

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-1.0955       Education Records

PURPOSE AND EFFECT: To remove language that is now included in proposed rule 6A-1.09550 - Student Online Personal Information Protection.

SUBJECT AREA TO BE ADDRESSED: Education Records  
RULEMAKING AUTHORITY: 1001.02(1), 1002.22(3), 1003.25(2), 1008.405, F.S.

LAW IMPLEMENTED: 1001.42(8)(c), 1001.52(2), (3), 1002.22(2), (3), 1002.221, 1003.25, 1008.405, F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: September 12, 2023, 10:00 a.m.

PLACE:                       [https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_YzFIMDc4NTgtMGRhNC00Yzg4LThlODktMjk1NmE4NDFmOTQ2%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%2208e1dd8f-ba4d-4c85-9381-94aefec65d11%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_YzFIMDc4NTgtMGRhNC00Yzg4LThlODktMjk1NmE4NDFmOTQ2%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%2208e1dd8f-ba4d-4c85-9381-94aefec65d11%22%7d)

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Andre Smith, Deputy Commissioner, Division of Technology and Innovation, Andre.Smith@fldoe.org. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, 850-245-9601 or email Christian.Emerson@fldoe.org.

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-6.053       District K-12 Comprehensive Evidence-Based Reading Plan

PURPOSE AND EFFECT: The Department is revising requirements of the District K-12 Comprehensive Evidence-Based Reading Plan based on changes included in House Bills 7039 and 5101. Revised requirements include: additional screening, required parent notification, and definition of

dyslexia-specific interventions for students who show characteristics of dyslexia; notification to parents of eligible students for New Worlds Scholarship Accounts; prioritization of highly effective teachers in K-2 classrooms; assignment of literacy coaches; ensuring reading instruction and professional learning are grounded in the science of reading; prohibition of three-cueing in the teaching of word reading; and inclusion of all district schools; include charter schools, unless a charter school elects to submit a plan to the sponsoring LEA independently from the school district that complies with all of the plan requirements.

SUBJECT AREA TO BE ADDRESSED: Reading.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1008.25(10), 1011.62(8), F.S.

LAW IMPLEMENTED: 1001.215, 1003.4201, 1008.25, 1011.62, F.S.

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

DATE AND TIME: September 12, 2023, 10:00 a.m. – 11:00 a.m., ET or upon conclusion of business, whichever is earlier

PLACE:                       Microsoft                       Teams                       Meeting:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_MWNmNzQ2ZmQtZjM0Yi00ZWFiLWZjNjgtMDY2MzAzZGIxOTM2%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%22741a8977-4f06-4eb9-8857-0f59c1a1910d%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_MWNmNzQ2ZmQtZjM0Yi00ZWFiLWZjNjgtMDY2MzAzZGIxOTM2%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%22741a8977-4f06-4eb9-8857-0f59c1a1910d%22%7d)

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Melinda Webster, Executive Director of Just Read, Florida! – Melinda.Webster1@fldoe.org or (850)245-9539. To comment on this rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, (850)245-9601 or email Christian.Emerson@fldoe.org.

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:

6A-6.0521       Definitions and Requirements Which Apply to All Dropout Prevention Programs

PURPOSE AND EFFECT: To implement changes from House Bill 7039 (2023), which requires the State Board of Education to establish course standards for dropout prevention and academic intervention programs. The amended rule will also outline minimum requirements for district procedures for credit recovery courses. Additional changes to amend and remove

outdated language and to improve clarity will also be considered.

SUBJECT AREA TO BE ADDRESSED: Credit Recovery courses and dropout prevention.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1003.53(7), F.S.

LAW IMPLEMENTED: 1003.53, F.S.

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

DATE AND TIME: September 12, 2023, 8:30 a.m. to 9:30 a.m., ET or upon conclusion of business, whichever is earlier.

PLACE: Teams (virtual)

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_NmIyZmUyNGEtMDAwYi00ZWZiLThlZWItYmM4YjQxNGQ3ZWVm%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%22c624d6af-c367-47f0-a994-924ba960da2a%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_NmIyZmUyNGEtMDAwYi00ZWZiLThlZWItYmM4YjQxNGQ3ZWVm%40thread.v2/0?context=%7b%22Tid%22%3a%2263bf107b-cb6f-4173-8c1c-1406bb5cb794%22%2c%22Oid%22%3a%22c624d6af-c367-47f0-a994-924ba960da2a%22%7d)

Meeting ID: 268 858 703 047

Passcode: BwvhhbJ

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Carla Greene, Bureau of School Improvement, Carla.Greene@fldoe.org. To comment on this rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, (850)245-9601 or email Christian.Emerson@fldoe.org.

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

**DEPARTMENT OF EDUCATION**  
**State Board of Education**  
 RULE NO.: RULE TITLE:  
 6A-6.0571 Career and Technical Education and Adult General Education Standards and Industry-Driven Benchmarks

PURPOSE AND EFFECT: To adopt new postsecondary lower division career and technical education programs that institutions may offer effective Spring 2024. This will include the adoption of a 60-credit hour Semiconductor Engineering Technology Associate in Science (AS degree) and a stackable 18-credit hour Semiconductor Cleanroom Operator college credit certificate (CCC). These programs have been developed to meet Florida’s semiconductor manufacturing and production industry needs. This will be done by adopting the secondary and postsecondary career education programs prescribed in Sections 1004.92 and 1011.80, F.S., and listed as “Manufacturing”.

SUBJECT AREA TO BE ADDRESSED: Career and Technical Education and Adult General Education Curriculum Frameworks.

RULEMAKING AUTHORITY: 1001.02(2)(n), 1003.4282(12), 1004.92(2)(b)3, F.S.

LAW IMPLEMENTED: 1003.4282, 1004.92(2)(b)4, F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: September 12, 2023, 2:00 p.m.

PLACE: <https://attendee.gotowebinar.com/register/5060016715705083999>

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kathleen Taylor, Bureau Chief, Division of Career and Adult Education, (850)245-9062, Kathleen.Taylor@fldoe.org. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, (850)245-9601 or email Christian.Emerson@fldoe.org.

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

**DEPARTMENT OF EDUCATION**  
**State Board of Education**  
 RULE NO.: RULE TITLE:  
 6A-6.0791 Special Magistrate for Unresolved Student Welfare Complaints at Charter Schools

PURPOSE AND EFFECT: To bring the Parental Request for Appointment of a Special Magistrate form under this rule into alignment with legislative changes made in HB 1069 from the 2023 legislative session.

SUBJECT AREA TO BE ADDRESSED: Parental Request for Appointment of a Special Magistrate form.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1001.42(8)(c)7.b., F.S.

LAW IMPLEMENTED: 1001.42(8)(c)7.b., 1002.33(9)(p)2., F.S.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: September 12, 2023, 9:00 a.m. – 10:00 a.m., ET or until conclusion of business, whichever is earlier.

PLACE: Via conference call, 1-888-585-9008, Passcode 557-224-161

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Adam Emerson, Executive Director, Office of Independent Education and Parental Choice, (850)245-0502, adam.emerson@fldoe.org. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, (850)245-9601 or email [Christian.Emerson@fldoe.org](mailto:Christian.Emerson@fldoe.org). THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF REVENUE**

**Property Tax Oversight Program**

RULE NO.: RULE TITLE:

12D-16.002 Index to Forms

PURPOSE AND EFFECT: The purpose of the amendments to Rule 12D-16.002, F.A.C. (Index to Forms), is to incorporate, by reference, updates to an exemption application and tax roll recapitulation forms to reflect law changes under the Live Local Act for affordable housing (sections 8 and 9, Chapter 2023-17, L.O.F., which amends section 196.1978, F.S. and creates section 196.1979, F.S.).

The amendments to Form DR-504AFH, Ad Valorem Tax Exemption Application and Return for Multifamily Project and Affordable Housing Property, will provide one application for affordable housing property; affordable housing land; multifamily project units; newly constructed multifamily project; and county and municipal affordable housing exemptions adopted by ordinance, as provided in section 8 and 9, Chapter 2023-17, L.O.F.

The amendments to recapitulation forms including DR-403EB, The 20XX Ad Valorem Assessment Rolls Exemption Breakdown of \_\_\_\_\_ County, Florida; DR-403V, The 20XX Revised Recapitulation of the Ad Valorem Assessment Roll, Value Data; DR-489EB, The 20XX Ad Valorem Assessment Rolls Exemption Breakdown of \_\_\_\_\_ County, Florida; and DR-489V, The 20XX Preliminary Recapitulation of the Ad Valorem Assessment Roll, Value Data. The amendments will capture newly created exemptions for multifamily units and affordable housing properties to be reported to the Department.

SUBJECT AREA TO BE ADDRESSED: Amending forms related to 2023 legislative changes.

RULEMAKING AUTHORITY: 195.002(2), 195.027(1), 196.075(4)(d), (5) FS.

LAW IMPLEMENTED: 95.18, 136.03, 192.001(18), 192.0105, 193.052, 193.077, 193.085, 193.092, 193.114, 193.122, 193.155, 193.1554, 193.1555, 193.1556, 193.461, 193.501, 193.503, 193.625, 193.703, 194.011, 194.032,

194.034, 194.035, 194.037, 195.002, 195.022, 195.087, 196.011, 196.015, 196.031, 196.075, 196.095, 196.101, 196.121, 196.141, 196.151, 196.173, 196.183, 196.193, 196.1961, 196.1978, 196.1979, 196.1983, 196.1995, 196.202, 196.24, 196.26, 197.182, 197.222, 197.2423, 197.2425, 197.3181, 197.319, 197.3632, 197.3635, 197.414, 197.432, 197.472, 197.502, 197.512, 197.552, 200.065, 200.069, 218.12, 218.125, 218.66, 218.67 FS.

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

DATE AND TIME: September 12, 2023, 10:00 a.m.

PLACE: Room 1220, Building 2, Capital Circle Office Complex, 2450 Shumard Oak Blvd., Tallahassee, FL 32399.

The agenda for this workshop will include specific information about how to participate in this electronic meeting and will be on the Department’s website at [floridarevenue.com/rules](http://floridarevenue.com/rules).

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: Mike Cotton at (850)617-8870. 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: Mike Cotton, Property Tax Oversight Program, telephone (850)617-8870 or email [DORPTO@floridarevenue.com](mailto:DORPTO@floridarevenue.com).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS: Published on the Department’s website at [floridarevenue.com/rules](http://floridarevenue.com/rules).

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: RULE TITLE:

59G-4.072 Durable Medical Equipment and Medical Supply Services: Specialized

PURPOSE AND EFFECT: The purpose of new Rule 59G-4.072, is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Medical Supply Services Coverage Policy: Specialized, \_\_\_\_\_. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Durable Medical Equipment and Medical Supply Services: Specialized; Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic; Durable Medical Equipment and Medical Supply Services: Respiratory; Durable Medical Equipment and Medical Supply Services:

Wheelchairs, Hospital Beds, and Ambulatory Aids; Durable Medical Equipment and Medical Supply Services: Continence, Ostomy, and Wound Care; and, Durable Medical Equipment and Medical Supply Services: Enteral and Parenteral Nutrition.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.072, will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.  
LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: September 22, 2023, from 2:00 p.m. to 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5407.

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. Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received until 5:00 p.m. September 25, 2023 and may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.072 Durable Medical Equipment and Medical Supply Services: Specialized.

(1) This rule applies to all providers rendering Florida Medicaid durable medical equipment and medical supply services: specialized to recipients.

(2) All providers must be in compliance with the provisions of the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Specialized Coverage Policy, \_\_\_\_\_, incorporated by reference. The policy is available on the Agency for Health Care Administration's website at \_\_\_\_\_

<http://ahca.myflorida.com/Medicaid/review/index.shtml>, and available at [DOS place holder Ref-\_\_\_\_\_].

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

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973, History—New \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.073  
RULE TITLE: Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic

PURPOSE AND EFFECT: The purpose of new Rule 59G-4.073, is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic Coverage Policy, \_\_\_\_\_. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic; Durable Medical Equipment and Medical Supply Services: Specialized; Durable Medical Equipment and Medical Supply Services: Respiratory; Durable Medical Equipment and Medical Supply Services: Wheelchairs, Hospital Beds, and Ambulatory Aids; Durable Medical Equipment and Medical Supply Services: Continence, Ostomy, and Wound Care; and, Durable Medical Equipment and Medical Supply Services: Enteral and Parenteral Nutrition.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.073, F.A.C., will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.  
LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: September 22, 2023, from 2:00 p.m. to 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5407.

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. Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>. Official comments to be entered into the rule record will be received until 5:00 p.m. September 25, 2023, and may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.073 Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic.

(1) This rule applies to all providers rendering Florida Medicaid durable medical equipment and medical supply services: orthotic and prosthetic to recipients.

(2) All providers must be in compliance with the provisions of the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic Coverage Policy, \_\_\_\_\_, incorporated by reference. The policy is available on the Agency for Health Care Administration’s website \_\_\_\_\_ at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and available at [DOS place holder Ref-\_\_\_\_\_].

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

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973. History—New \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION  
Medicaid**

RULE NO.: 59G-4.074  
RULE TITLE: Durable Medical Equipment and Medical Supply Services: Respiratory

PURPOSE AND EFFECT: The purpose of new Rule 59G-4.074, is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Respiratory Coverage Policy, \_\_\_\_\_. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Durable Medical Equipment and Medical Supply Services: Respiratory; Durable Medical Equipment and Medical Supply Services: Specialized; Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic; Durable Medical Equipment and Medical Supply Services: Wheelchairs, Hospital Beds, and Ambulatory Aids; Durable Medical Equipment and Medical

Supply Services: Continence, Ostomy, and Wound Care; and, Durable Medical Equipment and Medical Supply Services: Enteral and Parenteral Nutrition.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.074, F.A.C., will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: September 22, 2023, from 2:00 p.m. to 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5407.

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. Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>. Official comments to be entered into the rule record will be received until 5:00 p.m. September 25, 2023, and may be emailed to MedicaidRuleComments@ahca.myflorida.com.

Official comments to be entered into the rule record will be received until 5:00 p.m. September 25, 2023, and may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.074 Durable Medical Equipment and Medical Supply Services: Respiratory.

(1) This rule applies to all providers rendering Florida Medicaid durable medical equipment and medical supply services: respiratory to recipients.

(2) All providers must be in compliance with the provisions of the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Respiratory Coverage Policy, \_\_\_\_\_, incorporated by reference. The policy is available on the Agency for Health Care Administration’s website \_\_\_\_\_ at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and available at [DOS place holder Ref-\_\_\_\_\_].

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

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973. History—New \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.075  
 RULE TITLE: Durable Medical Equipment and Medical Supply Services: Wheelchairs, Hospital Beds, and Ambulatory Aids

PURPOSE AND EFFECT: The purpose of new Rule 59G-4.075, is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Wheelchairs, Hospital Beds, and Ambulatory Aids Coverage Policy, \_\_\_\_\_. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Durable Medical Equipment and Medical Supply Services: Wheelchairs, Hospital Beds, and Ambulatory Aids; Durable Medical Equipment and Medical Supply Services: Specialized; Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic; Durable Medical Equipment and Medical Supply Services: Respiratory; Durable Medical Equipment and Medical Supply Services: Continence, Ostomy, and Wound Care; and, Durable Medical Equipment and Medical Supply Services: Enteral and Parenteral Nutrition.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.075, F.A.C., will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: September 22, 2023, from 2:00 p.m. to 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5407.

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. Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received until 5:00 p.m. September 25, 2023 and may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.075 Durable Medical Equipment and Medical Supply Services: Wheelchairs, Hospital Beds, and Ambulatory Aids.

(1) This rule applies to all providers rendering Florida Medicaid durable medical equipment and medical supply services: wheelchairs, hospital beds, and ambulatory aids to recipients.

(2) All providers must be in compliance with the provisions of the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Wheelchairs, Hospital Beds, and Ambulatory Aids Coverage Policy, \_\_\_\_\_, incorporated by reference. The policy is available on the Agency for Health Care Administration’s \_\_\_\_\_ website \_\_\_\_\_ at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and available at [DOS place holder Ref- \_\_\_\_\_].

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

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973. History—New \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.076  
 RULE TITLE: Durable Medical Equipment and Medical Supply Services: Continence, Ostomy, and Wound Care

PURPOSE AND EFFECT: The purpose of new Rule 59G-4.076, is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Continence, Ostomy, and Wound Care Coverage Policy, \_\_\_\_\_. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Durable Medical Equipment and Medical Supply Services: Continence, Ostomy, and Wound Care; Durable Medical Equipment and Medical Supply Services: Specialized; Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic; Durable Medical Equipment and Medical Supply Services: Respiratory;

Durable Medical Equipment and Medical Supply Services: Wheelchairs, Hospital Beds, and Ambulatory Aids; and, Durable Medical Equipment and Medical Supply Services: Enteral and Parenteral Nutrition..

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.076, F.A.C., will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: September 22, 2023, from 2:00 p.m. to 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5407.

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. Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Official comments to be entered into the rule record will be received until 5:00 p.m. September 25, 2023 and may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.076 Durable Medical Equipment and Medical Supply Services: Continence, Ostomy, and Wound Care.

(1) This rule applies to all providers rendering Florida Medicaid durable medical equipment and medical supply services: continence, ostomy, and wound care to recipients.

(2) All providers must be in compliance with the provisions of the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Continence, Ostomy, and Wound Care Coverage Policy, \_\_\_\_\_, incorporated by reference. The policy is available on the Agency for Health Care Administration's \_\_\_\_\_ website at \_\_\_\_\_

<http://ahca.myflorida.com/Medicaid/review/index.shtml>, and available at [DOS place holder Ref-\_\_\_\_\_].

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

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973, History—New \_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.077  
 RULE TITLE: Durable Medical Equipment and Medical Supply Services: Enteral and Parenteral Nutrition

PURPOSE AND EFFECT: The purpose of new Rule 59G-4.077, is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Medical Supply Services Coverage Policy: Enteral and Parenteral Nutrition,\_\_\_\_\_. The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUBJECT AREA TO BE ADDRESSED: Durable Medical Equipment and Medical Supply Services: Enteral and Parenteral Nutrition; Durable Medical Equipment and Medical Supply Services: Specialized; Durable Medical Equipment and Medical Supply Services: Orthotic and Prosthetic; Durable Medical Equipment and Medical Supply Services: Respiratory; Durable Medical Equipment and Medical Supply Services: Wheelchairs, Hospital Beds, and Ambulatory Aids; and, Durable Medical Equipment and Medical Supply Services: Continence, Ostomy, and Wound Care.

An additional area to be addressed during the workshop will be the potential regulatory impact Rule 59G-4.077, F.A.C., will have as provided for under sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973 FS.

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

DATE AND TIME: September 22, 2023, from 2:00 p.m. to 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5407.

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. Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>. Official comments to be entered into the rule record will be received until 5:00 p.m. September 25, 2023, and may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.077 Durable Medical Equipment and Medical Supply Services: Enteral and Parenteral Nutrition.

(1) This rule applies to all providers rendering Florida Medicaid durable medical equipment and medical supply services: enteral and parenteral nutrition to recipients.

(2) All providers must be in compliance with the provisions of the Florida Medicaid Durable Medical Equipment and Medical Supply Services: Enteral and Parenteral Nutrition Coverage Policy, \_\_\_\_\_, incorporated by reference. The policy is available on the Agency for Health Care Administration’s \_\_\_\_\_ website \_\_\_\_\_ at <http://ahca.myflorida.com/Medicaid/review/index.shtml>, and available at [DOS place holder Ref-\_\_\_\_\_].

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

Rulemaking Authority 409.919, 409.961 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913, 409.973. History—New \_\_\_\_\_.

## Section II Proposed Rules

### DEPARTMENT OF MANAGEMENT SERVICES

#### Personnel Management System

RULE NOS.:      RULE TITLES:  
60L-34.0041      Annual Leave  
60L-34.0042      Sick Leave  
60L-34.00421     Paid Parental Leave Following the Birth or Adoption of a Child.  
60L-34.0051      Family Supportive Work Program

PURPOSE AND EFFECT: To update and clarify attendance and leave procedures to provide periods of paid maternity leave for recovery, or parental leave for bonding, following birth or adoption of a child, as well as to expand annual leave transfer procedures between spouses, or sick leave transfers between spouses and coworkers, to eligible employees under certain circumstances to reduce leave without pay following the birth or adoption of a child.

SUMMARY: SUBJECT AREA TO BE ADDRESSED: Paid leave for parents following the birth or adoption of a child and opportunities for annual leave transfers between spouses, or sick leave transfers between spouses or coworkers to eligible employees, for absences related to maternity or parental leave.

#### 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 agency, utilizing the expertise of its personnel and available human resource information system data on relevant historical behavioral patterns of leave utilization determined no SERC was required after completing the SERC checklist analysis.

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: 110.1055, 110.1522, 110.201, 110.219(5) FS

LAW IMPLEMENTED: 110.219(5), 110.221 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: Shannon Baker, Chief, State Workforce Employment Programs, telephone: (850)922-4618, email: Shannon.Baker@dms.fl.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

**60L-34.0041 Annual Leave.**

(1) through (6) No change.

(7)(a) Annual leave credits may be transferred to or from current legal spouses within the State Personnel System and other Executive Branch agencies within one year following a documented birth, which shall have the meaning of the defined term set forth in section 382.002(12), F.S., or adoption of an employee’s child. Annual leave may only be transferred for an employee’s:

1. Absences, as documented by the treating physician, for recovery or medical complications not covered by the recovery period provided in paragraph 60L-34.00421(3)(a), F.A.C.; and



2. Absences for care and bonding with the child, documented in accordance with paragraph 60L-34.00421(3)(b), F.A.C.

(b) An employee may receive annual leave credits under this subsection provided the employee has used all eligible paid parental leave benefits under subsection 60L-34.00421(3), F.A.C., all sick leave accrued under subsections 60L-34.0042(1) and (2), F.A.C., and all types of compensatory leave.

(c) For purposes of this subsection, Executive Branch agency is defined as those entities specified in Chapter 20, F.S.: Executive Branch Organizational Structure.

(d) Transfer of annual leave credits to or from employees of Executive Branch agencies outside of the State Personnel System is contingent on the transfer rules of the applicable agency.

Rulemaking Authority 110.201, 110.219(5) FS. Law Implemented 110.219, 121.091(13) FS. History–New 1-22-02, Amended 12-21-10, XX-XX-23.

#### **60L-34.0042 Sick Leave.**

(1) through (2) No change.

(3) Sick leave shall be authorized for the following purposes:

(a) through (c) No change.

(d) Care and bonding within one year following a documented birth or adoption of the employee's child. The documentation provided shall be in accordance with paragraph 60L-34.00421(3)(b), F.A.C. Leave used for care and bonding in accordance with this rule and paid parental leave in accordance with subsection 60L-34.00421(3), F.A.C., cannot exceed a combined total of 16 weeks.

(4) through (6) No change.

(7) Sick leave credits may be transferred to or from employees within the State Personnel System and other Executive Branch agencies within one year following a documented birth or adoption of an employee's child for care and bonding. The documentation provided shall be in accordance with paragraph 60L-34.00421(3)(b), F.A.C.

(a) The following requirements apply to an employee receiving sick leave credits under this subsection:

1. The employee has used all eligible paid parental leave benefits under subsection 60L-34.00421(3), F.A.C., all sick leave accrued under subsections 60L-34.0042(1) and (2), F.A.C., and all types of compensatory leave; and

2. Sick leave credits used in accordance with this subsection are subject to the limitations in paragraph (3)(d) and subparagraph (5)(e)4.

(b) For purposes of this subsection, Executive Branch agency is defined as those entities specified in Chapter 20, F.S.: Executive Branch Organizational Structure.

(c) Transfer of sick leave credits to and from employees of Executive Branch agencies outside of the State Personnel System is contingent on the transfer rules of the applicable agency.

(7) renumbered (8) No change.

Rulemaking Authority 110.1055, 110.201, 110.219(5) FS. Law Implemented 110.121, 110.122, 110.219 FS. History–New 1-1-02, Amended XX-XX-23.

#### **60L-34.00421 Paid Parental Leave Following the Birth or Adoption of a Child.**

(1) Paid parental leave following the birth or adoption of a child counts as hours of pay but does not count as hours of work for overtime purposes.

(2) Approval of paid parental leave following the birth or adoption of a child under subsection (3) of this rule is limited to an amount necessary to bring the employee to full pay for the number of scheduled hours of work in the workweek, extended work period, or regular work period for excluded employees. In no case shall the approval of this paid leave cause the employee to exceed scheduled hours during the workweek, extended work period, or regular work period for excluded employees.

(3) An agency shall provide paid parental leave for the following:

(a) Maternity Leave: Leave granted for absences from the workplace for an employee's recovery period immediately following childbirth, which shall have the meaning of the defined term set forth in section 382.002(12), F.S. Such leave shall be granted for a period of up to seven consecutive calendar weeks, which begins on the first full calendar day following a documented birth.

(b) Care and Bonding Leave: Leave granted for an absence from the workplace following a documented birth or adoption of an employee's child to care for and bond with the child. The documentation shall identify the employee as a legal parent to the child. Such leave shall be granted for a period of up to two weeks within one year following the birth or adoption and may be granted on an intermittent basis.

(4) To qualify for paid parental leave benefits under subsection (3) of this rule, an employee shall have within the State Personnel System:

(a) At least one year of cumulative service within the last seven years; and

(b) A minimum of 1,250 hours worked in the 12-month period preceding the first date of leave.

(c) Part-time employees must meet the requirements of this subsection to qualify. If qualified, the benefit will be prorated based on the number of regularly scheduled hours of work in the workweek or work period.

Rulemaking Authority 110.1055, 110.201, 110.219(5) FS. Law Implemented 110.1522, 110.219, 110.403, 110.605 FS. History–New XX-XX-23.

**60L-34.0051 Family Supportive Work Program.**

(1) through (3) No change.

(4) Agencies shall approve absences for parental or family medical leave purposes as authorized in section 110.221, F.S., to assist employees in meeting family needs, subject to the following:

(a) Within one year following birth or adoption of a child, leave shall be granted for up to six months for the parent;

(b) Leave shall be granted for up to six months for a family member’s serious health condition, as defined in the FMLA and implementing regulations; ~~and-~~

(c) The agency shall acknowledge to the employee in writing the period of leave to be granted and the date the employee will return to duty.

(5) Agencies shall approve up to thirty calendar days family leave for non-medical family responsibilities, provided that the leave has minimal impact on the employee’s work unit. Family responsibilities in this area may include, but are not limited to, the following:

(a) through (d) No changes.

(6) An employee granted leave under paragraph subsection (4)(b) or subsection (5) of this rule may request to use accrued leave subject to the provisions contained in Rule Chapter 60L-34, F.A.C. credits. If the employee does not so request, the agency shall place the employee on leave without pay-

(7) An employee granted leave under paragraph (4)(a) of this rule may request to use:

(a) Accrued leave subject to the provisions contained in Chapter 60L-34, F.A.C.;

(b) Paid parental leave in accordance with Rule 60L-34.00421, F.A.C.;

(c) Annual leave credits transferred in accordance with subsection 60L-34.0041(7), F.A.C.; and

(d) Sick leave credits transferred in accordance with subsection 60L-34.0042(7), F.A.C.

(8) An agency may place an employee on leave without pay if the employee is granted leave for purposes under subsections (4) or (5) of this rule and the employee does not request the use of specific leave type(s).

(7) renumbered (9) No change.

Rulemaking Authority 110.1055, 110.1522, 110.219(5) FS. Law Implemented 110.1522, 110.219(5), 110.221 FS. History—New 1-1-02, Amended XX-XX-23.

NAME OF PERSON ORIGINATING PROPOSED RULE: Shannon Baker, Chief, State Workforce Employment Programs  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pedro Allende, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: 08/24/2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 28, 2023

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

NONE

**Section IV  
 Emergency Rules**

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

RULE NO.: 65CER22-1  
 RULE TITLE: Standards for Unaccompanied Alien Children and Unaccompanied Refugee Minor Programs

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: On September 28, 2021, the Governor of the State of Florida signed Executive Order 21-223, declaring that the Biden administration’s refusal to faithfully enforce federal immigration laws has led to an unprecedented surge of illegal border crossings at the southwest border of the United States. In July 2021 alone, over 213,000 persons attempted to illegally enter the United States at the southwest border, the highest number in more than 20 years, and another 209,840 persons attempted to illegally enter in August. Note 1. For the entire federal fiscal year of 2021, over 1.7 million foreign nationals were encountered at the southwest border attempting to enter the country illegally. Note 2. In the first quarter of this federal fiscal year, the reported number of such encounters stands at more than 518,000. Note 3. By contrast, in the last full federal fiscal year of the previous administration (federal fiscal year 2020), there were fewer than 460,000 such encounters, and in the fiscal year before that (federal fiscal year 2019), there were fewer than 980,000 encounters. Note 4.

The Biden administration has taken numerous actions to cause and further exacerbate this border crisis. It terminated the previous administration’s Migrant Protection Protocol (MPP) program (also known as the “Remain in Mexico” policy), reinstated a “catch and release” policy, ended further construction of a border wall, and declined to detain and remove certain categories of illegal aliens who had been convicted of committing crimes. The administration’s unlawful termination of MPP was successfully challenged in court, see Texas v. Biden, No. 21-10806 (5th Cir. Dec. 21, 2021), but the Biden administration is currently working to reimplement the program. Its other actions, however, remain in effect.

Notwithstanding that federal immigration law generally requires that aliens entering the United States without a clear right to be admitted (including applicants for asylum) must be detained pending further proceedings, see 8 U.S.C. § 1225(b)(2)(A), *id.* § 1225(b)(1)(B), the Biden administration has instead been releasing into the interior of the United States large numbers of illegal aliens apprehended at the southwest border. The U.S. Border Patrol released 60,559 illegal aliens from the southwest border in July 2021 alone and another 44,122 in August 2021, a massive increase from the 17 illegal aliens released in December 2020, the last full month of the previous administration. Note 5. During federal fiscal year 2021, the Border Patrol released in total more than 248,000 aliens apprehended at the southwest border, almost all of which occurred after January 2021. Note 6. This number does not reflect additional releases by other elements of the U.S. Department of Homeland Security (DHS). In an October 20, 2021 letter, DHS confirmed that at least 5,900 single illegal alien adults who were released at the southwest border have reported to an Immigration and Customs Enforcement (ICE) field office in Florida. This number likely vastly underreports the number of released illegal aliens from the southwest border who have resettled in Florida because approximately 80% of aliens who are released at the border and are directed to report to an ICE office within 60 days reportedly fail to do so. Note 7. Because the Federal Government does not actively coordinate or consult with the State of Florida concerning the illegal aliens that it releases from the southwest border into the interior of the United States, the State of Florida has no knowledge about the backgrounds, criminal history, immigration status, or the status of removal proceedings for the aliens who have resettled in Florida. The State of Florida has brought a legal challenge to the Biden administration's unlawful "catch and release" policy, which is now pending in the U.S. District Court for the Northern District of Florida. See First Amended Complaint for Declaratory and Injunctive Relief, *State of Florida v. United States*, No. 3:21-cv-01066-TKW-EMT (N.D. Fla. Feb. 1, 2022) (articulating harms to the State of Florida because of the Biden administration's "catch and release" policy).

The surge of foreign nationals attempting to enter illegally at the southwest border has included a large number of Unaccompanied Alien Children (UAC), defined by federal law as a child who has no lawful immigration status; has not attained 18 years of age; and, with respect to whom, there is no parent or legal guardian in the United States, or no parent or legal guardian in the United States available to provide physical custody and care, see 6 U.S.C. § 279(g)(2). Over 146,000 encounters at the southwest border for federal fiscal year 2021 involved UAC or single minors, compared to approximately 33,000 in fiscal year 2020 and 80,000 in fiscal year 2019. Note 8. For federal fiscal year 2022, the number of such encounters

has already reached more than 85,000. Note 9. Under existing federal law, the U.S. Department of Health and Human Services (HHS) must take custody of these UAC and attempt to place them with sponsors in the United States until the UAC's immigration proceedings are completed. While the UAC await placement with a sponsor, HHS will often house the UAC in group home facilities or foster homes that are operated by private entities or individuals under contract with HHS and licensed by the states where the facilities or homes are located. It is estimated that at least 4,284 UAC were housed in group home facilities or foster homes in Florida over the last year. During federal fiscal year 2021, 11,145 UAC were placed with sponsors in Florida, more than the 10,773 UAC placed in California, a substantially larger state. Note 10. So far during federal fiscal year 2022, 6,659 UAC have already been placed in Florida. Note 11.

Neither DHS nor HHS actively coordinates or consults with the State of Florida, including the Department, on the UAC that are resettled in Florida. The State does not receive meaningful, if any, advance notice when UAC are transported to Florida and is not meaningfully consulted on the number of UAC that the State's child-caring resources and capacity could feasibly support without adversely affecting children already present in Florida and under the State's protection and care. Recently, the State of Florida discovered that, between May and October 2021, there were 78 flights that arrived in Florida likely transporting UAC. This occurred without advance notice to the Department and without the State's consent. The State is given no opportunity to object to the transportation or resettlement of UAC in Florida.

Moreover, the State receives no information on the background, criminal history, immigration status, status of removal proceedings, or the sponsors of the UAC brought to Florida. See, e.g., Letter from Governor Ron DeSantis to DHS Secretary Alejandro Mayorkas, Resettlement of Illegal Aliens in Florida, Aug. 26, 2021; Letter from Acting ICE Director Tae Johnson to Governor Ron DeSantis, Oct. 20, 2021; Letter from DHS Secretary Alejandro Mayorkas to Governor Ron DeSantis, Nov. 24, 2021. UAC are regularly placed with sponsors without adequate follow-up by HHS or the placement entities to ensure the safety and welfare of the UAC. According to a recent report, between January and May 2021, federal contractors responsible for placing UAC with sponsors across the United States were unable to reach the minor or the sponsor in roughly one of every three attempts. Note 12. Nor does the State have any assurance that the UAC are, in fact, minors. As a result of the chaos at the southwest boarder, there is a significant risk of insufficient and inaccurate vetting of people claiming protection as UAC. Many UAC are male teenagers nearing adulthood, and some are gang members when they arrive or later become gang members. Note 13. Recently, a 24-year-old Honduran national was charged

with murder in Florida after having falsely represented his age and having been released into the United States as a UAC. Note 14. In short, the Federal Government has failed to provide the State of Florida with sufficient answers to its requests for information on the resettlement of illegal aliens, including UAC, so that their safety and the safety and welfare of Florida's citizens, including children already present in Florida, can be secured. The Federal Government's failure to enforce federal immigration law and secure the border, as well as the absence of meaningful coordination and consultation concerning the resettlement of UAC in Florida, are an immediate danger to the safety and welfare of Floridians, including its most vulnerable children, as well as recently arrived UAC. (The Federal Government's conduct with respect to the resettlement of UAC in Florida stands in stark contrast to the Federal Government's conduct with respect to the resettlement of Unaccompanied Refugee Minors (URM), where the Federal Government has a cooperative agreement in place with the State of Florida.)

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

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

Note 1: Rebecca Beitsch, US-Mexico July Border Crossings Hit 20 Year High, *The Hill* (Aug. 12, 2021), <https://thehill.com/policy/national-security/567647-us-mexico-july-border-crossings-near-20-year-high>; see U.S. Customs & Border Prot., Southwest Land Border Encounters, <https://www.cbp.gov/newsroom/stats/southwest-land-border-encounters> (last updated May 3, 2022) (showing 213,593 for July and 209,840 for August).

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

Note 3: *Id.*

Note 4: *Id.*

Note 5: See U.S. Customs & Border Prot., Custody and Transfer Statistics FY2021, <https://www.cbp.gov/newsroom/stats/custody-and-transfer-statistics-fy2021> (last accessed May 23, 2023).

Note 6: See *id.*

Note 7: See Mark Krikorian, Immigration Enforcement on the Honor System, <https://www.nationalreview.com/corner/immigration-enforcement-on-the-honor-system/> (July 16, 2021). In addition, between federal fiscal year 2008 and 2019, "32 percent of aliens referred to [immigration courts] absconded into the United States" and did not report to their hearings. See Memorandum Opinion and Order, *Texas v. Biden*, No. 2:21-CV-067-Z, 2021 WL 3603341, at \*4 (N.D. Tex. Aug. 13, 2021).

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

Note 9: See *id.*

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

Note 11: See *id.*

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

Note 13: See Camilo Montoya-Galvez, U.S. Shelters Received a Record 122,000 Unaccompanied Migrant Children in 2021, CBS News (Dec. 23, 2021), <https://www.cbsnews.com/news/immigration-122000-unaccompanied-migrant-children-us-shelters-2021/> (stating that nearly three-quarters of unaccompanied minors encountered at the border during the 2021 fiscal year were believed to be ages 15 to 17 and roughly two-thirds of the total were males); Kerry J. Byrne, The Number of Adult Migrants Posing as Children at Border Surging, N.Y. Post (Nov. 13, 2021), <https://nypost.com/2021/11/13/the-number-of-adult-migrants-posing-as-children-at-border-surging/> (reporting that about “30% of the MS-13 members arrested in recent years by ICE originally entered the U.S. as unaccompanied minors”); see also Written testimony of CBP U.S. Border Patrol Acting Chief of Carla Provost for a Senate Committee on the Judiciary hearing titled “The MS-13 Problem: Investigating Gang Membership As Well As Its Nexus to Illegal Immigration, and Assessing Federal Efforts to End the Threat”, Department of Homeland Security (June 21, 2017), <https://www.dhs.gov/news/2017/06/21/written-testimony-cbp-senate-committee-judiciary-hearing-titled-ms-13-problem#fn3>; Unaccompanied child immigration loophole releases MS-13 gang members, AP News (Jan. 13, 2019), <https://apnews.com/article/5d2784fb7c909b43791d6aea63339a6c>.

Note 14: See Adam Shaw, Honduran Illegal Immigrant Charged with Murder Entered US Falsely Claiming to be Unaccompanied Minor: Report (Nov. 4, 2021), <https://www.foxnews.com/politics/honduran-illegal-immigrant-charged-murder-entered-us-unaccompanied-minor>.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure is fair under the circumstances because the Emergency Rule ends the State’s practice of facilitating the Federal Government’s UAC resettlement program without terminating existing licenses or otherwise permanently foreclosing the issuance of licenses for UAC in the future. Instead, going forward, the State will require a meaningful cooperative agreement with the Federal Government, including a commitment to resume full enforcement of the immigration laws and to secure the border, before issuing or renewing licenses for housing UAC. (The same principle will apply for licenses to house URM, but there is a cooperative agreement with the Federal Government already in place.) In the meantime, existing licensees will not be permitted to add to their existing UAC population and will be subject to additional obligations to ensure the welfare and safety of the UAC whom they place with sponsors in Florida, but their existing licenses will not be cancelled.

SUMMARY: The Emergency Rule addresses licensing requirements for any residential child-caring agency, child-

placing agency, or family foster home seeking to provide services for UAC or URM. The Department has adopted Rule 65C-9.004, F.A.C., but it is awaiting legislative ratification. This rule provides that the resettlement of UAC or URM by the Office of Refugee Resettlement (ORR) into Florida does not constitute “evidence of need” under section 409.175(5)(b)1, Florida Statutes, “to protect the health, safety, and well-being of all children in the state” cared for by residential child-caring agencies, § 409.175(1)(a), in the absence of a cooperative agreement between the State of Florida and the Federal Government. The Emergency Rule also prohibits existing licensees from adding to their UAC population and requires such licensees to conduct welfare checks of the UAC whom they place with sponsors in Florida.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

**65CER22-1 Standards for Unaccompanied Alien Children and Unaccompanied Refugee Minor Programs (Renewal).**

(1) Any residential child-caring agency, child-placing agency, or family foster home, as those terms are defined in 409.175(2), F.S., seeking to provide services for Unaccompanied Alien Children (UAC) and Unaccompanied Refugee Minors (URM) must meet licensing requirements herein in addition to the program standards for the type of license sought.

(2) For purposes of section 409.175(5)(b)1, F.S., which requires “evidence of need” to obtain a license, and section 409.175(1)(a), F.S., which provides that the purpose of the licensure requirement is to “protect the health, safety, and well-being of all children in the state” who are cared for by residential child-caring agencies or family foster homes, or placed by child-placing agencies, the planned and organized resettlement of UAC or URM by the Office of Refugee Resettlement (ORR) of the U.S. Department of Health and Human Services does not constitute evidence of need as required for issuance or renewal of a license for a residential child-caring agency, child-placing agency, or family foster home that seeks to provide services to such UAC or URM, unless such resettlement is governed by a cooperative agreement between the State of Florida and the United States Government. In the absence of such cooperative agreement, no license will be issued or renewed with respect to any residential child-caring agency, child-placing agency, or family foster home that applies to provide services for UAC or URM resettling to Florida, and any residential child-caring agency, child-placing agency, or family foster home providing such

services under a current license to UAC or URM who have already resettled in Florida may not further place or take placement of any additional UAC or URM until a cooperative agreement is entered. For purposes of this rule, the term “resettlement” means the transportation of persons to Florida for the purpose of temporarily or permanently residing in Florida. The Department has no obligation to enter or renew a cooperative agreement with the United States Government for the resettlement of UAC or URM to Florida, and the Department may revoke or decline to enter or renew such agreement.

(3) The child-placing agency or residential child-caring agency, whichever is applicable, must ensure a contractual or grant agreement was executed between ORR and the child-placing agency or residential child-caring agency in order to provide care and services to UAC.

(4) The child-placing agency or residential child-caring agency, whichever is applicable, must ensure a contractual or grant agreement was executed between the U.S. Government and the State of Florida in order to provide care and services to URM.

(5) Care and supervision of UAC, URM, and dependent youth may not be provided in the same home or under the same license. The child-placing agency must ensure foster parents comply with this requirement.

(6) For a residential child-caring agency, the director and direct care staff must sign and comply with the plan applicable to the licensed setting. For a foster home, the child-placing agency must ensure the foster parents sign and comply with the plan applicable to the licensed setting. Residential child-caring agencies, child-placing agencies, or foster homes that provide services for UAC must use the “Plan for Unaccompanied Alien Children” Form, CF-FSP 5488, February 2022, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-14108>. Residential child-caring agencies, child-placing agencies, or foster homes that provide services for URM must use the “Partnership Plan for Unaccompanied Refugee Minors,” Form CF-FSP 5487, February 2022, incorporated by reference and available at <https://www.flrules.org/Gateway/reference.asp?No=Ref-14107>.

(7) The residential child-caring agency or child-placing agency, whichever is applicable, must conduct in-person welfare checks of any UAC that it places, or assists in placing, with a sponsor after the effective date of this rule to ensure each child’s safety and well-being.

(a) The welfare checks must be completed a minimum of once every six months until one of the following occurs:

1. The child reaches the age of 18;
2. The child permanently leaves Florida;

3. The child is removed from the United States;
4. The child is granted lawful immigration status; or
5. The residential child-caring agency or child-placing agency closes or is no longer licensed.

(b) The welfare checks must include:

1. Verifying the identity of the child through previously submitted photographs obtained by the child-placing or residential child-caring agency;

2. Taking a photograph of the child;

3. Looking for any unusual marks on visible parts of the body;

4. Speaking with the child about any issues he or she may be experiencing; and

5. Speaking with the caregiver about the child’s well-being and basic needs.

(c) The child-caring or child-placing agency must report the results of the welfare checks to the Department or, if applicable, the Florida Abuse Hotline as follows:

1. Suspected incidents of child abuse and neglect must be immediately reported to the Florida Abuse Hotline in accordance with Chapter 39, F.S.

2. If the welfare check does not reveal any of the incidents described in (7)(c)1. of this rule, then the report must be made no later than the fifth (5th) day of the month following the date the welfare check was conducted, e.g., if a welfare check is completed on January 15, then the report must be made no later than February 5. The report must include the following:

a. Name of the child and date of birth.

b. Date the welfare check was conducted.

c. Name of the child’s caregiver.

d. Location of the in-person welfare check.

e. Statement affirming that there were no presenting issues or concerns.

f. Any indication that the child is no longer residing in or is temporarily relocated from the sponsor’s home, to include that the child has been determined to be missing or the child’s whereabouts are unknown.

(8) Any child-placing agency or residential child-caring agency that provides care to URM must adhere to all contractual and federal case management requirements when conducting in-person child welfare checks.

(9) The residential child-caring agency must ensure all direct care staff complete training hours on immigration in child welfare, cultural awareness, and human trafficking related topics, as outlined in section 4.3.6. of the Office of Refugee and Resettlement UAC Program Policy, March 11, 2019, incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-13072>. The child-placing agency must ensure foster parents complete training hours outlined in 65C-45.002, F.A.C.

(10) The child-placing agency or residential child-caring agency must provide a copy of its education plan outlining how education will be provided.

(11) The child-placing agency or residential child-caring agency must develop policies and procedures on the administration and management of medication. A licensed health care provider must write or verbally order all nonprescription medications. Verbal orders must be documented in the child’s file. The residential child-caring agency or child-placing agency must align all health and safety policies with ORR guidelines.

(12) The child-placing agency or residential child-caring agency must notify the Department of any changes in the contract/grant agreement with ORR, and submit an updated copy, to include ORR’s decision to no longer utilize the facility.

(13) For purposes of this rule, the term “Unaccompanied Alien Child” has the same meaning as in 6 U.S.C. § 279(g)(2), and the term “Unaccompanied Refugee Minor” means an unaccompanied minor, as defined in 45 C.F.R. §400.111, who has met the federal eligibility standards for placement into the Unaccompanied Refugee Minor Program.

(14) This Emergency Rule will expire on November 29, 2023.

PROPOSED EFFECTIVE DATE: August 31, 2023.

Rulemaking Authority 409.175(5) FS. Law Implemented 409.175 FS.

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: August 31, 2023

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Strategic Business Development**

RULE NO.: RULE TITLE:

73AER23-2 Local Government Emergency Revolving Bridge Loan Program

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Local Government Emergency Revolving Bridge Loan (LGERBL) Program was created to provide financial assistance to local governments impacted by federally declared disasters. Absent the LGERBL Program, local governments would have difficulty bridging the gap between the time that declared disasters occur and the time that additional funding sources or revenues are secured to provide them with financial assistance. This gap in local government resources presents an immediate danger to the public health, safety, and welfare of those affected local governments by limiting their ability to rapidly respond to the related effects of declared disasters.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure used in adopting this emergency rule was the most expedient and appropriate means of implementing the Local Government Emergency Revolving Bridge Loan Program created by section 288.066, Florida Statutes.

SUMMARY: The Local Government Emergency Revolving Bridge Loan (LGERBL) Program within the Florida Department of Commerce was created to provide financial assistance to local governments impacted by federally declared disasters. The purpose of the LGERBL Program is to assist local governments in maintaining operations by bridging the gap between the time that the declared disaster occurred and the time that additional funding sources or revenues are secured to provide them with financial assistance. Emergency Rule 73AER23-2 establishes LGERBL Program application submission requirements, application review requirements, and LGERBL Program loan requirements.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Karen Gates at karen.gates@commerce.fl.gov, 107 E. Madison St., Tallahassee, FL 32399, (850)245-7150.

THE FULL TEXT OF THE EMERGENCY RULE IS:

73AER23-2 Local Government Emergency Revolving Bridge Loan Program

(1) Definitions

(a) Applicant means a county or municipality located in an area designated in the Federal Emergency Management Agency disaster declarations. A county may also apply on behalf of a county school district that is in an area designated in the Federal Emergency Management Agency disaster declaration.

(b) Department means the Florida Department of Commerce.

(c) Governmental Operations means costs associated with continuing, expanding, or modifying local governmental operations to meet disaster-related needs, and includes costs such as, but not necessarily limited to, staff salaries and payroll. This term does not include capital and equipment costs associated with the construction, repair, or renovation of damaged public facilities or infrastructure.

(d) Maturity means when the principal balance of the loan becomes due.

(e) Disaster means any occasion or instance for which the Federal Emergency Management Agency issues a disaster declaration.

(2) This rule applies to counties and municipalities that wish to apply for loan funds and were impacted by Hurricane Ian or any subsequent Disaster.

(3) Applicants must submit the required information and documentation to the Department at localgovernmentbridge@commerce.fl.gov or, when available, via the electronic portal supplied and maintained by the Department for the purposes of administering the Local Government Emergency Revolving Bridge Loan program.

(4) Application Contents

Applicants must submit the following documentation and information to apply for a Local Government Emergency Revolving Bridge Loan:

(a) The name of the disaster that impacted the Applicant;

(b) A narrative describing the impacts of the disaster on the Applicant;

(c) The total amount of funding requested for governmental operations;

(d) The Applicant’s most recently completed operational audit, if any;

(e) The Applicant’s two most recent years of audited financial statements;

(f) Estimates in reductions in tax revenues, both in the form of dollars and a percentage of revenues, since the time the disaster occurred;

(g) Estimates regarding reductions in future tax revenues, both in the form of dollars and a percentage of revenues, over the next 24 months, not to exceed 10 pages;

(h) A certification signed by the mayor, board chair or chief executive officer (e.g., county manager, city manager) of the county or municipality that loan funds will only be used to continue governmental operations or to expand or modify such operations to meet disaster-related needs;

(i) Any additional or supporting documentation the Applicant believes may support funding its application; and

(j) Evidence of additional funding sources or revenues used to aid the county or municipality in repaying the loan.

(5) Application Review

Applications will be reviewed as they are received for completeness and eligibility. In the event that sufficient funding is not available, then the Department may select the application that, based on the documentation provided, demonstrates a greater need for funding.

(6) Terms and Interest

(a) The term of any loan shall not exceed 30 months. This period includes any extensions that may be provided by the Department pursuant to section 288.066 of the Florida Statutes.

(b) Interest will not accrue during the term of the loan. At maturity, simple interest will accrue on any unpaid principal balance at a rate of 10 percent.

(c) If an Applicant uses loan funds for a purpose other than governmental operations, then the maturity of the loan will automatically accelerate and interest will begin to accrue in accordance with paragraph (b), above.

(7) The Applicant must enter into an agreement with the Department prior to the receipt of funds. The agreement shall be on terms acceptable to the Department in its sole discretion. Rulemaking Authority 288.066(8) FS. Law Implemented 288.066, F.S. History-New 8-25-23, Replaces 73AER23-1.

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: 8/25/2023

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on August 28, 2023, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for A Routine Variance for Subparagraph 3-305.11(A)(2), 2017 FDA Food Code, Section 3-305.14, 2017 FDA Food Code, Section 6-202.15, 2017 FDA Food Code, Section 6-202.16, 2017 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from Manny’s Catering located in Hialeah. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daisy.Lee@myfloridalicense.com, Division of Hotels and Restaurants, 2601 Blair Stone Road, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Board of Massage Therapy hereby gives notice: of the issuance of an Order regarding the Petition for Variance and Waiver, filed by Leslie Sylvetsky on June 29, 2023. The



Notice of Petition for Waiver or Variance was published in Vol. 49, No. 132, of the July 10, 2023, Florida Administrative Register. The Board considered the request at a duly-noticed public meeting held on July 28, 2023 in Orlando, Florida. The Board found that the request does not meet the criteria for a Petition for Variance and Waiver, as stated in Rule 28-104.002, Florida Administrative Code. The Board’s Order, filed on August 25, 2023, dismissed the petition. A copy of the Order or additional information may be obtained by contacting: Danielle Terrell, Executive Director, Board of Massage Therapy, at the above listed address, (850)245-4162, or by electronic mail – Danielle.Terrell@flhealth.gov .

**DEPARTMENT OF HEALTH**

Board of Opticianry

RULE NOS.:RULE TITLES:

64B12-16.003 Apprenticeship Requirements and Training Program

64B12-16.004 Termination of Apprenticeship

64B12-16.008 Enforcement

NOTICE IS HEREBY GIVEN that on August 25, 2023, the Board of Opticianry, received a petition for variance or waiver filed by Timothea Lamb. Petitioner seeks a variance or waiver of Rules 64B12-16.003, F.A.C., Apprenticeship Requirements and Training Program, Rule 64B12-16.004, F.A.C., Termination of Apprenticeship, and Rule 64B12-16.008, F.A.C., Enforcement. Comments on this petition should be filed with the Board of Opticianry, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ashleigh Irving, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258.

**Section VI**

**Notice of Meetings, Workshops and Public Hearings**

DEPARTMENT OF STATE

Division of Historical Resources

RULE NO.: RULE TITLE:

1A-48.007 Application Review

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

DATE AND TIME: Wednesday, September 13, 2023, 1:30 p.m. to conclusion

PLACE: R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or Virtual webinar

Registration URL:  
<https://attendee.gotowebinar.com/register/236411925675332956>

Webinar ID: 998-358-851

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Florida Historical Marker Council to discuss and review submitted historical marker applications.

A copy of the agenda may be obtained by contacting: Jeremy.Heiker@dos.myflorida.com, (850)245-6371.

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: Jeremy.Heiker@dos.myflorida.com, (850)245-6371. 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: Jeremy.Heiker@dos.myflorida.com, (850)245-6371.

DEPARTMENT OF STATE

Division of Arts and Culture

The Florida Division of Arts and Culture announces a public meeting to which all persons are invited.

DATES AND TIMES: RESCHEDULE August 29, 30, and 31

PLACE: This meeting was scheduled to take place by conference call.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Due to weather issues, grant panel meetings scheduled for the above dates (Museums Level 3C, Presenter Projects Levels 1 & 2, and Presenter Level 3) will be rescheduled. Please visit <https://dos.myflorida.com/cultural/news-and-events/calendar/> for new meeting dates and participation information as soon as they are available.

Please note that panel meeting dates are subject to change.

A copy of the agenda may be obtained by contacting:

For more information, you may contact: The Florida Division of Arts and Culture at (850)245-6470 or visit <https://dos.myflorida.com/cultural>.

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: September 6, 2023, 1:00 p.m.  
 PLACE: Attendees may join the meeting in person at 600 N. Broadway Avenue, Suite 101, Bartow, FL 33813 or via Zoom <https://us02web.zoom.us/j/89195846981?pwd=T3E2MWlnSVlCMVl5RG1Fc09HN2NlZz09>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CRAFT Foundation Board of Directors will conduct their monthly meeting to discuss and execute matters including, but not limited to, discussion regarding parameters of Cycle Five and Existing Tree Therapies participation, contract review, replacement projects and more.

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

For more information, you may contact: Tamara Wood at (863)698-9276.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The CRAFT Foundation, Inc. Technical Working Group announces a public meeting to which all persons are invited.

DATE AND TIME: September 6, 2023, 1:00 p.m.

PLACE: Zoom web conferencing  
<https://us02web.zoom.us/j/81767613047?pwd=U1BYZjRVL20yTFE5TXpYa0VvdTc5QT09>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CRAFT Foundation Technical Working Group will conduct a meeting to discuss and execute matters including but not limited to the development of CRAFT Cycle Five factors of interest.

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

For more information, you may contact: Tamara Wood at (863)698-9276.

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

The Criminal Justice Standards and Training Commission announces a public meeting to which all persons are invited.

DATE AND TIME: September 19, 2023, 10:00 a.m., EDT

PLACE: Probable Cause Determination Hearings will be held at Polk State College Kenneth Thompson Institute of Public Safety, 1251 Jim Keene Boulevard, Winter Haven, Florida 32408.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above meeting will be held to determine whether or not probable cause exists to pursue disciplinary action against the certification of sworn correctional, law enforcement, or correctional probation officers.

A copy of the agenda may be obtained by contacting: Erica Gaines at (850)410-8645 or by e-mail at [EricaGaines@fdle.state.fl.us](mailto:EricaGaines@fdle.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Erica Gaines at (850)410-8645 or by e-mail at [EricaGaines@fdle.state.fl.us](mailto:EricaGaines@fdle.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Erica Gaines at (850)410-8645 or by e-mail at [EricaGaines@fdle.state.fl.us](mailto:EricaGaines@fdle.state.fl.us).

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, September 12, 2023, 11:00 a.m.

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Undocketed – In Re: Review of Ten-Year Site Plans of Electric Utilities. The purpose of this workshop is to afford an opportunity for discussion and public comment on the ten-year site plans submitted by Florida’s electric utilities. One or more Commissioners may be in attendance at this workshop.

A copy of the agenda may be obtained by contacting: The Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, or by phone at (850)413-6770.

If there are questions about this workshop or you wish to provide public comment at the workshop, please contact Jacob Imig at (850)413-6738 or [jimig@psc.state.fl.us](mailto:jimig@psc.state.fl.us) by noon on Friday, September 8. Written comments must be filed with the Office of Commission Clerk by 5:00 P.M. on Tuesday, October 3, and should reference the title of the workshop.

A livestream of the workshop will be available online at <http://www.floridapsc.com/Conferences/AudioVideoEventCoverage>.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the workshop at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 TDD). Assistive Listening Devices are available upon request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

EMERGENCY CANCELLATION OF MEETING: If a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission’s website (<http://www.floridapsc.com>) under the Hot Topics link found on the home page. Cancellation can also

be confirmed by calling the Office of the General Counsel at (850)413-6199.

#### PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a hearing to which all persons are invited.

**DATE AND TIME:** Tuesday, September 12, 2023, approximately 9:30 a.m. on conclusion of the Storm Protection Plan Docket Hearing in Docket No. 20230010-EI, the 10-Year Site Plan Workshop, the Commission Internal Affairs Conference, and the Commission Agenda Conference. September 13, 14, 15, 2023, have also been reserved for continuation of the hearing if needed. The starting time of the next day's session will be announced at the conclusion of the prior day. The hearing may be adjourned early if all testimony is concluded. **RESCHEDULED FROM** Tuesday, August 29, 2023, 9:30 a.m.; August 30, 31, 2023; and September 1, 2023. **PLACE:** Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING:** The cancellation and rescheduling of hearing due to Tropical Storm Idalia will affect the following docket:

**DOCKET NO. 20230023-GU** – Petition for rate increase by Peoples Gas System, Inc.

**DOCKET NO. 20220219-GU** – Petition for approval of 2022 depreciation study, by Peoples Gas System, Inc.

**DOCKET NO. 20220212-GU** – Petition for approval of depreciation rate and subaccount for renewable natural gas facilities leased to others, by Peoples Gas System, Inc.

The purpose of this hearing shall be to receive testimony and exhibits and to take final action relative to the Petition for rate increase by Peoples Gas Company, Inc., and to take action on any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement. This proceeding shall: (1) allow the parties to present evidence and testimony in support of their positions; (2) allow for such other purposes as the Commission may deem appropriate.

All witnesses shall be subject to cross-examination at the conclusion of their testimony. The hearing will be governed by the provisions of Chapter 120, Florida Statutes; Chapter 366, Florida Statutes; and Chapters 25-22 and 28-106, Florida Administrative Code.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the hearing at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or (850)413-6770 (Florida Relay Service, 1(800)955-8770 Voice or 1(800)955-8771 TDD). Assistive Listening Devices are available upon

request from the Office of Commission Clerk, Gerald L. Gunter Building, Room 152.

#### EMERGENCY CANCELLATION OF HEARING

If settlement of the case or a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation will also be provided on the Commission's website (<http://www.floridapsc.com>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

#### WATER MANAGEMENT DISTRICTS

##### Southwest Florida Water Management District

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, September 12, 2023; 10:00 a.m.

**PLACE:** Tampa Office, 7601 Hwy. 301 N., Tampa, FL 33637, and Microsoft Teams. Instructions regarding viewing of and participation in the meeting are available at [WaterMatters.org/calendar](http://WaterMatters.org/calendar) or by calling 1(800)423-1476 and requesting assistance. An additional telephone connection is available at (786)749-6127 conference code 155-987-862#.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Agricultural and Green Industry Advisory Committee meeting: To discuss committee business.

A copy of the agenda may be obtained by contacting: [WaterMatters.org](http://WaterMatters.org) – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Office Chief at 1(800)423-1476 (FL only) or (352)796-7211; or email to [ADACoordinator@WaterMatters.org](mailto:ADACoordinator@WaterMatters.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: [Barbara.Matrone@WaterMatters.org](mailto:Barbara.Matrone@WaterMatters.org); (352)325-5772 EXE0879.

DEPARTMENT OF ELDER AFFAIRS

Office of Public and Professional Guardians

The Foundation for Indigent Guardianship announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2023, 10:00 a.m. – 12:00 p.m.

PLACE: Microsoft Teams

Join by copy and pasting this link into your browser or mobile:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_YTZiOTVkJGZGYtOTZmNi00YzRkLTliMTETmTRkZjg3OWY2NGNi%40thread.v2/0?context=%7b%22Tid%22%3a%22f75a7744-d4bf-4623-8660-bcfa3569c2a0%22%2c%22Oid%22%3a%2226c7b903-10d6-406a-86b5-b0263ee9aa9a%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_YTZiOTVkJGZGYtOTZmNi00YzRkLTliMTETmTRkZjg3OWY2NGNi%40thread.v2/0?context=%7b%22Tid%22%3a%22f75a7744-d4bf-4623-8660-bcfa3569c2a0%22%2c%22Oid%22%3a%2226c7b903-10d6-406a-86b5-b0263ee9aa9a%22%7d)

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Board of Directors updates relative to the Foundation for Indigent Guardianship.

A copy of the agenda may be obtained by contacting: Audrey Wood via email at: [AudreyWood.fig@gmail.com](mailto:AudreyWood.fig@gmail.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 2 days before the workshop/meeting by contacting: OPPG Information at: (850)414-2381. 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: OPPG Information at: (850)414-2381

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

The Board of Pilot Commissioners announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, September 08, 2023, 10:00 a.m.

PLACE: <https://meet.goto.com/337217893>

You can also dial in using your phone.

United States: +1 (571) 317-3116

Access Code: 337-217-893

GENERAL SUBJECT MATTER TO BE CONSIDERED:

General Board Business.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982. If you are hearing

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

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

For more information, you may contact: Board of Pilot Commissioners, 2601 Blair Stone Rd., Tallahassee, FL 32399, (850)717-1982.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Building Code Administrators and Inspectors Board

The Building Code Administrators and Inspectors Board announces a public meeting to which all persons are invited.

DATES AND TIMES: October 18, 19, 20, 2023, 9:00 a.m., (ET)

PLACE: Embassy Suites Hilton Tampa Airport Westshore, 555 N Westshore Blvd, Tampa, FL 33609, (813)875-1555

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Committee meetings and general board business.

A copy of the agenda may be obtained by contacting: [Myfloridalicense.com](http://Myfloridalicense.com) – Licensing and Regulation - Building Code Administrators & Inspectors - Board Meeting Information.

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: Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee FL 32399, or by calling (850)717-1980. 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: Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, 2601 Blair Stone Road, Tallahassee FL 32399, or by calling (850)717-1980.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Child Abuse Death Review Circuit 13 Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Public Meeting September 13, 2023, 1:00 p.m. - 1:15 p.m.

PLACE: Zoom

<https://us06web.zoom.us/join/joinMeeting?meetingRef=1234567890>

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

A copy of the agenda may be obtained by contacting: [Carry.Simons@flhealth.gov](mailto:Carry.Simons@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: [Carry.Simons@flhealth.gov](mailto:Carry.Simons@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: [Carry.Simons@flhealth.gov](mailto:Carry.Simons@flhealth.gov)

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-9.016 Variances

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

DATE AND TIME: September 13, 2023, 9:00 a.m. – 2:00 p.m., ET or until completed, whichever is first.

PLACE: Call-in toll-free phone number is 1(888)585-9008, Phone Conference ID: 754-420-028#, Your line will automatically be placed on mute, press \*2 to unmute your line to speak, then \*2 to re-mute line as a courtesy. Please do not put your line on hold. NO “WALK-IN VARIANCE” APPLICATIONS WILL BE ACCEPTED AT THIS MEETING

GENERAL SUBJECT MATTER TO BE CONSIDERED: DOH Public Swimming Pool Advisory Board will review, discuss and make recommendations to the Department regarding applications submitted by owners/agents for variance from the state’s public swimming pool codes per subsection 514.0115(9) of the Florida Statutes.

A copy of the agenda may be obtained by contacting: Email [DOHPoolVariances@FLhealth.gov](mailto:DOHPoolVariances@FLhealth.gov) or by calling Ms. Jutta Tolbert, (850)901-6499, or by writing to DOH, 4052 Bald Cypress Way, Bin A-08, Tallahassee, FL 32399-1710. NOTE:

The Agenda will not be available until a week prior to the meeting.

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: [DOHPoolVariances@FLhealth.gov](mailto:DOHPoolVariances@FLhealth.gov) or Ms. Jutta Tolbert as listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Division of Emergency Preparedness and Community Support  
The Department of Health, Bureau of Emergency Medical Oversight, Brain and Spinal Cord Injury Program announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 7, 2023, 2:00 p.m. - 3:00 p.m., EST

TOPIC OF DISCUSSION: BSCIP Advisory Performance Public Awareness Committee Meeting

PLACE: Via Webinar and Conference Call

Microsoft Teams meeting

Meeting ID: 287 418 106 619

Passcode: 3sZusC

Join with a video conferencing device

[teams@meetme.flhealth.gov](mailto:teams@meetme.flhealth.gov)

Video Conference ID: 114 303 229 9

Or call in (audio only)

+1(850)792-1375,663495985# United States, Tallahassee

Phone Conference ID: 663 495 985#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Brain and Spinal Cord Injury Advisory Council. A copy of the agenda may be obtained by contacting Kimberly Robinson by email: [Kimberly.Robinson@flhealth.gov](mailto:Kimberly.Robinson@flhealth.gov), or by phone: (850)245-4967.

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: [Kimberly.Robinson@flhealth.gov](mailto:Kimberly.Robinson@flhealth.gov), or by phone: (850)245-4967.

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 CHILDREN AND FAMILIES

Family Safety and Preservation Program

The Child and Family Well-Being Council announces a public meeting to which all persons are invited.

DATE AND TIME: Date: September 12, 2023, 10:00 a.m. - 12:00 noon or until conclusion of business

PLACE: Microsoft Teams meeting

Join on your computer, mobile app or room device

Meeting ID: 215 166 934 397

Passcode: EN5yP8

Join with a video conferencing device

929981474@t.plcm.vc

Video Conference ID: 114 600 572 1

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Department of Children and Families' Annual Joint Planning Meeting. The Joint Planning Meeting provides a collaborative space for the Department, internal and external stakeholders, and the Federal Children's Bureau to share, describe, and plan Florida's Child and Family Well-Being Program to ensure compliance with federal requirements, enhance programs, and lead to more effective service provision to Florida's children and families. The aim of joint planning is to plan and guide systemic, resource, programmatic, and practice adjustments to lead to improved outcomes for children and families.

A copy of the agenda may be obtained by contacting: Kelley Parker at Kelley.Parker@myflfamilies.com or (850)274-3923. 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: Kelley Parker at Kelley.Parker@myflfamilies.com or (850)274-3923. 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: Kelley Parker at Kelley.Parker@myflfamilies.com or (850)274-3923.

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Mental Health Program**

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

**DATE AND TIME:** September 5, 2023, 4:30 p.m., EST

**PLACE:** JW Marriott Orlando, Grande Lakes, 4040 Central Florida Parkway, Orlando, FL 32837

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Department of Children and Families (Department) is working to set up a Direct Support Organization (DSO) to promote economic self-sufficiency, advance personal and family recovery and resiliency, and support strong and resilient families, as per Section 1. Section 402.57, Florida Statutes, which states:

“The Department of Children and Families is authorized to create a direct-support organization, the sole purpose of which is to support the Department in carrying out its purposes and responsibilities.”

A copy of the agenda may be obtained by contacting: Mallory McManus, Deputy Chief of Staff for the Dept. of Children and

Families, (850)491-4203, Mallory.McManus@myflfamilies.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: Mallory McManus, Dept. of Children and Families, (850)491-4203, Mallory.McManus@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Mental Health Program**

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

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“The Department of Children and Families is authorized to create a direct-support organization, the sole purpose of which is to support the Department in carrying out its purposes and responsibilities.”

A copy of the agenda may be obtained by contacting: Joy Stockbauer, Dept. of Children and Families, (850)694-4867, joy.stockbauer@myflfamilies.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: Joy Stockbauer, Dept. of Children and Families, (850)694-4867, joy.stockbauer@myflfamilies.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Workforce Services**

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

**DATE AND TIME:** September 6, 2023, 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: 686 974 885#.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Disposition of cases pending before the Reemployment Assistance Appeals Commission and Commission business. No public testimony or comment will be taken.

A copy of the agenda may be obtained by contacting: the office of the Reemployment Assistance Appeals Commission at [RAAC.Inquiries@commerce.fl.gov](mailto:RAAC.Inquiries@commerce.fl.gov) or by visiting <https://floridajobs.org/Reemployment-Assistance-Service-Center/reemployment-assistance-appeals-commission/about-the-reemployment-assistance-appeals-commission2/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.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

Freshwater Fish and Wildlife

**RULE NOS.:RULE TITLES:**

68A-12.010 Regulations Governing the Operation of Private Hunting Preserves

68A-12.011 Regulations Governing the Establishment and Operation of Game Farms

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

**DATE AND TIME:** September 6, 2023, 9:00 a.m. - 3:00 p.m.

**PLACE:** Hilton University of Florida Conference Center, 1714 SW 34th St., Gainesville, FL 32607

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Captive Cervid Technical Assistance Group is meeting to discuss chronic wasting disease issues as they relate to captive cervids.

A copy of the agenda may be obtained by contacting: Capt. Kara Hooker, Captive Wildlife Section, Phone: (850)488-6253.

**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:** CANCELLED August 30, 2023, 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:** The previously noticed meeting for August 30, 2023, 9:30 a.m. has been CANCELLED.

A copy of the agenda may be obtained by contacting: N/A

**FLORIDA GAMING CONTROL COMMISSION**

The FLORIDA GAMING CONTROL COMMISSION announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, September 7, 2023, 9:30 a.m.

**PLACE:** The Joseph P. Cresse Hearing Room 148 in the Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32399-0850

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a meeting to discuss general business of the commission.

The public meeting agenda, related documents, and Florida Gaming Control Commission contact information are available by contacting Dixie Parker at [Dixie.Parker@flgaming.gov](mailto:Dixie.Parker@flgaming.gov) or (850)880-3433.

If any person decides to appeal any decision made by the commission 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.

If you want to make public comment at this meeting, please contact Dixie Parker no less than 24 hours before the start of the meeting at [Dixie.Parker@flgaming.gov](mailto:Dixie.Parker@flgaming.gov).

A copy of the agenda may be obtained by contacting: [Dixie.Parker@flgaming.gov](mailto:Dixie.Parker@flgaming.gov).

**FLORIDA HEALTH MAINTENANCE ORGANIZATION CONSUMER ASSISTANCE PLAN**

The Florida Health Maintenance Organization Consumer Assistance Plan announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Friday, September 15, 2023, 10:00 a.m., EDT

**PLACE:** Call in Number 1(646)992-2010

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Meeting of the Board of Directors.

A copy of the agenda may be obtained by contacting: Terri Jay at [terri.jay@akerman.com](mailto:terri.jay@akerman.com)

**AREA AGENCY ON AGING OF CENTRAL FLORIDA, INC. DBA SENIOR RESOURCE ALLIANCE**

The Senior Resource Alliance, Area Agency on Aging of Central Florida, Inc. announces a hearing to which all persons are invited.

**DATE AND TIME:** September 12, 2023, 12:00 noon

**PLACE:** Zoom

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Review and approval of the 2024-2028 Area Plan

A copy of the agenda may be obtained by contacting: paige.davenport@sraflorida.org

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

**CITIZENS PROPERTY INSURANCE CORPORATION**

The Exposure Reduction Committee of Citizens Property Insurance Corporation announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Tuesday, September 26, 2023, immediately following the three consecutive committee meetings (Audit, FIC, and A&U), which begin at 1:00 p.m.

**PLACE:** Augustus B. Turnbull Conf Center, 555 W. Pensacola Street, Tallahassee, FL 32306; Telephone Public Line: (786)635-1003 | Code: 898 0124 2389; Zoom webinar link available at [www.citizensfla.com](http://www.citizensfla.com)

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Business before the Exposure Reduction Committee

A copy of the agenda may be obtained by contacting: The Corporate Website at <https://www.citizensfla.com> or Barbara Walker, (850)513-3744, 2101 Maryland Circle, Tallahassee, FL 32303.

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: Barbara Walker, (850)513-3744, 2101 Maryland Circle, Tallahassee, FL 32303. 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).

**CITIZENS PROPERTY INSURANCE CORPORATION**

The Citizens Property Insurance Claims Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, September 12, 2023, 1:00 p.m., Eastern (RESCHEDULED from August 31, 2023)

**PLACE:** Please visit our website to join via Zoom Webinar: <https://www.citizensfla.com/public-meetings> or attend via phone: (786)635-1003; Meeting ID: 985 9321 6531#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Business before the Claims Committee

A copy of the agenda may be obtained by contacting: Barbara Walker, (850)513-3744, 2101 Maryland Circle, Tallahassee, FL 32303

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: Barbara Walker, (850)513-3744, 2101 Maryland Circle, Tallahassee, FL 32303. 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: Barbara Walker, (850)513-3744, 2101 Maryland Circle, Tallahassee, FL 32303

**VOLUNTEER FLORIDA FOUNDATION**

The Volunteer Florida Foundation, Inc. announces a public meeting to which all persons are invited.

**DATE AND TIME:** August 28, 2023, 2:30 p.m.

**PLACE:** Via Teleconference

**Call-in Number:** (888)585 9008 Participant PIN (Conference Room number): 721-648-837#

**One Tap Mobile:** 8885859008,,721648837#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
Response to Jacksonville shooting.

A copy of the agenda may be obtained by contacting: Sterling Marquez at (850)414-7400.

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 hours before the workshop/meeting by contacting: Sterling Marquez at (850)414-7400. 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: Sterling Marquez at (850)414-7400.

**QUEST CORPORATION OF AMERICA, INC.**

The Florida Department of Transportation (FDOT) announces a public meeting to which all persons are invited.

**DATE AND TIME:** POSTPONED August 29, 2023, 5:30 p.m.

**PLACE:** POSTPONED TBD

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Due to Hurricane Idalia, the public meeting regarding project plans on U.S. 1 from Myers Drive to Crane Creek Bridge in Melbourne and Palm Bay has been postponed. (FPID no. 448793-1). The meeting will be rescheduled and Florida Department of Transportation (FDOT) will release the new date once it is determined.

All meeting materials, including the presentation, is available on the project website at [www.cflroads.com/project/448793-1](http://www.cflroads.com/project/448793-1).

A copy of the agenda may be obtained by contacting: n/a

For more information, you may contact: FDOT Project Manager Jude Jean-Francois by phone at (386)943-5487, by email at [Jude.Jean-Francois@dot.state.fl.us](mailto:Jude.Jean-Francois@dot.state.fl.us), or U.S. mail at



Florida Department of Transportation, 719 South Woodland Blvd., M.S. 542, DeLand, FL 32720.

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

**DEPARTMENT OF HEALTH**

Board of Pharmacy

NOTICE IS HEREBY GIVEN that the Board of Pharmacy has received the petition for declaratory statement from Edwin A. Bayó, Esquire, on behalf of Holiday CVS, LLC, filed on August 16, 2023. The petition seeks the agency's opinion as to the applicability of Sections 465.0244 and 465.025, Florida Statutes as it applies to the petitioner.

Petitioner asks the Board to issue a Declaratory Statement interpreting Sections 465.0244 and 465.025, Florida Statutes, and holding that if a patient has prescription drug coverage through a third-party payor, following the directions of the third-party payor would comply with the generic substitution law, and in cases where the plan has not directed which drug should be dispensed, whether the requirement to inform the patient that the cost-sharing obligation to the customer exceeds the retail price in the absence of prescription drug coverage only require the pharmacist to inform the patient about another less expensive drug that is covered under the plan. 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: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C08, Tallahassee, Florida 32399-3258 or by email at [info@floridaspharmacy.gov](mailto:info@floridaspharmacy.gov).

**DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN that Department of Financial Services, Division of State Fire Marshal (Department) has declined to rule on the petition for declaratory statement filed by Robert B. Ratliff on June 06, 2023. The following is a summary of the agency's declination of the petition:

Robert B. Ratliff withdrew on August 25, 2023 his Petition for Declaratory Statement.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Sarah Marcos: [Sarah.Marcos@myfloridacfo.com](mailto:Sarah.Marcos@myfloridacfo.com)

**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**

**NONE**

**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., Tuesday, August 22, 2023 and 3:00 p.m., Monday, August 28, 2023.

Rule No.	File Date	Effective Date
12E-1.012	8/25/2023	9/14/2023
12E-1.023	8/25/2023	9/14/2023
12E-1.027	8/25/2023	9/14/2023
12E-1.028	8/25/2023	9/14/2023
12E-1.029	8/25/2023	9/14/2023
12E-1.030	8/25/2023	9/14/2023
12E-1.036	8/25/2023	9/14/2023
12E-1.039	8/25/2023	9/14/2023
12E-1.040	8/25/2023	9/14/2023
12E-1.041	8/25/2023	9/14/2023
12E-1.042	8/25/2023	9/14/2023
61G1-12.004	8/22/2023	9/11/2023
61G19-6.0035	8/23/2023	9/12/2023
64B-9.001	8/23/2023	9/12/2023
64B5-7.006	8/22/2023	9/11/2023
64B5-16.0061	8/22/2023	9/11/2023
69J-7.001	8/24/2023	9/13/2023
73AER23-2	8/25/2023	8/25/2023

**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
40C-4.091	3/31/2023	**/**/****
40C-41.043	3/31/2023	**/**/****
40E-4.091	6/26/2023	**/**/****
60FF1-5.009	7/21/2016	**/**/****
62-330.010	4/28/2023	**/**/****
62-330.050	4/28/2023	**/**/****
62-330.055	4/28/2023	**/**/****
62-330.301	4/28/2023	**/**/****
62-330.310	4/28/2023	**/**/****
62-330.311	4/28/2023	**/**/****
62-330.350	4/28/2023	**/**/****
62-330.405	4/28/2023	**/**/****
64B8-10.003	12/9/2015	**/**/****
65C-9.004	3/31/2022	**/**/****

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Food, Nutrition and Wellness  
 Child Nutrition Programs State Waiver Request

Child Nutrition Programs are expected to be administered according to all statutory and regulatory requirements; waivers to the requirements are exceptions. However, Section 12(l) of the Richard B. Russell National School Lunch Act, 42 U.S.C. 1760(l), provides authority for USDA to waive requirements for State agencies or eligible service providers under certain circumstances. When requesting the waiver of statutory or regulatory requirements for the Child Nutrition Programs (CNPs), including the Child and Adult Care Food Program (CACFP), the Summer Food Service Program (SFSP), the National School Lunch Program (NSLP), the Fresh Fruit and Vegetable Program (FFVP), the Special Milk Program (SMP), and the School Breakfast Program (SBP), State agencies and eligible service providers should use this template. State agencies and eligible service providers should consult with their FNS Regional Offices when developing waiver requests to ensure a well-reasoned, thorough request is submitted. State agencies and eligible service providers are encouraged to submit complete waiver requests at least 60 calendar days prior to the anticipated implementation date. Requests submitted less than 60 calendar days prior to the anticipated implementation should be accompanied by an explanation of extenuating circumstances.

For more information on requests for waiving Program requirements, refer to SP 15-2018, CACFP 12-2018, SFSP 05-2018, Child Nutrition Program Waiver Request Guidance and Protocol- Revised, May 24, 2018.

State agency submitting waiver request and responsible State agency staff contact information: Florida Department of Agriculture and Consumer Services (FDACS)

Vianka Colin, Director, (850)617-7427 or (800)504-6609, Vianka.Colin@FDACS.gov

Lisa Church, Bureau Chief of Child Nutrition Programs, (850)617-7413, Lisa.Church@FDACS.gov

Region: Southeast

Eligible service providers participating in waiver and affirmation that they are in good standing:

Summer Food Service Program (SFSP) and Seamless Summer Option (SSO) sponsors currently in good standing with FDACS will be deemed eligible to participate in the implementation of this waiver in accordance with Rule 5P-2.009, F.A.C. and Rule 5P-3, F.A.C.

Description of the challenge the State agency is seeking to solve, the goal of the waiver to improve services under the Program, and the expected outcomes if the waiver is granted. [Section 12(l)(2)(A)(iii) and 12(l)(2)(A)(iv) of the NSLA]:

Section 13(c)(1) of the NLSA (42 U.S.C. 1761(c)(1)) requires that meals served to children not in school during an unanticipated closure may only be reimbursed by FNS if the meals were served at non-school sites. FDACS is requesting the authority to implement the SFSP and/or NSLP Seamless Summer Option (SSO) at school sites as needed as a feasible method of ensuring students can continue to receive the nutritious meals that they are accustomed to during the normal school day when unforeseen events occur that result in school closures. Under the implementation of this waiver, FDACS anticipates – consistent with regular SFSP and SSO operations – area eligible school sites operating during an unanticipated school closure will be open to all children age 18 and under.

Specific Program requirements to be waived (include statutory and regulatory citations). [Section 12(l)(2)(A)(i) of the NSLA]; Section 13(c)(1) of the NLSA (42 U.S.C. 1761(c)(1))

7 CFR 225.6(d)(1)(iv), State Agency Responsibilities, Approval of Sites

Detailed description of alternative procedures and anticipated impact on Program operations, including technology, State systems, and monitoring:

FDACS will utilize its administrative procedures for emergency meals as provided in Rule 5P-2.009, F.A.C. and Rule 5P-3 F.A.C., which outline the eligibility requirements, application process, requirements for the identification of meal service times and locations, meal pattern requirements, claims for reimbursement process, and record retention requirements.

In the event a School District is unable to provide meals during an unanticipated school closure, FDACS will solicit the remaining sponsors of the SFSP for the county in which the non-participating School District resides, and responses will be considered on a first come, first served basis, in accordance with Rule 5P-3 F.A.C.

FDACS also has template meal count forms that are available for download, or can be printed and shipped to program sponsors, for use during the implementation of the requested waiver if for any reason the Point of Service (POS) becomes inaccessible during an unanticipated school closure.

The Florida Automated Nutrition System (FANS) is also accessible using any standard internet browser – desktop or mobile – so that meal counts can be entered from any location and submitted to FDACS without the need of any alternative procedures.

FDACS will continue to conduct program monitoring in accordance with 7 CFR 225.7(d) throughout the implementation period of the waiver.

Description of any steps the State has taken to address regulatory barriers at the State level. [Section 12(l)(2)(A)(ii) of the NSLA]:

There are no regulatory barriers at the State level to address.

Anticipated challenges State or eligible service providers may face with the waiver implementation:

FDACS will work with its program sponsors to identify meal distribution sites that are in areas that are easily accessible to low-income children while avoiding identification of individual children as low income.

FDACS will also assist program sponsors with communicating with families when, where, and how students may receive meals during a school closure through social media, press releases, media advisories, and website updates.

Description of how the waiver will not increase the overall cost of the Program to the Federal Government. If there are anticipated increases, confirm that the costs will be paid from non-Federal funds. [Section 12(l)(1)(A)(iii) of the NSLA]:

There are no anticipated increases to the overall costs of the Program or to the Federal Government.

Anticipated waiver implementation date and time period:

Upon approval through May 30, 2025.

Proposed monitoring and review procedures:

As mentioned above, FDACS will continue to conduct program monitoring in accordance with 7 CFR 225.7(d) throughout the implementation period of the waiver.

Proposed reporting requirements (include type of data and due date(s) to FNS):

Meal counts and records will be maintained for meals served under the waiver. The total meals served under the waiver will be submitted to FNS monthly and upon final use of the waiver in Florida during each instance of an unforeseen event.

Link to or a copy of the public notice informing the public about the proposed waiver [Section 12(l)(1)(A)(ii) of the NSLA]:

Signature and title of requesting official: Vianka Colin, Director  
Requesting official's email address for transmission of response: Vianka.Colin@FDACS.gov

**TO BE COMPLETED BY FNS REGIONAL OFFICE:**

FNS Regional Offices are requested to ensure the questions have been adequately addressed by the State agency and formulate an opinion and justification for a response to the waiver request based on their knowledge, experience and work with the State.

Date request was received at Regional Office:

Check this box to confirm that the State agency has provided public notice in accordance with Section 12(l)(1)(A)(ii) of the NSLA

Regional Office Analysis and Recommendations:

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Food, Nutrition and Wellness

Child Nutrition Programs State Waiver Request

Child Nutrition Programs are expected to be administered according to all statutory and regulatory requirements; waivers

to the requirements are exceptions. However, Section 12(l) of the Richard B. Russell National School Lunch Act, 42 U.S.C. 1760(l), provides authority for USDA to waive requirements for State agencies or eligible service providers under certain circumstances. When requesting the waiver of statutory or regulatory requirements for the Child Nutrition Programs (CNPs), including the Child and Adult Care Food Program (CACFP), the Summer Food Service Program (SFSP), the National School Lunch Program (NSLP), the Fresh Fruit and Vegetable Program (FFVP), the Special Milk Program (SMP), and the School Breakfast Program (SBP), State agencies and eligible service providers should use this template. State agencies and eligible service providers should consult with their FNS Regional Offices when developing waiver requests to ensure a well-reasoned, thorough request is submitted. State agencies and eligible service providers are encouraged to submit complete waiver requests at least 60 calendar days prior to the anticipated implementation date. Requests submitted less than 60 calendar days prior to the anticipated implementation should be accompanied by an explanation of extenuating circumstances.

For more information on requests for waiving Program requirements, refer to SP 15-2018, CACFP 12-2018, SFSP 05-2018, Child Nutrition Program Waiver Request Guidance and Protocol- Revised, May 24, 2018.

1. State agency submitting waiver request and responsible State agency staff contact information:  
Lisa Church Chief, Bureau of Child Nutrition Programs, Division of Food, Nutrition and Wellness, Florida Department of Agriculture and Consumer Services, (850)617-7413, (850)509-7884, [Lisa.Church@fdacs.gov](mailto:Lisa.Church@fdacs.gov).
2. Region: SERO
3. Eligible service providers participating in waiver and affirmation that they are in good standing:  
The waiver would apply to NSLP, SBP, ASP, FFVP, SFSP, SSO, SMP sponsors throughout the state of Florida.
4. Description of the challenge the State agency is seeking to solve, the goal of the waiver to improve services under the Program, and the expected outcomes if the waiver is granted. [Section 12(l)(2)(A)(iii) and 12(l)(2)(A)(iv) of the NSLA]:  
As sponsors respond to and recover from emergencies, it is important to reduce administrative burden to the fullest extent possible. FDACS desires to provide administrative and operational flexibility, where possible, while maintaining program integrity in providing nutritious meals during emergency situations. A relief of these regulatory requirements will help us to better meet the needs of our customers.

- a. Challenge without waiver
    - i. Sponsors continue to face uncertainly in how to streamline operations while continuing to respond to disaster related challengers, especially power outages, flooding and school closures. Without these waivers, sponsors will spend an extraordinary amount of time completing activities related to regulatory burden rather than focusing on properly servicing students and children.
    - ii. Decreased program participation.
    - iii. Food insecurity will continue to be an issue for students and children.
  - b. Goal of Waiver to Improve Services
    - i. Decrease some administrative pressures for the sponsor during this difficult time.
    - ii. Continued flexibility of the service options; non-congregate meals service, parent/guardian pick-up, meal service time, offer vs serve and meals at school sites provide sponsors the flexibility needed to continue to provide meals in response to emergency situations.
    - iii. Maintain sponsor and site program participation and minimize hunger in the local communities.
  - c. Expected Outcome of Waiver
    - i. Sponsors will have an opportunity to transition back to normal operations over a longer period, which helps to assure success.
    - ii. Sponsors will implement flexibilities, as needed, to minimize the negative impact on program participation because of emergencies.
    - iii. Simplify program administration for the sponsors, so they can focus on the highest priority needs of their program/sites.
5. Specific Program requirements to be waived (include statutory and regulatory citations). [Section 12(l)(2)(A)(i) of the NSLA]:
    - a. Unanticipated School Closures:

- i. The waivers in this section apply to SFSP and SSO during unanticipated school closures. FNS expects that flexibilities under these waivers will only be implemented by Program operators when congregate meal service is limited by Hurricane Idalia
- ii. Non-Congregate Meal Service during Unanticipated School Closures in SY 2022-23 [42 U.S.C. 1753(b)(1)(A), 42 U.S.C. 1761(a)(1)(D), and 7 CFR 225.6(e)(15)](August 30, 2023 – November 30, 2023)
- iii. Parent and Guardian Meal Pick-Up during Unanticipated School Closures (SFSP/SSO) [42 U.S.C. 1761(f)(3) and 7 CFR 210.10(a), 220.2 (Breakfast), 220.8(a), 225.2, and 225.9(d)(7)] (August 30, 2023 – November 30, 2023)
- iv. Meal Service Times for Unanticipated School Closures in SY 2022-23 [7 CFR 225.16(c)(1) and 225.16(c)(2)] (August 30, 2023 – November 30, 2023)
- v. Meals at School Sites for Unanticipated School Closures in SY 2022-23 [42U.S.C. 1761(c)(1) and 7 CFR 225.6(d)(1)(iv)] (August 30, 2023 – November 30, 2023)
- b. NSLP, SBP, ASP, FFVP, SSO, SMP:
  - i. Non-Congregate Meal Service [42 U.S.C. 1753(b)(1)(A) and 42 U.S.C. 1773(b)(1)(A)]
  - ii. Parent/Guardian Meal Pickup [7 CFR 210.10(a), 220.2 (Breakfast), and 220.8(a)]
  - iii. Non-Congregate Milk Service [42 U.S.C. 1772(a)(1) and 7 CFR 215.1]
  - iv. Parent/Guardian Milk Pickup [42 U.S.C. 1772(a)(7), 7 CFR 215.7(d)(2)(i), and 7 CFR 215.13a(a)]
  - v. Parent/Guardian FFVP Pickup [42 U.S.C. 1769a]
  - vi. Alternate Site [42 U.S.C. 1769a(a)]
  - vii. Meal Service Times [7 CFR 210.10(l) and 220.8(l)]
  - viii. Offer Versus Serve [42 U.S.C. 1758(a)(3) and 7 CFR 210.10(e)]
  - ix. Nutrition and meal component requirements under 7 CFR 210.10(b)-(f) and the required nutrient analysis under 210.10(h)(i)
  - x. Afterschool snack component and nutrition requirements under 7 CFR 210.10(o)
  - xi. Preschooler and infant lunch nutrition and meal component requirements under 7 CFR 210.10(p)-(q)
  - xii. Requirements under 7 CFR 220.8(c)-(f) and (h)-(j) that breakfast meals meet certain nutrition and component requirements and that FDACS conduct a nutrient analysis.
  - xiii. Requirements under 7 CFR 220.8(o)-(p) that breakfast meals for preschoolers and infants meet certain nutrition and component requirements.
  - xiv. Waiver to extend the Single Audit due dates for SFAs from 90 to 120 days. 2 CFR 200
  - xv. Flexibilities in meal counting and claiming procedures. This would allow the SFA to claim all meals served as “free” until such time that documentation is readily available to account for meals served by category (free, reduced and paid).
  - xvi. Allow, if needed, two schools to utilize the same locations and claim separately as necessary.
- c. SFSP:
  - i. Summer Sponsor Application Deadline and to Allow Reimbursement for Meals Served Prior to Approval of Operations 7 CFR 225.6(b)(1) and 7 CFR 225.9(d).
  - ii. Allow schools/site to operate open sites in areas that are not located in “Areas in which poor economic conditions exist,” as defined at section 13(a)(1)(A) of the Richard B. Russell National School Lunch Act (NSLA) and as referenced at 42

U.S.C. 1761(a)(1)(A)(i) and in regulation at 7 CFR 225.2, 7 CFR 225.6(c)(2)(i)(G), 7 CFR 225.6(c)(3)(i)(B), 7 CFR 225.6(d)(1)(i), 225.14(c)(3), and 7 CFR 225.16(b)(4).

6. Detailed description of alternative procedures and anticipated impact on Program operations, including technology, State systems, and monitoring:

If approved, there are no significant impacts on technology or state systems. These waivers will allow NSLP, SBP, ASP, FFVP, SMP, SSO and SFSP sponsors in good standing to serve meals during extraordinary cases due to a disaster, in a non-congregate setting. Approval of these waivers will ensure that children have the nutrition needed during an unanticipated school closure due to an emergency and when the children return to school. Through trainings, visits and reviews, FDACS will track sponsors that were approved to utilize these waivers during an emergency or extraordinary case related to it.

Anticipated impact:

The waivers will decrease the administrative burden, allow for efficient and effective oversight of program operation, and allow SFAs and SFSP sponsors to meet the needs of their families and children. The FDACS will continue to ensure program integrity through the application approval process and technical assistance visits.

If the waivers are not approved, the following impact will likely occur:

The students and children will not have access to meals daily;

The SFAs and SFSP sponsors cannot be empathic with their needy communities, serving meals to students and walking children;

The SFAs and SFSP sponsors will not receive funds by reimbursement; affecting their financial area, leading them to not comply with the program meal patterns, forcing them to close operations, and

Affect nutritional, physical and well-being of families' health.

7. Description of any steps the State has taken to address regulatory barriers at the State level. [Section 12(l)(2)(A)(ii) of the NSLA]:

The state agency has not had to address any barriers as these flexibilities were in place. If the waiver is not approved, there will be an increase in administrative

burdens, an increase in barriers to participation, and it will create a negative effect on program operations.

8. Anticipated challenges State or eligible service providers may face with the waiver implementation: There are no anticipated challenges with waiver implementation for eligible sponsors.
9. Description of how the waiver will not increase the overall cost of the Program to the Federal Government. If there are anticipated increases, confirm that the costs will be paid from non-Federal funds. [Section 12(l)(1)(A)(iii) of the NSLA]: There is no anticipated impact on SA administrative cost, SAE and SAF, for state agency oversight with implementation of this waiver.
10. Anticipated waiver implementation date and time period: The waiver will take place immediately through November 30, 2023. These waivers will only be authorized by the FDACS for case-by-case disaster situations and only those entities requiring the waiver(s).
11. Proposed monitoring and review procedures: Sponsors and sites will continue to be monitored by the FDACS and standard review procedures will continue to be followed. A corrective action plan and follow-up will address any noncompliance issues.
12. Proposed reporting requirements (include type of data and due date(s) to FNS): FDACS will collect and submit data as required.
13. Link to or a copy of the public notice informing the public about the proposed waiver [Section 12(l)(1)(A)(ii) of the NSLA]: Disaster waiver – link will be provided once live in Florida system.
14. Signature and title of requesting official: Lisa Church Chief, Bureau of Child Nutrition Programs, Division of Food, Nutrition and Wellness, Florida Department of Agriculture and Consumer Services, (850)617-7413, (850)509-7884, Lisa.Church@fdacs.gov.

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**TO BE COMPLETED BY FNS REGIONAL OFFICE:**

FNS Regional Offices are requested to ensure the questions have been adequately addressed by the State agency and formulate an opinion and justification for a response to the waiver request based on their knowledge, experience and work with the State.

Date request was received at Regional Office:

- Check this box to confirm that the State agency has provided public notice in accordance with Section 12(l)(1)(A)(ii) of the NSLA

- Regional Office Analysis and Recommendations:

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Establishment of Pasco Drivewhere Aka Brooks EV, line-make ICON

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to section 320.642, Florida Statutes, notice is given that Icon EV, LLC, intends to allow the establishment of Pasco Drivewhere Aka Brooks EV, as a dealership for the sale of low-speed vehicles manufactured by Icon EV, LLC (line-make ICON) at 13085 Cortez Boulevard, Brooksville, (Hernando County), Florida 34613, on or after September 28, 2023.

The name and address of the dealer operator(s) and principal investor(s) of Pasco Drivewhere Aka Brooks EV are dealer operator(s): Benjamin Amissah-Ocran, 8256 Ivy Stark Boulevard, Wesley Chapel, Florida 33545, principal investor(s): Benjamin Amissah-Ocran, 8256 Ivy Stark Boulevard, Wesley Chapel, Florida 33545.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Sondra L. Howard, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Lana Batten, Icon EV, LLC, 4406 Madison Industrial Lane, Building B, Tampa, Florida 33619.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

**BOARD OF GOVERNORS**

Florida Board of Governors' Cancellation of Meeting August 29 and 30, 2023

Due to the threat of Tropical Storm Idalia, the Florida Board of Governors Announces a cancellation of the noticed New Member Orientation August 29, 2023, 10:30 a.m., and Board of

Governors meetings August 29, 2023, 1:00 p.m. and August 30, 2023, 9:00 a.m.

For more information, you may contact: Rachel Kamoutsas at 325 w. Gaines St., Tallahassee, FL, 32399 or by calling (850)245-0466.

**BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT**

**BABCOCK RANCH COMMUNITY INDEPENDENT SPECIAL DISTRICT NOTICE OF RULEMAKING FOR WATER UTILITIES, WATER POLICIES MANUAL, ERC CALCULATION TOOL AND WATER UTILITY RATES**

A rulemaking public hearing will be conducted by the Babcock Ranch Community Independent Special District ("District") on the following date, time and place:

Date and Time: September 28, 2023, 1:00 p.m.

Place: The Hatchery, East Conference Room, Second Floor, 42881 Lake Babcock Drive, Punta Gorda, Florida 33982

The public hearing will be a rulemaking hearing and will provide an opportunity for the public to address proposed rules that amend and supplement Babcock Ranch Water Utilities Policies Manual, ERC Calculation Tool and Potable Water, Wastewater and Irrigation Quality Water Rates and Fees Schedule (collectively, the "proposed rules"). The purpose and effect of the proposed rules is to provide for efficient and effective water utilities operations, and to provide sufficient revenues to meet expenses and provide services within the boundaries of the District related to water utilities. Prior notice of rule development for the rulemaking hearing was published in the Florida Administrative Register on August 28, 2023. The proposed amendments to the District's existing water utility rates are as follows:

**INITIAL FEES – CONNECTION FEES/AFPI, DEPOSIT FEES, TAP IN, ROAD PUSH**

The below fees and rates are applicable to all Customers of the Utility at the time of an initial connection to the Utility System, depending on whether residential or non-residential.

Please consult the ERC Calculation Tool for an approximate ERC calculation. Final ERC calculation and meter sizing will be determined by the District.

**Residential**

Account Set Up Fee \$45.00

**Potable Water**

Connection Fee/AFPI \$2,761.39 (per calculated # of ERC)

**Meter Installation Fee**

¾" \$532.37

1" \$643.78

1½" \$1,530.68

2" \$1,700.64 Greater than 2" Actual Cost  
Customer Deposit \$45.00

Tap In Fee (if service not currently available) \$1,529.82 (or Actual Cost <sup>4</sup> , whichever is greater)	¾" \$532.37
Road Push (if service not currently available at property line) \$2,404.00 (or Actual Cost <sup>4</sup> , whichever is greater)	1" \$643.78
Private Fire Protection (if separate meter/connection)	1½" \$1,530.68
Connection Fee/AFPI (based upon fire flow)	2" \$1,700.64
0-50 GPM \$ 4,579.14	Greater than 2" Actual Cost <sup>4</sup>
51-100 GPM \$5,958.67	Customer Deposit Two times estimated monthly charge (not less than Residential Customer Deposit fee)
101-150 GPM \$6,944.03	Tap In Fee (if service not currently available) \$1,529.82 (or Actual Cost <sup>4</sup> , whichever is greater)
151-300 GPM \$9,019.14	Road Push (if service not currently available at property line) \$2,404.00 (or Actual Cost <sup>4</sup> , whichever is greater)
301-500 GPM \$10,831.10	Private Fire Protection (if separate meter/connection)
501-750 GPM \$12,745.06	Connection Fee/AFPI (based upon fire flow)
751-1000 GPM \$14,206.90	0-50 GPM \$4,579.14
1001-1500 GPM \$16,554.43	51-100 GPM \$5,958.67
1501-3000 GPM \$21,504.54	101-150 GPM \$6,944.03
3001-4500 GPM \$25,058.86	151-300 GPM \$9,019.14
Meter Installation Fee	301-500 GPM \$10,831.10
¾" \$532.37	501-750 GPM \$12,745.06
1" \$643.78	751-1000 GPM \$14,206.90
1½" \$1,530.68	1001-1500 GPM \$16,554.43
2" \$1,700.64	1501-3000 GPM \$21,504.54
Greater than 2" Actual Cost <sup>4</sup> 3% Customer Deposit \$45.00	3001-4500 GPM \$25,058.86
Tap In Fee (if service not currently available) \$1,529.82 (or Actual Cost <sup>4</sup> , whichever is greater)	Meter Installation Fee
Road Push (if service not currently available at property line) \$2,404.00 (or Actual Cost <sup>4</sup> , whichever is greater)	¾" \$532.37
Wastewater	1" \$643.78
Connection Fee/AFPI \$2,899.35 (per calculated # of ERC)	1½" \$1,530.68
Customer Deposit \$50.00	2" \$1,700.64
Tap In Fee (if service not currently available) \$1,529.82 (or Actual Cost <sup>4</sup> , whichever is greater)	Greater than 2" Actual Cost <sup>4</sup> 3% Customer Deposit \$45.00
Road Push (if service not currently available at property line) \$2,404.00 (or Actual Cost <sup>4</sup> , whichever is greater)	Tap In Fee (if service not currently available) \$1,529.82 (or Actual Cost <sup>4</sup> , whichever is greater)
Irrigation Quality Water	Road Push (if service not currently available at property line) \$2,404.00 (or Actual Cost <sup>4</sup> , whichever is greater)
Connection Fee/AFPI \$2,182.91 (per connection, regardless of meter size)	Wastewater
Meter Installation Fee	Connection Fee/AFPI \$2,899.35 (per calculated # of ERC)
¾" \$532.37	Customer Deposit Two times estimated monthly charge (not less than Residential Customer Deposit fee)
1" \$643.78	Tap In Fee (if service not currently available) \$1,529.82 (or Actual Cost <sup>4</sup> , whichever is greater)
1½" \$1,530.68	Road Push (if service not currently available at property line) \$2,404.00 (or Actual Cost <sup>4</sup> , whichever is greater)
2" \$1,700.64	Irrigation Quality Water
Greater than 2" Actual Cost <sup>4</sup> 3% Customer Deposit \$40.00	Connection Fee/AFPI \$2,182.91 (per connection, regardless of meter size)
Tap In Fee (if service not currently available) \$1,529.82 (or Actual Cost <sup>4</sup> , whichever is greater)	Meter Installation Fee
Road Push (if service not currently available at property line) \$2,404.00 (or Actual Cost <sup>4</sup> , whichever is greater)	¾" \$532.37
Non-Residential	1" \$643.78
Account Set Up Fee \$45.00	1½" \$1,530.68
Potable Water	2" \$1,700.64
Connection Fee/AFPI \$2,761.39 (per calculated # of ERC)	Greater than 2" Actual Cost <sup>4</sup>
Meter Installation Fee	Customer Deposit Two times estimated monthly charge



(not less than Residential Customer Deposit fee)  
 Tap In Fee (if service not currently available) \$1,529.82 (or Actual Cost<sup>4</sup>, whichever is greater)  
 Road Push (if service not currently available at property line) \$2,404.00 (or Actual Cost<sup>4</sup>, whichever is greater)  
 Master Meter Irrigation Quality Water Service Account Set Up Fee \$45.00  
 Irrigation Quality Water Connection Fee/AFPI \$2,182.91 (per calculated # of ERC)  
 Meter Installation Fee  
 ¾" \$532.37  
 1" \$643.78  
 1½" \$1,530.68  
 2" \$1,700.64  
 Greater than 2" Actual Cost<sup>4</sup>

Customer Deposit Two times estimated monthly charge (not less than Residential Customer Deposit fee)  
 Tap In Fee (if service not currently available) \$1,529.82 (or Actual Cost<sup>4</sup>, whichever is greater)  
 Road Push (if service not currently available at property line) \$2,404.00 (or Actual Cost<sup>4</sup>, whichever is greater)

**MONTHLY USE AND COMMODITY FEES – WATER, WASTEWATER AND IRRIGATION**

Residential – Applicable to single-family Customers or multi-family Customers which are individually metered.

Potable Water  
 Monthly Base Facility Charge (based upon meter size)  
 ¾" \$29.71  
 1" \$74.27  
 1½" \$148.54  
 2" \$237.66  
 Over 2" \$29.71 (per calculated # of ERC)

Commodity Charge (per 1000 gallons)  
 0 to 5,999 gallons \$5.89  
 6,000 gallons and above \$8.60  
 Temporary Water Service (<2") \$337.65 Deposit plus Actual Cost<sup>4</sup> plus

Monthly Base Facility Charge Fee plus Commodity Charge  
 Private Fire Protection Service<sup>1</sup> Monthly Base Facility Charge  
 2" or less \$19.81  
 3" \$39.60  
 4" \$61.90  
 6" \$123.80  
 8" \$198.08  
 Commodity Charge (per 1000 gallons) \$5.89

Wastewater  
 Monthly Base Facility Charge \$34.76 (all meters)  
 Commodity Charge \$6.17 (per 1,000 gallons, to max 10,000 gallons)

Temporary Wastewater Service \$354.54 Deposit plus Actual Cost<sup>4</sup> plus  
 Monthly Base Facility Charge Fee plus Commodity Charge  
 Irrigation Quality Water<sup>2</sup>  
 Monthly Base Facility Charge (all meters) \$9.55  
 Commodity Charge (per 1000 gallons) \$2.86  
 Temporary Irrigation Service (<2") \$337.65 Deposit plus Actual Cost<sup>4</sup> plus  
 Monthly Base Facility Charge Fee plus Commodity Charge  
 Multi-Family Residential - Applicable to multi-family Customers as defined in the Babcock Ranch Water Utilities Policies Manual.  
 Account Set Up Fee \$45.00

Potable Water  
 Monthly Base Facility Charge (per calculated # of ERC) \$29.71  
 Commodity Charge (per 1,000 gallons)  
 0 to 6,000 gallons \$5.89  
 6,001 gallons and above \$8.60  
 Temporary Water Service (<2") \$337.65 Deposit plus Actual Cost<sup>4</sup> plus  
 Monthly Base Facility Charge Fee plus Commodity Charge  
 Private Fire Protection Service Monthly Base Charge  
 2" or less \$19.81  
 3" \$39.60  
 4" \$61.90  
 6" \$123.80  
 8" \$198.08  
 Commodity Charge (per 1000 gallons) \$5.89

Wastewater  
 Monthly Base Facility Charge (per unit in building) \$34.76  
 Commodity Charge \$6.17 (per 1,000 gallons to max. 10,000 gallons per unit in the building)  
 Temporary Wastewater Service (<2") \$354.54 Deposit plus Actual Cost<sup>4</sup> plus  
 Monthly Base Facility Charge Fee plus Commodity Charge  
 Irrigation Quality Water<sup>2</sup>  
 Monthly Base Facility Charge (per meter) \$9.55  
 Commodity Charge (per 1000 gallons) \$2.86  
 Temporary Irrigation Service (<2") \$337.65 Deposit plus Actual Cost<sup>4</sup> plus  
 Monthly Base Facility Charge Fee plus Commodity Charge  
 Non-Residential - Applicable to non-residential commercial, industrial, office, civic, or other Customers for which no other rate schedule applies. Tiered rates are based on total gallons used.

Potable Water  
 Monthly Base Facility Charge  
 ¾" \$29.71  
 1" \$74.27

1½"	\$148.54
2"	\$237.66
Over 2"	\$29.71 (per calculated # of ERC)
Commodity Charge (per 1,000 gallons)	
0 to 6,000 gallons	\$5.89
6,001 gallons to 20,000	\$8.60
20,001 and above	\$11.53
Temporary Water Service (Potable or Irrigation Quality) (<2")	
\$337.65 Deposit plus Actual Cost <sup>4</sup> plus	
Monthly Base Facility Charge Fee plus Commodity Charge	
Private Fire Protection Service Monthly Base Charge	
2" or less	\$19.81
3"	\$39.60
4"	\$61.90
6"	\$123.80
8"	\$198.08
Commodity Charge (per 1000 gallons)	\$5.89

Wastewater

Monthly Base Facility Charge	\$34.76 (all meters)	Commodity Charge (per 1000 gallons)	\$7.40
Temporary Wastewater Service (<2")	\$354.54	Deposit plus Actual Cost <sup>4</sup> plus	
Monthly Base Facility Charge Fee plus Commodity Charge		Irrigation Quality Water <sup>2</sup>	
Monthly Base Facility Charge (all meters)	\$9.55	Commodity Charge (per 1000 gallons)	\$2.86
Basis (Golf Course Only, per 1000 gallons)	\$0.66	Temporary Irrigation Service (<2")	\$327.82
Deposit plus Actual Cost <sup>4</sup> plus		Monthly Base Facility Charge Fee plus Commodity Charge	

Raw Water

Monthly Base Facility Charge	\$24.37
Commodity Charge (per 1000 gallons)	\$3.14
Master Meter Irrigation Quality (IQ) Water Service –	
Applicable to Single-Family Residential Customers, Multi-Family Residential Customers, and other non-residential Customers.	
Irrigation Quality Water <sup>2</sup>	
Monthly Base Facility Charge ( per calculated # of ERC)	\$9.55
Commodity Charge (per 1000 gallons)	\$2.86

MISCELLANEOUS FEES

Violation of District policies may lead to discontinuation of Utility Service, assessment of fees and fines, as well as inspection charges and fees to reconnect services once the violation has been resolved. Any work performed between 3:00PM and 8:00AM shall be considered after normal working hours.

Disconnection of Services

Normal disconnect working hours	\$35.57
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Normal disconnect after working hours	\$71.13
Due to Violation	\$71.13 plus violation fine
Premise Visit in Lieu of disconnection	\$34.54 during normal working hours
	\$69.06 after normal working hours
Reconnection of Services	
Normal reconnect during working hours	\$53.35
Normal reconnect after working hours	\$65.21
Due to Violation	\$71.13 plus violation fine
Service Relocation Fees	Actual Cost <sup>4</sup>
Trip Charge (per visit)	\$48.83
Late Payment (up to \$133 past due)	\$2.18
Late Payment (greater than \$133 past due)	1.50%
Returned Checks <sup>5</sup>	\$26.52 (Face Value does not exceed \$50.00)
	\$31.83 (Face Value is more than \$50.00, but does not exceed \$300.00)
	\$42.44 (Face Value more than \$300)
Customer Account Transfer Fee	\$28.14
Unauthorized Water Use Fee	\$56.28 per violation per day
Unauthorized Tampering <sup>3</sup>	
Single-Family	\$295.00 per violation
Multi-Family	\$575.00 per violation
Non-residential	\$1,150.00 per violation
Fire suppression, hydrant, fire line	\$575.00 per violation
Construction and Inspection Fee (Developer) <sup>7</sup>	\$550.00 (or 1% of Construction Cost, whichever is greater)
Re-Inspection Fee	\$570.00
Plan Review Fee	\$820.00 (or 1% of Construction Cost, whichever is greater)
Development Project Admin Fee	\$275.00 (or 1% of Construction Cost, whichever is greater)
Copy of Check Fee	\$5.75
Document Recording Fee	\$11.50 first page, \$9.75 each additional page
Fire Flow Test	\$175.00
Request for Third Party Meter Testing (up to 1 ½")	\$80.00
Request for Third Party Meter Test Testing (2" and above)	Actual Cost <sup>4</sup> Request for Field Meter Testing (up to 1 ½") \$36.75
Request for Field Meter Test Testing (2" and above)	Actual Cost <sup>4</sup>
Backflow Prevention- Device Repair and/or Certification	Actual Cost <sup>4</sup>
Cross-Connection	Actual Cost <sup>4</sup>
Service Policy Related Fees	\$40.00 per visit
Non-Compliant Irrigation System Fine	\$57.56 to \$172.67 per day as determined by District
Non-Compliant Industrial Discharge Fine	\$57.56 to \$172.67 per day as determined by District
Grease Trap Inspections	Actual Cost <sup>4</sup>
Grease Trap Violations (within 10-year period)	

(1<sup>st</sup> Occurrence) \$235.00 + Actual Cost<sup>4</sup>  
 (2<sup>nd</sup> Occurrence) \$465.00 + Actual Cost<sup>4</sup>  
 (3<sup>rd</sup> Occurrence) \$685.00 + Actual Cost<sup>4</sup>  
 (4<sup>th</sup> Occurrence) Service Disconnection  
 Lien Search Request Fee \$55.00  
 Utility Relocations Fee Actual Cost<sup>4</sup>  
 Traffic Bearing Meter Box Actual Cost<sup>4</sup>  
 Televising Sewer Laterals \$2.25 per Linear Foot + Equipment  
 Fee  
 Private Lift Station/Grinder Station Inspection and Routine  
 Preventative Maintenance \$250.00 per month per Lift Station  
 Private Lift Station/Grinder Station Corrective Maintenance  
 Actual Cost<sup>4</sup>  
 The District reserves the right to impose additional fees for the  
 following to the extent not covered above, including cost for  
 rental of any equipment not otherwise listed in the Tariff, plus  
 a 10% markup.

Labor Classification	Regular Working Hours	After Working Hours
Unskilled	\$72.12	\$108.17
Laborer per hour		
Plant / System Operator (Class A) per hour	\$90.16	\$132.22
Plant / System Operator (Class B) per hour	\$84.14	\$126.20
Plant / System Operator (Class C) per hour	\$78.13	\$117.19
Skilled Maintenance per hour	\$78.13	\$117.19
Foreman per hour	\$84.14	\$126.20
Manager per hour	\$126.20	\$138.23
Electrician per hour	\$84.14	\$126.20
Inspector per hour	\$75.86	\$113.78
Controls Technician per hour	\$90.16	\$135.23
Administrative per hour	\$70.02	\$105.03

Equipment Type	Regular Working Hours	After Working Hours
Backhoe Operator	with \$150.25 per hour	N/A
Loader Operator	with \$150.25 per hour	N/A
Track-hoe Operator	with \$210.35 per hour	N/A
Dump Truck with Operator	\$120.20 per hour	N/A
Utility Vehicle with Operator	\$78.13 per hour	N/A
Flat Bed Truck with Operator	\$103.18 per hour	N/A
Portable Pump (4" trash)	\$42.06 per hour	N/A
Generator (35-45 kw)	\$48.08 per hour	N/A
Vactor with One Operator	\$373.89 per hour	N/A
TV Truck with Operator	\$240.41 per hour	N/A

**INDUSTRIAL DISCHARGE AND APPROVAL FEES**

Industrial Wastewater Discharge Approval  
 Application Fee \$88.93  
 Transfer Fee \$86.33

**Industrial Wastewater Discharge Approval Annual Fees**

Flow Rate (per gpd)	Minor	Significant
Up to 1,999	\$118.56	\$266.76
2,000 to 4,999	\$207.48	\$444.61
5,000 to 9,999	\$296.41	\$503.88
10,000 to 24,999	\$385.32	\$681.73
25,000 to 49,999	N/A	\$741.00
50,000 to 99,999	N/A	\$918.85
Over 100,000	N/A	\$978.13

High Strength Industrial Wastewater Surcharge  
 Minimum Monthly Charge \$18.38  
 Biochemical Oxygen Demand (BOD) \$0.1822 (per pound)  
 Concentration in excess of 400 mg/L  
 Total Suspended Solids (TSS) \$0.1728 (per pound)  
 Concentration in excess of 400 mg/L  
 Oil and Grease (O&G) concentration  
 In excess of 50 mg/L \$0.1315 (per pound)  
 Chemical Oxygen Demand (COD) in \$0.1814 (per pound)  
 Excess of 2 times BOD and greater than 800 mg/L  
 Waste Hauler Charges<sup>6</sup>  
 Annual Fee per Hauler \$237.13  
 Waste Disposal Fee (normal hours – per 1000 gallons)  
 \$65.21  
 Waste Disposal Fee (after hours – per 1000 gallons) \$160.06  
 Mixed Load Fee (per 1000 gallons) \$41.49  
 Violations Process Charge (per appeal) \$115.98 Remediation  
 (handling fee plus Actual Cost<sup>4</sup>) \$237.13

NOTES

Automatic Cost Escalation. In the absence of Board action, the District’s rates, fees and charges shall be automatically increased without further action five percent (5%) per year. Upon application of this automatic cost escalation provision, the District Manager shall submit to the District Board of Supervisors a report detailing the amount of the escalation and the new rates as revised. The Rate Schedule shall be adjusted pursuant to this section as required.

Utility Cost Pass-Through. The District’s rates, fees and charges shall be automatically increased without further action of the Board based upon the implementation of a rate increase to the District Utility System by any utility which provides service to the District, or upon implementation or increase of any taxes levied by a governmental authority against the District, or upon an increase of costs incurred for water quality, wastewater or irrigation quality water quality testing required by the Department of Environmental Protection, or other unfunded mandates imposed by a controlling governmental agency. Upon application of this cost pass-through provision, the District Manager shall submit to the Board of Supervisors a report detailing the amount of the escalation and the new rates as revised. The Rate Schedule shall be adjusted pursuant to this section as required.

Water Use Restriction Surcharge. Commodity charges may be adjusted from time to time temporarily by up to twenty five percent (25%) to reflect a water use restriction surcharge rate adjustment that may be implemented in response to and for the duration of general water use restrictions imposed by the South Florida Water Management District (SFWMD).

Prorations. Base Facility Charges will be pro-rated for any partial month of service.

FOOTNOTES FOR ABOVE RATES:

1 In the event that a new single-family Customer requests a meter up-sizing to support a fire sprinkler system for a residence, then the Customer will be required to pay for the cost of the meter to be installed. The Customer will be required to pay Base Facility Charges based on the size of meter installed. The Customer must also install a reduced pressure backflow prevention device on the fire sprinkler line. The backflow prevention device shall be registered with the District. The Customer will be required to perform annual inspections of the backflow prevention device and provide certified inspection reports to the Utility.

If a Customer has only a single meter that also provides Private Fire Protection Service, then potable water charges apply, subject to the meter size as detailed in the prior paragraph. If a Customer has a separate meter for the Private Fire Protection Service, Customer will pay according to both meters, i.e. a monthly potable water facility charge and a monthly Private Fire Protection Service facility charge.

2 Customers shall not have private irrigation wells nor utilize lake/pond water for irrigation purposes.

3 Tampering includes unauthorized connections or disconnections to potable water, wastewater, or irrigation water lines/services, and removal of wastewater cleanout caps for the purpose of draining rainwater or disposal of any other substances.

4 Actual Cost= Labor + Material (+10% markup) + Cost for Rental of any Equipment Not Otherwise Listed in the Tariff (+10% markup) + professional time incurred on behalf of Babcock Ranch Water Utilities or its Lessor or Operator.

5 All returned checks subject to service charge not to exceed the service fees authorized under Florida Statutes 832.08(5) or an amount of up to five percent (5%) of the face amount of the check, whichever is greater.

6 Waste refers to bio-solids, wastewater treatment plant effluent disposal, septage and bio-diesel. References to gallonage refers to “per 1,000 gallons of truck capacity”.

7 Applicable for non-phased projects. For projects with more than one phase, all additional phases are charged at Actual Cost<sup>4</sup>.

Specific legal authority for the rules includes section 120.054, Florida Statutes, and Chapter 2007-306, Laws of Florida, as amended. Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by section 120.541(1), Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice.

The public hearing may be continued to a date, time, and place to be specified on the record at the hearing. If anyone chooses to appeal any decision of the Board with respect to any matter considered at the public hearing, such person will need a record of the proceedings and should accordingly ensure that a verbatim record of the proceedings is made which includes the

testimony and evidence upon which such appeal is to be based. At the hearing, one or more Supervisors may participate in the public hearing by telephone. Any person requiring special accommodations at the hearing because of a disability or physical impairment should contact the District Office at (561)571-0010 at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service at 1(800)955-8770, for aid in contacting the District Office. A copy of the proposed rules may be obtained by contacting the District Manager, Craig Wrathell, at 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431, (561)571-0010, or by visiting the District’s website at the following address: <http://www.babcockranchliving.com/153/Independent-Special-District>.

Craig Wrathell, District Manager

**Babcock Ranch Community Independent Special District  
BABCOCK RANCH COMMUNITY INDEPENDENT  
SPECIAL DISTRICT NOTICE OF RULEMAKING FOR  
ADOPTION OF THE AMENDED AND SUPPLEMENTED  
SCHEDULE OF FEES FOR DESIGN AND SPECIFICATION  
MANUAL, VOLUMES 1, 2 AND 3**

A rulemaking public hearing will be conducted by the Babcock Ranch Community Independent Special District (“District”) at the following date, time and place:

Date and Time: September 28, 2023, 1:00 p.m.

Place: The Hatchery, East Conference Room, Second Floor, 42881 Lake Babcock Drive, Punta Gorda, Florida 33982.

The public hearing will be a rulemaking hearing and will provide an opportunity for the public to address the proposed amended and supplemented Schedule of Fees for the Babcock Ranch Community Independent Special District Design and Specification Manual, Volumes 1, 2, and 3. The purpose and effect of the proposed changes to the rates, fees, and charges is to update such rates, fees, and charges to current industry standard and practices, and to provide for efficient and effective administrative District construction, maintenance and operations within boundaries of the District. Prior notice of rule development for the rulemaking hearing was published in the Florida Administrative Register on August 28, 2023. The proposed rates, fees and charges are as follows:

Permit Type	Submittal Criteria	Cost
RLSP	Initial Submittal - Per Lot	\$125
	Resubmittal - Per Lot	\$45
	Initial Inspection (ROW & LA)	\$376
	1st Reinspection	\$50
	2nd Reinspection	\$100
CLSP	3rd Reinspection	\$150
	Initial Submittal	\$500
	Resubmittal	\$250
	Initial Inspection (ROW & LA)	\$376
	1st Reinspection	\$50
ADC	2nd Reinspection	\$100
	3rd Reinspection	\$150
	Plan Review Fee	\$100
	Resubmittal	\$35
	Initial Inspection (ROW & LA)	\$376
SDP	40 Plan Sheets or Less	\$2,500
	Greater than 40 Plan Sheets	\$3,500 + \$25 for every sheet over 40 sheets
	Resubmittal - 3rd resubmittal and on	\$750
SDP Modification	Major Modification	Same as SDP
	Major Modification Resubmittal	\$750
	Minor Modification	\$500
	Minor Modification Resubmittal	\$250
Limited SDP	Initial Submittal	\$500
	Resubmittal	\$250
	Plan Review Fee	\$230
ROW	Inspection Fee	1% of construction costs or minimum of \$300, whichever is greater
	Project area < 10 acres; no wetland impacts (just reviewing for species issues)	\$2,500
Environmental Review	Project area < 10 acres; < 1 acre wetland impacts	\$3,500
	Project area < 40 acres; < 3 acres wetland impacts	\$5,000
	Project area < 100 acres; < 5 acres wetland impacts	\$6,000
	Project area > 100 acres; ≥ 5 acres wetland impacts	\$7,200
	Stormwater 10 acres or less (Live ICPR Files not Provided)	\$5,000
Stormwater Review	Stormwater more than 10 acres (Live ICPR Files not Provided)	\$5,000 + \$42 per acre over 10 acres
	Stormwater 10 acres or less (Live ICPR Files Provided)	\$4,000
	Stormwater more than 10 acres (Live ICPR Files Provided)	\$4,000 + \$21 per acre over 10 acres
	(Live ICPR Files Provided with Full Master Development Update)	\$1,000
Utilities	Plan Review Fee	1% of Construction Cost or minimum of \$772.50, whichever is greater
	Inspection Fee	1% of Construction Cost or minimum of \$772.50, whichever is greater
Deviation	Per Request	\$175
Variance	Per Request	\$2,000

Specific legal authority for the rules includes section 120.054, Florida Statutes, and Chapter 2007-306, Laws of Florida, as amended. Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by section 120.541(1), Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice.

The public hearing may be continued to a date, time, and place to be specified on the record at the hearing. If anyone chooses to appeal any decision of the Board with respect to any matter considered at the public hearing, such person will need a record of the proceedings and should accordingly ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which such appeal is to be based. At the hearing, one or more Supervisors may participate in the public hearing by telephone. Any person requiring special accommodations at the hearing because of a disability or

physical impairment should contact the District Office at (561)571-0010 at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service at 1(800)955-8770, for aid in contacting the District Office. A copy of the proposed rules may be obtained by contacting the District Manager, Craig Wrathell, at 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431, (561)571-0010, or by visiting the District’s website at the following address: <http://www.babcockranchliving.com/153/Independent-Special-District>.  
 Craig Wrathell, Manager

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

INDEX TO RULES FILED BETWEEN  
 AUGUST 21, 2023 AND AUGUST 25, 2023

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
<b>DEPARTMENT OF REVENUE</b>				
<b>Division of Child Support Enforcement</b>				
12E-1.012	8/25/2023	9/14/2023	49/104	
12E-1.023	8/25/2023	9/14/2023	49/104	
12E-1.027	8/25/2023	9/14/2023	49/104	
12E-1.028	8/25/2023	9/14/2023	49/104	
12E-1.029	8/25/2023	9/14/2023	49/104	49/134 49/149
12E-1.030	8/25/2023	9/14/2023	49/104	49/134
12E-1.036	8/25/2023	9/14/2023	49/104	49/134
12E-1.039	8/25/2023	9/14/2023	49/104	
12E-1.040	8/25/2023	9/14/2023	49/104	49/134
12E-1.041	8/25/2023	9/14/2023	49/104	49/134
12E-1.042	8/25/2023	9/14/2023	49/104	
<b>DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION</b>				
<b>Board of Architecture and Interior Design</b>				
61G1-12.0048	8/22/2023	9/11/2023	49/138	
<b>Building Code Administrators and Inspectors Board</b>				
61G19-6.0035	8/23/2023	9/12/2023	49/57	49/140
<b>Florida Real Estate Commission</b>				
61J2-5.020	8/21/2023	9/10/2023	49/139	
<b>DEPARTMENT OF HEALTH</b>				
<b>Division of Medical Quality Assurance</b>				

64B-9.001 8/23/2023 9/12/2023 49/71 49/132

**Board of Chiropractic**

64B2-13.007 8/21/2023 9/10/2023 49/141

**Board of Dentistry**

64B5-7.006 8/22/2023 9/11/2023 49/137

64B5-16.0061 8/22/2023 9/11/2023 49/139

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Consumer Services**

69J-7.001 8/24/2023 9/13/2023 49/139

**DEPARTMENT OF ECONOMIC OPPORTUNITY**

**Division of Strategic Business Development**

73AER23-2 8/25/2023 8/25/2023 49/168

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

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

40C-4.091 3/31/23 \*\*/\*\*/\*\*\*\* 49/31 49/47

40C-41.043 3/31/23 \*\*/\*\*/\*\*\*\* 49/31 49/47

**South Florida Water Management District**

40E-4.091 6/26/23 \*\*/\*\*/\*\*\*\* 49/78

**DEPARTMENT OF MANAGEMENT SERVICES**

**E911 Board**

60FF1-5.009 7/21/16 \*\*/\*\*/\*\*\*\* 42/105

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-330.010 4/28/23 \*\*/\*\*/\*\*\*\* 49/38 49/58

62-330.050 4/28/23 \*\*/\*\*/\*\*\*\* 49/38 49/58

62-330.055 4/28/23 \*\*/\*\*/\*\*\*\* 49/38

62-330.301 4/28/23 \*\*/\*\*/\*\*\*\* 49/38

62-330.310 4/28/23 \*\*/\*\*/\*\*\*\* 49/38

62-330.311 4/28/23 \*\*/\*\*/\*\*\*\* 49/38 49/58

62-330.350 4/28/23 \*\*/\*\*/\*\*\*\* 49/38 49/58

62-330.405 4/28/23 \*\*/\*\*/\*\*\*\* 49/38 49/58

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-10.003 12/9/15 \*\*/\*\*/\*\*\*\* 39/95 41/49

**DEPARTMENT OF CHILDREN AND FAMILIES**

**Family Safety and Preservation Program**

65C-9.004 3/31/22 \*\*/\*\*/\*\*\*\* 48/28

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

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