

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.00821 **RULE TITLE:** Florida Educational Leadership Examination
PURPOSE AND EFFECT: To adopt and incorporate new Florida Educational Leadership Examination (FELE) competencies and skills, effective March 1, 2024.

SUBJECT AREA TO BE ADDRESSED: Florida Educational Leadership Examination

RULEMAKING AUTHORITY: 1001.02(1), 1001.02(2)(n), 1012.55(1), 1012.56, F.S.

LAW IMPLEMENTED: 1012.55, 1012.56, 1012.59, 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: November 17, 2023, 11:00 a.m., ET, lasting until the conclusion of business.

PLACE: <https://events.teams.microsoft.com/event/32675c2e-5c22-4517-98fe-9e006929d9fd@63bf107b-cb6f-4173-8c1c-1406bb5cb794>

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Phil Canto, Bureau Chief, Bureau of Postsecondary Assessment, Office of Assessment, Division of Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL, 32399, (850)245-0513. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0903 **RULE TITLE:** Requirements for Exiting English Language Learners from the English for Speakers of Other Languages Program

PURPOSE AND EFFECT: Florida has recently transitioned to a new statewide, standardized assessment, pursuant to s. 1008.22, as amended by Senate Bill (SB) 1048 (2022). The proposed changes align rule language with the terminology

adopted in October 2023 for the new statewide, standardized assessments in Rule 6A-1.09422, F.A.C., and remove references to the “Florida Standards Assessment (FSA)” and the “Florida Standards Alternate Assessment (FSAA).” The effects will include updates but there will be no substantive changes in standards and requirements for an English Language Learner (ELL) to exit from the ESOL Program.

SUBJECT AREA TO BE ADDRESSED: Statewide assessment in English Language Arts (ELA) Reading for English Language Learners.

RULEMAKING AUTHORITY: 1001.02, 1003.56, F.S.

LAW IMPLEMENTED: 1003.56, 1011.62, 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: November 17, 2023, from 3-4 pm ET or upon conclusion, whichever is earlier.

PLACE: <https://events.teams.microsoft.com/event/74bbf8a2-723b-4a49-9878-22f47861b392@63bf107b-cb6f-4173-8c1c-1406bb5cb794>

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Arlene Costello, Ed.D., Bureau Chief, Student Achievement Through Language Acquisition (SALA) 325 W. Gaines Street, Suite 1324, Tallahassee, FL 32399, 850-245-0628. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules/Default> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (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.: 6A-6.03028 **RULE TITLE:** Provision of Free Appropriate Public Education (FAPE) and Development of Individual Educational Plans for Students with Disabilities

PURPOSE AND EFFECT: To remove Career and Professional Education (CAPE) digital tool certificates and the CAPE industry certifications from the content of the IEP.

SUBJECT AREA TO BE ADDRESSED: Updating IEP content requirements for students with disabilities.

RULEMAKING AUTHORITY: 1001.02(1), (2)(n), 1003.01(3)(a), (b), 1003.4203, 1003.4282, 1003.55, 1003.57, 1003.571, 1003.5715, 1008.22, F.S.

LAW IMPLEMENTED: 1002.33, 1003.01(3)(a), (b), 1003.4203, 1003.4282, 1003.55, 1003.57, 1003.571, 1003.5715, 1003.5716, 1008.22, 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: November 17, 2023, 2:00 p.m. – 3:00 p.m. ET or upon inclusion of business, whichever is earlier.

PLACE: <https://events.teams.microsoft.com/event/a4fe4243-ce89-44e0-9708-a21cc39531c1@63bf107b-cb6f-4173-8c1c-1406bb5cb794>

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Chelsea Strickland, Bureau of Exceptional Student Education, 325 West Gaines Street, Tallahassee, FL 32399-0400, (850)245-0475. To comment on this rule development or to request a rule development workshop, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

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.: 6A-25.021
 RULE TITLE: Vocational Rehabilitation Vendor and Community Rehabilitation Provider Registration Requirements and Suspension, Revocation, and Termination Qualifiers

PURPOSE AND EFFECT: The purpose of this rule making is to increase monitoring, compliance assurances, and registration requirements with state Vocational Rehabilitation service providers and vendors. This rule would align with Federal requirements for the state monitoring and quality assurances requirements.

SUBJECT AREA TO BE ADDRESSED: Registration requirements for service providers and vendors and defining quality assurance, proven functional systems, and due-diligence inquiry as defined in section 413.208, Florida Statutes (F.S.). Additionally, the rule will outline measures to ensure compliance with regards to suspending, terminating, or revocation for vendors and service providers.

RULEMAKING AUTHORITY: 413.22, F.S.

LAW IMPLEMENTED: 413.208, F.S.

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

DATE AND TIME: November 17, 2023, 1:00 P.M.

PLACE:

<https://attendee.gotowebinar.com/register/7938918590171515487>

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael Newsome, Michael.Newsome1@vr.fldoe.org, 850-245-3486 or Victoria Gaitanis, Victoria.Gaitanis@vr.fldoe.org, (850)245-3338. To comment on this rule development, please go to <https://web02.fldoe.org/rules> or contact: Chris Emerson, Director, Office of Executive Management, Department of Education, (850)245-9601 or email Christian.Emerson@fldoe.org.

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

FLORIDA COMMISSION ON OFFENDER REVIEW

RULE NO.: 23-21.006
 RULE TITLE: Initial Interview Procedure

PURPOSE AND EFFECT: The purpose is to update an incorrect rule reference within 23-21.006(9)(c) from 23-21.006(8) to 23-21.006(10).

SUBJECT AREA TO BE ADDRESSED: 23-21.006, Initial Interviews, Parole

RULEMAKING AUTHORITY: 947.07 FS.

LAW IMPLEMENTED: 947.002, 947.16, 947.172 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Rana Wallace, General Counsel, Commission on Offender Review, 4070 Esplanade Way, Tallahassee, Florida 32399; (850)488-4460; ranawallace@fcor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Rana Wallace, General Counsel, Commission on Offender Review, 4070 Esplanade Way, Tallahassee, Florida 32399; (850)488-4460; ranawallace@fcor.state.fl.us.

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

DEPARTMENT OF CORRECTIONS

RULE NO.: **RULE TITLE:**
 33-203.101 Canteen Operations
PURPOSE AND EFFECT: Rule amendment is necessary to update the weekly canteen purchase limit; to clarify the reasons for rejecting an inmate canteen order; and to provide that inmates who have been recommended for loss of order privileges due to a disciplinary infraction may purchase stamps, white paper, envelopes, and pens from the canteen for the sole purpose of preparing and sending legal mail.
SUBJECT AREA TO BE ADDRESSED: Canteen Operations
RULEMAKING AUTHORITY: 944.09, 945.215, F.S.
LAW IMPLEMENTED: 20.315, 944.09, 945.215, 946.002, F.S.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Office of the General Counsel, Attn: FDC Rule Correspondence, 501 South Calhoun Street, Tallahassee, Florida 32399, FDCRuleCorrespondence@fdc.myflorida.com. A copy of the preliminary draft may also be obtained using the following link: <http://www.dc.state.fl.us/legal/ch33/notices/index.html>
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation
RULE NO.: **RULE TITLE:**
 69O-128.006 Annual Privacy Notice to Customers Required
PURPOSE AND EFFECT: The rule is being amended to conform with changes to the standards contained in Title V of the Gramm-Leach-Bliley Act of 1999, as amended by the Fixing America’s Surface Transportation (FAST) Act.
SUBJECT AREA TO BE ADDRESSED: Privacy of consumer financial and health insurer information.
RULEMAKING AUTHORITY: 624.308, 626.9651 FS.
LAW IMPLEMENTED: 626.9651 FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF

THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michael Lawrence, Jr., Assistant General Counsel, Michael.LawrenceJr@flair.com, (850)413-4112.
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**Section II
 Proposed Rules**

DEPARTMENT OF CORRECTIONS

RULE NO.: **RULE TITLE:**
 33-601.314 Rules of Prohibited Conduct and Penalties for Infractions
PURPOSE AND EFFECT: Rule amendment is necessary to increase institutional security and ensure that the penalties imposed are proportionate to the conduct.
SUMMARY: The proposed amendment increases penalties for assaultive infractions; clarifies that sanctions should be commensurate with the severity of the conduct; creates a new infraction for tampering with tablets; increases the penalty for inchoate infractions; increases the penalty for conspiracy; and clarifies that the full authorized penalty for infractions of 1-6 and 4-1 may be imposed without regard to an inmate’s prior disciplinary history.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:
 The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.
 The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department used an itemized checklist to conduct an economic analysis and determine if there is an adverse impact or regulatory cost associated with this rule that exceeds the criteria. Upon review of the proposed changes to the rule, the Department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in s. 120.541(2)(a), F.S.
 Any person who wishes to provide information regarding a statement of estimated regulatory costs or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.
RULEMAKING AUTHORITY: 944.09, F.S.
LAW IMPLEMENTED:. 20.315, 944.09, 944.115, 944.14, 944.279, 944.28, F.S.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lauren Sanchez, Paralegal Specialist, 501 S. Calhoun Street, Tallahassee, FL 32399 (850)717-3610, lauren.sanchez@fdc.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.314 Rules of Prohibited Conduct and Penalties for Infractions.

Sections 1 through 10 below show the maximum penalties allowed for the listed offenses. Staff should take into account the individual facts of each violation and impose a penalty that is proportionate to the conduct. Section 11 shows the penalties that will be imposed for the listed offenses based on the time since an inmate’s last disciplinary infraction absent a statement in the written findings of the disciplinary team or hearing officer justifying an upward deviation. As used in this rule, “DC” means the maximum number of days of disciplinary confinement that may be imposed, and “GT” means the maximum number of days of gain time that may be taken. The imposition of DC and GT penalties are independent of one another and do not have to be imposed together; i.e., an inmate may be placed in DC without losing GT, and vice versa.

		Maximum Disciplinary Actions
SECTION 1 – ASSAULT, BATTERY, THREATS, AND DISRESPECT		
1-3	Spoken, written, or gestured threats	30 DC + 90 GT
1-4	Disrespect to officials, employees, or other persons of constituted authority expressed by means of words, gestures, and the like	30 DC + 60 GT
1-5	Sexual battery or attempted sexual battery	60 90 DC + All GT
1-6	Lewd or lascivious exhibition by intentionally masturbating, intentionally	

	exposing genitals in a lewd or lascivious manner, or intentionally committing any other sexual act in the presence of a staff member, contracted staff member or visitor	60 DC + 90 GT
1-7	Aggravated battery or attempted aggravated battery on a correctional officer	60 90 DC + All GT
1-8	Aggravated battery or attempted aggravated battery on staff other than correctional officer	60 90 DC + All GT
1-9	Aggravated battery or attempted aggravated battery on someone other than staff or inmates (vendor, etc.)	60 90 DC + All GT
1-10	Aggravated battery or attempted aggravated battery on an inmate	60 90 DC + All GT
1-11	Aggravated assault or attempted aggravated assault on a correctional officer	60 90 DC + All GT
1-12	Aggravated assault or attempted aggravated assault on staff other than correctional officer	60 90 DC + All GT
1-13	Aggravated assault or attempted aggravated assault on someone other than staff or inmates (vendor, etc.)	60 90 DC + All GT
1-14	Aggravated assault or attempted aggravated assault on an inmate	60 90 DC + All GT
1-15	Battery or attempted battery on a correctional officer	60 90 DC + All GT
1-16	Battery or attempted battery on staff other than correctional officer	60 90 DC + All GT
1-17	Battery or attempted battery on someone other than staff or inmates (vendor, etc.)	60 90 DC + All GT
1-18	Battery or attempted battery on an inmate	60 90 DC + All GT
1-19	Assault or attempted assault on a correctional officer	60 90 DC + 180 GT
1-20	Assault or attempted assault on staff other than correctional officer	60 90 DC + 180 GT
1-21	Assault or attempted assault on someone other than staff or inmates (vendor, etc.)	60 90 DC + 180 GT
1-22	Assault or attempted assault on an inmate	60 90 DC + 180 GT
SECTION 2 through SECTION 8 No change.		
SECTION 9 – MISCELLANEOUS INFRACTIONS		
9-1	Obscene or profane act, gesture, or statement – oral, written, or signified	15 DC + 30 GT
9-2	Bribery or attempted bribery	10 DC + 15 GT
9-	Breaking and entering or attempted	10 DC + 15

3	breaking	GT
9-4	Attempt, conspiracy, or solicitation to commit any crime or violation of the Rules of Prohibited Conduct	40 60 DC + 15 All GT <u>Penalty imposed not to exceed maximum authorized for the substantive infraction</u>
9-5	Theft of property under \$50.00 in value	10 DC + 15 GT
9-6	Bartering with others	30 GT
9-7	Sex acts or unauthorized physical contact involving inmates	10 DC + 30 GT
9-9	Tattooing, being tattooed, branding or body art to include body piercing	10 DC + 30 GT
9-10	Lying to staff member or others in official capacity, or falsifying records	30 DC + 60 GT
9-11	Feigning illness or malingering as determined by a physician or medical authority	15 GT
9-12	Gambling or possession of gambling paraphernalia	15 GT
9-13	Insufficient work: This constitutes an inmate not working up to expectation, taking into consideration the inmate's physical condition, the degree of difficulty of assignment, and the average performance by fellow inmates assigned to the same task	15 GT
9-14	Mail regulation violations	10 DC + 30 GT
9-15	Visiting regulation violations	10 DC + 30 GT
9-16	Refusing to work or participate in mandatory programs	10 DC + 90 GT
9-17	Disorderly conduct	30 DC + 60 GT
9-18	Unauthorized physical contact involving non-inmates	60 DC + 90 GT
9-19	Presenting false testimony or information before Disciplinary Team, Hearing Officer, or Investigating Officer	30 DC + 60 GT
9-20	Extortion or attempted extortion	60 DC + 60 GT
9-21	Fraud or attempted fraud	30 DC + 90 GT
9-	Robbery or attempted robbery	60 DC + All

22		GT
9-23	Theft of property exceeding \$50 in value	60 DC + All GT
9-24	Loaning or borrowing money or other valuables	30 GT
9-25	Telephone regulation violations	15 DC + 30 GT
9-26	Refusing to submit to substance abuse testing	60 DC + 180 GT
9-27	Use of unauthorized drugs – as evidenced by positive results from urinalysis test, or observable behavior	60 DC + 180 GT
9-28	Canteen Shortage under \$100.00	10 DC + 60 GT
9-29	Canteen Shortage over \$100.00	30 DC + 90 GT
9-31	Use of Alcohol – as evidenced by positive results from authorized tests, or by observable behavior	30 DC + 90 GT
9-32	In accordance with Section 944.279(1), F.S., is found by the court to have brought a frivolous or malicious suit, action, claim, proceeding or appeal in any court, or to have brought a frivolous or malicious collateral criminal proceeding or is found by the court to have knowingly or with reckless disregard for the truth brought false information or evidence before the court	15 DC + 30 GT
9-33	Tampering with, defeating or depriving staff of any security device. Security devices include: locks; locking devices; electronic detection systems; personal body alarm transmitters and receivers; handheld radios; restraint devices such as handcuffs, waist chains, leg irons and handcuff covers; keys; video and audio monitoring and recording devices; security lighting; weapons; and any other device utilized to ensure the security of the institution	60 DC + All GT
9-34	Tampering with or defeating any fire or other safety device. Safety devices include: fire, smoke, and carbon dioxide detection devices; alarm systems; fire suppression systems and devices such as fire sprinklers, fire extinguishers, and dry chemical systems; safety and emergency lighting; exit lights; evacuation route and warning placards; self-contained breathing	60 DC + All GT

	apparatuses; personal protective equipment; first aid kits; eye wash stations; and any other device utilized to ensure the safety of the institution, staff, and inmates	
9-35	Establishes or attempts to establish a personal or business relationship with any staff member or volunteer	30 DC + 90 GT
9-36	Gang related activities, including recruitment; organizing; display of symbols, groups, or group photos; promotion or participation	30 DC + 60 GT
9-37	Unauthorized use of or tampering with a computer, computer peripheral device, or any other office equipment. Other office equipment includes copying machines, facsimile machines, postage meters, or any other device utilized in an office or office-like environment	60 DC + All GT
9-38	In accordance with Section 817.535(4), F.S., is found by the court to have filed or directed a filer to file, with the intent to defraud or harass another, any instrument containing a materially false, fictitious, or fraudulent statement or representation that purports to affect an owner's interest in the property described in the instrument	30 DC + 90 GT
9-39	Committing, attempting to commit, conspiring to commit, or soliciting another person to commit an unauthorized or illegal financial transaction	30 DC + 60 GT
9-40	Possession of any items or materials that can be used to facilitate an unauthorized or illegal financial transaction, including account numbers, passwords, PINs, or other similar items or materials that an inmate is not authorized to possess	60 DC + 90 GT
9-41	Kiosk regulation violation	10 DC + 30 GT
9-42	Tablet regulation violation	10 DC + 30 GT
9-43	Video visitation regulation violation, including call forwarding, video chatting, three-way video, livestreaming, recording, or other electronic tampering	10 DC + 30 GT
9-44	eCommunication regulation violation	10 DC + 30 GT
9-45	<u>Tablet tampering- altering or attempting to alter a tablet to enable communication with another device, to change tablet services as defined in 33-602.900(2), or to</u>	<u>60 DC + All</u> <u>GT</u>

<u>change in any manner the functionality of the tablet, or possession of any tablet so altered.</u>	
SECTION 10 – No change.	

SECTION 11 – PENALTY SCALE
 (1) through (2) No change.
 1-4 No change.
~~1-6 Lewd or lascivious exhibition by intentionally masturbating, intentionally exposing genitals in a lewd or lascivious manner, or intentionally committing any other sexual act in the presence of a staff member, contracted staff member or visitor~~
 2-4 through 3-16 No change.
~~4-1 Escape or escape attempt~~
 4-2 through 10-3 No change.
 10-4 Making unauthorized contact – personal, telephone, or otherwise – with any individual on ~~in~~ behalf of another inmate
 10-5 through 10-9 No change.
 Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.115, 944.14, 944.279, 944.28 FS. History–New 3-12-84, Amended 1-10-85, Formerly 33-22.12, Amended 12-30-86, 9-7-89, 11-22-90, 6-2-94, 10-1-95, 3-24-97, 7-9-98, 8-13-98, Formerly 33-22.012, Amended 9-30-99, 6-7-00, 4-18-02, 10-10-04, 1-9-05, 4-17-05, 6-5-05, 10-27-05, 10-12-06, 11-8-07, 5-18-08, 11-9-08, 5-11-09, 12-12-10, 10-1-11, 6-18-13, 11-14-13, 11-4-14, 1-18-21, 2-14-23, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Hope Gartman, Assistant Deputy Secretary of Institutions
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ricky D. Dixon, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 17, 2023
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 12, 2023.

AGENCY FOR HEALTH CARE ADMINISTRATION
Medicaid
 RULE NO.: 59G-4.072 RULE TITLE: 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, _____.
 SUMMARY: The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

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

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 28, 2023, from 11:00 a.m. to 11:30 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308-5407.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:

MedicaidRuleComments@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/medicaid/review/Rules.shtml>. Official comments to be entered into the rule record will be received until 5:00 p.m. on November 29, 2023, and may be emailed to MedicaidRuleComments@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE 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 Coverage Policy: Specialized. _____, 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 _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Christine Pawelczyk

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jason Weida

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 29, 2023

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 Coverage Policy: Orthotic and Prosthetic, _____.

SUMMARY: The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

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

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 28, 2023, from 11:00 a.m. to 11:30 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, 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 IS: MedicaidRuleComments@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/medicaid/review/Rules.shtml>.

Official comments to be entered into the rule record will be received until 5:00 p.m. November 29, 2023, and may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE 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 Coverage Policy: Orthotic and Prosthetic, _____, 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 _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Christine Pawelczyk

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jason Weida

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 29, 2023

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 Coverage Policy: Respiratory, _____.

SUMMARY: The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

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

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 28, 2023 from 11:00 a.m. to 11:30 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, 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 IS: MedicaidRuleComments@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/medicaid/review/Rules.shtml>. Official comments to be entered into the rule record will be received until 5:00 p.m. November 29, 2023, and may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE 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 Coverage Policy: Respiratory, _____, 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 _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Christine Pawelczyk

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jason Weida

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 29, 2023

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

Coverage Policy: Wheelchairs, Hospital Beds, and Ambulatory Aids, _____.

SUMMARY: The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

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

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 28, 2023, from 11:00 a.m. to 11:30 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, 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 IS: MedicaidRuleComments@ahca.myflorida.com.

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

Official comments to be entered into the rule record will be received from the date of this notice until 5:00 p.m. on

November 29, 2023. Comments may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE 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 Coverage Policy: Wheelchairs, Hospital Beds, and Ambulatory Aids, _____, 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 placeholder 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 _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Christine Pawelczyk

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jason Weida

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 29, 2023

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.076
 RULE TITLE: Durable Medical Equipment and Medical Supply Services: Contingence, 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 Coverage Policy: Contingence, Ostomy, and Wound Care, _____.

SUMMARY: The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

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

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 28, 2023, from 11:00 a.m. to 11:30 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, 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 IS:

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

Official comments to be entered into the rule record will be received from the date of this notice until 5:00 p.m. November 29, 2023. Comments may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.076 Durable Medical Equipment and Medical Supply Services: Contingence, 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 Coverage Policy: Continence, Ostomy, and Wound Care, _____, 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 placeholder 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 _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Christine Pawelczyk
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jason Weida
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2023
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 29, 2023

**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, _____.

SUMMARY: The incorporated coverage policy will specify recipient eligibility, provider requirements, service coverage, and reimbursement information.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine

the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919, 409.961 FS.

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

A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 28, 2023, from 11:00 a.m. to 11:30 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, 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 IS: MedicaidRuleComments@ahca.myflorida.com.

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

Official comments to be entered into the rule record will be received from the date of this notice until 5:00 p.m. on November 29, 2023. Comments may be emailed to MedicaidRuleComments@ahca.myflorida.com.

THE FULL TEXT OF THE PROPOSED RULE 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 Coverage Policy: Enteral and Parenteral Nutrition, _____, 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

NAME OF PERSON ORIGINATING PROPOSED RULE:
Christine Pawelczyk
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jason Weida
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2023
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 29, 2023

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.250
RULE TITLE: Prescribed Drug Services
PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.250, Florida Administrative Code (F.A.C.), is to incorporate by reference the Florida Medicaid Prescribed Drug Services Coverage Policy, _____.

SUMMARY: The amendment includes technical changes and updates policy language, revises immunization and vaccine coverage to include all recipients pursuant to the federal Inflation Reduction Act and adds Florida Medicaid coverage for continuous glucose monitors to the prescribed drugs benefit in accordance with section 409.9063, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A checklist was prepared by the Agency to determine the need for a SERC.

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: 409.919, 409.961 FS.
LAW IMPLEMENTED: 409.902, 409.906, 409.9063, 409.907, 409.908, 409.912, 409.913, 409.973 FS.
A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: November 28, 2023, from 10:00 a.m. to 10:30 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, 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 IS: MedicaidRuleComments@ahca.myflorida.com. Please note that a preliminary draft of the reference material, if available, will be posted prior to the public hearing at <http://ahca.myflorida.com/medicaid/review/Rules.shtml>. Official comments to be entered into the rule record will be received until 5:00 p.m. on November 29, 2023, and may be emailed to MedicaidRuleComments@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.250 Prescribed Drug Services.

(1) This rule applies to all providers rendering Florida Medicaid prescribed drug services to recipients.

(2) All providers must be in compliance with the provisions of the Florida Medicaid Prescribed Drug Services Coverage Policy, ~~December 2017~~, 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 at <https://www.flrules.org/Gateway/reference.asp?No=Ref-08824>.

(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, 409.9063, 409.907, 409.908, 409.912, 409.913, 409.973 FS. History—New 1-1-77, Amended 6-30-77, 10-1-77, 2-1-78, 4-1-78, 9-28-78, 6-1-79, 2-28-80, 11-11-81, 7-3-84, Formerly 10C-7.42, Amended 3-11-86, 12-5-88, 6-4-90, 10-29-90, 5-20-92, 4-11-93, Formerly 10C-7.042, Amended 12-28-95, 8-3-97, 2-11-98, 9-13-99, 7-20-00, 1-29-01, 4-24-01, 10-6-02, 12-7-06, 11-3-08, 6-19-12, 7-2-14, 12-24-17,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Kelly Rubin
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jason Weida
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2023

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: September 7, 2023

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: RULE TITLE:
 69A-3.012 Standards of the National Fire Protection
 Association and Other Standards Adopted
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 49 No. 155, August 10, 2023 issue of the Florida Administrative Register.

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

(1) Except as specifically modified by statute or by the State Fire Marshal’s rules, the “Florida Fire Prevention Code, 8th Edition (2023),” which is comprised of NFPA 101, the Life Safety Code®, (Florida 2021 Edition) and NFPA 1, the Fire Code, (2021 Florida Edition), are hereby adopted and incorporated by reference and are applicable to those buildings and structures specified in paragraphs (a) and (b), of subsection (1), of Section 633.206, F.S. In addition, the following standards, except as specifically modified in the rule chapters in rule Division 69A, are hereby adopted and incorporated by reference and shall take effect on the effective date of this rule, as a part of the uniform fire safety standards adopted by rule by the State Fire Marshal and are applicable to those buildings and structures specified in Sections 633.206(1)(a) and (b), F.S.:

(a) through (ffffff) No change.

~~(gggggg) NFPA 1141, 2017 edition, Standard for Fire Protection Infrastructure for Land Development in Wildland, Rural, and Suburban Areas.~~

(hhhhhh) renumbered as (gggggg) through through (ttttt) renumbered as (sssss) No change.

Proposed Effective Date: 12/31/23

Rulemaking Authority 633.104(1), 633.202, 633.206, 633.222 FS. Law Implemented 633.104(1), 633.202, 633.206, 633.222, 791.012 FS. History–New 5-14-86, Amended 2-12-87, 4-8-90, 10-30-91, 4-3-95, 11-27-01,_____.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.: RULE TITLES:
 69A-60.005 Publications Referenced in NFPA 1, the
 Florida 2018 Edition, and NFPA 101, the

Florida 2018 Edition, Added to the Florida
 Fire Prevention Code
 69A-60.011 Informal, Non-Binding Interpretations of the
 Florida Fire Prevention Code
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 49 No. 155, August 10, 2023 issue of the Florida Administrative Register.

The following changes are being made.

69A-60.005 Publications Referenced in NFPA 1, the Florida 2021 2018 Edition, and NFPA 101, the Florida 2021 Edition, Added to the Florida Fire Prevention Code.

(1) No change.

(2) The following publications are hereby adopted and incorporated by reference herein and added to the Florida Fire Prevention Code and shall take effect on the effective date of this rule:

(a) through (ffffff) No change.

~~(gggggg) NFPA 1141, 2017 edition, Standard for Fire Protection Infrastructure for Land Development in Wildland, Rural, and Suburban Areas.~~

(hhhhhh) renumbered as (gggggg) through (jjjjjj) renumbered as (iiiiiii) No change.

Proposed Effective Date: 12/31/23

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208, 791.012 FS. History–New 11-15-01, Formerly 4A-60.005, Amended 11-28-04, 5-18-08, 12-31-08, 4-25-12, 12-31-14, 12-31-17, 12-31-20, 12/31/23.

69A-60.011 Informal, Non-Binding Interpretations of the Florida Fire Prevention Code.

Form DFS-K3-1673, incorporated by reference into Rule 69A-60.011, F.A.C., is amended to add the word “Optional” after ‘e-mail address’ and now reads: E-MAIL ADDRESS (Optional).

Form DFS-K3-2050, incorporated by reference into Rule 69A-60.011, F.A.C., is amended to add the word “Optional” after email in Section I and now reads: Email (Optional). The form is also amended to add the word “Optional” after email address of LFO in Section II and now reads: Email Address of LFO (Optional).

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.: RULE TITLES:
 69A-71.001 Definitions
 69A-71.004 Local Governing Body; Jurisdiction and
 Enforcement
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 49 No. 87, May 4, 2023 issue of the Florida Administrative Register.

Rule 69A-71.001 Definitions.

The following definitions shall apply for purposes of this rule chapter.

(1) "Administrative action" means action taken by the State Fire Marshal that ~~usually~~ results in a Department order.

(2) through (8) No change.

Rulemaking Authority 633.104, 633.336(5) FS. Law Implemented 633.102, 633.104, 633.106, 633.118, 633.336(5) FS. New _____.

69A-71.004 Local Governing Body; Jurisdiction and Enforcement.

(1) Each county or municipality may, at its option, designate one or more of its code enforcement officers, as defined in chapter 162, to enforce, as set out in this rule, the provisions of s. 633.336, F.S., against persons who engage in activity for which a local permit or certification of competency or permit is required.

(a) through (e) No change.

(f) If the local enforcement board, local appeal board, or designated special magistrate finds that a violation exists, then the local enforcement board, local appeal board, or designated special magistrate may order the violator to pay a civil penalty of not less than the amount set forth on the citation but not more than \$10,000 per day for each violation. In determining the amount of the penalty, the local enforcement board, local appeal board, or designated special magistrate may ~~shall~~ may consider the aggravating and mitigating factors as provided in rule 69A-71.003, F.A.C.

(g) through (o) No change.

(2) No change.

Rulemaking Authority 633.104, 633.336(5) FS. Law Implemented 633.102, 633.104, 633.106, 633.118, 633.336(5) FS. New _____.

**Section IV
Emergency Rules**

NONE

**Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver**

WATER MANAGEMENT DISTRICTS
Southwest Florida Water Management District
RULE NO.: RULE TITLE:
40D-3.507 Casing and Liner Pipe Standards

The Southwest Florida Water Management District hereby gives notice:

that on November 2nd, 2023, the Southwest Florida Water Management District has issued an order granting a variance.

Petitioner's Name: Windemere Utility Company, Inc. File Tracking No. 2023039

Date Petition Filed: August 14, 2023

Rule No.: 40D-3.507(5)

Nature of the rule for which variance or waiver was sought: Potable water well construction permit liner grouting and sealing requirements for wells without a cross-connection of aquifers.

Date Petition Published in the Florida Administrative Register: August 21, 2023.

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting: Destin Dawsy, 7601 US Highway 301, Tampa, Florida 33637, 1(813)467-7266, Destin.Dawsy@watermatters.org. (M2023039)

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On October 17, 2023 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(2)(a), Florida Administrative Code, subsection 61C-4.010(7) Florida Administrative Code and subsection 61C-4.010(6), Florida Administrative Code, and Section 6-40.11. 2017 FDA Food Code from KW Jax Beach Owner LLC located in Jacksonville Beach. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers and employees. They are requesting to utilize bathrooms located on a different level.

The Petition for this variance was published in Vol. 49/203 on October 18, 2023. The Order for this Petition was signed and approved on October 30, 2023 after a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the public bathrooms located on the second floor are maintained in a clean and sanitary manner and are provided with hot and cold running water under pressure, soap, approved hand drying

devices, handwash sign and are available during all hours of operation. The Petitioner shall also ensure that directional signage is installed in the main restaurant area clearly stating the location of the bathrooms.

A copy of the Order or additional information 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 Pharmacy

RULE NO.: RULE TITLE:

64B16-26.2031 Licensure by Examination (Non-U.S. Graduates); Application

NOTICE IS HEREBY GIVEN that on November 01, 2023, the Board of Pharmacy, received a petition for variance or waiver filed by George Michel Beshay, seeking a waiver of the requirement of subparagraph 64B16-26.2031(2)(b)2., Florida Administrative Code, which requires that in addition to the requirements of subsection (1), the applicant must demonstrate proficiency in the use of English by passing the Test of English as a Foreign Language Internet-based test (TOEFL ibt) with scores of: Listening – 18; Reading – 21; Speaking – 26; and Writing – 24.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allison Dudley, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 or at info@Floridaspharmacy.gov. Comments on this petition should be filed with the Board of Pharmacy/MQA, within 14 days of publication of this notice.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

The Council on the Social Status of Black Men and Boys announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, November 16, 2023, 9:00 a.m.-4:30 p.m. – Full Council Business GoToMeeting

PLACE: Please join the meeting from your computer, tablet or smartphone.

<https://meet.goto.com/912798173>

You can also dial using your phone.

Access Code: 912-798-173

United States (Toll Free): 1(877)309 2073

United States: +1(646)749-3129

Join from a video-conferencing room or system.

Meeting ID: 912-798-173

Dial in or type: 67.217.95.2 or inroomlink.goto.com

Or dial directly: 912798173@67.217.95.2 or 67.217.95.2##912798173.

Get the app now and be ready when your first meeting starts:

<https://meet.goto.com/install>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

A copy of the agenda may be obtained by contacting:

<http://www.cssbmb.com>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Bureau of Criminal Justice Programs at (850)414-3300. 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: Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

The Council on the Social Status of Black Men and Boys announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 17, 2023, 9:00 a.m.-3:00 p.m. Full Council Business GoToMeeting

PLACE: Please join the meeting from your computer, tablet or smartphone.

<https://meet.goto.com/127647909>

You can also dial using your phone.

Access Code: 127-647-909

United States (Toll Free): 1(877)309-2073

United States: +1(646)749-3129

Join from a video-conferencing room or system.

Meeting ID: 127-647-909

Dial in or type: 67.217.95.2 or inroomlink.goto.com

Or dial directly: 127647909@67.217.95.2 or 67.217.95.2##127647909.

Get the app now and be ready when your first meeting starts:

<https://meet.goto.com/install>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school

performance in all grade levels including postsecondary levels, and health issues.

A copy of the agenda may be obtained by contacting:
<http://www.cssbmb.com>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Bureau of Criminal Justice Programs at (850)414-3300. 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 Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agricultural Museum, Inc. Regular Meeting of the Board of Trustees announces a public meeting to which all persons are invited.

DATE AND TIME: November 15, 2023, 10:00 a.m. Committee Meeting; 11:00 a.m. Board Meeting

PLACE: Flagler County's Princess Place - Legacy Lodge, 2500 Princess Place Road, Palm Coast, FL 32137

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is to discuss general business.

A copy of the agenda may be obtained by contacting: Kara Hoblick; (386)446-7630, (386)527-1467.

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: Kara Hoblick; (386)446-7630, (386)527-1467. 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: Kara Hoblick; (386)446-7630, (386)527-1467.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Seed Investigation and Conciliation Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 17, 2023, 10:00 a.m.

PLACE: University of Florida – IFAS, Gulf Coast Research and Education Center, 14625 County Road 672, Wimauma, Florida 33598, Telephone No. (813)419-6670

GENERAL SUBJECT MATTER TO BE CONSIDERED: Seed Complaint Arbitration Hearings

A copy of the agenda may be obtained by contacting: Mr. Neil Richmond, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, Phone (850)617-7996.

For more information, you may contact: Mr. Neil Richmond, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, Phone (850)617-7996.

DEPARTMENT OF LAW ENFORCEMENT

The Florida Department of Law Enforcement (FDLE) Missing Endangered Persons Information Clearinghouse Advisory Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 16, 2023, 1:00 p.m. - 2:30 p.m.

PLACE: Microsoft Teams or by calling 1(850)270-3999, phone conference ID:126 473 04#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Advisory Board is meeting to discuss bylaw amendment, missing person issues, Florida Missing Children's Day, and possible upcoming events.

A copy of the agenda may be obtained by contacting: FMCD@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 7 days before the workshop/meeting by contacting: FMCD@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).

PUBLIC SERVICE COMMISSION

The FLORIDA PUBLIC SERVICE COMMISSION announces its Internal Affairs Meeting, to which all interested persons are invited.

DATE AND TIME: Thursday, November 9, 2023, immediately following the Special Agenda which commences after the Commission Conference at 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters affecting Commission operations. Internal Affairs Agendas and FPSC contact information is available at www.floridapsc.com.

ADA: 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 conference 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 meeting, Commission staff will attempt to give timely notice. Notice of cancellation will be provided on the Commission's website (www.floridapsc.com) under the Hot Topics link on the home page. Cancellation can also be confirmed by calling the Office of Commission Clerk at (850)413-6770.

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, November 7, 2023, 1:00 p.m.

PLACE: This is a meeting conducted by means of communications media technology (CMT). Join the meeting via Microsoft Teams from our website calendar at www.WaterMatters.org.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Supply Advisory Committee meeting: Anyone who wishes to provide public input will be able to do so by joining the meeting via Microsoft Teams. An additional telephone connection is available at (786)749-6127 and entering conference code 998-596-949#. Additional instructions regarding viewing of and participation in the meeting are available at WaterMatters.org or by calling 1(800)423-1476 and requesting assistance.

A copy of the agenda may be obtained by contacting: 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. 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; 1(800)423-1476 (FL only) or (352)325-5772 EXE0887.

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, November 7, 2023, 10:00 a.m.

PLACE: This is a meeting conducted by means of communications media technology (CMT). Join the meeting via Microsoft Teams from our website calendar at WaterMatters.org.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Industrial Advisory Committee meeting: Anyone who wishes to provide public input will be able to do so by attending the meeting via Microsoft Teams. An additional telephone connection is available at (786)749-6127 and entering conference code 749-866-046#. Additional instructions regarding viewing of and participation in the meeting are available at WaterMatters.org or by calling 1(800)423-1476 and requesting assistance.

A copy of the agenda may be obtained by contacting: 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. 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; 1(800)423-1476 (FL only) or (352)325-5772 EXE0888.

DEPARTMENT OF HEALTH

Board of Medicine

The Florida Board of Medicine's Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: (UPDATED) Thursday, November 30, 2023, 8:00 a.m., EST, or soon thereafter.

PLACE: (UPDATED) Rosen Plaza, 9700 International Dr., Orlando, FL 32819. The hotel's phone number is (407)996-9700. The hotel's website is <https://www.rosenplaza.com>

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General business of the Committee. Committee meetings may be canceled prior to the meeting date. Please check the Board's website at

<https://flboardofmedicine.gov/meeting-information> for cancellations or changes to the meeting date or time or call the Board at (850)245-4131 for more information.

A copy of the agenda may be obtained by contacting:
<https://flboardofmedicine.gov/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 7 days before the workshop/meeting by contacting: the Board by email at BOM.MeetingMaterials@flhealth.gov or by calling the Board at (850)245-4131. 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: BOM.MeetingMaterials@flhealth.gov or by calling the Board at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

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

DATE AND TIME: (UPDATED) Friday, December 1, 2023, 8:00 a.m., EST, or soon thereafter.

PLACE: (UPDATED) Rosen Plaza Hotel, 9700 International Dr., Orlando, FL 32819. The hotel's phone number is (407)996-9700. The hotel's website is <http://rosenplaza.com>

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General business of the Board. Please check the Board's website at

<https://flboardofmedicine.gov/meeting-information> for cancellations or changes to the meeting date or time or call the Board at (850)245-4131 for more information.

A copy of the agenda may be obtained by contacting:
<https://flboardofmedicine.gov/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 7 days before the workshop/meeting by contacting: the Board by email at BOM.MeetingMaterials@flhealth.gov or by calling the Board at (850)245-4131. If you are hearing or speech impaired, please

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

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

For more information, you may contact: the Board at BOM.MeetingMaterials@flhealth.gov or by calling the Board at (850)245-4131.

DEPARTMENT OF HEALTH

Board of Pharmacy

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

DATE AND TIME: December 14, 2023, 8:30 a.m., ET

PLACE: DoubleTree by Hilton Deerfield Beach-Boca Raton, 100 Fairway Dr., Deerfield Beach, FL 33441

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General Business Meeting and Disciplinary Matters.

A copy of the agenda may be obtained by contacting:
www.floridaspharmacy.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: (850)245-4474. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: (850)245-4474.

DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Division of Community Health Promotion announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 14, 2023, 12:00 noon - 1:00 p.m., EST

PLACE: Microsoft Teams Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_YTdiNGVkJOTMtMzVlNi00MjRkLWFhYzUtNzlhNWJiODgzM2Fh%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%220b10ad5e-4682-4be7-9c77-fcb5313f7f44%22%7d

Or call in (audio only): (850)792-1375 Phone Conference ID: 176 599 459#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Health, Division of Community Health Promotion is conducting the Rare Disease Advisory Council Academic Research Institutions Subcommittee meeting. The Council was created in Section 381.99, Florida Statutes, for the purpose of providing recommendations to improve health outcomes for individuals residing in Florida who have a rare disease.

A copy of the agenda may be obtained by contacting: Maggie Dilger at maggie.dilger@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Maggie Dilger at maggie.dilger@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: Maggie Dilger at maggie.dilger@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Division of Community Health Promotion announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 15, 2023, 12:00 noon - 1:00 p.m., EST

PLACE: Microsoft Teams Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MGNIZTQxODEtOTc2NC00MmZjLThhZGIYtYtEwNTQ5NGRjMjE0%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%220b10ad5e-4682-4be7-9c77-fcb5313f7f44%22%7d

Or call in (audio only): (850)792-1375 Phone Conference ID: 814 943 995#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Health, Division of Community Health Promotion is conducting the Rare Disease Advisory Council Health Care Providers Subcommittee meeting. The Council was created in Section 381.99, Florida Statutes, for the purpose of providing recommendations to improve health outcomes for individuals residing in Florida who have a rare disease.

A copy of the agenda may be obtained by contacting: Maggie Dilger at maggie.dilger@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Maggie Dilger at maggie.dilger@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: Maggie Dilger at maggie.dilger@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Family Health Services

The Florida Department of Health, Division of Community Health Promotion announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 16, 2023, 12:00 noon - 1:00 p.m., EST

PLACE: Microsoft Teams Link:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MWU4OTlkMmMtNTkzZS00MGE3LTkwMTUuMTUwMzI3YjBhOGVl%40thread.v2/0?context=%7b%22Tid%22%3a%2228cd8f80-3c44-4b27-81a0-cd2b03a31b8d%22%2c%22Oid%22%3a%220b10ad5e-4682-4be7-9c77-fcb5313f7f44%22%7d

Or call in (audio only): (850)792-1375 Phone Conference ID: 104 370 205#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Health, Division of Community Health Promotion is conducting the Rare Disease Advisory Council State Agencies Subcommittee meeting. The Council was created in Section 381.99, Florida Statutes, for the purpose of providing recommendations to improve health outcomes for individuals residing in Florida who have a rare disease.

A copy of the agenda may be obtained by contacting: Maggie Dilger at maggie.dilger@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Maggie Dilger at maggie.dilger@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: Maggie Dilger at maggie.dilger@flhealth.gov.

DEPARTMENT OF HEALTH

Division of Health Access and Tobacco

The Division of Health Community Health Promotion, Bureau of Tobacco Free Florida announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2023, 10:00 a.m.

PLACE:

Virtual,

<https://attendee.gotowebinar.com/register/6186167312636611933>

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of an Advisory Council required by Florida Statute 381.84. The council meets four times per year to provide advice to the Department of Health relating to the Comprehensive Tobacco Education and Use Prevention Program. The meetings will provide evaluation information and reports about the Tobacco Education and Use Prevention Program and each of the program’s major components including media, the cessation quitline, and community programs.

A copy of the agenda may be obtained by contacting: Tera Anderson, (850)617-1945, tera.anderson@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 72 hours before the workshop/meeting by contacting: Tera Anderson, (850)617-1945, tera.anderson@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Tera Anderson, (850)617-1945, tera.anderson@flhealth.gov.

DEPARTMENT OF FINANCIAL SERVICES
 Division of Insurance Agent and Agency Services
RULE NO.: RULE TITLE:

69B-162.011 Suitability and Disclosure in Annuity Investments - Forms Required

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

DATE AND TIME: November 20, 2023, 10:30 a.m. - 12:00 noon

PLACE: 200 East Gaines Street, Tallahassee, Florida 32399, Larson Building, Room 116

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop will consider public input on the proposed changes to the above-referenced rule.

A copy of the agenda may be obtained by contacting: Ray Wenger, Chief, Bureau of Investigation, (850)413-5605, or Ray.Wenger@myfloridacfo.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ray Wenger, Chief, Bureau of Investigation, (850)413-5605, or Ray.Wenger@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the

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

AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC.

The Area Agency on Aging of Palm Beach/Treasure Coast, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: November 8, 2023, 8:30 a.m.

PLACE: Area Agency on Aging of Palm Beach/Treasure Coast, 4400 North Congress Avenue, West Palm Beach, FL 33407

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agency business

A copy of the agenda may be obtained by contacting: Dwight Chenette, CEO, (561)684-5885 or DChenette@aaapbtc.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 2 days before the workshop/meeting by contacting: Dwight Chenette, CEO, (561)684-5885 or DChenette@aaapbtc.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: Dwight Chenette, CEO, (561)684-5885 or DChenette@aaapbtc.org.

FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY

The Florida Atlantic Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: November 16, 2023, 11:00 a.m.

PLACE: 777 Glades Rd. College of Business Executive Education – SF103 Room SF 109. Boca Raton, FL 33431

<https://us02web.zoom.us/j/9626449236?pwd=SVNNTTTRrNIZSeStCNTZqVURXZXNUUT09> Meeting ID: 962 644 9236
 Passcode: FARDA

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special meeting to consider a sublease.

A copy of the agenda may be obtained by contacting: jwales@research-park.org

EXP U.S. SERVICES

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

DATE AND TIME: November 14, 2023, 5:00 p.m.

PLACE: In-person: The Plant City Transportation Talks location will be at the Bruton Memorial Library meeting room, 302 McLendon Street, Plant City, FL 33563.

Virtual/Online: The presentation and corridor specific materials will be posted on the study website FDOTTampaBay.com. Comments can be submitted online by emailing Elizabeth Winters at Elizabeth.Winters@dot.state.fl.us.

Online: <https://www.fdotampabay.com/project/1010/452951-1>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District Seven, invites you to attend and participate in the Plant City Transportation Talks, a meeting that will begin with a brief presentation to review the two study corridors:

- US 92 from Turkey Creek Road to Park Road
- SR 39 from West Alexander Street to SR 60

Following the presentation, you are invited to participate in breakout sessions around the room for specific corridor engagement.

The purpose of the meeting is to identify potential short-term and long-term improvements within the study limits through these transportation talks.

Input is needed on the following:

- Safety
- Roadway maintenance
- Pedestrian features
- Bicycle features
- Aesthetics

Written or emailed comments may also be submitted following the meeting to Elizabeth.Winters@dot.state.fl.us or mailed to Elizabeth Winters, E.I., FDOT Planning Manager, Florida Department of Transportation, 11201 North McKinley Drive, Tampa, FL 33612 or by phone at (813)975-6499. You may also view a copy of the presentation or make comments through the study website,

www.fdotampabay.com/project/1010/452951-1.

FDOT representatives are available to discuss the proposed improvements, answer questions, and receive comments. The deadline to submit official comments related to these studies is November 28, 2023.

A copy of the agenda may be obtained by contacting: Elizabeth Winters, E.I., FDOT Planning Manager at (813)975-6499, or via email at Elizabeth.Winters@dot.state.fl.us, or by mail at 11201 North McKinley Drive, Tampa, Florida 33612.

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: Roger Roscoe, FDOT Title VI Coordinator, at (813)975-6411, or via email at Roger.Roscoe@dot.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: Elizabeth Winters, E.I., FDOT Planning Manager at (813)975-6499, or via email at Elizabeth.Winters@dot.state.fl.us, or by mail at 11201 North McKinley Drive, Tampa, Florida 33612.

SUNSHINE STATE ONE CALL OF FLORIDA

The Sunshine State One Call of Florida, Inc., d/b/a Sunshine 811 announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 17, 2023, 8:30 a.m. – 5:00 p.m., Board of Directors

PLACE: Sunshine 811, 11 Plantation Road, DeBary, Florida 32713

All meetings will be held in-person at the call center and remotely by video and phone conference.

To participate, please click on:

Sunshine 811 Board of Directors Meeting

Hosted by Sunshine 811

<https://sunshine811.webex.com/sunshine811/j.php?MTID=mb631c5ce0600d6c1a219fecd7574a1d>

Friday, November 17, 2023 8:30 a.m. | 9 hours | (UTC-04:00) Eastern Time (US & Canada)

Meeting number: 2633 553 0066

Password: CAjjusnA559 (22558762 from video systems)

Join by video system

Dial 26335530066@sunshine811.webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

+1(415)655-0001 US Toll

1(844)621-3956 United States Toll Free

Access code: 263 355 30066

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors Meeting: Purpose – Regular quarterly business meeting; Committee reports and presentation of motions to the Board of Directors

A copy of the agenda may be obtained by contacting:

AGENDA FOR November 16 & 17, 2023:

www.sunshine811.com/agenda

For more information, you may contact: Lori Budiani, Executive Assistant: lori.budiani@sunshine811.com .

HNTB

The Florida Department of Transportation (FDOT), Florida's Turnpike Enterprise announces a public meeting to which all persons are invited.

DATES AND TIMES: Virtual and by phone: November 13, 2023, 5:30 p.m. (Options 1 & 2)

In-person: November 16, 2023, 5:30 p.m. - 7:30 p.m. (Option 3)

PLACE: Option 1: Virtually via a computer, tablet, or smartphone

Option 2: By phone in listen-only mode. Call (866)901-6455 and enter access code 354-580-573.

Option 3: In-person at the Hampton Inn & Suites located at 2855 NE 9th St. Homestead, FL 33033

If the in-person Public Information Meeting cannot be held on November 16, 2023, due to severe weather or unforeseen conditions, it will be held on the alternate date of December 7, 2023, at the same time and place.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Financial Project Identification Number: 444111-1

Project Description: Widen Turnpike Mainline/SR 821 from Campbell Dr. to Tallahassee Rd. (Milepost 3-7)

The Florida Department of Transportation (FDOT), Florida's Turnpike Enterprise will hold a Public Information Meeting for the above referenced project. The Enterprise will provide several options to participate in the meeting. You may participate virtually, by telephone in listen-only mode, or in person. The information presented at all attendance options will be the same.

Please visit

www.Widen-TPK-CampbelltoTallahassee.com

to register for the Public Information Meeting and to select your participation option. Please note that registration works best in the Google Chrome, Microsoft Edge, or Firefox web browsers. Once registered, you will receive a confirmation email that includes instructions on how to join the public meeting online. To join the virtual meeting by phone in listen-only mode, call (866)901-6455 and enter access code 354-580-573. While the virtual meeting will include a formal presentation, the in-person meeting will be conducted in an informal open house format.

The project's objectives are to provide needed capacity improvements to accommodate future traffic demands along Florida's Turnpike and extend the life of the existing pavement through repaving of the roadway and interchange ramps within the project limits. The proposed improvements include widening the Turnpike from four (4) lanes to six (6) lanes from Campbell Drive to north of Tallahassee Road. Work includes pavement widening, reconstruction, repaving, bridge widening, and stormwater drainage improvements. Noise walls will be constructed in qualifying areas. Interchange improvements will be included at the Biscayne Drive Interchange and the Tallahassee Road Interchange. A new northbound on-ramp will be added to the Tallahassee Road Interchange. Signalization, and signing and pavement marking improvements are also included in this project.

This meeting will give interested people an opportunity to review the project design and ask questions about the proposed improvements. Displays that illustrate the proposed improvements will be available at the meeting, along with

informational videos. All meeting materials will be available for review the day of the virtual meeting on the project website, www.Widen-TPK-CampbelltoTallahassee.com.

For assistance registering for the Public Information Meeting, or for additional information, please contact the project manager (see below). People wishing to submit questions or comments may do so at the meeting or may contact the project manager. All comments received or postmarked on or before December 7, 2023, will be included in the records for the Public Information Meeting.

A copy of the agenda may be obtained by contacting: Justin Relitz, P.E., Project Manager (Consultant to Florida's Turnpike Enterprise). Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status.

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: Justin Relitz, P.E., Project Manager. If any person requires translation services (free of charge), please also advise the project manager at least seven (7) days before the meeting. 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: Justin Relitz, P.E., Project Manager at (407)264-3304 or by email at Justin.Relitz@dot.state.fl.us.

THE CORRADINO GROUP, INC.

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

DATE AND TIME: Wednesday, November 8, 2023, 5:00 p.m. – 7:00 p.m.

PLACE: Please use the following link to register for the virtual session:

<https://bit.ly/3qUymuF>.

If you prefer to dial in by phone, call +1(631)992-3221 and then dial the Audio Access Code: 160-249-796. The in-person session will be at the Old Fort Pierce City Hall, Second Floor, located at 315 Avenue A, Fort Pierce, FL 34950.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Financial Management No.: 446109-1-52-01

Project Description: State Road (SR) 5/US 1 Resurfacing Project in the City of Fort Pierce

The project improvements consist of milling and resurfacing the existing travel lanes with the exception of the Taylor Creek Bridge, upgrading deficient sidewalks and curb ramps, installing new pavement markings, upgrading signage, and upgrading pedestrian signals and pushbutton detectors at signalized intersections.

Construction will begin in November 2023 and is estimated to be completed in Fall 2024. The estimated cost is \$6.1 million. The Construction Open House will be held virtually and in person. The virtual public meeting is scheduled for Wednesday, November 8, 2023, from 5:00 p.m. – 6:00 p.m. with a brief presentation followed by questions and comments from the public. The in-person open house is scheduled for Wednesday, November 8, 2023, from 6:00 p.m. – 7:00 p.m. at the Old Fort Pierce City Hall, Second Floor, located at 315 Avenue A, Fort Pierce, FL 34950, and will have an informal open house format. FDOT staff and consultant staff members will be available to discuss the project and answer questions.

A copy of the agenda may be obtained by contacting: No agenda.

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: Mark Freeman, FDOT Project Manager, at (772)429-4904 or by email at mark.freeman@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. 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: Samantha Kayser, Community Outreach Specialist, at (772)579-5479 or by email at skayser@corradino.com.

Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has declined to rule on the petition for declaratory statement filed by Jack A. Butler on August 29, 2023. The following is a summary of the agency's declination of the petition:

Petitioner alleged that Broward County adopted local administrative amendments to the Florida Building Code which contravene various provisions in the chapters of Florida Statutes that deal with the practice of architecture, engineering, and construction contracting, and asserted that the amendments were improperly adopted. Petitioner sought a declaratory statement from the Florida Building Commission which would

i) declare Broward County's local administrative amendments to be in conflict with state licensing law; ii) prophylactically prohibit local authorities from interpreting Florida Building Code provisions in such a way as to violate state licensing law; iii) create a definition for the term "administrative amendment," iv) state whether local governments must provide a fiscal impact statement when adopting a local administrative amendment; v) rule that Broward County improperly adopted their local administrative amendments, and vi) resolve an alleged paradox between the provisions of section 101.2, Florida Building Code, Building, 7th Edition (2020), and section R101.2.1, Florida Building Code, Residential, 7th Edition (2020). On October 17, 2023, the Commission declined to answer the petition, on the grounds that its questions deal with subjects outside of the Commission's authority, address actions taken by other entities, and are not the proper subject for a declaratory statement from the petitioner, given the facts presented.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001 Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by George Merlin on August 09, 2023. The following is a summary of the agency's disposition of the petition:

Petitioner requested answers to the following questions, based upon the project described within his petition: 1a. Is the DFE based on ASCE / FEMA FIRM maps and NOT based on FDEP's 100-year storm elevation? 1b. Is the DFE based on the higher FDEP elevation? 2. Does the FBC allow an enclosed bathroom and snack bar to be provided at the ground level of this residence, if the bathroom and snack bar are above the +11.0 ASCE / FEMA FIRM map elevation and below the +18.3 NAVD FDEP elevation and their enclosure walls are breakaway with fixtures and utilities not attached to any breakaway walls? 3. Are the pool bath and snack bar enclosures described above considered a non-habitable use and / or non-habitable structure? On October 17, 2023, the Commission provided the following answers: In response to part (a) of Petitioner's first question, the answer is no. The DFE and FDEP 100-year storm elevation refer to the elevation of the water surface, and pursuant to section 3109.3.3, Florida Building

Code, Building, 7th Edition (2020), the bottom of the horizontal member of the lowest floor for the project in question must be at or above the higher of the elevations specified in ASCE 24 and the FDEP 100-year storm elevation. Part (b) of Petitioner’s first question is addressed by the preceding answer to part (a). In response to Petitioner’s second question, the answer is yes. Pursuant to section 3109.3.4, Item 5, Florida Building Code, Building, 7th Edition (2020), an enclosed bathroom and snack bar are allowed to be provided at the ground level of the residence in question if the said bathroom and snack bar are above the elevation specified by ASCE 24 and below the FDEP 100-year storm elevation. In response to Petitioner’s third question, the answer is yes. Pursuant to the definitions of “Allowed Use” and “Habitable Space” in the Florida Building Code, Building, 7th Edition (2020), the pool bath and snack bar in question that are located above the elevation specified by ASCE 24 and below the FDEP 100-year storm elevation are considered non-habitable spaces.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk’s Office, Department of Business and Professional Regulation, 2601 Blair Stone Road, Tallahassee, Florida 32399, (850)921-0342, AGC.Filing@myfloridalicense.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**

DEPARTMENT OF FINANCIAL SERVICES
Division of Investigative and Forensic Services
Agency Ad. No. 430:0210 – Duval County/(VIP Advertisement No. ITN - 06990)

Notice of Invitation to Negotiate for Leased Space
The Department of Financial Services (“Agency”) will receive sealed Replies to an Invitation to Negotiate (“ITN”) in which the Agency is seeking between 15,924 and 17,600 usable square feet of contiguous space. The type of space required is Office and related infrastructure for the Department of Financial Services and will include its Division of Investigative and Forensic Services, Division of Insurance Agent and Agency Services, Division of Consumer Services, Division of Public Assistance Fraud, and Division of State Fire Marshal. Space is to be located within boundaries as outlined on Page 4 of the ITN.

Point of Contact: The Agency has authorized Savills Occupier Services, Inc. to be its exclusive representative during this solicitation for space. Inquiries and comments about this ITN should be directed to Jerry Thornbury (jthornbury@savills.us), or Brittany Ward (bward@savills.us).

Reply Due Date/Time: Complete written Replies are due by December 13, 2023 at 1:00 p.m.. The written Replies are acceptable via U.S. Mail, private courier service, or hand-delivery to:

Department of Financial Services, Office of Purchasing and Contractual Services, Larson Building, 200 East Gaines Street, Suite #146, Tallahassee, FL 32399

The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to any public meeting identified within the solicitation. The Department will post notice of any changes regarding this solicitation or additional meetings within the VIP in accordance with Section 287.042(3), Florida Statutes, and will not re-advertise the notice in the Florida Administrative Register (FAR). To access the VIP go to the following web address:

<https://vendor.myfloridamarketplace.com/>

ADA Requirements: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in any meeting is asked to advise

the agency at least 48 hours before the meeting by contacting the Point of Contact – see 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).

**Section XII
Miscellaneous**

DEPARTMENT OF STATE

Index of Administrative Rules Filed with the Secretary of State Pursuant to subparagraph 120.55(1)(b)6. – 7., F.S., the below list of rules were filed in the Office of the Secretary of State between 3:00 p.m., Friday, October 27, 2023 and 3:00 p.m., Thursday, November 2, 2023.

Rule No.	File Date	Effective Date
12E-1.023	10/27/2023	11/16/2023
12E-1.036	10/27/2023	11/16/2023
5E-13.021	10/30/2023	11/19/2023
5E-13.022	10/30/2023	11/19/2023
5E-13.027	10/30/2023	11/19/2023
5E-13.030	10/30/2023	11/19/2023
5E-13.031	10/30/2023	11/19/2023
5E-13.032	10/30/2023	11/19/2023
5E-13.0332	10/30/2023	11/19/2023
5E-13.036	10/30/2023	11/19/2023
5K-4.020	10/31/2023	11/20/2023
5K-4.035	10/31/2023	11/20/2023
6A-1.0014	11/1/2023	11/21/2023
6A-1.09422	11/1/2023	11/21/2023
6A-1.0955	11/1/2023	11/21/2023
6A-1.09981	11/1/2023	11/21/2023
6A-1.099827	11/1/2023	11/21/2023
6A-3.003	11/1/2023	11/21/2023
6A-4.0012	11/1/2023	11/21/2023
6A-4.0021	11/1/2023	11/21/2023
6A-4.004	11/1/2023	11/21/2023
6A-4.00821	11/1/2023	11/21/2023
6A-5.030	11/1/2023	11/21/2023
6A-5.067	11/1/2023	11/21/2023
6A-5.081	11/1/2023	11/21/2023
6A-6.03311	11/1/2023	11/21/2023
6A-6.0521	11/1/2023	11/21/2023
6A-6.0571	11/1/2023	11/21/2023

6A-6.0575	11/1/2023	11/21/2023
6A-6.0784	11/1/2023	11/21/2023
6A-6.0786	11/1/2023	11/21/2023
6A-6.0791	11/1/2023	11/21/2023
6A-7.0714	11/1/2023	11/21/2023
6A-10.042	11/1/2023	11/21/2023
6E-7.001	11/1/2023	11/21/2023
6M-8.620	11/1/2023	11/21/2023
6M-8.621	11/1/2023	11/21/2023
12C-1.051	11/1/2023	11/21/2023
33-210.201	11/2/2023	11/22/2023
59G-4.085	10/27/2023	11/16/2023
64B16-27.797	10/27/2023	11/16/2023
64B19-13.003	11/1/2023	11/21/2023
68B-5.007	10/27/2023	10/1/2023
68B-14.0035	11/2/2023	10/26/2023
68B-14.00355	11/2/2023	10/26/2023
68B-14.004	11/2/2023	10/26/2023
68B-14.0045	11/2/2023	10/26/2023

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	**/**/****

DEPARTMENT OF EDUCATION

State Board of Education

Waiver Request Regarding 1% Participation Cap for Alternate Assessment

Pursuant to 34 C.F.R. § 200.6(c)(4), the Florida Department of Education (FDOE) is requesting a waiver from the alternate assessment 1% participation cap placed on the states under the federal Every Student Succeeds Act (ESSA). Receiving this waiver would allow time to continue to support the local educational agencies (LEAs) to ensure that the most appropriate instruction is delivered and that the most appropriate assessment is administered to every child.

The draft waiver request is available at

<https://www.fldoe.org/academics/exceptional-student-edu/>.

Public comments will be accepted until November 14, 2023. Comments may be submitted via email at DOEBEES@fldoe.org.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

NOTICE OF WITHDRAWAL

The Agency for Health Care Administration hereby notices withdrawal from review of the following Certificate of Need application:

County: Lake District: 3E

CON #10741 Decision Date: November 1, 2023

Applicant/Facility/Project: Charis Healthcare Holdings, LLC – New hospice program

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Register pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

GRACE PERIOD LETTER OF INTENT

The Agency for Health Care Administration received and accepted the following letter of intent for the November 15, 2023 application filing date for the Nursing Home & ICF/DD batching cycle:

County: Palm Beach District: 9-4

Date Filed: November 1, 2023 LOI #: N2310016

Applicant/Facility/Project: Boca Raton FL Opco LLC d/b/a Stratford Court of Boca Raton – Add 90 community nursing home beds through the transfer of 90 beds from Jupiter Medical Center Pavilion, Inc.

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after December 20, 2023, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on November 22, 2023.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

Request for Written Comments on Biological Status

RULE NO.: RULE TITLE:

68A-27.0012 Procedures for Listing and Removing Species from Florida's Endangered and Threatened Species List

The Florida Fish and Wildlife Conservation Commission has received and initiated species evaluation requests to list the southern dusky salamander (*Desmognathus auriculatus*), alligator gar (*Atractosteus spatula*), and blackbanded sunfish (*Enneacanthus chaetodon*) as state-designated Threatened species pursuant to subsection 68A-27.0012(2), Florida

Administrative Code (F.A.C.). The Commission requests written information and data on the biological status of these three species pursuant to sub subparagraph 68A-27.0012(2)(c)2.b., F.A.C. The Commission is specifically requesting information on: population size and trends; distribution and range; threats to the species; published population viability models; and specific aspects of the species life history that may influence the status of the species. In accordance with subparagraph 68A-27.0012(2)(d)2., F.A.C., information on the management needs and the socio/economic impacts of the listing will be sought at a future date, in preparation for the drafting of the species-specific action plan for inclusion into the Imperiled Species Management Plan. Information and data should be sent to: Dr. Katherine Richardson, Florida Fish and Wildlife Conservation Commission, 1875 Orange Ave East (Mail Code: 2A), Tallahassee, FL 32311 or emailed to Imperiled@MyFWC.com. Responses will be accepted until 5:00 p.m., Friday, December 29, 2023.

DEPARTMENT OF COMMERCE

Division of Community Development

Commerce Final Order No. COM-23-043

FINAL ORDER

APPROVING LAKE COUNTY ORDINANCE NO. 2023-60

The Florida Department of Commerce (“Commerce”), formerly known as the Florida Department of Economic Opportunity[1], hereby issues its Final Order, pursuant to section 380.05(6), Florida Statutes, approving land development regulations adopted by Lake County, Florida, Ordinance No. 2023-60 (the “Ordinance”).

FINDINGS OF FACT

1. The Green Swamp Area is designated by section 380.0551, Florida Statutes, as an area of critical state concern. Lake County is a local government within the Green Swamp Area.
2. The Ordinance was adopted by Lake County on September 26, 2023, and rendered to Commerce on October 2, 2023.
3. The Ordinance amends section 3.01.02.A, Residential Uses, and section 9.10.02, Design Standards, of the Lake County Code, Appendix E, Land Development Regulations, to remove the pitch and overhang requirements for roofs of residential buildings and roofs of nonresidential buildings and parcels within the Commercial, Industrial, and Community Facility zoning facilities.

CONCLUSIONS OF LAW

4. Commerce is required to approve or reject land development regulations that are adopted by any local government in the Green Swamp Area of Critical State Concern. See section 380.05(6), Florida Statutes.
5. “Land development regulations” include “local zoning, subdivision, building, and other regulations controlling the

development of land.” Section 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.

6.The Ordinance is consistent with the Lake County Comprehensive Plan generally, as required by section 163.3177(1), Florida Statutes, and specifically is consistent with Objective I-1.1 and Policy I-1.3.1.2, and Policy I-1.3.1.4.

7.All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. See section 380.05(6), Florida Statutes. The Principles for Guiding Development for the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003(1), Florida Administrative Code.

8.The Ordinance is consistent with the Principles for Guiding Development for the Green Swamp Area of Critical State Concern as a whole.

WHEREFORE, IT IS ORDERED that Commerce finds that Lake County Ordinance No. 2023-60 is consistent with the Lake County Comprehensive Plan and the Principles for Guiding Development for the Green Swamp Area of Critical State Concern and is hereby APPROVED.

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

DONE AND ORDERED in Tallahassee, Florida.

/s/ Meredith Ivey, Meredith Ivey, Deputy Secretary, Division of Community Development, Florida Department of Commerce [1] On July 1, 2023, pursuant to Chapter 2023-173, Laws of Florida, the Florida Department of Economic Opportunity was renamed to the Florida Department of Commerce (“Commerce”).

Notice of administrative rights

Any person whose substantial interests are affected by this order has the opportunity for an administrative proceeding pursuant to section 120.569, Florida statutes, BY FILING A PETITION.

A petition must be filed with the agency clerk of the FLORIDA department of COMMERCE within 21 calendar days of BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER. A petition is filed when it is received by:

Agency Clerk, FLORIDA Department of Commerce, Office of the general Counsel, 107 East Madison St., MSC 110, Tallahassee, Florida 32399-4128. Fax (850)921-3230, agency.clerk@COMMERCE.FL.GOV

You waive the right to any administrative proceeding if you do not file a petition with the agency clerk within 21 calendar days of BEING PUBLISHED IN THE FLORIDA ADMINISTRATIVE REGISTER.

For the required contents of a petition challenging agency action, refer to SUBSECTIONS 28-106.104(2), 28-106.201(2), and RULE 28-106.301, Florida Administrative Code.

Depending on whether or not material facts are disputed in the petition, a hearing will be conducted pursuant to either sections 120.569 and 120.57(1), Florida statutes, or Sections 120.569 and 120.57(2), Florida statutes.

Pursuant to section 120.573, Florida statutes, and chapter 28, part iv, Florida administrative code, YOU ARE NOTIFIED THAT mediation is not available.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 2nd day of November, 2023.

/s/ Karis De Gannes, Karis De Gannes, Agency Clerk, Florida Department of Commerce, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128, Telephone: (850)245-7151, Facsimile: (850)921-3230, Agency.clerk@commerce.fl.gov

By U.S. Mail:

The Honorable Kirby Smith, Chairman, Lake County Board of County Commissioners, P.O. Box 7800, Tavares, FL 32778

The Honorable Gary J. Cooney, Clerk of the Circuit Court and Comptroller, Lake County, P.O. Box 7800. Tavares, FL 32778

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

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