Miller@ahca.myflorida.com or (850)412-3735. 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: Jennifer Miller, Florida Center for Health Information and Transparency at Jennifer.Miller@ahca.myflorida.com or (850)412-3735.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-6.002 Commission Approval and Accreditation of Advanced Building Code Training Courses

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

DATE AND TIME: Tuesday, April 13, 2021, 8:30 a.m.

PLACE: Meetings to be conducted using communications media technology, specifically teleconference and webinar.

Join the meeting at <https://global.gotomeeting.com/join/533378925>. Join the conference call: United States (toll-free) 1(866)899-4679, meeting ID/access code: 533-378-925; public point of access 2601 Blair Stone Road, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Building Commission will review and decide on Accessibility Waiver Applications and review, take up, and consider other matters that appear on the Commission's agenda.: Rule Workshop - Rule 61G20-6.002

A copy of the agenda may be obtained by contacting: Thomas Campbell as set forth below or on the Commission website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436. 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: Mr. Thomas Campbell, Building Codes and Standards Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399-0772 or call (850)487-1824, refer to http://www.floridabuilding.org/fbc/meetings/1_meetings.htm.

DEPARTMENT OF CHILDREN AND FAMILIES

Mental Health Program

The Department of Children and Families, Division of Purchasing announces a public meeting to which all persons are invited.

DATE AND TIME: April 27, 2021, 3:00 p.m.

PLACE: Please join meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/704907613> You can also dial in using your phone. United States (Toll Free): 1(877)309-2073, United States: (646)749-3129, Access Code: 704-907-613. Join from a video-conferencing room or system. Dial in or type: 67.217.95.2 or inroomlink.goto.com Meeting ID: 704 907 613 Or dial directly: 704907613@67.217.95.2 or 67.217.95.2##704907613

GENERAL SUBJECT MATTER TO BE CONSIDERED: Baker Act Reporting Center Request for Proposals - DCF RFP 2021 012; Proposal Opening.

The full schedule of public meetings is available at the Vendor Bid System (VBS), accessible at http://vbs.dms.state.fl.us/vbs/main_menu.

A copy of the agenda may be obtained by contacting: michele.staffieri@myflfamilies.com.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATES AND TIMES: April 5, 2021, 6:00 p.m. – 8:00 p.m. ET; April 6, 2021, 6:00 p.m. – 8:00 p.m. ET; April 8, 2021, 6:00 p.m. – 8:00 p.m. ET.

PLACE: Communications media technology. More information about how to participate in the webinar will be available on FWC website prior to the webinar date: <http://www.myfwc.com/fishing/saltwater/rulemaking/workshops/>. People interested in participating may also contact the Division of Marine Fisheries Management at (850)487-0554 for more information. The webinar capacity is 100 but a recorded version of the information will be available for participants who cannot attend at <http://www.myfwc.com/fishing/saltwater/rulemaking/workshops/>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Fish and Wildlife Conservation Commission (FWC) is holding a series of virtual public workshops to gather public

input on short-term management options for snook, red drum (redfish), and spotted seatrout after the catch-and-release only measures in a portion of southwest Florida expire on May 31, 2021. Each webinar will be tailored to a specific area beginning with the Charlotte Harbor area and south on April 5, 2021; Sarasota Bay area on April 6, 2021; and the Tampa Bay area and north on April 8, 2021. Staff will provide a brief presentation on FWC's Fish and Wildlife Research Institute monitoring data for these species and potential short-term management options to gather feedback for future short-term management of these fisheries. All stakeholders interested in snook, redfish, and spotted seatrout in southwest Florida are encouraged to attend.

A copy of the agenda may be obtained by contacting: Jessica McCawley, at 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

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: The ADA Coordinator, at (850)488-6411. 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: Jessica McCawley, at 620 S. Meridian St., Tallahassee, Florida 32399, and (850)487-0554.

CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.

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

DATE AND TIME: Tuesday, March 23, 2021, 8:15 a.m.

PLACE: CIL Office

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Committee Meeting

A copy of the agenda may be obtained by contacting: Carla Campbell

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Carla Campbell. 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).

END HUMAN TRAFFICKING, INC.

The Florida Alliance to End Human Trafficking (End Human Trafficking, Inc.) announces a public meeting to which all persons are invited.

DATE AND TIME: March 30, 2021, 10:00 a.m.

PLACE: Virtual

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Fundraising Committee

A copy of the agenda may be obtained by contacting: Erin Collins, Executive Director, Erin@FloridaAllianceEndHT.com.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399, info@floridasnursing.gov, or by telephone at (850)245-4125.

**Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements**

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

DEPARTMENT OF HEALTH

Board of Nursing

NOTICE IS HEREBY GIVEN that Board of Nursing has received the petition for declaratory statement from Ivan O. Tano, RN, filed on March 17, 2021. The petition seeks the agency's opinion as to the applicability of Section 464.003, F.S., as it applies to the petitioner.

The petition seeks the agency's opinion as to the applicability of Section 464.003, F.S., as it applies to the petitioner. The petitioner seeks a Declaratory Statement from the Board in regard to the interpretation of Section 464.003, F.S., as to whether the intravenous administration of ketamine to patients in the Post-Anesthesia Care Unit at the Mayo Clinic in Jacksonville, Florida is within Petitioner's scope of practice as a registered nurse (RN) under the circumstances as outlined in the petition. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399, info@floridasnursing.gov, or by telephone at (850)245-4125.

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

NONE

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

NONE

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

NONE

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

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

Florida International University

FIU-CSC CM Consultant

NOTICE TO CONSTRUCTION MANAGERS

The Florida International University Board of Trustees announces that construction management services will be required for the project listed below:

Project and Location: Continuing Services Contracts for Modesto A. Maidique Campus (MMC), Biscayne Bay Campus

DEPARTMENT OF HEALTH

Board of Nursing

NOTICE IS HEREBY GIVEN that Board of Nursing has received the petition for declaratory statement from Kimberly J. Dixon Godfrey, RN, filed on March 17, 2021. The petition seeks the agency's opinion as to the applicability of Section 464.003, F.S., as it applies to the petitioner.

The petitioner seeks a Declaratory Statement from the Board in regard to the interpretation of Section 464.003, F.S., as to whether the intravenous administration of ketamine to patients in the Post-Anesthesia Care Unit at the Mayo Clinic in Jacksonville, Florida is within Petitioner's scope of practice as a registered nurse (RN) under the circumstances as outlined in the petition. Except for good cause shown, motions for leave to intervene must be filed within 21 days after the publication of this notice.

(BBC), Engineering Center (EC) and other properties in Florida managed by FIU.

Project Description: The Construction Manager will be the single point of responsibility for performance of the project construction contracts, functioning as an independent contractor, publicly bidding trade contracts. Continuing Services Contracts are specific projects for renovations, alterations, and additions that have a basic construction budget estimated to be \$4,000,000 or less. Accordingly, the selected firm(s) minimum bonding capacity should be \$4,000,000 per project.

Term of Contract: Two (2) contracts will be awarded to two (2) different firms. Continuing Services Contracts provide that the consultant will be available on an as-needed basis for the Fiscal Year, July 1 - June 30.

This contract will be awarded for an initial period of one-year with Owner's option to renew the contract, at its sole discretion, for additional one-year periods, however, in no event to exceed a total of five successive years.

Selection Process: Selection of finalists for interviews will be made on the basis of construction manager qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability; qualification of the firm's personnel, and staff and consultants. The final ranking shall be determined based on oral presentations and references. The Selection Committee may reject all proposals and stop the selection process at any time.

INSTRUCTIONS: Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Construction Manager Qualifications Supplement (CMQS) form. Proposals must not exceed 80 pages, including the CMQS and letter of application. Pages must be numbered consecutively. Submittals, which do not comply with these requirements or do not include the requested data, will not be considered. No submittal material will be returned.

Submit Ten (10) bound copies of the required proposal data and one CD (or other clearly labeled electronic media) copy of the complete proposal in Adobe Acrobat PDF format of the above requested data bound in the order listed. Applications that do not comply with the above instructions will not be considered. Application material will not be returned. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent. The award of this contract is subject to availability of funds.

The Construction Manager Qualifications Supplement (CMQS) form and the Project Fact Sheet, which describes the selection process schedule for this Project and additional information

regarding the Project scope, may be obtained from the web-site <https://facilities.fiu.edu/projects/CMConsultant2021.htm>. Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Facilities Planning at (305)348-4090 or via email to griffith@fiu.edu (cc: angpaz@fiu.edu).

GENERAL REQUIREMENTS: All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of the threshold amount provided in Section 287.017 for CATEGORY TWO in connection with this project for a period of 36 months following the date of their being placed on the convicted vendor list.

FIU STANDARD CONTRACT FORMS, GENERAL TERMS AND CONDITIONS OF THE CONTRACT FOR CONSTRUCTION AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO CM SERVICES PROVIDE FOR AN EFFICIENT AND EFFECTIVE PROCESS. THESE FORMS ARE AVAILABLE FOR REVIEW, AND CAN BE FOUND AT <http://facilities.fiu.edu/formsandstandards.htm>.

FIU's Standard Contracts for Continuing Services are being revised to (i) be consistent with the increased dollar amount limits for construction and studies per Section 287.055, Florida Statutes, enacted by the 2020 Florida Legislature and BOG Regulation 14.004, and (ii) incorporate the terms of Section 448.095, Florida Statutes, which became effective on January 1, 2021. The selected consultant must certify that it is registered with and uses the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the design consultant during the term of the contract. If the design consultant enters into a contract with a subcontractor to perform work or provide services pursuant to the contract, design consultant shall likewise require the subcontractor to comply with the requirements of Section 448.095, Fla. Stat., and the subcontractor shall provide to the Construction Manager an affidavit stating that the subcontractor does not employ, contract with or subcontract with an unauthorized alien. All applicants should review Section 448.095, Fla. Stat. carefully.

ALL APPLICANTS SHOULD REVIEW THE APPLICABLE FIU CONTRACT FORM AND STANDARD INSURANCE REQUIREMENTS CAREFULLY PRIOR TO MAKING A

DECISION AS TO WHETHER OR NOT TO RESPOND TO THIS ADVERTISEMENT.

The Project Fact Sheet, describes the selection process schedule for this Project and additional information regarding the Project scope, and may be obtained from the project web site <https://facilities.fiu.edu/projects/CMConsultant2021.htm>.

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

Once the firm acquires and reviews the required forms including instructions, any question or explanation desired by an applicant regarding the project or any part of the process must be requested in writing to griffith@fiu.edu cc: angpaz@fiu.edu. Responses to questions and requests for information will be posted on the project web site. An effort will be made to respond to all applicant questions; however, the University is not obligated to and may choose not to answer every question. The last day questions or inquiries will be considered prior to final interviews for this project will be announced on the project web site once the date for interviews has been determined.

Should a change in schedule become necessary, updated information will be posted on the project web site <https://facilities.fiu.edu/projects/CMConsultant2021.htm>. All future notices will be posted on the web site. Applicants should check the web site daily.

SUBMIT QUALIFICATIONS TO: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room #142, Modesto A. Maidique Campus, Miami, Florida 33199. Submittals must be received between 8:30 a.m. – 12:30 p.m. OR 1:30 p.m. – 4:00 p.m. local time, Monday, April 19, 2021. Facsimile (FAX) submittals are not acceptable and will not be considered.

**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, March 12, 2021 and 3:00 p.m., Thursday, March 18, 2021.

Rule No.	File Date	Effective Date
5JER21-2	3/15/2021	3/15/2021

59A-5.0085	3/18/2021	4/7/2021
61-35.011	3/12/2021	4/1/2021
61C-5.007	3/15/2021	4/4/2021
61G15-22.008	3/15/2021	4/4/2021
62-610.310	3/12/2021	4/1/2021
62-610.320	3/12/2021	4/1/2021
62-610.412	3/12/2021	4/1/2021
62-610.414	3/12/2021	4/1/2021
62-610.417	3/12/2021	4/1/2021
62-610.418	3/12/2021	4/1/2021
62-610.419	3/12/2021	4/1/2021
62-610.421	3/12/2021	4/1/2021
62-610.450	3/12/2021	4/1/2021
62-610.451	3/12/2021	4/1/2021
62-610.460	3/12/2021	4/1/2021
62-610.462	3/12/2021	4/1/2021
62-610.464	3/12/2021	4/1/2021
62-610.469	3/12/2021	4/1/2021
62-610.471	3/12/2021	4/1/2021
62-610.473	3/12/2021	4/1/2021
62-610.475	3/12/2021	4/1/2021
62-610.476	3/12/2021	4/1/2021
62-610.480	3/12/2021	4/1/2021
62-610.491	3/12/2021	4/1/2021
62-610.500	3/12/2021	4/1/2021
62-610.510	3/12/2021	4/1/2021
62-610.514	3/12/2021	4/1/2021
62-610.517	3/12/2021	4/1/2021
62-610.521	3/12/2021	4/1/2021
62-610.523	3/12/2021	4/1/2021
62-610.550	3/12/2021	4/1/2021
62-610.553	3/12/2021	4/1/2021

62-610.554	3/12/2021	4/1/2021
62-610.555	3/12/2021	4/1/2021
62-610.556	3/12/2021	4/1/2021
62-610.563	3/12/2021	4/1/2021
62-610.564	3/12/2021	4/1/2021
62-610.567	3/12/2021	4/1/2021
62-610.571	3/12/2021	4/1/2021
62-610.573	3/12/2021	4/1/2021
62-610.574	3/12/2021	4/1/2021
62-610.610	3/12/2021	4/1/2021
62-610.613	3/12/2021	4/1/2021
62-610.614	3/12/2021	4/1/2021
62-610.617	3/12/2021	4/1/2021
62-610.621	3/12/2021	4/1/2021
62-610.650	3/12/2021	4/1/2021
62-610.656	3/12/2021	4/1/2021
62-610.662	3/12/2021	4/1/2021
62-610.668	3/12/2021	4/1/2021
62-610.669	3/12/2021	4/1/2021
62-610.670	3/12/2021	4/1/2021
62-610.810	3/12/2021	4/1/2021
62-610.820	3/12/2021	4/1/2021
62-610.830	3/12/2021	4/1/2021
62-610.850	3/12/2021	4/1/2021
62-610.860	3/12/2021	4/1/2021
62-762.421	3/12/2021	4/1/2021
64B15-12.003	3/15/2021	4/4/2021
64B15-12.005	3/15/2021	4/4/2021
64B15-12.009	3/15/2021	4/4/2021
64B15-12.010	3/15/2021	4/4/2021
64B15-12.011	3/15/2021	4/4/2021
64B15-22.004	3/15/2021	4/4/2021

64B23-7.001	3/17/2021	4/6/2021
64D-4.007	3/16/2021	4/5/2021
64DER21-4	3/15/2021	3/15/2021
64DER21-5	3/17/2021	3/17/2021
68A-1.004	3/15/2021	7/1/2021
68A-4.0053	3/15/2021	7/1/2021
68A-13.001	3/15/2021	7/1/2021
68A-13.004	3/15/2021	7/1/2021
68A-13.008	3/15/2021	7/1/2021
68A-15.004	3/15/2021	7/1/2021
68A-15.006	3/15/2021	7/1/2021
68A-15.061	3/15/2021	7/1/2021
68A-15.063	3/15/2021	7/1/2021
68A-15.064	3/15/2021	7/1/2021
68A-15.065	3/15/2021	7/1/2021
68A-17.004	3/15/2021	7/1/2021
LIST OF RULES AWAITING LEGISLATIVE APPROVAL SECTIONS 120.541(3), 373.139(7) AND/OR 373.1391(6), FLORIDA STATUTES		
Rule No.	File Date	Effective Date
60FF1-5.009	7/21/2016	**/**/****
60P-1.003	11/5/2019	**/**/****
60P-2.002	11/5/2019	**/**/****
60P-2.003	11/5/2019	**/**/****
64B8-10.003	12/9/2015	**/**/****

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

Early Bird Airport, a private airport, in Marion County, at Latitude 29° 12' 52.7000" and Longitude 82° 22' 17.9600", to be owned and operated by Charles L McLeod, 3430 SW 86th Pl Ocala, FL 34476.

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

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

DEPARTMENT OF TRANSPORTATION

Proposed Site Approval Order for UCF Lake Nona Medical Center Helistop

FLORIDA DEPARTMENT OF TRANSPORTATION

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

UCF Lake Nona Medical Center Helistop, a private airport, in Orange County, at Latitude 28° 22' 0.1200" and Longitude 81° 17' 12.1200", to be owned and operated by Central Florida Health Services, LLC, One Park Plaza Nashville, TN 37203.

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

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Siting Coordination Office

NOTICE OF INTENT TO ISSUE PROPOSED

MODIFICATION OF POWER PLANT CERTIFICATION

The Florida Department of Environmental Protection (Department) hereby provides notice of an intent to modify the Power Plant Conditions of Certification issued pursuant to the Florida Electrical Power Plant Siting Act, Chapter 403.501 et seq., Florida Statutes, concerning: Pasco County Resource Recovery Facility, Power Plant Siting Application No. PA 87-23F, OGC Case No. 21-0265. Pursuant to paragraph 403.516(1)(c), Florida Statutes, the Department proposes to modify the Conditions of Certification for the Pasco County Resource Recovery Facility to construct a leachate treatment and conveyance system related to the ash disposal cells; revise the Landfill Operations Plan and associated Water Quality Monitoring Plan, and; incorporate an industrial supply well into a consumptive use well without increasing the allocated amount. A copy of the proposed modification may be obtained by contacting Ann Seiler, Department of Environmental Protection, 2600 Blair Stone Rd., M.S. 5500, Tallahassee, Florida 32399-2400, (850)717-9000. Pursuant to subparagraph 403.516(1)(c)2., Florida Statutes, parties to the certification proceeding have 45 days from the issuance of notice to such party's last address of record in which to object to the requested modification. Failure of any of the parties to file a response will constitute a waiver of objection to the requested modification. Any person who is not already a party to the certification proceeding and whose substantial interest is affected by the requested modification has 30 days from the date of publication of this public notice to object in writing. The written objection must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida, 32399-3000, (850)245-2242, fax: (850)245-2298, agency_clerk@dep.state.fl.us. If no objections are received, then a Final Order approving the modification shall be issued by the Department.

Section XIII
Index to Rules Filed During Preceding
Week

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